

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JUNE 7, 2022**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 7th day of June, 2022, at 9:32 a.m., at the Duluth Government Services Center, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Ashley Grimm, Keith Musolf, Keith Nelson, Mike Jugovich, and Chair Paul McDonald - 6. Absent: Commissioner Patrick Boyle - 1.

Chair McDonald asked for a moment of silence in remembrance of all victims of violence, foreign and domestic, and for Duluth City Councilor Renee Van Nett who recently passed away; followed by the pledge of allegiance.

Chair McDonald noted that Commissioner Boyle was absent because he was representing St. Louis County at the funeral for Councilor Van Nett.

Chair McDonald opened the meeting to persons who wish to address the Board concerning issues not on the agenda, and no one came forth.

Commissioner Nelson, supported by Commissioner Grimm, moved to approve the consent agenda. The motion passed; six yeas, zero nays, one absent (Boyle).

Commissioner Nelson, supported by Commissioner Jugovich, moved that that the St. Louis County Board hereby authorizes a Joint Powers Agreement with the State of Minnesota to continue a cooperative wildlife habitat program, coordinate and maintain existing projects, and maintain and improve public access and recreation on lands owned or administered by the County. Commissioner Nelson commented that he was pleased with the county review of the master agreement. The motion passed; six yeas, zero nays, one absent (Boyle). Resolution No. 22-329.

The following Board and contract files were created from documents received by this Board:

Kevin Gray, County Administrator, and Matthew Johnson, Planning and Community Development Director, submitting Board Letter No. 22-254, Approval of Broadband Infrastructure Grant – Town of White.—61724

Kevin Gray, County Administrator, Julie Marinucci, Land and Minerals Director, submitting Board Letter No. 22-249, Joint Powers Agreement between the State of Minnesota and St. Louis County.—61725

Kevin Gray, County Administrator, Ross Litman, Sheriff, and Wally Kostich, Arrowhead Regional Corrections Executive Director, submitting Board Letter No. 22-248, 2022 Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program (COSSAP) Grant Application.—61726

Service Contract No. 5808 between the County of St. Louis and EnviroTech Services, Inc., Keenley, CO, to complete 2022 Liquid Surface Treatment (Calcium Chloride).—22-313

Purchase of Service Agreement, Contract No. 17294, between St. Louis County and Steven Johnson, Virginia, MN, to provide emergency child foster care services during the period January 1, 2022, through December 31, 2022.—22-314

Purchase of Service Agreement, Contract No. 17340, between St. Louis County and UDAC, Inc., Duluth, MN, for Day Training and Habilitation Services during the period January 1, 2022, to December 31, 2022.—22-315

Addendum to Purchase Agreement, Contract No. 17338A, between the St. Louis County Board of Commissioners and Servicemaster Cleaning for Chore Services, changing the AC waiver chore rate to \$4.50 per 15 minutes during the period February 15, 2022, through April 15, 2022.—22-316

Addendum Contract No. 17169B between St. Louis County and Renee Willemsen, Duluth, MN, for Duluth Farm to School Coordinator services extending the terms to March 1, 2022, through June 30, 2022.—22-317

St. Louis County On-line Software Subscriber Agreement between the County Auditor and 1LLC, Duluth, MN.—22-318

Purchase of Service Addendum, Contract No. 17312A, between St. Louis County and Lutheran Social Services of MN (LSS), St. Paul, MN, for High Fidelity Wrap Around Services during the period January 1, 2022, through December 31, 2022.—22-319

Addendum, Contract No. 17166A, between St. Louis County and Fond du Lac Reservation, Cloquet, MN, for Supported Family Time during the period January 1, 2022, to December 31, 2023.—22-320

Domestic Abuse Intervention Programs (DAIP) Memorandum of Understanding between the St. Louis County Board of Commissioners for the period March 1, 2022, to December 31, 2022.—22-321

Minnesota Department of Human Services SFY 2022 Housing Support Agreement - Group Settings, Contract No. 54220, between St. Louis County and Homebee Adult Foster Care, Duluth, MN.—22-322

Addendum, Contract No. 17274A, between St. Louis County and Zeitgeist Center for Arts and Community, Duluth, MN, increasing the contract maximum by \$3,100 of funding for a contract maximum not to exceed \$45,866.—22-323

St. Louis County State of Assurances for Adult Rehabilitative and Mental Health (ARMHS) Services, Contract No. 90301, between the Duluth Institute to coordinate ARMHS meetings.—22-324

Purchase of Service Agreement, Contract No. 17298, between St. Louis County and Erica and Gary Gagnon, Cotton, MN, for emergency foster care services during the period January 1, 2022, to December 31, 2022.—22-325

Addendum to Purchase Agreement, Contract No. 17253A, between the St. Louis County Board of Commissioners and Arrowhead Economic Opportunity Agency, Virginia, MN, for Statewide

Minnesota Supplemental Nutrition Assistance Program Employment and Training Program (SNAP E&T), increasing the contract maximum to \$59,568.—22-326

Addendum to Purchase Agreement, Contract No. 16968C, between the St. Louis County Board of Commissioners and the City of Virginia for Coordination of Overdose Prevention and Response Services, adjusting the line-item budget adjustments to reallocate Travel Expense funds to the Virginia Coordinator line-item.—22-327

State of Minnesota Income Contract, SWIFT Contract No. 211952, between the State of Minnesota, Commissioner of Natural Resources and St. Louis County Sheriff's Office for operational overtime at or near the international border for support of Operation Stonegarden 2020 through August 31, 2024.—22-328

Cooperative Agreement between the County of St. Louis and the City of Eveleth for the Eveleth and Rock Ridge Schools Trail Study (CP 0142-592214).—22-329

Minnesota Department of Transportation, MnDOT Agreement No. 1035994, between the State of Minnesota and St. Louis County for a BNSF Railroad Crossing Signal project located on CSAH 29 (Kelsey Road) in Kelsey Township (USDOT Number: 061244B, SP 69-00211, Federal Project Number: RRS 6922(103)).—22-330

Contract for County State Aid Highway Project between the County of St. Louis and Mesabi Bituminous, Inc., Gilbert, MN, for ATV Trail Improvements (CP 0000-561986).—22-331

Contract for County State Aid Highway Project between the County of St. Louis and Mesabi Bituminous, Inc., Gilbert, MN, for ATV Trail Improvements (CP 0000-561987).—22-332

First Amendment to Cooperative Agreement between the County of St. Louis and the City of Duluth related to Construction of Glenwood Street, Snively Road, Woodland Avenue, and Arrowhead Road.—22-333

Upon motion by Commissioner Nelson, supported by Commissioner Grimm, resolutions numbered 22-317 through 22-328, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISISONER NELSON:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 24, 2022, are hereby approved.

Adopted June 7, 2022. No. 22-317

WHEREAS, The U.S. Department of Housing and Urban Development (HUD) provides funding to St. Louis County through local Continuum of Care (CoC) grant awards for permanent and rapid re-housing to homeless persons; and

WHEREAS, For the current funding cycle, 29 projects in St. Louis County received a total of \$3,374,257; and

WHEREAS, In addition to the specific project awards the County was awarded grant funds in the amount of \$104,701 to fund 75% of the CoC Coordinator position and to conduct countywide planning and systems improvement.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public

Health and Human Services Department (PHHS) to accept a grant allocation from the U.S. Department of Housing and Urban Development in the amount of \$104,701 to serve the local Continuum of Care and its Governance Board for the period September 1, 2022, through August 31, 2023, to be deposited into Fund 230, Agency 232001, Object 540309, Grant 23217, Year 2022.

RESOLVED FURTHER, That the St. Louis County Board authorizes PHHS to execute agreements with various community partners to deliver services funded by the grant, to be paid from Fund 230, Agency 232001, Object 629900, Object 610100, Grant 23217, Year 2022, and to serve as the fiscal agent for these dollars.

Adopted June 7, 2022. No. 22-318

WHEREAS, The Minnesota Department of Human Services (DHS) has made available grant funds to counties to implement a plan to improve system access to increase and improve opportunities for Minnesotans with disabling conditions to live in the community; and

WHEREAS, The goals merge the collective efforts outlined in Minnesota's Olmstead Plan and Minnesota's Plan to End Homelessness; and

WHEREAS, DHS is providing funding to streamline/monitor/administrate the Housing Support Program formerly known as Group Residential Housing (GRH); and

WHEREAS, Public Health and Human Services (PHHS) Behavioral Health and the PHHS Housing and Homeless Programs Team applied for and were awarded funds to increase support in order meet the unique needs of people with disabilities facing significant barriers in transitioning into community living from institutions, corrections, licensed facilities, or homelessness as a result of minimal or bad rental history, criminal background, and behavioral issues.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes PHHS to accept a grant award in the amount of \$986,175 from the DHS Housing and Supports and Services Division for the 2022-2024 grant cycle and then funding to be included in the base Minnesota state budget.

RESOLVED FURTHER, That the St. Louis County Board authorizes one (1) additional grant-funded FTE position, a 1.0 FTE Social Worker.

RESOLVED FURTHER, That this position will be designated with grant funding and will be eliminated if/when the funding is discontinued.

Budget Reference:

Fund 230, Agency 232001, Object, 610100, Grant 23286, Grant Year 2022

Fund 230, Agency 232001, Object, 629900, Grant 23286, Grant Year 2022

Fund 230, Agency 232001, Object, 633100, Grant 23286, Grant Year 2022

Fund 230, Agency 232001, Object, 624300, Grant 23286, Grant Year 2022

Fund 230, Agency 232001, Object, 530714, Grant 23286, Grant Year 2022

Adopted June 7, 2022. No. 22-319

WHEREAS, The St. Louis County Board adopted Resolution No. 21-322 in 2021 authorizing the purchase of ten (10) tandem axle cab and chassis; and

WHEREAS, The Public Works Department's equipment budget includes ten (10) dump bodies with hydraulic systems and snow removal equipment for trucks purchased separately; and

WHEREAS, Towmaster, Inc., of Litchfield, MN, responded with the State of Minnesota contract price for ten (10) dump bodies with hydraulic systems and snow removal equipment for \$2,091,890.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase order for the installation of ten (10) dump bodies with hydraulic systems and snow removal equipment from Towmaster, Inc., payable from Fund 407, Agency 407001, Object 666300.

Adopted June 7, 2022. No. 22-320

RESOLVED, That the St. Louis County Board approves the applications for abatement, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 61635.

Adopted June 7, 2022. No. 22-321

WHEREAS, High-speed internet broadband service has become vital to St. Louis County's economy and is an important public infrastructure for all residents, businesses, and public facilities within St. Louis County; and

WHEREAS, There are unserved and underserved broadband service areas in St. Louis County; and

WHEREAS, The County has allocated funding through St. Louis County's Broadband Infrastructure Grant Program which is funded by the American Rescue Plan Act (ARPA); and

WHEREAS, Broadband Infrastructure Grant Program is designed to assist communities with financing broadband public infrastructure to expand investment in high-speed broadband initiatives in their communities to unserved or underserved areas in St. Louis County; and

WHEREAS, The County has received an application from the Town of White to St. Louis County's Broadband Infrastructure Grant program in the amount up to \$65,500 for a broadband public infrastructure construction project for the Wynne Ridge/Rocky/Rock 'n' Pine Roads broadband expansion; and

WHEREAS, The County has previously identified economic development as a strategic priority; and

WHEREAS, The County has statutory authority through Minn. Stat. § 375.83 to make such a contribution.

THEREFORE, BE IT RESOLVED, That after the review of the project application and associated materials, the project proposed has been determined to be eligible under the Broadband Infrastructure Component of the Final Rule of the American Rescue Act Plan.

RESOLVED FURTHER, That the St. Louis County Board approves the Broadband Infrastructure Grant program request in the amount up to \$65,500 to be used for a broadband public infrastructure construction project in the Town of White.

RESOLVED FURTHER, That the St. Louis County Board authorizes appropriate County officials to enter into and execute any funding agreement(s) and associated documents as necessary to administer the program, comply with the American Rescue Plan Act and fund projects, payable from Fund 239, Object 239054 or its designated fund.

RESOLVED FURTHER, That the applicant shall comply and submit all necessary information, documentation, and reporting materials required by the County, State or US Treasury to ensure that the project meets any and all conditions required under the American Rescue Plan Act.

Adopted June 7, 2022. No. 22-322

WHEREAS, All increases in original governmental funds revenue and expenditure budgets require County Board approval; and

WHEREAS, Departments anticipate being notified of additional revenues throughout the year and need approval to increase revenue and expenditure budgets; and

WHEREAS, Proposed budget adjustments are levy neutral.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners authorizes the following budget changes:

GRANT BUDGET CHANGE

USE OF AN EXISTING FUND BALANCE

1. Use of Sheriff's St. Louis County Explorer's fund balance for a current year conference registration funded with prior year revenue (\$1,160.00).

2. Use of Septic Loans fund balance for the portion of the loans expected to be forgiven in 2022 (\$56,916.00).
3. Use of Environmental Services fund balance for costs associated with the Canyon development project (\$26,355.00).

REVENUE AND EXPENSE BUDGET INCREASE

4. Enter beginning 2022 budget for Sheriff's Lake Superior Explorers group (\$2,500.00).
5. Increase the Public Health and Human Services revenue and expense budget due to an increase in funding for the Assertive Community Treatment (ACT) program from the Minnesota Department of Human Services (\$221,692.00).
6. Increase the Public Health and Human Services revenue and expense budget due to an increase in the Food Stamp Employment and Training allocation from the Minnesota Department of Human Services (\$6,150.00).
7. Increase the Public Health and Human Services revenue and expense budget to include additional Local Public Health Grant (LPHG) funds that were allocated to cover additional expenses (\$104,762.00).
8. Increase the Public Health and Human Services revenue and expense budget for Federal Emergency Management Agency funding for isolation and quarantine rooms for the homeless population (\$60,000.00).

BUDGET TRANSFER

9. Transfer Public Health and Human Services expense budget from operating to public aid assistance due to a funding reallocation for child opioid funds received from the Minnesota Department of Human Services (\$37,802.00).

CONTRIBUTION TO FUND BALANCE

10. Reduce the adopted use of Public Works gas/diesel variability fund balance, as 2021 year-end savings were available for this purpose (\$450,000.00).

PRIOR RESOLUTION CORRECTIONS

11. Change the funding codes for the 2022-23 Children in Need of Protective Service and Termination of Parental Rights Proposals and Contracts (Resolution No. 21-628) to Fund 100, Agency 104020, Object 626100, with no funds transfer necessary.
12. Change the funding codes for the Land & Minerals Pike Lake Facility Renovation Project (Resolution No. 22-224) to Fund 240, Agency 241008.

	Fund	Agency	Object	Grant	Year	Expense Budget	Transfer Out	Accumulation of Fund Balance	Revenue Budget	Transfers In	Use of Fund Balance
USE OF AN EXISTING FUND BALANCE											
1	190	190001	624300			1,160.00					
	190	999999	311205								(1,160.00)
2	285	285999	629900	28501	2016	7,151.00					
	285	285999	629900	28501	2017	6,149.00					
	285	285999	629900	28501	2017	7,000.00					
	286	286999	629900	28601	2016	17,200.00					
	287	287999	629900	28701	2016	19,416.00					
	287	999999	311202								(19,416.00)
	286	999999	311202								(17,200.00)
	285	999999	311202								(7,000.00)
	285	999999	311202								(13,300.00)
3	600	999999	311200								(26,355.00)
	600	608001	629900			15,000.00					
	600	608001	660268			11,355.00					
REVENUE AND EXPENSE BUDGET INCREASE											
4	190	190001	575400						(2,500.00)		
	190	190001	624300			2,500.00					
5	230	232003	527500						(26,568.00)		

	230	232003	527500		(9,743.00)
	230	232003	527500		(185,381.00)
	230	232003	609600	26,568.00	
	230	232003	609600	9,743.00	
	230	232003	609600	185,381.00	
6	230	231007	628200	6,150.00	
	230	231007	540101		(6,150.00)
7	230	233001	629900	104,762.00	
	230	233001	530508		(104,762.00)
8	239	239011	540902		(60,000.00)
	239	239011	629910	60,000.00	
BUDGET TRANSFER					
9	230	232025	602000	(37,802.00)	
	230	232025	629900	37,802.00	
CONTRIBUTION TO FUND BALANCE					
10	200	999999	311136		450,000.00
	200	207001	656200	(450,000.00)	

Adopted June 7, 2022. No. 22-323

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for a Temporary On-Sale Intoxicating Liquor License is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 61636:

Lake Vermilion Fire Brigade, Unorganized Township 63-17, Temporary On-Sale Intoxicating Liquor License, for the date of July 9, 2022, renewal.

Adopted June 7, 2022. No. 22-324

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subdivision 11.06 authorization is hereby granted to Frygard, LLC dba Timber's Edge Grill & Bar, Unorganized Township 56-17, to sell/serve outside the designated serving area of the County Liquor License for the dates of July 15-16, 2022, and the date of July 26, 2022 (rain date August 2, 2022) as per application on file in the office of the County Auditor, identified as County Board File No. 61636.

Adopted June 7, 2022. No. 22-325

WHEREAS, St. Louis County has the opportunity to apply for funding of up to \$1,300,000 through the 2022 Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program (COSSAP) Grant through the U.S. Department of Justice; and

WHEREAS, The COSSAP Grant is designed to respond to illicit substance use and misuse to reduce overdose deaths, promote public safety, and support access to treatment and recovery services in the criminal justice system.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Sheriff's Department to apply for the 2022 COSSAP grant up to \$1,300,000 over a three-year grant period of October 1, 2022, through September 30, 2025, to support an administrative sergeant, probation officer, behavioral services, peer recovery specialist support, Narcan kits, and evaluation services to be accounted for in Fund 100, Agency 137999.

RESOLVED FURTHER, That the grant-funded positions will be eliminated upon completion of the three-year term of the COSSAP Grant if no other funding source is identified.

Adopted June 7, 2022. No. 22-326

WHEREAS, Minn. Stat. § 282.241 provides that state tax-forfeited land may be repurchased by the previous owner subject to payment of delinquent taxes and assessments, with penalties, interest, and maintenance costs; and

WHEREAS, The applicant, TedPen, Inc., of Biwabik, MN, has applied to repurchase state tax-forfeited land legally described as:

CITY OF BIWABIK

LOT 8, BLOCK 35, BIWABIK

Parcel code: 015-0030-00590; and

WHEREAS, The applicant was the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, Resolution of any outstanding county or municipal code violations will become a condition of the repurchase; and

WHEREAS, The applicant shall either (a) pay in full all amounts due and owing under Minn. Stat. § 282.241; or (b) enter into a four-year contract for deed, satisfying same, to repurchase the non-homestead property; and

WHEREAS, Approving the repurchase will promote the use of lands that will best serve the public interest.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by TedPen, Inc., of Biwabik, MN, on file in County Board File No. 61662, subject to payments including total taxes and assessments of \$8,673.76, deed fee of \$25, deed tax of \$28.62, and recording fee of \$46, for a total of \$8,773.38 to be deposited into Fund 240 (State Tax-Forfeited Land Fund); plus a service fee of \$500 to be deposited into Fund 100 (General Fund); and further subject to any other conditions discussed herein.

Adopted June 7, 2022. No. 22-327

WHEREAS, Pursuant to Minnesota Session Laws 2021, Chapter 6, Section 123, St. Louis County may sell by private sale the following described state tax-forfeited land to remedy an encroachment:

Legal: CITY OF HERMANTOWN

S 1/2 OF N 1/2 OF S 1/2 OF SW 1/4 OF NW 1/4 EX E 470 FT & EX PART TAKEN FOR ROAD, Section 29, Township 50, Range 15

Parcel Code: 395-0010-08713

Acres: 3.2

LDKey: 123278; and

WHEREAS, This parcel of land has been classified as non-conservation land pursuant to Minn. Stat. § 282.01; and

WHEREAS, This parcel of land has not been withdrawn from sale pursuant to Minn. Stat. §§ 85.012, 92.461, 282.01, subd. 8; and 282.018, and other statutes that require the withholding of state tax-forfeited lands from sale.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax-forfeited land, as described, to Nationstar Mortgage, LLC, for the price of \$23,900 plus the following fees: 3% assurance fee of \$717, deed fee of \$25, deed tax of \$78.87 and recording fee of \$46, for a total of \$24,766.87 to be deposited into Fund 240 (State Tax-Forfeited Land Fund).

Adopted June 7, 2022. No. 22-328

BY COMMISSIONER NELSON:

WHEREAS, Minn. Stat. § 471.59, Subd. 10, empowers the State of Minnesota to enter into an agreement with St. Louis County to perform on behalf of the County any service or function

which the State is authorized to provide for itself; and

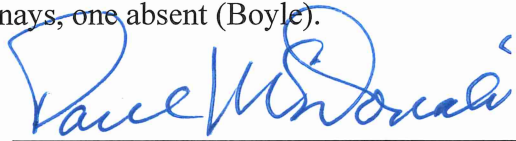
WHEREAS, Minn. Stat. § 84.027 and § 97A.045 empower the Minnesota Department of Natural Resources to engage in natural resource management; and

WHEREAS, The State of Minnesota, acting through its Department of Natural Resources, and St. Louis County wish to continue a cooperative wildlife habitat program, coordinate and maintain existing projects, and maintain and improve public access and recreation on lands owned or administered by the County.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board hereby authorizes a Joint Powers Agreement with the State of Minnesota to continue a cooperative wildlife habitat program, coordinate and maintain existing projects, and maintain and improve public access and recreation on lands owned or administered by the County.

Unanimously adopted June 7, 2022. No. 22-329

At 9:36 a.m., June 7, 2022, Commissioner Jewell, supported by Commissioner Jugovich, moved to adjourn the meeting. The motion passed; six yeas, zero nays, one absent (Boyle).



Paul McDonald, Chair of the Board
of County Commissioners

Attest:



Nancy Nilsen, County Auditor / *Phil Chapman*
and Ex-Officio Clerk of the Board *Deputy Auditor*
of County Commissioners

(Seal of the County Auditor)