

COMMITTEE OF THE WHOLE AGENDA Board of Commissioners, St. Louis County, Minnesota

March 12, 2024

Immediately following the Board Meeting, which begins at 10:00 A.M. County Board Room, St. Louis County Courthouse, Duluth

CONSENT AND REGULAR AGENDA:

All matters listed under the consent agenda are considered routine and/or non-controversial and will be enacted by one unanimous motion. If a commissioner requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately. For items on the Regular Agenda, citizens will be allowed to address the Board at the time a motion is on the floor.

CONSENT AGENDA:

Minutes of March 5, 2024

Health & Human Services Committee, Commissioner Boyle, Chair

1. Request to Apply for the Minnesota Housing Finance Agency Family Homeless Prevention Assistance Program (FHPAP) Grant Award [24-108]

Public Works & Transportation Committee, Commissioner Musolf, Chair

- 2. Surveying Services Agreement with Northern Lights Surveying Services (NLSS) for Public Land Survey System (PLSS) Remonumentation Project RFP 5972 (CP 0000-816976) [24-109]
- 3. Acquisition of Right of Way for Reclaim & Overlay and MN DNR Water Access Improvement Project on County Road 655 (South White Iron Road) in Morse Township; CP 0655-556175 [24-110]

Finance & Budget Committee, Commissioner Harala, Chair

- 4. Town of Pike Recreation Equipment Upgrade Project, American Rescue Plan Act Revenue Loss Funding [24-111]
- 5. Hibbing Mine View Relocation Project, American Rescue Plan Act Revenue Loss Funding [24-112]

Environment & Natural Resources Committee, Commissioner Jugovich, Chair

- 6. Donations by The Nature Conservancy and the Ruffed Grouse Society [24-113]
- 7. Land Donation from Northern Waters Land Trust [24-114]

TIME SPECIFIC PRESENTATIONS:

10:15 AM Accelerating Industrial Decarbonization in MN ~ Rolf Weberg, Ph.D., NRRI - UMD

REGULAR AGENDA:

Public Works & Transportation Committee, Commissioner Musolf, Chair

1. Award of Bids: High Friction Surface Treatment Project (CP 0000-677357, SP 069-070-071, HSIP 6924(182)) [24-115]

Resolution awarding a high friction treatment project for various County State Aid Highways (CSAH) to low-bidder Fahrner Asphalt Sealers, LLC of Plover, WI.

2. Award of Bids: Bridge 69A89 (County Bridge 679) Construction and Approach Grading Project (CP 0025-555607, SAP 069-625-023 (Br 679)) [24-116]

Resolution awarding a bridge construction and approach project for County Bridge 679 in Field Township to low-bidder Northland Constructors of Duluth, a Division of Mathy Construction Company of Duluth, MN.

Public Safety & Corrections Committee, Commissioner Grimm, Chair

1. Professional Services Agreement with Tyler Technologies, Inc. [24-117]
Resolution authorizing a single-source contract with Tyler Technologies, Inc. of Troy, MI for Sheriff's Office public safety software.

COMMISSIONER DISCUSSION ITEMS:

Commissioners may introduce items for future discussion, or report on past and upcoming activities.

ADJOURNED:

NEXT COMMITTEE OF THE WHOLE MEETING DATES:

March 26, 2024 Buhl Kinney Senior Center, 302 Frantz St., Buhl

April 2, 2024 St. Louis County Courthouse, 100 N. 5th Ave. W., Duluth April 9, 2024 St. Louis County Courthouse, 100 N. 5th Ave. W., Duluth

BARRIER FREE: All St. Louis County Board meetings are accessible to individuals with physical or intellectual differences. Attempts will be made to accommodate any individual needs for special services. Please contact St. Louis County Administration (218-726-2450) early so necessary arrangements can be made.

COMMITTEE OF THE WHOLE ST. LOUIS COUNTY BOARD OF COMMISSIONERS

March 5, 2024

Location: St. Louis County Courthouse, Duluth, Minnesota

Present: Commissioners Harala, Boyle, Grimm, McDonald, Musolf, Jugovich and Chair Nelson

Absent: None

Convened: Chair Nelson called the meeting to order at 10:39 a.m.

CONSENT AGENDA

McDonald/Harala moved to approve the consent agenda. The motion passed. (7-0)

• Minutes of February 27, 2024

- Microsoft SharePoint Intranet Design, Development, and Implementation [24-100]
- Renewal of ESRI Enterprise Software Licensing [24-101]
- Toivola Township Playground Equipment Upgrade Project, American Rescue Plan Act Revenue Loss Funding [24-102]
- Memorandum of Understanding Regarding Treatment of Security Information at St. Louis County Jail/Lockup (Jails) [24-103]
- Class I Demolition Waste Haulage Contract Amendment [24-104]

Establishment of Public Hearings

Harala/McDonald moved that the St. Louis County Board will convene a public hearing for Tuesday, April 9, 2024, at 10:05 a.m., Duluth Courthouse, Duluth, MN, for the purpose of obtaining public comment to further amend the 2023 Fee Schedule. [24-105]. The motion passed. (7-0)

Public Works & Transportation Committee

Jugovich/McDonald moved to award a bid to TNT Construction Group, LLC, Grand Rapids, MN, in the amount of \$493,100 for project CP 0000-798459 (2024 North Crushing), aggregate crushing for various pits in northern St. Louis County. [24-106]. County Administrator Kevin Gray commented that the crushing agreement includes a partnership with the City of Chisholm and the Town of White. The motion passed. (7-0)

Central Management & Intergovernmental Committee

McDonald/Harala moved that the St. Louis County Board adopts the following amendments to the St. Louis County Purchasing Rules and Regulations:

- Section II. Purchasing Definitions:

Direct Negotiation - "Direct Negotiation" means a direct solicitation with a specific

vendor or individual without requesting or obtaining additional quotes. means obtaining two or more quotations for a purchase or sale when possible, and without advertising for bids otherwise complying with the requirements of competitive bidding.

Open Market - "Open Market" means obtaining two or more quotations for a purchase or sale when possible, and without advertising for bids otherwise complying with the requirements of competitive bidding. means an individual solicitation with a specific vendor or individual without requesting or obtaining additional quotes.

- Section III. Bidding and Purchasing Requirements

A.4.a. If the contract is made upon *Direct Negotiation* Open Market, it shall be based, so far as practicable, on at least two quotations which shall be kept on file for a period of at least one year after their receipt.

A.4.b. "Open Market Direct Negotiation" means an individual direct solicitation with a specific vendor or individual without requesting or obtaining additional quotes.

B.6.g. Whether bidder is in default with any other contracts with the *CountyT*.

E.4. Authority to Debar or Suspend. The <u>Purchasind Purchasing Director</u> is delegated authority to debar or suspend a party from participating in County contracts.

- Section VI. Purchase Orders and Year End Encumbrances

Under A. 2. No purchase order is required for the following purchases: Add "h. Election Infrastructure. Defined as goods and services required to process elections mandated by the state."

All subsequent list items are renumbered appropriately.

- Section VII. Other Procedures

B.3. All property leases for one or more years are subject to the Property Acquisition/Leases Policy review and approval and must be approved by approval of the Auditor's Office and Property Management, prior to the approval of the County Board. Lease renewals need only be approved by the Department Head and the Property Manager. Leases may be renewed for the length of the original contract only once. Copies of all leases shall be maintained by Property Management.

- APPENDIX A. St. Louis County Board Resolutions Add Resolution 23-515, Adopted October 10, 2023, to Appendix A as Paragraph L.

Further, that amendments will be effective upon adoption of this resolution. [24-107]. Purchasing Director Donna Viskoe provided the Board with a brief overview of the amendments and said the department is planning on reviewing purchasing rules annually in March. The motion passed. (7-0)

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Public Safety & Corrections Committee

Grimm/Jugovich moved that the St. Louis County Board authorizes the purchase of 10 fleet vehicles and equipment from North Country GM, of Hibbing, MN; Ford of Hibbing, Hibbing MN; and Emergency Automotive Technologies, Inc., of Hermantown, MN, in accordance with State of Minnesota Contract Pricing in the amount of \$757,286.04. [24-108]. The motion passed. (7-0)

COMMISSIONER DISCUSSION ITEMS AND REPORTS

Commissioner Grimm thanked Commissioners for signing a letter in support of efforts to unionize by the Advanced Practice Providers (APP) of Essentia Health. In addition, Commissioner Grimm commented that there are ongoing talks with AFSCME to support the 911 dispatch employees.

Commissioner Boyle commended the work of Deputy Administrator Brian Fritsinger who announced he will be retiring.

Commissioner Nelson noted that Commissioners will be heading to the State Capital for Duluth & St. Louis County Days and commented about the loss of jobs from the closure of Northern Foundry in Hibbing. Commissioner Nelson said progress is being made on the Northern Lights Express (NLX) project; Bob Manzoline, Executive Director of the St. Louis & Lake Counties Railroad Authority, met with Governor Walz yesterday and is meeting with the MN Department of Transportation (MnDOT) today.

At 10:56 a.m., Harala/Grimm moved to adjourn the meet	ting. The motion passed. (7-0)
Keith Nelson, Chair of the County Board	
Phil Chapman, Clerk of the County Board	



St. Louis County Board of Commissioners Request for Board Action 24 - 108

Committee: Public Health & Human Services Date: March 12, 2024

From: Linnea Mirsch, Director

Public Health & Human Services Attachments: \square yes \boxtimes no Reviewed by: Kevin Z. Gray, County Administrator Consent: \boxtimes yes \square no

ITEM: Request to Apply for the Minnesota Housing Finance Agency Family

Homeless Prevention Assistance Program (FHPAP) Grant Award

Background/Overview:

The Minnesota Housing Finance Agency (MHFA) has grant funds available through the Family Homeless Prevention and Assistance Program (FHPAP) to nonprofit organizations and counties. St. Louis County has applied for and received funding since 1995. The St Louis County Board approved the FHPAP funding application for the 2023-2025 biennium on March 7, 2023, Board Resolution No. 23-156.

FHPAP funds are used to assist families with children, youth/unaccompanied youth, and single adults who are homeless or are at imminent risk of homelessness. Funds are used for a range of activities aimed at homelessness prevention, minimizing episodes of homelessness, and eliminating repeat episodes of homelessness.

MHFA recently announced another request for proposals with the availability of up to \$27.5M in FHPAP funding to provide supportive services and direct financial assistance to help households who are homeless or at imminent risk of homelessness to retain their housing or obtain housing. St. Louis County PHHS is requesting to apply for up to \$500,000 in funding that will address known gaps with current sub-grantees (direct assistance, supportive services/staffing and coordinated entry support) as well as additional administrative funding to identify, measure and address racial disparities.

Applicants are strongly encouraged to plan efforts to serve populations disproportionately impacted by homelessness to address the racial disparities that exist within Minnesota's homeless population. In the most recent award cycle, the expanded pool of community partners who will be implementing the program in St. Louis County include two BIPOC-led organizations in northern and southern St. Louis County. Interventions and activities include coordinated entry, street outreach, prevention, and rapid re-housing.

Policy Objectives:

The 2018 Minn. Stat. § 462A.204 Family Homeless Prevention and Assistance Program provides requirements as they pertain to selection criteria, project design, authorized use of the grant and requirements for an advisory committee.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

Funds have been utilized to support community partner agencies in the most recent grant cycle to serve over 800 households with Homeless Prevention strategies and Direct Assistance funding to

alleviate housing crises. A portion of these funds will be used to support a planner position in the Housing and Homelessness Unit in the Behavioral Health Division of PHHS. Chapter 11 (Grant Management) of the St. Louis County Board Policy Manual requires specific financial and cost information be provided to the Board prior to applying for and/or accepting a grant. This is not a new funding source and as such has been anticipated in our budget planning. No direct cost share is required.

Recommendation:

It is recommended that the St. Louis County Board authorize the Public Health and Human Services Department to apply for the Minnesota Housing Finance Agency's RFP for the Family Homeless Prevention Assistance Program for the 2024 -2025 grant opportunity.

Request to Apply for the Minnesota Housing Finance Agency Family Homelessness Prevention and Assistance Program (FHPAP) Grant Award

WHEREAS, The Minnesota Housing Finance Agency (MHFA) awards grant funds to counties to fund services for the homeless and those at risk of homelessness; and

WHEREAS, St. Louis County has applied for and received funding from the MHFA Family Homeless Prevention and Assistance Program (FHPAP) consistently since the 1995-1997 biennium to fund services for the homeless and those at risk of homelessness; and

WHEREAS, MHFA recently announced another request for proposals with the availability of up to \$27.5M in FHPAP funding to provide supportive services and direct financial assistance to help households who are homeless or at imminent risk of homelessness to retain their housing or obtain housing; and

WHEREAS, The St. Louis County Public Health and Human Services Department is requesting to apply for up to \$500,000 in funding that will address known gaps with current subgrantees (direct assistance, supportive services/staffing and coordinated entry support) as well as additional administrative funding to identify, measure and address racial disparities.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to apply for up to \$500,000 in MHFA FHPAP grant funding.



St. Louis County Board of Commissioners Request for Board Action 24 – 109

Committee: **Public Works & Transportation** Date: March 12, 2024

From: James T. Foldesi, County Engineer/

Public Works Director Attachments: ⊠ yes □ no

Reviewed by: Kevin Z. Gray, County Administrator Consent:

□ yes □ no

ITEM: Surveying Services Agreement with Northern Lights Surveying Services

(NLSS) for Public Land Survey System (PLSS) Remonumentation Project –

RFP 5972 (CP 0000-816976)

Background/Overview:

In 2023 the St. Louis County Board authorized the Public Works Department to enter into a "Good Neighbor Agreement" with the United States Forest Service (USFS) (FS Agreement No. 23-GN-11090900-038) to remonument the Public Land Survey System (PLSS) in the north half of Township 58 North, Range 13 West.

The Public Works Department, in tandem with the Purchasing division, prepared a solicitation for surveying services for the recovery, restoration and perpetuation of corners of the Public Land Survey System (PLSS) in the north half of Township 58 North, Range 13 West. Proposals were requested and let on February 23, 2024, and the County received four (4) proposals, listed in the following table:

Consultant	City/State
Northern Lights Surveying Services	Virginia, MN
LHB, Inc.	Duluth, MN
Widseth	Hibbing, MN
KLD	Brainerd, MN

Through the quality-based selection method, Northern Lights Surveying Services was determined to have the necessary training, experience, and knowledge to successfully complete the contract.

Policy Objectives:

The project was solicited by the St. Louis County Purchasing Division, under Minnesota State Statute §471.345 Uniform Municipal Contracting Law.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The total cost of the contract is \$194,210.00 and will be funded in accordance with the "Good Neighbor Agreement" (FS Agreement No. 23-GN-11090900-038), payable from Fund 220, Agency 220753, Object 626600.

Recommendation

It is recommended that the St. Louis County Board authorize the appropriate County officials to enter into an agreement and approve any amendments with Northern Lights Surveying Services for surveying services for the recovery, restoration, and perpetuation of corners of the Public Land Survey System.

Surveying Services Agreement with Northern Lights Surveying Services (NLSS) for Public Land Survey System (PLSS) Remonumentation Project – RFP 5972 (CP 0000-816976)

BY COMMISSIONER	
BY COMMISSIONER	

WHEREAS, In 2023 St. Louis County entered into a "Good Neighbor Agreement" with the United States Forest Service (USFS) (FS Agreement No. 23-GN-11090900-038) to remonument the Public Land Survey System (PLSS) in the north half of Township 58 North, Range 13 West; and

WHEREAS, To complete the project, the Public Works Department, in tandem with the Purchasing division, prepared a solicitation for surveying services for the recovery, restoration and perpetuation of corners of the Public Land Survey System (PLSS) in the north half of Township 58 North, Range 13 West; and

WHEREAS, Proposals were requested and let on February 23, 2024, and the County received four (4) proposals; and

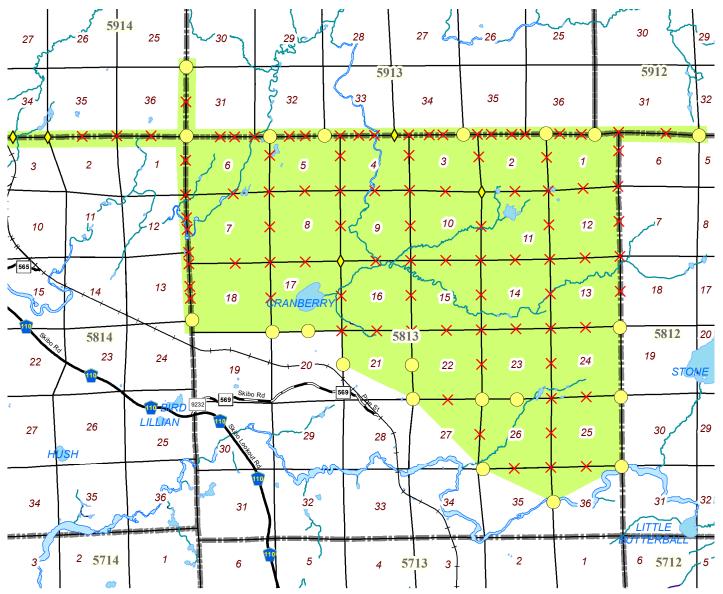
WHEREAS, Northern Lights Surveying Services was determined to have the necessary training, experience, and knowledge to successfully complete the contract.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate County officials to enter into an agreement, and approve any amendments authorized by the County Attorney, with Northern Lights Surveying Services to provide surveying services for the recovery, restoration, and perpetuation of corners of the Public Land Survey System.

RESOLVED FURTHER, That the total cost of these surveying services will be \$194,210.00 and will be funded in accordance with the "Good Neighbor Agreement" (FS Agreement No. 23-GN-11090900-038), payable from Fund 220, Agency 220753, Object 626600.



Contract 5972 Exhibit A PLSS Restoration Township 58N Range 13W

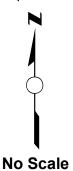


Legend

Related Record

- Corner in SLC CPDB to be Verified (21)
- ♦ Corner Certificate (5)
- Corner Card (0)
- X Other (89)
- Corner in SLC CPDB (Not included in this project)

Note: Existing monuments and records may be defective or erroroneous. It is the responsibility of the licensed surveyor to evaluate all available evidence and certify the location of the PLSS corner.



This is a compilation of records as they appear in the Saint Louis County Offices affecting the area shown. This drawing is to be used only for reference purposes and the County is not responsible for any inaccuracies herein.



St. Louis County Board of Commissioners Request for Board Action 24 – 110

Committee: **Public Works & Transportation** Date: March 12, 2024

From: James T. Foldesi, County Engineer/

Public Works Director Attachments: ⊠ yes □ no

Reviewed by: Kevin Z. Gray, County Administrator Consent: \boxtimes yes \square no

ITEM: Acquisition of Right-of-Way for Reclaim & Overlay and MN DNR Water

Access Improvement Project on County Road 655 (South White Iron Road)

in Morse Township; CP 0655-556175

Background/Overview:

The St. Louis County Public Works Department is planning a reclaim & overlay and an MN DNR water access improvement project on County Road 655 (South White Iron Road) in Morse Township (CP 0655-556175). The project will include reclaiming the existing roadway, grading, aggregate base, curb, gutter, and bituminous surfacing. Additional right-of-way and temporary easements will be needed from adjacent parcels for the construction of this project.

Policy Objectives:

Minnesota Statutes §163.02 states that county boards may acquire by purchase, gift, or eminent domain proceedings as provided by law, all necessary right-of-way for county highways, and purchase all necessary road material, machinery, tools, and supplies needed therefor.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

Right-of-way acquisition is payable from fund 200, Agency 203001.

Recommendation:

It is recommended that the St. Louis County Board authorize the acquisition of right-of-way necessary for this project on County Road 655 (South White Iron Road), further identified as CP 0655-556175.

Acquisition of Right-of-Way for Reclaim & Overlay and MN DNR Water Access Improvement Project on County Road 655 (South White Iron Road) in Morse Township; CP 0655-556175

BY COMMISSIONER	

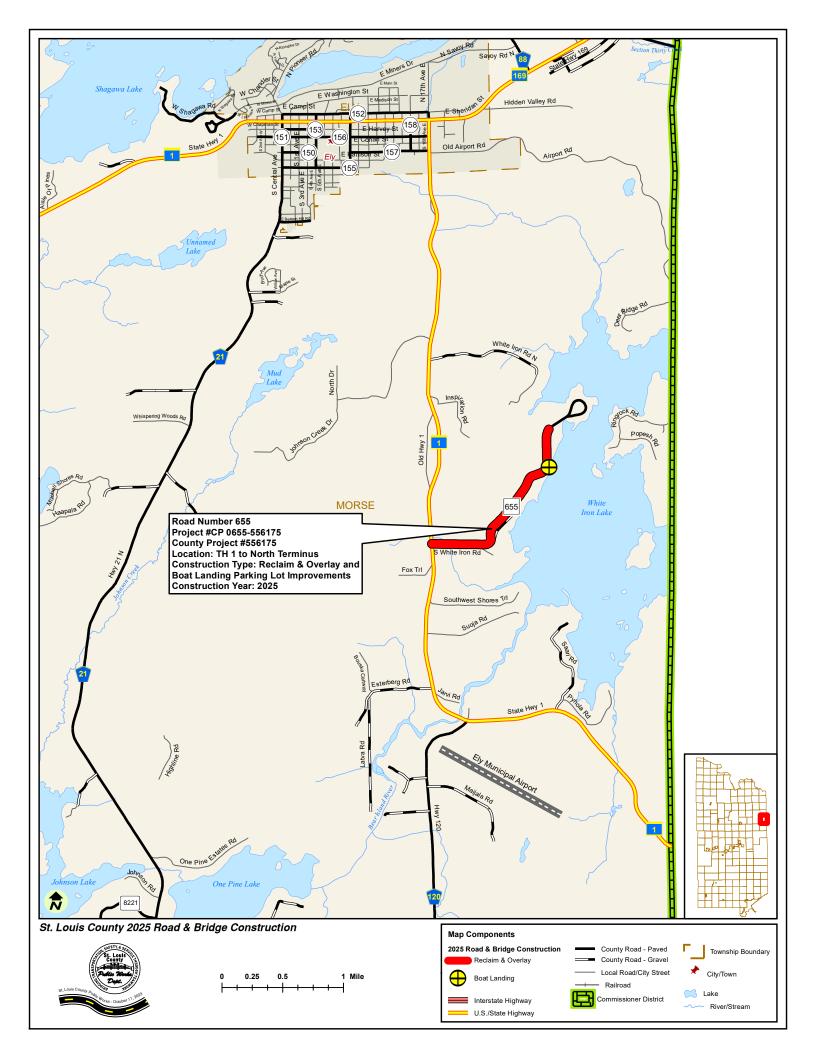
WHEREAS, The St. Louis County Public Works Department is planning a reclaim & overlay and a MN DNR water access improvement project on County Road 655 (South White Iron Road) in Morse Township, further identified as CP 0655-556175; and

WHEREAS, These improvements consist of reclaiming the existing roadway, grading, aggregate base, curb, gutter, bituminous surfacing, and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

WHEREAS, In addition to the existing highway right of way, certain lands are required for this construction, together with temporary construction easements.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director, or his designee, to proceed with the acquisition of the necessary lands and temporary easements for this project and to execute, on behalf of the county, any easement documents as may become necessary.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant highway easements across tax forfeited lands necessary for the project. Right-of-way acquisition is payable from Fund 200, Agency 203001.





St. Louis County Board of Commissioners Request for Board Action 24 - 111

Kevin Z. Gray, County Administrator	Consent: ⊠ yes □ no
Brian Fritsinger, Deputy Administrator	Attachments: \square yes \boxtimes no
Finance & Budget	Date: March 12, 2024
	Finance & Budget Brian Fritsinger, Deputy Administrator Kevin Z. Gray, County Administrator

Background/Overview:

The Town of Pike (Township) has made an application seeking \$10,000 in American Rescue Plan Act (ARPA) funding to install a handicap gazebo with furniture, repave its tennis & pickleball court and provide other related furnishings at its town hall. The project will ensure that they have an updated recreation area that can be used by everyone.

The County Board adopted Resolution No. 21-582 approving its framework associated with the use of ARPA monies. The Board subsequently allocated ARPA funding for youth recreation projects. There was consensus on the provision of up to \$900,000 for eligible projects identified in each Commissioner district. This was later amended to raise the allocation to \$1,000,000. This project is located in Commissioner District #4. This project is proposed to be funded through Fund 239, American Rescue Plan Act Revenue Loss funds.

Policy Objectives:

Under the U.S. Treasury's Final Rule guidance, as it relates to the American Rescue Plan Act (ARPA), the costs associated with the proposed project may be considered an eligible use. However, consistent with previous County Board actions on the youth recreation projects it is proposed that the County use Revenue Loss funds for the project.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The proposed \$10,000 would be funded from the Revenue Loss category of the County's ARPA funding framework. In terms of the ARPA framework, the \$10,000 for this project is proposed to come from Commissioner McDonald's allocation of remaining Youth Recreation Funding.

Recommendation:

It is recommended that the County Board consider approving the use of up to \$10,000 of American Rescue Plan Act Revenue Loss funding for the Pike Township Recreation Equipment Upgrade Project, from Fund 239, American Rescue Plan Act Revenue Loss.

Town of Pike Recreation Equipment Upgrade Project, American Rescue Plan Act Revenue Loss Funding

BY COMMISSIONER	
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WHEREAS, On March 11, 2021, the President of the United States signed into law the \$1.9 Trillion American Rescue Plan Act (ARPA) to provide continued relief from the impact of COVID-19 pandemic; and

WHEREAS, Approximately \$350 billion of the ARPA funding was allotted to assist state, local tribal, and territory governments in responding to the COVID-19 pandemic; and

WHEREAS, Funds received are required to be used in accordance with the Coronavirus Local Fiscal Recovery Fund (CLFRF) requirements as provided within the guidance issued by the United States Treasury:

- To respond to the public health emergency
- To address its negative economic impacts
- To serve the hardest hit
- To make necessary investments in water. sewer, or broadband infrastructure; and

WHEREAS, St. Louis County has been awarded \$54,536,596 in ARPA funds to be used in accordance with the above requirements; and

WHEREAS, The County Board has allocated up to \$1,000,000 of ARPA funds to be used for youth recreation/park projects; and

WHEREAS, Pike Township has identified a project to improve its recreation facilities; and

WHEREAS, The Township has submitted documentation seeking funding assistance in the amount of \$10,000 from the County's American Rescue Plan Act Revenue Loss funds to support its project.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the use of up to \$10,000 of American Rescue Plan Act Revenue Loss funding for the Pike Township Recreation Equipment Upgrade Project.

RESOLVED FURTHER, That Pike Township shall comply and submit all necessary information, documentation and reporting materials required by the County to ensure that the project meets any and all conditions as required under the program.

RESOLVED FURTHER, That the appropriate County officials are authorized to enter into an agreement with the Township for this project with funds for the above project payable from Fund 239, American Rescue Plan Action Revenue Loss.



St. Louis County Board of Commissioners **Request for Board Action 24 - 112**

trator Conser	nt: \boxtimes yes \square no
istrator Attach	ments: \square yes \boxtimes no
Date:	March 12, 2024
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Loss Funding

Background/Overview:

The City of Hibbing (City) has made an application seeking \$50,000 in American Rescue Plan Act (ARPA) funding to. Construction on the project began April 1, 2023, with an estimated completion of construction of the building of June 2024. The interior exhibits and spaces are tentatively expected to be completed in 2025.

In September 2016 the original Hibbing Mine View site was closed for the season and needed to be relocated to a new location to accommodate future mining at a site adjacent to the Hull Rust Mine. A new park overlook has been developed to provide viewing access of Hibbing Taconite's mine operations and the historic City of Hibbing. The final stages of this project consist of constructing a pair of two-season buildings overlooking the mine pit and finishing off the interior spaces of the buildings. The overlook buildings are to house a visitor's center, gift shop, exhibition space, and a maps and geology room.

The County Board adopted Resolution No. 21-582 approving its framework associated with the use of ARPA monies. The Board subsequently allocated ARPA funding specifically for the Mine View project. There was consensus on the provision of up to \$50,000 to assist with the project to install "The Hill of Three Waters" mural. The funds being requested by the City are now proposed to be used towards the completion of buildings, final sitework (walkways, parking lot, etc.) and interior finishes.

Policy Objectives:

Under the U.S. Treasury's Final Rule guidance, as it relates to the American Rescue Plan Act (ARPA), the costs associated with the proposed project are an eligible use as it is proposed that the County use Revenue Loss funds for the project.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The total project cost for the construction of the new buildings, site work, and exhibition space is estimated at \$3,300,000. The proposed \$50,000 would be funded from Fund 239, American Rescue Plan Act Revenue Loss Funds.

Recommendation:

It is recommended that the County Board consider approving the use of up to \$50,000 of American Rescue Plan Act Revenue Loss funding for the Hibbing Mine View Relocation Project, from Fund 239, American Rescue Plan Act Revenue Loss.

Hibbing Mine View Relocation Project, American Rescue Plan Act Revenue Loss Funding

BY COMMISSIONER	
DI COMMISSIONER	

WHEREAS, On March 11, 2021, the President of the United States signed into law the \$1.9 Trillion American Rescue Plan Act (ARPA) to provide continued relief from the impact of COVID-19 pandemic; and

WHEREAS, Approximately \$350 billion of the ARPA funding was allotted to assist state, local tribal, and territory governments in responding to the COVID-19 pandemic; and

WHEREAS, Funds received are required to be used in accordance with the Coronavirus Local Fiscal Recovery Fund (CLFRF) requirements as provided within the guidance issued by the United States Treasury:

- To respond to the public health emergency
- To address its negative economic impacts
- To serve the hardest hit
- To make necessary investments in water. sewer, or broadband infrastructure; and

WHEREAS, St. Louis County has been awarded \$54,536,596 in ARPA funds to be used in accordance with the above requirements; and

WHEREAS, The County Board's adopted ARPA framework included \$50,000 for the Hull Rust Mine View project and the relocation of the "The Hill of Three Waters" mural; and

WHEREAS, The City of Hibbing has identified a project to relocate and construct a new mine view site in the City of Hibbing adjacent to the Hull Rust Mine; and

WHEREAS, The City of Hibbing has submitted documentation seeking funding assistance in the amount of \$50,000 from the County's American Rescue Plan Act Revenue Loss funds to support its project.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the use of up to \$50,000 of American Rescue Plan Act Revenue Loss funding for the Hibbing Mine View Relocation Project.

RESOLVED FURTHER, That the City of Hibbing shall comply and submit all necessary information, documentation and reporting materials required by the County to ensure that the project meets any and all conditions as required under the program.

RESOLVED FURTHER, That the appropriate County officials are authorized to enter into an agreement with the City for this project with funds for the above project payable from Fund 239, American Rescue Plan Action Revenue Loss.



St. Louis County Board of Commissioners Request for Board Action 24 - 113

Committee: From:	Environment & Natural Resources Julie Marinucci, Director, Land & Minerals	Date: March	12, 2024
	Nancy J. Nilsen, County Auditor/Treasurer	Attachments:	•
Reviewed by:	Kevin Z. Gray, County Administrator	Consent:	⊠ yes □ no

ITEM: Donations by The Nature Conservancy and the Ruffed Grouse Society

Background/Overview:

Local conservation organizations are proving successful in obtaining grant funding for forest regeneration and improvement activities to be used in northern Minnesota. The goals of the organizations are to facilitate in the investment and maintenance of forests through the improvement of wildlife habitat, forest health, diversity, and resilience.

The Nature Conservancy (TNC) has offered to perform, through donation, forest regeneration and timber stand improvement work on lands managed by the Land and Minerals Department at an approximate monetary value of \$95,000.

The Ruffed Grouse Society (RGS) has proposed to provide tree seedlings for one planting site at an approximate monetary value of \$3,600.

The donating organization may request a sign be placed identifying the project and funding source. No other terms, requirements, or restrictions are placed on the lands managed or materials received through acceptance of donations. Donations of labor and/or materials by TNC and RGS for completion of forest regeneration and improvement work would be welcomed and deemed beneficial by the Land and Minerals Department.

Policy Objectives:

Minn. Stat § 465.03 authorizes the county to accept donation of personal property and maintain such property for the benefit of its citizens. Every such acceptance shall be by resolution of the governing body adopted by a two-thirds majority of its members, expressing such terms in full.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

Accepting these donations would accomplish forest management projects desired by the county and may directly and indirectly decrease expenditures from Fund 290 and Fund 100, depending on class of land benefitted by the donation.

Recommendation:

It is recommended that the St. Louis County Board accept donations of labor and/or materials for the completion of forest regeneration and improvement work from The Nature Conservancy at an estimated monetary value of \$95,000 and The Ruffed Grouse Society at an estimated monetary value of \$3,600. Furthermore, that the Land Commissioner be given authority to enter into the appropriate agreement or issue the permit necessary to allow donated work by the above-named conservation groups.

Donations by The Nature Conservancy and the Ruffed Grouse Society

WHEREAS, The Nature Conservancy has offered to perform, through donation, forest regeneration and timber stand improvement work on lands managed by the Land and Minerals Department at an estimated monetary value of \$95,000; and

WHEREAS, The Ruffed Grouse Society has offered to provide tree seedlings for planting at an estimated monetary value of \$3,600; and

WHEREAS, No terms or requirements are placed on the lands managed or materials received through acceptance of donations other than placement of an informational sign naming the donating organization and funding source; and

WHEREAS, Minn. Stat § 465.03 authorizes the county to accept donation of personal property and maintain such property for the benefit of its citizens; and

WHEREAS, Donations of labor and/or materials by The Nature Conservancy and Ruffed Grouse Society for completion of forest regeneration and improvement work would be welcomed and deemed beneficial by the Land and Minerals Department.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board accepts donations of labor and/or materials for the completion of forest regeneration and improvement work from The Nature Conservancy at an estimated monetary value of \$95,000.

RESOLVED FURTHER, That the St. Louis County Board accepts donation of tree seedlings from the Ruffed Grouse Society at an estimated monetary value of \$3,600.

RESOLVED FURTHER, That the Land Commissioner has the authority to enter into the appropriate agreement or issue the permit necessary to allow donated work from the above-named conservation groups, approved as to form and execution by the St. Louis County attorney's office.

RESOLVED FURTHER, That the Land Commissioner will provide an annual report to the county board, via board memo, summarizing the work donated in the preceding year, including an estimated dollar value equivalent, by conservation organization.



St. Louis County Board of Commissioners Request for Board Action 24 - 114

Committee: **Environment & Natural Resources** Date: March 12, 2024

From: Julie Marinucci, Director, Land & Minerals

Nancy J. Nilsen, County Auditor/Treasurer Attachments: \boxtimes yes \square no Reviewed by: Kevin Z. Gray, County Administrator Consent: \boxtimes yes \square no

ITEM: Land Donation from Northern Waters Land Trust

Background/Overview:

The Northern Waters Land Trust (NWLT) is a 501(3) nonprofit organization dedicated to conserving the natural environment in northern Minnesota, to protect land and preserve water quality, wildlife habitats, and scenic landscapes. NWLT collaborates with landowners, government agencies, sovereign nations, and other organizations on donations, conservation easements, and partnerships to protect the lands and waters of the region. They work in sustaining local communities driven by tourism, hunting, fishing, and other outdoor recreation, and strive to balance growth with the protection of natural resources to preserve the region's heritage for current and future generations.

In 2020, The Conservation Fund (TCF) purchased more than 72,000 acres of forest land in Minnesota from the PotlatchDeltic Corp., securing these lands to provide time for conservation partners to seek out ways to permanently conserve these forest lands.

In 2023, The Northern Waters Land Trust (NWLT), together with the Minnesota Department of Natural Resources (DNR) submitted a grant application to the Lessard-Sams Outdoor Heritage Council (LSOHC) entitled, *Minnesota Heritage Forest - Transition to Public Ownership Program*. The proposal aims to purchase strategic forest lands from TCF for permanent conservation, management, and protection by the DNR and northern Minnesota counties.

The goal of NWLT is to donate the lands they purchase to nine Minnesota counties, to be received as county-owned fee lands and be held in perpetuity for preserving water quality, wildlife habitat, supporting local timber/recreation-based economies through sustainable forestry practices, and securing public access. No additional encumbrances such as roads/trails other than those necessary for forest/wildlife management activities are allowed without approval of the LSOHC.

The LSOHC voted to fully fund the Minnesota Heritage Forest proposal. The funding is currently being considered for approval during the 2024 Legislative Session.

NWLT agreed to provide for approximately 1000 acres in the grant proposal as a place holder for St. Louis County with specific parcels to be determined. TCF recently identified a pool of lands available in St. Louis County for consideration. The Land and Minerals Department reviewed the lands, found many to be highly desirable for acquisition and forest management, and prioritized a list of desirable lands for NWLT to appraise for potential purchase. The department considered the restrictions in development of the priority list.

The Land and Minerals Department recognizes the potential loss of tax revenue from accepting these lands and will offer other, less desirable lands for sale.

Policy Objectives:

Minn. Stat §459.06 states any county, city, or town may by resolution of its governing body accept donations of land that the governing body deems to be better adapted for the production of timber and wood than for any other purpose, for a forest, and may manage it on forestry principles.

A separate board action will be required to accept the specific parcels determined through the appraisal process.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The lands donated would be received as county-fee owned with net revenues generated from their acceptance and management deposited into the county's general fund (Fund 100).

Recommendation:

It is recommended that the St. Louis County Board support the LSOHC proposal entitled *Minnesota Heritage Forest - Transition to Public Ownership Program* as a potential benefit to the county's forest land base conditioned upon final acceptance of the specific parcels in a future board action.

Land Donation from Northern Waters Land Trust

BY COMMISSIONER

WHEREAS, The Northern Waters Land Trust has proposed to donate approximately 1000 acres of forest land to St. Louis County purchased with funds obtained through a proposal to the Lessard-Sams Outdoor Heritage Council (LSOHC) entitled, *Minnesota Heritage Forest-Transition to Public Ownership Program*; and

WHEREAS, The lands received must be held in perpetuity for preserving water quality, wildlife habitat, supporting local timber/recreation-based economies through sustainable forestry practices, and securing public access; and

WHEREAS, No development of additional encumbrances such as roads/trails other than those necessary for forest/wildlife management activities is allowed without approval from the LSOHC; and

WHEREAS, Minn. Stat §459.06 states any county, city, or town may by resolution of its governing body accept donations of land that the governing body deems to be better adapted for the production of timber and wood than for any other purpose, for a forest, and may manage it on forestry principles; and

WHEREAS, The pool of lands considered was reviewed by the Land and Minerals Department and found highly desirable for forest consolidation, preserving water quality, wildlife habitat, and productive as working forestlands; and

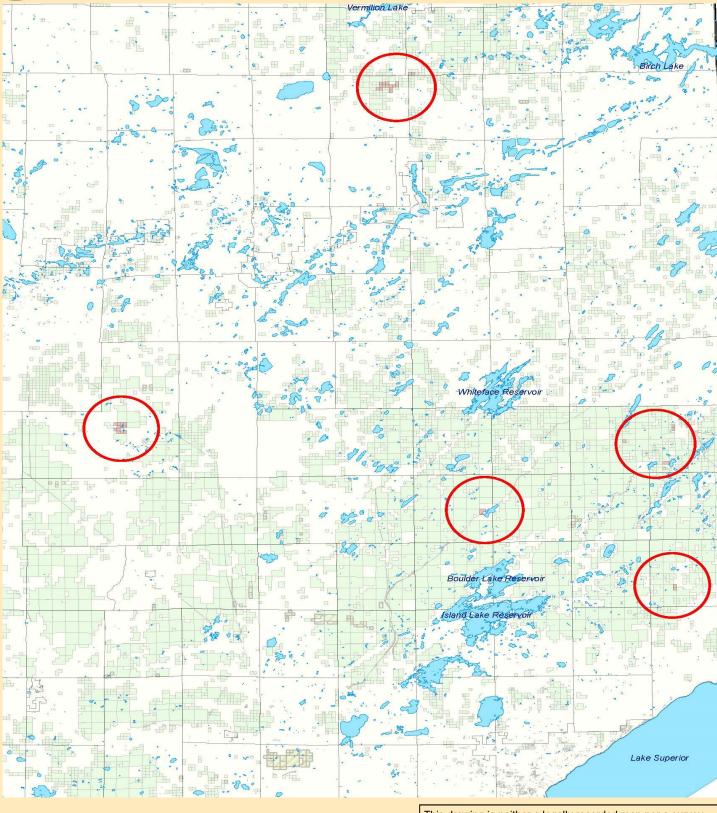
WHEREAS, The lands would come to the county as county-fee owned with net revenues benefitting the county's general fund.

THEREFORE, BE IT RESOLVED, The St. Louis County Board supports the Lessard-Sams Outdoor Heritage Council proposal entitled *Minnesota Heritage Forest - Transition to Public Ownership Program* as a potential benefit to the county's forest land base conditioned upon final acceptance of the specific parcels in a future board action.



St. Louis County Land & Minerals Department

Land Donation NWLT





Location of Parcels Considered for Donation by Northern Waters Land Trust

This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. This drawing is a compilation of recorded information and data located in various city, county, state and federal offices. St. Louis



St. Louis County Land and Minerals Department



St. Louis County Board of Commissioners Request for Board Action 24 – 115

Committee:Public Works & TransportationDate: March 12, 2024From:James T. Foldesi, County Engineer/
Public Works DirectorAttachments: □ yes ⋈ noReviewed by:Kevin Z. Gray, County AdministratorConsent: □ yes ⋈ no

ITEM: Award of Bids: High Friction Surface Treatment Project (CP 0000-677357,

SP 069-070-071, HSIP 6924(182))

Background/Overview:

A high friction surface treatment project is proposed for various County State Aid Highways in St. Louis County.

Bids were requested and let on February 29, 2024 and the County received three bids for the project with the low bid being from Fahrner Asphalt Sealers, LLC in the amount of \$467,768.43 which is -16.87% under the engineer's estimate of \$562,684.60.

BIDS:

•	Fahrner Asphalt Sealers, LLC	\$467,768.43
	Plover, WI	
•	DeAngelo Contracting Services, LLC	\$642,808.90
	Hazleton, PA	
•	RAM Construction Services of Michigan, Inc.	\$668,860.32
	Livonia, MI	

The project is anticipated to start on June 24, 2024, with an anticipated completion date of September 6, 2024.

Policy Objectives:

Per the County Purchasing Rules & Regulations, the County Board has delegated certain authority to the Public Works/Highway Engineer for setting the date for the calling of bids on Public Works projects already approved in the budget for capital improvements, and further requires County Board approval for award of bids received. Electronic bidding is prescribed for Public Works Department road and bridge projects, with electronic format being the sole allowable form of bid submission (Minn. Stat. § 471.345, Subd. 18).

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The Department's 2024 budget and capital improvement plan includes funding for this project. The County will be using State Aid and Federal Funds to fund this project.

Funding: CP 0000-677357, SP 069-070-071, HSIP 6924(182)

Fund 220, Agency 220773, Object 652700

Recommendation:

It is recommended that the St. Louis County Board award the project (CP 0000-677357, SP 069-070-071, HSIP 6924(182)) to low bidder of Fahrner Asphalt Sealers, LLC in the amount of \$467,768.43 payable from:

CP 0000-677357, SP 069-070-071, HSIP 6924(182)

Fund 220, Agency 220773, Object 652700 – State Aid and Federal Funds

Award of Bids: High Friction Surface Treatment Project (CP 0000-677357, SP 069-070-071, HSIP 6924(182))

BY COMMISSIONER _	

WHEREAS, Bids have been received electronically by St. Louis County Public Works Department for CP 0000-677357, SP 069-070-071, HSIP 6924(182); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation and Public Works Complex, Duluth, MN, on February 29, 2024, and the low responsible bid was determined.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	<u>ADDRESS</u>	<u>AMOUNT</u>
Fahrner Asphalt Sealers, LLC	2800 Mecca Dr	\$467,768.43
	Plover, WI 54467	

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the contractor's performance bonds and to execute the bonds and contract for the above listed project payable from:

CP 0000-677357, SP 069-070-071, HSIP 6924(182)

Fund 220, Agency 220773, Object 652700 – State Aid and Federal Funds



St. Louis County Board of Commissioners Request for Board Action 24 – 116

Committee: **Public Works & Transportation** Date: March 12, 2024

From: James T. Foldesi, County Engineer/

Public Works Director Attachments:

✓ yes ☐ no

Reviewed by: Kevin Z. Gray, County Administrator

Consent: ☐ yes ☒ no

ITEM: Award of Bids: Bridge 69A89 (County Bridge 679) Construction and

Approach Grading Project (CP 0025-555607, SAP 069-625-023 (Br 679))

Background/Overview:

A Bridge 69A89 (County Bridge 679) construction and approach grading project is proposed for CSAH 25 between 1.4 Mi. N. of Jct CR 923 and 0.6 Mi. S. of Jct CR 958. This section of CSAH 25 currently has a daily average usage of 420 vehicles per day.

Bids were requested and let on February 29, 2024 and the County received two bids for the project with the low bid being from Northland Constructors of Duluth, a Division of Mathy Construction Company in the amount of \$1,423,140.00 which is -6.81% under the engineer's estimate of \$1,527,056.80.

BIDS:

 Northland Constructors of Duluth, a Division of Mathy Construction Company Duluth, MN

• Redstone Construction Company \$1,614,303.25 Mora, MN

The project is anticipated to start on July 8, 2024, with an anticipated completion date of June 30, 2025.

Policy Objectives:

Per the County Purchasing Rules & Regulations, the County Board has delegated certain authority to the Public Works/Highway Engineer for setting the date for the calling of bids on Public Works projects already approved in the budget for capital improvements, and further requires County Board approval for award of bids received. Electronic bidding is prescribed for Public Works Department road and bridge projects, with electronic format being the sole allowable form of bid submission (Minn. Stat. § 471.345, Subd. 18).

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The Department's 2024 budget and capital improvement plan includes funding for this project. The County will be using Transportation Sales Tax Funds to fund this project.

Funding: CP 0025-555607, SAP 069-625-023 (Br 679)

Fund 204, Agency 204197, Object 652806

Recommendation:

It is recommended that the St. Louis County Board award the project (CP 0025-555607, SAP 069-625-023 (Br 679)) to low bidder of Northland Constructors of Duluth, a Division of Mathy Construction Company in the amount of \$1,423,140.00 payable from:

CP 0025-555607, SAP 069-625-023 (Br 679)

Fund 204, Agency 204197, Object 652806 – Transportation Sales Tax Funds

Award of Bids: Bridge 69A89 (County Bridge 679) Construction and Approach Grading Project (CP 0025-555607, SAP 069-625-023 (Br 679))

BY COMMISSIONER	

WHEREAS, Bids have been received electronically by St. Louis County Public Works Department for CP 0025-555607, SAP 069-625-023 (Br 679); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation and Public Works Complex, Duluth, MN, on February 29, 2024, and the low responsible bid was determined.

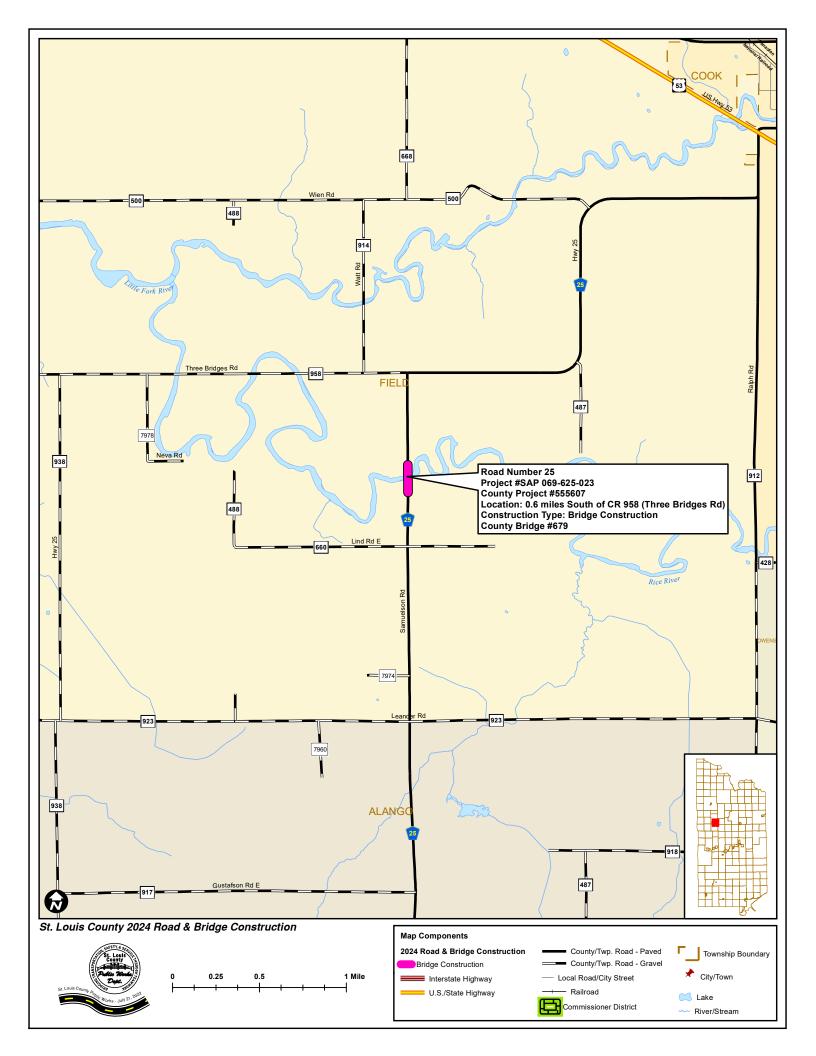
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	<u>AMOUNT</u>
Northland Constructors of	4843 Rice Lake Road	\$1,423,140.00
Duluth, a Division of Mathy	Duluth, MN 55803	
Construction Company		

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the contractor's performance bonds and to execute the bonds and contract for the above listed project payable from:

CP 0025-555607, SAP 069-625-023 (Br 679)

Fund 204, Agency 204197, Object 652806 – Transportation Sales Tax Funds





St. Louis County Board of Commissioners Request for Board Action 24 – 117

Committee:	Public Safety & Corrections Committee	Date:	March	12, 2024	
From:	Gordon Ramsay, County Sheriff	Attachi	ments:	□ yes ▷	⊠ no
Reviewed by:	Kevin Z. Gray, County Administrator	Consen	ıt:	□ yes □	⊠ no

ITEM: Professional Services Agreement with Tyler Technologies, Inc.

Background/Overview:

The St. Louis County Sheriff's Office has worked with the Purchasing and Information Technology Divisions to create a single source contract with Tyler Technologies, Inc. (Tyler), based out of Troy, Michigan, to provide a cloud-based Structures Query Language (SQL) single platform for the Sheriff's Office public safety software, including the Computer-Aided Dispatch (CAD), Records Management System (RMS), Mobile, and Jail Management Systems (JMS) (including, Northeast Regional Corrections Center (NERCC)). Currently, the Sheriff's Office public safety software solution involves two different companies, Central Square for CAD and Equivant for RMS and JMS. This current setup relies on a homegrown on-premises system supported by a single individual on an Oracle platform. Consolidating these software solutions under a single platform will streamline the Sheriff's Office processes and improve efficiency by eliminating the costly interfaces necessary to navigate between systems and benefit from the modern infrastructure, scalability, reliability, and enhanced security.

In recent years external partners have left this platform. Obtaining Tyler will allow the Sheriff's Office to properly partner with larger St. Louis County partnering agencies, such as Duluth Police Department (PD), Hermantown PD, University of MN-Duluth, and Virginia PD. Additional agencies and counties also expressed interest in joining this platform and efforts, this includes Koochiching, Cook, Carlton, Lake, Pine Counties, and other northeast MN agencies.

Tyler offers comprehensive support and maintenance services, ensuring the stability and functionality of the Sheriff's Office software environment. The software provided by Tyler offers numerous enhancements that will empower the Sheriff's Office officers, dispatchers, records administrators, and potentially expand our services to include social workers.

Transitioning to Tyler will ensure a unified public safety software to better communicate and share data with external partnering agencies. It will also enhance interoperability and collaboration, fostering stronger relationships with critical stakeholders. Additionally, Tyler will help coordinate and assist with the implementation and transitioning of this software.

Policy Objectives:

Section IV, A.5 of the County's Purchasing Rules & Regulations requires "successive and consecutive contracts" over \$175,000 in any twelve-month period with the same vendor for the same commodity be approved by the County Board.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The Sheriff's Office was awarded one-time Public Safety Aid and will allocate \$750,000 of this Aid towards this expenditure from Fund 100, Object 311764 subject to County Board approval of Public Safety Aid allocation. The Duluth Police Department extends assistance with the project and will pay \$750,000 from a COPS Grant. The calculated billing for this service is \$1,017,925, including \$353,517 in annual recurring fees.

Recommendation:

It is recommended that the St. Louis County Board authorize a contract with Tyler Technologies, Inc., based out of Troy, Michigan, in the amount of \$1,017,925, including \$353,517 in annual recurring fees.

BUDGET REFERENCE:

Fund: 179, Agency: 179001, Objects: 634800, 634801, 634802, & 629900

Fund: 100, Agency: 129003, Objects: 634800, 634801, & 629900 Fund: 100, Agency: 137002, Objects: 634800, 634801, & 629900

Fund: 925, Agency: 926001, Object: 626900

Professional Services Agreement with Tyler Technologies, Inc.

BY COMMISSIONER

WHEREAS, The Sheriff's Office has worked with the Purchasing and Information Technology Divisions to create a single source contract with Tyler Technologies, Inc. (Tyler), based out of Troy, Michigan; and

WHEREAS, Tyler will provide a cloud-based Structures Query Language (SQL) single platform for the Sheriff's Office public safety software, including the Computer-Aided Dispatch (CAD), Records Management System (RMS), Mobile, and Jail Management Systems (JMS) (including, Northeast Regional Corrections Center (NERCC)); and

WHEREAS, Tyler will work in conjunction with leadership to coordinate and assist with implementing this public safety software; and

WHEREAS, Tyler offers comprehensive support and maintenance services, ensuring the stability and functionality of the Sheriff's Office software environment and the software provided by Tyler offers numerous enhancements that will empower the Sheriff's Office officers, dispatchers, records administrators, and potentially expand our services to include social workers; and

WHEREAS, Obtaining Tyler will ensure a unified public safety software to better communicate and data sharing with external partnering agencies, while enhancing interoperability and collaboration and fostering stronger relationships with critical stakeholders.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract with Tyler Technologies, Inc., based out of Troy, Michigan, in the amount of \$1,017,925, including \$353,517 in annual recurring fees.

BUDGET REFERENCE:

Fund: 179, Agency: 179001, Objects: 634800, 634801, 634802, & 629900

Fund: 100, Agency: 129003, Objects: 634800, 634801, & 629900 Fund: 100, Agency: 137002, Objects: 634800, 634801, & 629900

Fund: 925, Agency: 926001, Object: 626900