

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON APRIL 14, 2020**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 14th day of April 2020, at 9:45 a.m., at the Government Services Center, St. Louis River Room, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Beth Olson, Keith Musolf, Paul McDonald, Keith Nelson and Mike Jugovich - 7. Absent: None - 0.

Commissioners Frank Jewell, Patrick Boyle, Beth Olson, and Paul McDonald, participated by WebEx.

St. Louis County Attorney Mark Rubin said that pursuant to Minn. Stat. 13D.021, County Administrator Kevin Gray and County Board Chair Jugovich have determined that in-person meetings are not practical or prudent because of the COVID-19 pandemic and the declared federal, state and local emergencies. All county facilities are closed to the public in keeping with Governor Tim Walz's orders directing Minnesotans to Stay at Home through May 13, 2020. All meetings of the St. Louis County Board will, until further notice, be conducted by telephone or other electronic means as it is not feasible to have commissioners, staff, and/or members of the public present at the regular meeting location due to the COVID-19 pandemic and the declared emergencies. The meetings will be broadcast to the public. Also until further notice, to accommodate the use of telephonic or other electronic means, St. Louis County Board meetings will be conducted from the St. Louis River Room, Government Services Center, in Duluth, Minnesota.

Chair Jugovich confirmed that all members could hear him and reviewed the ground rules. Chair Jugovich said that under WebEx, the County will be allowing public comment and participation through the use of the "Raise Hand" feature or written comments that had been submitted to the County prior to the agenda items being discussed.

Chair Jugovich asked for a moment of silence in remembrance of all the innocent victims of violence and for healthcare professionals; followed by the pledge of allegiance.

The St. Louis County Board proclaimed the week of April 12-18, 2020, as Telecommunicators Week in St. Louis County, Minnesota; Commissioner Olson read the proclamation.

Chair Jugovich opened the meeting to persons who wish to address the Board concerning issues not on the agenda; no one requested the opportunity to speak.

St. Louis County Public Health Division Director Amy Westbrook and St. Louis County Public Health & Human Services Director Linnea Mirsch provided the Board with an update regarding the COVID-19 outbreak at Saint Ann's Seniors' Residence in Duluth. Director Westbrook said that the County is currently reviewing options to address the issue.

At 10:04 a.m., a public hearing was conducted pursuant to Resolution No. 20-153, adopted March

24, 2020, to receive citizen comments on the established priorities and funding recommendations included in the 2020-2024 Consolidated Plan and 2020 Action Plan for the Community Development Block Grant (CDBG), Home Investment Partnerships (HOME) and Emergency Solutions Grant (ESG) programs. Commissioner Nelson stepped out of the meeting from 10:06 a.m. to 10:10 a.m. St. Louis County Deputy Director of Planning and Community Development Darren Jablonsky said U.S. Department of Housing and Urban Development (HUD) requires that the consolidated plan is updated every five years. Due to emergency conditions, HUD has waived in-person testimony and is allowing written and electronic testimony. Deputy Director Jablonsky said that approximately \$3 million of funding was being distributed in St. Louis County. Chair Jugovich asked if there were any other governmental entities, supporters or opponents, or citizens who wished to speak regarding the proposed action; no one requested the opportunity to speak. At 10:12 a.m., Commissioner Nelson, supported by Commissioner Musolf, moved to close the public hearing. A roll call vote was taken and the motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner McDonald, moved to approve the St. Louis County 2020-2024 Consolidated Plan that includes the fiscal year 2020 Action Plan and authorize the St. Louis County Planning and Community Development Director to submit the Plans to the U.S. Department of Housing and Urban Development (HUD). A roll call vote was taken and the motion passed; seven yeas, zero nays. Resolution No. 20-196.

At 10:25 a.m., a public hearing was conducted pursuant to Resolution No. 20-175, adopted March 24, 2020, to consider a proposed Class “B” Land Exchange for certain lands owned by Triple J Land Company. St. Louis County Deputy Director of Land and Minerals Jason Meyer provided the Board with an overview and reviewed required documents relating to the land exchange. Chair Jugovich asked if there were any other governmental entities, supporters or opponents, or citizens who wished to speak regarding the proposed action; no one requested the opportunity to speak. At 10:37 a.m., Commissioner Nelson, supported by Commissioner Musolf, moved to close the public hearing. A roll call vote was taken and the motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner McDonald, moved to approve and recommend that the proposed exchange conditioned upon county attorney verification of good title for the lands being received by the State of Minnesota and directs the County Auditor to submit a copy of the proposal for exchange of the parcels of land to the Commissioner of Revenue. A roll call vote was taken and the motion passed; seven yeas, zero nays. Resolution No. 20-197.

Commissioner Nelson, supported by Commissioner Olson, moved to approve the consent agenda. A roll call vote was taken and the motion passed; seven yeas, zero nays.

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

Proclamation: National Telecommunicators Week – April 12-18, 2020.—61266

Service Contract between the County of St. Louis and Scalzo Architects, Ltd., Duluth, MN, to incorporate a pre-booking area, additional renovation of the existing booking/intake area, and a

potential expansion to house the increasing number of female inmates at the St. Louis County Jail.—20-250

Cooperative Agreement between the County of St. Louis and Crane Lake Township to receive and administer the Iron Range Resources & Rehabilitation Board (IRRRB) grant funds for the ATV trail segment and elevated Boardwalk from Vermilion Falls Road to Gold Coast Road in Crane Lake Township, MN (CP 0000-438737).—20-251

Contract for County-State Aid Highway Project between the County of St. Louis and AAA Striping Service Co., St. Michael, MN, for the 2020 Maintenance Striping project (CP 0000-369583).—20-252

Cooperative Agreement between the County of St. Louis and the County of Lake for the 2020 State Aid Pavement Marking Project (SAP 069-030-042, CP 0000-369582) Lake County (SAP 038-030-008).—20-253

Minnesota Department of Natural Resources 2020 State of Minnesota Federal Supplemental Boating Safety Patrol Grant Agreement in the amount of \$23,250 for the period May 8, 2020, to September 7, 2020.—20-254

Service Contract between the County of St. Louis and Camp Esquagama, Gilbert, MN, for the management and operation of St. Louis County's Camp Esquagama during the period January 1, 2020, to December 31, 2020.—20-255

Service Contract between the County of St. Louis and Alliance Courier, Duluth, MN, to provide courier service for locations through St. Louis County during the period April 1, 2020, to March 31, 2024, with two (2) additional two-year terms upon satisfactory performance.—20-256

Second Amendment to Lease Agreement No. 21075 between the County of St. Louis and the City of Duluth for the use of the Impound Lot near the Public Safety Campus extending the lease through December 31, 2020.—20-257

Sub-award Agreement between St. Louis County and the Institute for Intergovernmental Research (IIR) in the Building Bridges between Jails and Community-Based Treatment for Opioid Use Disorder Demonstration Project during the period March 1, 2020, to February 28, 2021.—20-258

Merit System Basic Unit Supplemental Labor Agreement, PHHS Department Weekend and Holiday Rotational Coverage and On-Call Coverage, effective December 21, 2019.—20-259

Minnesota Department of Human Services SFY 2019 Housing Support Agreement – Group Settings, Contract No. 53805, between St. Louis County and The Waterview Woods Assisted Living, LLC, Mankato, MN.—20-260

Minnesota Department of Human Services SFY 2020 Housing Support Agreement – Group Settings, Contract No. 53806, between St. Louis County and The Waterview Woods Assisted Living, LLC, Mankato, MN.—20-261

Minnesota Department of Human Services SFY 2020 Housing Support Agreement – Group Settings, Contract No. 53801, between St. Louis County and Center City Housing San Marco, Duluth, MN.—20-262

Minnesota Department of Human Services SFY 2020 Housing Support Agreement – Group Settings, Contract No. 53804, between St. Louis County and Julie Hobson Hindermann, Angora, MN.—20-263

Minnesota Department of Human Services SFY 2020 Housing Support Agreement – Group Settings, Contract No. 53803, between St. Louis County and Human Development Center, Duluth, MN.—20-264

Addendum to Purchase Agreement, Contract No. 16607B, between the St. Louis County Board of Commissioners and Arrowhead Economic Opportunity Agency, for Temporary Emergency Housing for Homeless Individuals, removing the temperature threshold for service provision, reallocate money from Cots to Transportation, change the reporting frequency to weekly and monthly, and extending the contract through December 31, 2020.—20-265

Contract for County-State Aid Highway Project between the County of St. Louis and KGM Contractors, Inc., Angora, MN, for Mill Bituminous Surface Grading, Storm Sewer, Storm Basin, Aggregate Base, Curb Gutter, Sidewalks, Bituminous Sidewalk, Bituminous Surfacing, Traffic Control Signal Systems, Aggregate Shouldering, State Bridge No. 69K79 (County Bridge No. 1) located on CSAH 4/Rice Lake Road in Duluth (CP 0004-342005, SAP 069-604-078).—20-266

Project Contract 5512B between the County of St. Louis and Johnson-Wilson Constructors, Duluth, MN, for the Sheriff's Tactical Training Facility project.—20-267

First Amendment, Original Damion No. 2019-012761, between the County of St. Louis (Lessor) and Minnesota Ballet (Lessee) for rental of space in the St. Louis County Heritage & Arts Center (the Depot), extending the terms through December 31, 2020; amending the square feet to 4,825; and amending to \$3.83 per square foot, resulting in a total annual rent of \$18,491.81.—20-268

Service Contract Revision 1, 5598B-6, between the County of St. Louis and Vermilion Lake Association, Tower, MN, for Aquatic Invasive Species Prevention Program (AIS) during the period April 1, 2020, to March 31, 2021, with a possible three (3) additional one (1) years terms.—20-269

Agreement for Professional Services between St. Louis County and Addey Olson, Superior, WI, for COVID-19 Preparedness and Response services.—20-270

Cooperative Agreement between the County of St. Louis and Hibbing Taconite Company, Managed by ArcelorMittal Hibbing Management, LLC, Hibbing, MN, to allow overweight vehicles on CSAH 79 and CR 710.—20-271

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland Brothers, Inc., Cloquet, MN, to Construct Bridge 69K77 (County Bridge 15) and Approaches, Culvert Repair, 6'x4' Precast Concrete Box Culvert Replacement and Culvert Replacement located on CSAH 37 and CR 530 in the City of Duluth and Canosia Township (CP 0037-368337, SAP 069-637-024 BR 15 Low Prime; CP 0037-276898; CP 0037-509059; CP 0530-405165).—20-272

Contract for County-State Aid Highway Project between the County of St. Louis and Hawkinson Construction Co., Inc., Grand Rapids, MN, for Mill Bituminous Surface, Bituminous Pavement Reclamation, Aggregate Base Stabilization, Plant Mixed Bituminous Surface, Aggregate Base and Aggregate Surfacing on CSAH 7 in Kelsey, McDavitt and Clinton Townships (CP 0007-261-096, SAP 069-706-052; STPF 6920 115).—20-273

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland Brothers, Inc., Cloquet, MN, for Aggregate Surfacing and Aggregate Base Stabilization (Chemical) as a Gravel Road Investment Program (GRIP) Project located in Gnesen, North Star and Normanna Townships (CP 0238-465620 Low Prime).—20-274

Purchase of Services Agreement, Contract No. 16911, between St. Louis County and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period March 1, 2020, to June 30, 2020.—20-275

Purchase of Services Agreement, Contract No. 16912, between St. Louis County and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period January 1, 2020, to June 30, 2020.—20-276

Purchase of Services Agreement, Contract No. 16908, between St. Louis County and Robin Gerulli, Gilbert, MN, for Transportation Services during the period January 1, 2020, to June 30, 2020.—20-277

Safety & Risk Management Training Contract between St. Louis County and Forrest Co., LLC, Duluth, MN, for *First Aid Training* during the period March 11, 2020, to April 29, 2020.—20-278

Agreement between AFSCME Council 5 Representing St. Louis County Merit System Basic Unit Employees and St. Louis County for the term 2020-2022.—20-279

Memorandum of Understanding and Agreement between the St. Louis County Board of Commissioners and The Minnesota Teamsters Public and Law Enforcement Unit, Local 320 for the term 2020-2022.—20-280

Upon motion by Commissioner Nelson, supported by Commissioner Olson, resolutions numbered 20-189 through 20-195, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER NELSON:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of March 23, 2020, are hereby approved.

Adopted April 14, 2020. No. 20-189

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of March 24, 2020, are hereby approved.

Adopted April 14, 2020. No. 20-190

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 an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 61215.

RESOLVED FURTHER, That said license is approved contingent upon license holder paying real estate or personal property taxes when due.

RESOLVED FURTHER, That if the named license holder sells their licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a new owner, but without pro-rated refund of the license fee to the license holder.

RESOLVED FURTHER, That said license is contingent upon payment of delinquent real estate taxes, proof of Kabetogama Township approval and Certificate of Liquor Liability Insurance.

RESOLVED FURTHER, That said license shall be effective May 1, 2020, through October 31, 2020:

Blind Pig Tap House, LLC d/b/a Blind Pig Tap House, LLC, Kabetogama Township, requesting Seasonal On-Sale & Seasonal Sunday On-Sale Intoxicating Liquor License, new.

Adopted April 14, 2020. No. 20-191

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated March 27, 2020, on file in the office of the County Auditor, identified as County Board File No. 61199, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted April 14, 2020. No. 20-192

RESOLVED, That the recommendations of the Finance Committee for payment of claims and bills against the County of St. Louis, on file in the office of the County Auditor, identified as County Board File No. 61230, are hereby approved and the County Auditor shall issue checks in the following amounts:

February 2020

100	General Fund	7,164,265.96
149	Personal Service Fund	2,146.87
150	Sheriff's Nemesis Fund Group	7,246.41
155	Depot	42,160.68
160	MN Trail Assistance	55,008.58
167	Attorney's Forfeitures	5,000.00
168	Sheriff's State Forfeitures	1,163.30

169	Attorney Trust Accounts – VW	1,459.03
173	Emergency Shelter Grant	23,771.27
176	Revolving Loan Fund	251.93
178	Economic Development – Tax Forfeit	12,440.00
179	Enhanced 9-1-1	102,104.85
180	Law Library	9,165.64
183	City/County Communications	332.46
184	Extension Service	57,487.06
190	Sheriff Explorers	1,667.50
192	Permit to Carry	14,826.78
200	Public Works	3,027,904.33
204	Local Option Transit Sales Tax	162,191.47
220	State/Federal Road Aid	381,049.46
225	PW – June 2012 Flood	1,900,000.00
230	Public Health & Human Services	6,717,857.92
240	Forfeited Tax	391,755.39
260	CDBG Grant	122,035.81
270	HOME Grant	20,186.69
289	ISTS Grant	56,730.89
290	Forest Resources	13,035.45
400	County Facilities	126,363.90
402	Depreciation Reserve Fund	19,486.36
405	Public Works Building Const.	8,772.00
407	Public Works – Equipment	1,506,711.03
445	2018A – Virginia GSC-PW Cook	98,388.06
600	Environmental Services	587,537.91
640	Plat Books	36.17
715	County Garage	78,140.86
720	Property Casualty Liability	258,531.35
730	Workers Compensation	1,988,636.00
740	Medical Dental Insurance	3,285,340.72
770	Retired Employees Health Insurance	5,984.80
		<u>\$28,257,174.89</u>

Adopted April 14, 2020. No. 20-193

WHEREAS, Bids have been received electronically by the St. Louis County Public Works Department for the following project:

CP 0043-335046, SP 069-643-017; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 6, 2020, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Ulland Brothers, Inc.	PO Box 340 Cloquet, MN 55720	\$2,534,800.00

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 Fund 220, Agency 220566, Object 652700, \$1,250,000.00, and Fund 204, Agency 204176, Object 652806, \$1,284,800.00.

Adopted April 14, 2020. No. 20-194

RESOLVED, That the appraisal reports for the sale of timber to be offered at SEALED BID TIMBER AUCTION, Tracts 1 through 31 (totaling \$756,882.64), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 61210, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports.

Adopted April 14, 2020. No. 20-195

BY COMMISSIONER NELSON:

WHEREAS, Title I of the Housing and Community Development Act of 1974, as amended, establishes the Community Development Block Grant Program (CDBG) for the purpose of developing viable communities by providing decent housing and a suitable living environment, and by expanding community opportunities principally for low- and moderate-income persons; and

WHEREAS, Title II of the Affordable Housing Act of 1990, as amended, establishes the HOME Investment Partnerships Program (HOME) for purposes of expanding the supply of affordable housing units for low-income families; and

WHEREAS, Subtitle B of Title IV of McKinney Homeless Assistance Act of 1987, as amended and reauthorized under the Homeless Emergency Assistance and Rapid Transition to Housing (HEARTH) Act, establishes homeless assistance programs including the Emergency Solutions Grant (ESG) program for purposes of providing homeless prevention and rapid re-housing assistance to homeless families; and

WHEREAS, The Secretary of Housing and Urban Development (HUD) is authorized to make grants to cities and counties to finance local CDBG, HOME and ESG programs, submitted and approved in accordance with the Consolidated Plan regulations; and

WHEREAS, The St. Louis County Board desires to carry out the 2020-2024 Consolidated Plan HUD entitlement programs, including CDBG, HOME, and ESG; and

WHEREAS, The St. Louis County Board conducted a public hearing on the 2020-2024 Consolidated Plan and fiscal year 2020 Action Plan on April 14, 2020 to receive public comment.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Planning and Community Development Director to prepare and submit the 2020-2024 Consolidated Plan and fiscal year 2020 Action Plan and amendments thereto, and all assurances and understanding contained therein, to the United States Department of Housing and Urban Development for those projects and corresponding funding levels as set forth in the Plans as described in County Board File No. 61249, and to act in connection with its submission and subsequent activity, and to provide such additional information as may be required.

Unanimously adopted April 14, 2020. No. 20-196

BY COMMISSIONER NELSON:

WHEREAS, Triple J Land Company, LLC has filed with the County Auditor a proposal for the exchange of lands; and

WHEREAS, St. Louis County has inspected the private lands and tax forfeited property classified as Class B lands that are the subject of said proposed exchange; and

WHEREAS, A public hearing was held on April 14, 2020, at the St. Louis County Courthouse in Duluth, Minnesota, pursuant to proper notice as required by Minn. Stat. § 94.344, Subdivision 7; and

WHEREAS, The 60.1 acres of Class B state tax forfeited property that is the subject of the proposed exchange is described in County Board File No. 61258; and

WHEREAS, The 80 acres of private land that is the subject of the proposed exchange is described in County Board File No. 61258; and

WHEREAS, The Class B land proposed for exchange is classified for sale and is within a zone district which allows all suitable uses of land as required by Minnesota Statutes, Section 94.344, Subdivision 2; and

WHEREAS, The private land offered to the State of Minnesota to be held in trust in favor of the taxing districts and under the control of St. Louis County is suitable for land management purposes; and

WHEREAS, The County Auditor posted notice of hearing in the County Auditor's Office, on March 26th, 2020, said notice containing a description of the lands affected, and caused a copy of such notice to be published in an official newspaper of St. Louis County at least two weeks prior to April 14, 2020, the date of the hearing; and

WHEREAS, The land acquired from this exchange will consolidate tax forfeited ownership and increase long-term forest management opportunities for the benefit of the taxpayers of St. Louis County; and

WHEREAS, The lands received by Triple J Land Company, LLC in this exchange will allow Triple J Land Company, LLC to consolidate their land holdings.

THEREFORE, BE IT RESOLVED, That the following constitutes the findings of the St. Louis County Board:

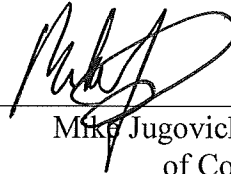
1. That the St. Louis County Land and Minerals Department has appraised the properties proposed for exchange using the most recent county assessed values. Said values indicated that the land to be transferred from the State of Minnesota is valued at \$54,800, and the land to be transferred from Triple J Land Company, LLC to the State of Minnesota is valued at \$76,200. Said valuations are hereby accepted and adopted by the Board of Commissioners.
2. That timber appraisal reports have been prepared by the St. Louis County Land and Minerals Department pursuant to the Department of Natural Resources Operational Order No. 63. Said appraisals indicated that timber on the land to be transferred from the State of Minnesota is valued at \$36,542.16, and timber on the land to be transferred from the Triple J Land Company, LLC to the State of Minnesota is valued at \$22,555.91.

That the St. Louis County Board of Commissioners hereby approves and recommends the proposed exchange conditioned upon county attorney verification of good title for the lands being received by the State of Minnesota.

RESOLVED FURTHER, That the County Auditor is directed to submit this proposal for exchange of the parcels of land described in County Board File No. 61258 to the Commissioner of Revenue as required by Minn. Stat. § 94.344, Subdivision 10.

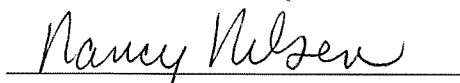
Unanimously adopted April 14, 2020. No. 20-197

At 10:39 a.m., April 14, 2020, Commissioner Musolf, supported by Commissioner Nelson, moved to adjourn the meeting. A roll call vote was taken and the motion passed; seven yeas, zero nays.



Mike Jugovich, Chair of the Board
of County Commissioners

Attest:


Nancy Nilsen, County Auditor
and Ex-Officio Clerk of the Board
of County Commissioners

(Seal of the County Auditor)