

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MARCH 24, 2020**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 24th day of March 2020, at 9:37 a.m., at the St. Louis County Courthouse, 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 Patrick Boyle, Beth Olson, Paul McDonald, and Frank Jewell participated telephonically.

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.

St. Louis County Attorney Mark Rubin said that Commissioners are allowed to call into the meeting by telephone because of the emergency situation. Attorney Rubin outlined five points as to why Commissioners are allowed to attend the meeting by telephone:

- It has been determined that an in-person meeting is not practical or prudent because of the COVID-19 pandemic and the related peacetime emergency declaration made by Governor Walz in accordance with Minnesota Statutes Chapter 12.
- We have ensured that all members of the body participating in the meeting, wherever their physical location, can hear one another and can hear all discussion and testimony offered at today's meeting.
- We have also ensured that members of the public present at the regular meeting location of the body can hear all discussion and testimony and all votes of the member of the body. We have urged the public not to attend this meeting in person because of the COVID-19 pandemic, and have ensured that members of the public can view and monitor the meeting remotely, in real time, by broadcasting the meeting on Public Access Television.
- County Administrator Kevin Gray, Attorney Rubin, and three Commissioners are physically present at the County Board Room located on the second floor of the Duluth Courthouse.
- All votes will be conducted by roll call, so each member's vote on each issue will be identified and recorded.

Chair Jugovich opened the meeting to persons who wish to address the Board concerning issues not on the agenda. Sarah Mikesell, of Duluth, spoke in opposition of St. Louis County becoming a Second Amendment Sanctuary.

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

The Board recessed at 9:48 a.m.

At 2:25 p.m., the County Board reconvened with the following members present: Commissioners

Frank Jewell, Beth Olson, Keith Musolf, Paul McDonald, Keith Nelson, Mike Jugovich and Chair Patrick Boyle – 7. Absent: None - 0.

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

Commissioner Musolf, supported by Commissioner Jewell, moved to approve a second consent agenda consisting of items passed unanimously at the Committee of the Whole meeting. 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:

Kevin Gray, County Administrator, and Matthew Johnson, Planning and Community Development Director, submitting Board Letter No. 20-92, Establish a Public Hearing on the 2020-2024 Consolidated Plan and the 2020 Action Plan for CDBG, HOME and ESG Funding.—61249

Kevin Gray, County Administrator, Mark Weber, Land and Minerals Director, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 20-88, Public Auction of Earthen Material on State Tax Forfeited Land (McDavitt Township).—61250

Kevin Gray, County Administrator, and Mark Weber, Land and Minerals Director, submitting Board Letter No. 20-89, Authorizing a Donation of Tree Seedlings and Planting Labor.—61251

Kevin Gray, County Administrator, Mark Weber, Land and Minerals Director, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 20-97, Endorsement of the St. Louis River Public Lands Project and Support of Funding.—61252

Kevin Gray, County Administrator, Jeremy Craker, Information Technology Department Director, and Donna Viskoe, Purchasing Director, submitting Board Letter No. 20-101, 2020 IT Standard Equipment Order: Computers, Tablets and Laptops.—61253

Kevin Gray, County Administrator, Jerry Hall, Interim Property Management Director, and Mark Weber, Land and Minerals Director, submitting Board Letter No. 20-102, Re-conveyance of State Tax Forfeited Land from St. Louis County Ownership.—61254

Kevin Gray, County Administrator, Mark Weber, Land and Minerals Director, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 20-105, Public Auction of Earthen Material on State Tax Forfeited Land (Gnesen Township).—61255

Kevin Gray, County Administrator, Mark Weber, Land and Minerals Director, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 20-106, Reclassification of State Tax Forfeited Lands to Non-Conservation.—61256

Kevin Gray, County Administrator, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 20-109, Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License

(Canosia Township).—61257

Kevin Gray, County Administrator, Mark Weber, Land and Minerals Director, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 20-110, Establish a Public Hearing for a St. Louis County Class “B” Land Exchange.—61258

Kevin Gray, County Administrator, and James Gottschald, Human Resources and Administration Director, submitting Board Letter No. 20-117, Civil Service Basic Agreement: 2020-2021.—61259

Kevin Gray, County Administrator, and James Gottschald, Human Resources and Administration Director, submitting Board Letter No. 20-118, Merit System Basic Agreement: 2020-2021.—61260

Kevin Gray, County Administrator, and James Gottschald, Human Resources and Administration Director, submitting Board Letter No. 20-119, Management Compensation Plan Update and Salary Range Adjustments.—61261

Kevin Gray, County Administrator, and James Gottschald, Human Resources and Administration Director, submitting Board Letter No. 20-120, Highway Maintenance Divisions Bargaining Agreement: 2020-2021.—61262

Kevin Gray, County Administrator, and James Gottschald, Human Resources and Administration Director, submitting Board Letter No. 20-121, Unrepresented Employees’ Compensation Plan Update and Salary Range Adjustment.—61263

Kevin Gray, County Administrator, and Brian Fritsinger, Deputy County Administrator, submitting Board Letter No. 20-122, Declaring a Continued State of Local Emergency in St. Louis County.—61264

Commissioner Nelson submitting a proposed resolution regarding property tax abatements for small business owners in St. Louis County.—61265

Service Contract between the County of St. Louis and EPC Engineering & Testing, Duluth, MN, for construction materials testing, special inspections, reporting and project management for the Sheriff’s Office Training Center which will be located at the Emergency Operations Center in Duluth.—20-225

Purchase of Service Agreement, Contract No. 16903, between St. Louis County and Jeremy Powell, Virginia, MN, for Chore Services during the period January 1, 2020, to June 30, 2020.—20-226

Purchase of Service Agreement, Contract No. 16835, between St. Louis County and ACCT, Inc., Asbestos Control and Consulting Team, Cloquet, MN, for Chore Services during the period December 1, 2019, to June 30, 2020.—20-227

Personnel and Training Services 2020 Agreement between the County of St. Louis and the Arrowhead Regional Corrections Board.—20-228

Purchase of Service Agreement, Contract No. 16905, between St. Louis County and Jeff Melhorn, Hibbing, MN, for Chore Services during the period January 1, 2020, to June 30, 2020.—20-229

Purchase of Service Agreement, Contract No. 16907, between St. Louis County and Joe Walli, Gilbert, MN, for Chore Services during the period January 1, 2020, to June 30, 2020.—20-230

Minnesota Department of Human Services SFY 2020 Housing Support Agreement – Group Settings, Contract No. 53784, between St. Louis County and TL Care Services, LLC d/b/a Westview Services, Duluth, MN.—20-231

St. Louis County On-Line Software Subscriber Agreement between the County of St. Louis, Auditor's Office, and Stinson, LLP, Minneapolis, MN.—20-232

Agreement between the County of St. Louis and the Arrowhead Regional Corrections Board for Safety and Risk Management Services during CY 2020.—20-233

Service Contract between the County of St. Louis and CR-BPS Building Performance Specialists, Isabella, MN, to investigate the cause for heat loss in the Duluth GSC skywalk structure, provide a written report and recommendations to remedy the heat loss condition.—20-234

Purchase of Service Agreement, Contract No. 16906, between St. Louis County and Jeremy Powell, Virginia, MN, for Chore Services during the period January 1, 2020, to June 30, 2020.—20-235

Purchase of Service Agreement, Contract No. 16910, between St. Louis County and Rural Aids Action Network, Duluth, MN, for Naloxone Dispensing Training, Opioid Overdose Reduction and Continuing Medical Education Services during the period January 1, 2020, to September 29, 2020.—20-236

Service Contract between the County of St. Louis and Gausman & Moore Associates, Inc., Duluth, MN, to develop electrical scope of work narrative specifications and equipment vendor coordination for uninterruptible power supply at the Emergency Operations Center located at the County's Pike Lake campus.—20-237

Agreement for Services between the County of St. Louis and Beck & Co. Engineering, Inc., Woodbury, MN, to perform an assessment of pavement markings through December 31, 2020 (CP 0000-369683).—20-238

Cooperative Agreement between the City of Chisholm and the County of St. Louis for a Crack Sealing & Repair Special project on various paved roads (CP 0000-447672).—20-239

Cooperative Agreement between the City of Cook and the County of St. Louis for a Crack Sealing & Repair Special project on various paved roads (CP 0000-447672).—20-240

Payment and Performance Bond No. 9301398 in the amount of \$168,200 from JK Mechanical Contractors, Inc., for the Northeast Regional Corrections Center (NERCC) Administration Building

– Heating Renovations.—20-241

Service Contract No. 5598E-2 between the County of St. Louis and North St. Louis Soil and Water Conservation District (SWCD), Virginia, MN, to provide Lake and Stream Protection Projects, Outreach and Education, Technical Assistance to Landowners and other Agencies, Private Forest Management, as well as Direct Administration through December 31, 2020.—20-242

Agreement for Services between St. Louis County and Interloc Solutions, Inc., Folsom, CA, for Maximo to Mitchell Humphrey Integration Enhancements.—20-243

Snowmobile Trail License Agreement between St. Louis County and Path-Blazers Snowmobile Club, Chisholm, MN, for approximately nine (9) miles long by ten (10) feet wide from North Hibbing passing under the Mitchel Bridge to Chisholm and then to Buhl.—20-244

Grant Agreement No. 5590D between the County of St. Louis and Duluth Seaway Port Authority, Duluth, MN, for countywide services during the period January 1, 2020, to December 31, 2020.—20-245

Canister Site Lease Agreement between The Kabetogama Lake Association, Inc., “Lessor” and St. Louis County Environmental Services Department “Lessee” for the purpose of operating a solid waste canister site on the SW ¼ of NW ¼ of NW ¼ of NE ¼, Section 18, Township 69 North, Range 21 West, not including the old dump or barn site, for a five-year period January 1, 2020, to December 31, 2024.—20-246

St. Louis County On-Line Software Subscriber Agreement between the County Auditor and Prebich Law Office, P.C., Hibbing, MN.—20-247

Fiscal Services Agreement between the County of St. Louis, Nancy Nilsen, St. Louis County Auditor, and the Carlton-Cook-Lake-St. Louis Community Health Board for services during CY 2020.—20-248

Agreement for Shared Accountant Services between St. Louis and Lake Counties Regional Railroad Authority and the County of St. Louis for accounting services on a one-half of full-time (2.5 days per week) basis.—20-249

Upon motion by Commissioner Nelson, supported by Commissioner Musolf, resolutions numbered 20-140 through 20-163, 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 10, 2020, are hereby approved.

Adopted March 24, 2020. No. 20-140

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners

for the meeting of March 18, 2020, are hereby approved.

Adopted March 24, 2020. No. 20-141

WHEREAS, The South St. Louis Soil and Water Conservation District in concert with the St. Louis County Public Works Department submitted an application for a grant from the Department of Natural Resources for the replacement of the culvert on Keene Creek crossing Morris Thomas Road and was awarded the grant; and

WHEREAS, The amount of the grant has been determined to be \$205,000, of which, the South St. Louis Soil and Water Conservation District will retain \$5,000 for administration of the grant; and

WHEREAS, St. Louis County is required to provide a 10% match and cover all overages.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the South St. Louis Soil and Water Conservation District for the replacement of the culvert on Keene Creek crossing Morris Thomas Road as part of the construction project on Morris Thomas Road, SP 069-656-018/CP 00056-284469. Funds from the Local Road Improvement Program will be receipted into Fund 220, Agency 220532, Object 583100.

Adopted March 24, 2020. No. 20-142

RESOLVED, That pursuant to Minn. Stat. §161.36, the Commissioner of Transportation be appointed as Agent of St. Louis County to accept as its agent, federal aid funds which may be made available for eligible transportation-related projects.

RESOLVED FURTHER, That the Board Chairman and County Auditor are hereby authorized and directed for and on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1036393", a copy of which was before the County Board and is made a part hereof by reference, for Federal funding on County Project CP 0061-283486, SP 069-060-002. Funds to be receipted into Fund 220, Agency 220494.

Adopted March 24, 2020. No. 20-143

WHEREAS, The St. Louis County Public Works Department is planning to construct left turn lanes onto Morris Thomas Road/County State Aid Highway (CSAH) 56 off of State Highway 2 and do a realignment of the east leg of Morris Thomas Road (CSAH 56) including the closure of the short west leg of Morris Thomas Road; and

WHEREAS, The project is at the intersection of State Highway 2 and Morris Thomas Road (CSAH 56) and is a total distance of approximately a couple hundred feet; and

WHEREAS, The improvements have been determined necessary to provide for the safety and convenience of the traveling public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for CP 0056-431717, SAP 069-656-019, payable from Fund 200, Agency 203001.

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.

Adopted March 24, 2020. No. 20-144

WHEREAS, St. Louis County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Local Road Improvement through agreement number 1036355; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this project is available; and

WHEREAS, The amount of the grant has been determined to be \$1,000,000 by reason of the lowest responsible bid.

THEREFORE, BE IT RESOLVED, That St. Louis County does hereby agree to the terms and conditions of the grant consistent with Minn. Stat. § 174.52, and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the project but not required.

RESOLVED FURTHER, That the proper County Officials are authorized to execute a grant agreement with the Commissioner of Transportation concerning the above-referenced grant.

RESOLVED FURTHER, That this project is further identified as SAP 069-604-078, CP 0004-342005 with funds for this project receipted into Fund 220, Agency 220444.

Adopted March 24, 2020. No. 20-145

WHEREAS, Lake County and Fall Lake Township are preparing a project with State Park Road Account funding for their portion of the Cloquet Line Road; and

WHEREAS, St. Louis County has plans to complete a Gravel Road Investment Program (GRIP) project on our portion of the Cloquet Line Road (County Road 990); and

WHEREAS, It is appropriate for Lake County and St. Louis County to combine these projects to mutually benefit from economies of scale, mobilization, and contract administration.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate County Officials to enter into a cooperative agreement with Lake County to complete a Gravel Road Investment Program (GRIP) project on the Cloquet Line Road (County Road 990), and approve any amendments approved by the County Attorney's Office.

Adopted March 24, 2020. No. 20-146

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

CP 0004-342005, SAP 069-604-078; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 27, 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>
KGM Contractors	9211 Hwy. 53 Angora, MN 55703	\$4,072,366.46

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 220444, Object 652700 \$4,072,366.46

With additional revenue budgeted for expense:

City of Duluth, Fund 220, Agency 220444, Object 551501 \$349,637.79

Adopted March 24, 2020. No. 20-147

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

CP 0043-275802, SAP 069-643-016 (Low Prime); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 27, 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	\$2,397,925.00

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 220569, Object 652700, SAP 069-643-016, \$819,080.41, and Fund 204, Agency 204177, Object 652806, CP 0010-396221, CP 0245-276399, CP 0277-276401, CP 0286-395074, \$1,578,844.59.

Adopted March 24, 2020. No. 20-148

WHEREAS, The Public Works Department's equipment budget includes twelve (12) 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 twelve (12) dump bodies with hydraulic systems and snow removal equipment for \$1,168,936.00.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase order for the installation of twelve (12) dump bodies with hydraulic systems and snow removal equipment from Towmaster, Inc., of Litchfield, MN, for \$1,168,936.00, payable from Fund 407, Agency 407001, Object 666300.

Adopted March 24, 2020. No. 20-149

RESOLVED, That pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board of Commissioners approves the following Lawful Gambling License Application (raffle) on file in the office of the County Auditor, identified as County Board File No. 61213 for the following organization:

Lake Superior Steelhead Association, PO Box 16034, Duluth, MN, 55816, to conduct off-site gambling on April 25, 2020, at Clearwater Grille, 5135 North Shore Drive, Duluth, MN, 55804, Duluth Township.

Adopted March 24, 2020. No. 20-150

RESOLVED, That pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board of Commissioners approves the following Lawful Gambling License Application (Pull-Tabs {paper},

Bar Bingo, Tipboards, Paddlewheel, Electronic Pull-Tabs, Electronic Linked Bingo) on file in the office of the County Auditor, identified as County Board File No. 61213 for the following organization:

Irving Community Association, Duluth, Minnesota, to operate out of Boondocks Saloon & Grill, Gnesen Township, 7047 Rice Lake Road, Duluth, MN, 55803, new.

Adopted March 24, 2020. No. 20-151

WHEREAS, St. Louis County desires to dedicate additional highway right-of-way necessary to construct and maintain its road system and allow placement of necessary utilities serving the public.

THEREFORE, BE IT RESOLVED, That pursuant to Minn. Stat. § 163.11, the St. Louis County Board hereby dedicates to the public the permanent highway easement as described in County Board File No. 61223.

Adopted March 24, 2020. No. 20-152

WHEREAS, The U.S. Department of Housing and Urban Development (HUD) requires a consolidated application process for entitlement funds under the following Community Planning and Development programs: Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG); and

WHEREAS, St. Louis County has prepared the draft 2020-2024 Consolidated Plan that includes the 2020 Action Plan required by HUD; and

WHEREAS, HUD requires a 30 day comment period on these plans after which a public hearing be conducted to allow citizen input prior to submittal of the plans; and

WHEREAS, The 30 day comment period begins March 13, 2020, and will be completed April 13, 2020.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board will hold a public hearing on Tuesday, April 14, 2020, at 9:40 a.m., at the St. Louis County Courthouse in Duluth, MN, for the purpose of receiving citizen comments on the established priorities and funding recommendations included in the 2020-2024 Consolidated Plan and 2020 Action Plan.

Adopted March 24, 2020. No. 20-153

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated March 13, 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 March 24, 2020. No. 20-154

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 applications for permit authorizing the consumption and display of intoxicating liquors are hereby approved, on file in the office of the County Auditor, identified as County Board File No. 61204:

Hugo's, Inc., d/b/a Hugo's, Ault Township, renewal;

Vernon Skoglund, Sole Proprietor, d/b/a Silver Fox Lodge, Gnesen Township, renewal;

Wilkins Pine Aire Resort, Inc., d/b/a Pine Aire Resort, Kabetogama Township, renewal.

Adopted March 24, 2020. No. 20-155

RESOLVED, 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 proof of workers' compensation insurance, On-Site Waste Water approval and Planning & Community Development approval.

RESOLVED FURTHER, That the serving area includes entire fenced in area of the property and that the applicant must employ a wristband requirement for customers to purchase or consume alcohol.

RESOLVED FURTHER, That said license shall be effective through June 30, 2020:

Pike Lake Golf & Beach, LLC d/b/a Pike Lake Golf & Beach Club, Canosia
Township, On-Sale and Sunday On-Sale Intoxicating Liquor License, new.

Adopted March 24, 2020. No. 20-156

WHEREAS, IT leadership recently presented an IT staffing plan to the County Board at its January 21, 2020 workshop where this presentation examined the current and future workload and also assessed both current and future staffing levels to ensure that IT can continue to maintain existing systems, replace older systems, and implement new hardware/software systems; and

WHEREAS, With the growing number of county work units that IT supports, it has become clear that a new supervisory position will be able to more efficiently escalate issues, mentor, set direction, and support these employees on a daily basis; and

WHEREAS, The IT Department, in coordination with the Sheriff's Office, has identified a need to increase support within the Application Development team to provide dedicated IT support to the Sheriff's Office.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board reallocates a vacant 1.0 FTE IT Support Specialist, position #0543-001 (Civil Service Basic, Pay Grade B16 Step 1) to a vacant 1.0 FTE IT Unit Supervisor (Civil Service Supervisory, Pay Grade E28 Step 1), which will result in an approximate annual budget increase of \$23,244 within Fund 100, Agency 117001.

RESOLVED FURTHER, That the St. Louis County Board approve the transfer of an Information Specialist II, position #0432-050 (Civil Service Basic, Pay Grade B10 Step 1) from the Sheriff's Office, Fund 100, Agency 129003, to the IT Department, Fund 100, Agency 117001, and reallocate the position to the Application Developer Associate (Civil Service Basic, Pay Grade B20 Step 1), which will result in an approximate annual budget increase of \$12,968.

Adopted March 24, 2020. No. 20-157

WHEREAS, The Sheriff's Office is mandated to provide tactical training, self-defense training, and basic close quarters physical training for all sworn peace officers and correctional

officers on an ongoing basis; and

WHEREAS, The existing training facilities located in the Emergency Operations Center (EOC) have become untenable due to constant relocation of equipment, mats, and supplies with the associated risk of injury and inefficient use of training time; and

WHEREAS, Holding physical training in facilities not designed for this type of training results in logistic impediments preventing or delaying the training, associated avoidable injuries, and increased liability exposure to the county; and

WHEREAS, Due to the limited space in the existing EOC, medium and large scale emergency response events, personnel, and equipment must overflow to the vehicle storage garage; and

WHEREAS, The proposed new building, located directly adjacent to the existing EOC, will serve as a dedicated training facility and will also provide expanded operational capacity in the event of an emergency; and

WHEREAS, The Purchasing Division opened bids on February 15, 2020, with Johnson-Wilson Construction of Duluth, MN, providing the lowest qualified bid in the amount of \$609,393.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute an agreement with Johnson-Wilson Construction, Duluth, MN, for the construction of the Sheriff's Office Training and Emergency Operations Center expansion in the amount of \$609,393, payable from Fund 400, Agency 400005, Object 663100 (Capital Improvement Fund).

RESOLVED FURTHER, That the County Board authorizes a fund transfer in the amount of \$100,000 from the St. Louis County Jail, Fund 100, Agency 137002, Object 635300, to the Capital Improvement Fund, Fund 400, Agency 400005, Object 663100.

RESOLVED FURTHER, That the County Board authorizes a fund transfer in the amount of \$100,000 from Fund 400, Agency 400023, Object 663100, to Fund 400, Agency 400005, Object 663100.

Adopted March 24, 2020. No. 20-158

WHEREAS, A request has been received to purchase gravel from a tax forfeited pit that does not conflict with the needs of the county; and

WHEREAS, Minn. Stat. § 282.04, Subd. 1(d), allows for leasing of state tax forfeited land for the purpose of removing gravel and requires any lease involving a consideration of more than \$12,000 per year be offered at public sale.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor, pursuant to Minn. Stat. § 282.04, to offer at public sale to the highest responsible bidder, a lease of State tax forfeited land described as Section 17, Township 56 North, Range 18 West (Norway Road Pit), for the purpose of removing a minimum of 20,000 cubic yards loose volume measure of gravel.

RESOLVED FURTHER, That this lease will be available at the minimum appraised price of \$1.50 per cubic yard, loose volume measure, plus a \$150 administration fee, plus a \$15.20 publication fee, plus a refundable reclamation fee of \$7,500, for a minimum total cost of \$37,665.20, subject to terms of the lease with the proceeds being deposited into Fund 240, Forfeited Tax Fund.

RESOLVED FURTHER, This auction will be held at 10:00 a.m. on Friday, May 1, 2020, at the Government Services Center, 320 W 2nd Street, Suite 302, Duluth, MN, 55802.

Adopted March 24, 2020. No. 20-159

WHEREAS, The St. Louis County Board is requested to authorize the acceptance of a Conservation Partners Legacy grant for tree seedlings and planting labor, having a value of approximately \$9,679; and

WHEREAS, The tree seedlings will be planted on tax forfeited lands and managed by the Land and Minerals Department as part of the county's working forest; and

WHEREAS, This is a unique opportunity for the St. Louis County Land and Minerals Department to partner with other government agencies.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the acceptance of a Conservation Partners Legacy grant for tree seedlings and planting labor on tax forfeited land to be accounted for in Fund 290, Agency 290999, Grant 29005, Year 2020.

Adopted March 24, 2020. No. 20-160

WHEREAS, LiDAR data provides foundational information to support decision making for asset and resource management, and has been shown to save costs in multiple sectors, such as transportation and infrastructure, land use planning, geologic resource mapping, and forestry; and

WHEREAS, The United States Geologic Survey (USGS) and Minnesota Department of Natural Resources have reached out to stakeholders that have business needs for new, high quality LiDAR and derived products to be part of a cost share program for LiDAR acquisition; and

WHEREAS, The State of Minnesota submitted a shared funding application to the USGS 3D Elevation Program for the collection of high density LiDAR data, and recently learned that the USGS is recommending funding in support of the project; and

WHEREAS, The Land and Minerals Department and the Planning and Community Development Department have budgeted \$40,000 in 2020 to contribute to the LiDAR acquisition program.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a Joint Funding Agreement with the United States Geologic Survey for the Northeast Forested Rainy Lake LiDAR Acquisition Project.

Adopted March 24, 2020. No. 20-161

WHEREAS, St. Louis County is exploring the establishment of wetland banks, carbon offsets, and other ecosystem services on state tax forfeited lands; and

WHEREAS, A legislative change in Minn. Stat. Chapter 282 is needed to allow St. Louis County and other counties to enter into conservation planning leases and convey conservation easements on state tax forfeited lands in order to seek opportunities in these markets.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports legislation enabling the conveyance of conservation easements and conservation planning leases on state tax forfeited lands.

Adopted March 24, 2020. No. 20-162

WHEREAS, The City of the Duluth wishes to acquire state tax forfeited lands within the St. Louis River Estuary area which are highly valued for their ecological benefits and are vital to the City's Natural Areas Program; and

WHEREAS, The Environmental Protection Agency has invited a noncompetitive grant application from the City of Duluth for Great Lakes Restoration Initiative funds to acquire

ecologically valuable tax forfeited lands along the St. Louis River Estuary, subject to a commitment from St. Louis County to sell these lands under terms agreeable to both governmental units; and

WHEREAS, The City of Duluth is proposing to purchase approximately 535 acres of tax forfeited land along the St. Louis River Estuary at a price of twenty percent (20%) of the estimated market value as established by the St. Louis County Assessor in 2020; and

WHEREAS, In accordance with Minn. Stat. § 282.01, Subd. 1a(h), conservation tax forfeited land may be sold to a governmental subdivision of the state for less than its market value for either: (1) creation or preservation of wetlands; (2) drainage or storage of storm water under a storm water management plan; or (3) preservation, or restoration and preservation, of the land in its natural state; and

WHEREAS, The deed must contain a restrictive covenant limiting the use of the land to one of these purposes for 30 years or until the property is reconveyed back to the state in trust; and

WHEREAS, The Land and Minerals Department will review the list of tax forfeited parcels the City is proposing to acquire to determine if they are classified, or should be classified as 'conservation', and if their highest and best use is to be sold to a governmental subdivision for conservation purposes.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board endorses the St. Louis River Public Lands Project proposed by the City of Duluth and supports the City's application to the Great Lakes Restoration Initiative for funding to purchase up to 535 acres of tax forfeited land in accordance with Minn. Stat. § 282.01, Subd. 1a(h).

RESOLVED FURTHER, That the Land and Minerals Department will seek County Board approval to sell tax forfeited parcels that are classified as 'conservation' and are suitable to be sold for conservation purposes to the City of Duluth at a price of twenty percent (20%) of the estimated market value as established by the St. Louis County Assessor in 2020, or twenty percent (20%) of the actual appraised value, whichever is greater.

Adopted March 24, 2020. No. 20-163

Upon motion by Commissioner Musolf, supported by Commissioner Jewell, resolutions numbered 20-164 through 20-188, as submitted on a second consent agenda, were unanimously adopted as follows:

BY COMMISSIONER MUSOLF:

WHEREAS, Essentia Health has made funds available to the Public Health and Human Services (PHHS) Department for the purposes of building upon and expanding the Farm to School presence within the Duluth School District; and

WHEREAS, PHHS has been awarded \$33,800 to embed Farm to School programming so students will learn healthy, active lifestyles and systems will be implemented for greater access to healthy, local foods at schools; and

WHEREAS, Essentia Health wishes to contract with PHHS for the period of March 1, 2020, through February 28, 2021, to administer Farm to School Programming; and

WHEREAS, Renee Willemsen has served as the Farm to School Coordinator through previous funding; and

WHEREAS, PHHS wishes to contract with Renee Willemsen as a part-time local coordinator for the period of March 1, 2020, through February 28, 2021, for the amount up to \$34,050 to sustain programming.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the PHHS to accept funds through a contract with Essentia Health in the amount up to \$33,800 for the period of March 1, 2020, through February 28, 2021, to be accounted for in Fund 230, Agency 233999, Object 545158, Grant 23333, Grant Year 2020.

RESOLVED FURTHER, That the St. Louis County Board authorizes PHHS to enter into a contract with Renee Willemsen in the amount up to \$34,050 for the period of March 1, 2020, through February 28, 2021, to be accounted for in Fund 230, Agency 233999, Object 629900, Grant 23333, Grant Year 2020.

Adopted March 24, 2020. No.20-164

WHEREAS, Cook County has been awarded \$1,700,000 in federal construction funds for program year 2020 and is unable to deliver project SP 016-612-075 within federal timelines; and

WHEREAS, St. Louis County can apply an additional \$1,700,000 in federal funds to the project without additional requirements; and

WHEREAS, St. Louis County will repay Cook County \$1,700,000 with regular state aid construction funds.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the Minnesota Department of Transportation (MnDOT) for a fund swap with Cook County under Agreement No. 1036614.

RESOLVED FURTHER, That pursuant to Minnesota Stat. § 161.36, the Commissioner of Transportation be appointed as Agent of St. Louis County to accept, as its agent, federal aid funds which may be made available for eligible transportation related projects.

RESOLVED FURTHER, That the Chairman and Auditor are hereby authorized and directed for and on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1036614", a copy of which said agreement was before the County Board and which is made a part hereof by reference.

Adopted March 24, 2020. No. 20-165

WHEREAS, In an effort to provide St. Louis County with the best possible pricing on laptop, desktop, and tablet technologies, the Information Technology (IT) Department in coordination with the Purchasing Division have directed all departments that standardized computer purchases will utilize the State of Minnesota Contract Release C-1046(5); and

WHEREAS, One of the goals of the IT Department is to ensure common computing standards are followed throughout the county to ensure application compatibility, security, and supportability; and

WHEREAS, The IT Department has worked with each department to identify their specific computing needs.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the IT Department to utilize the State of Minnesota Contract Release C-1046(5) for the scheduled replacement of standardized computer hardware totaling \$413,522, with an initial purchase of \$216,722, and subsequent purchases estimated at \$196,800.

Adopted March 24, 2020. No. 20-166

WHEREAS, The Minnesota Department of Revenue has issued conditional use deeds to St. Louis County conveying state tax forfeited land for public uses since the 1940s; and

WHEREAS, The Land and Minerals Director has a fiduciary responsibility to determine if these lands are being used, in whole or in part, for the authorized public use for which they were conveyed; and

WHEREAS, The Land and Minerals and Environmental Services Departments have determined that the authorized public use has been abandoned on the state tax forfeited parcel described here; and

WHEREAS, Pursuant to Minn. Statute § 282.01, Subd. 1d, the governing body of a governmental subdivision must voluntarily direct its officers to re-convey property to the state when a whole parcel or part of parcel of state tax forfeited land is not being used for the authorized public use for which it was conveyed.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the re-conveyance of the state tax forfeited parcel described in County Board File. No. 61254 and authorizes the appropriate County Officials to execute Minnesota Department of Revenue PT Form 976.

Adopted March 24, 2020. No. 20-167

WHEREAS, The Property Management Team has reviewed the county's Sale of Fee Land Policy and approves the public sale of surplus fee land legally described as follows:

The Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 31, Township 50 North, Range 15 West lying west of the Rocky Run Creek, Parcel Code 395-0010-09210; and

WHEREAS, A review of assessed value and sales has determined a minimum bid amount for this property to be \$60,500.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Interim Property Management Director to advertise for written bids for the above described property (a parcel approximately 25.8 acres in size), pursuant to the requirements and procedures of Minn. Stat. § 373.01, at a minimum bid price of \$60,500.

RESOLVED FURTHER, That the St. Louis County Board establishes the time for bid consideration to be at 9:40 a.m. on Tuesday, June 2, 2020, at the St. Louis County Courthouse in Duluth, MN.

Adopted March 24, 2020. No. 20-168

WHEREAS, The Land and Mineral Department's equipment budget includes the purchase of one (1) new dump truck and one (1) new dump box; and

WHEREAS, Nuss Truck & Equipment, Inc., of Duluth, MN, responded with the State of Minnesota contract price for the dump truck for \$126,068.76; and

WHEREAS, Midland Equipment of Lakeville, MN, responded with a low quoted price for the dump box for \$38,780.00.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of (1) Mack truck from Nuss Truck & Equipment, Inc., of Duluth, MN, in the amount of \$126,068.76, payable from Fund 290, Agency 290004, Object 666400.

RESOLVED FURTHER, That the St. Louis County Board authorizes the purchase of one (1)

dump box from Midland Equipment of Lakeville, MN, in the amount of \$38,780.00, payable from Fund 290, Agency 290004, Object 666400.

Adopted March 24, 2020. No. 20-169

WHEREAS, A request has been received to purchase gravel from a tax forfeited pit that does not conflict with the needs of the county; and

WHEREAS, Minn. Stat. § 282.04, Subd. 1(d), allows for leasing of state tax forfeited land for the purpose of removing gravel and requires any lease involving a consideration of more than \$12,000 per year be offered at public sale.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor, pursuant to Minn. Stat. § 282.04, to offer at public sale to the highest responsible bidder, a lease of state tax forfeited land described as Section 2, Township 52 North, Range 14 West (Vermilion Pit), for the purpose of removing a minimum of 13,000 cubic yards loose volume measure of gravel.

RESOLVED FURTHER, That this lease will be available at the minimum appraised price of \$2.50 per cubic yard, loose volume measure, plus a \$150 administration fee, plus a \$15.20 publication fee, plus a refundable reclamation fee of \$8,125, for a minimum total cost of \$40,790.20, subject to terms of the lease with the proceeds being deposited into Fund 240, Forfeited Tax Fund.

RESOLVED FURTHER, That this auction will be held at 1:30 p.m. on Friday, May 1, 2020, at the Government Services Center, 320 W. 2nd Street, Suite 302, Duluth, MN, 55802.

Adopted March 24, 2020. No. 20-170

WHEREAS, All parcels of land becoming the property of the State of Minnesota in Trust through forfeiture for nonpayment of real estate taxes shall be classified or reclassified as conservation or non-conservation as required by Minn. Stat. § 282.01, Subd. 1; and

WHEREAS, The parcels described in the attached County Board File forfeited to the State of Minnesota for nonpayment of real estate taxes and were previously classified as conservation; and

WHEREAS, The St. Louis County Land and Minerals Department has recommended that the parcels be reclassified as non-conservation after considering, among other things, the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, utilities and other public services, and their peculiar suitability or desirability for particular uses; and

WHEREAS, These parcels of land may be located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that classification or reclassification and sale of lands situated within a municipality or town must be approved by the governing body of the municipality or town; and

WHEREAS, The reclassification of these parcels will be deemed approved if the county board does not receive notice of the municipality's or town's disapproval of the reclassification of any parcel within 60 days of the date on which this resolution is delivered to the clerk of the municipality or town in which the parcels are located.

THEREFORE, BE IT RESOLVED, That the state tax forfeited parcels described in County Board File No. 61256 shall be reclassified as non-conservation, and the request for approval of the reclassification shall be transmitted by the St. Louis County Land and Minerals Department to the clerk of the municipality or town in which the parcels are located.

Adopted March 24, 2020. No. 20-171

WHEREAS, The Duluth Housing and Redevelopment Authority has requested to purchase the following described state tax forfeited land for the price of \$17,200, plus fees, for single family housing:

Legal: LOT: 0015, BLOCK: 001
WESTERN WOODS DIVISION DULUTH
Parcel Code: 010-4555-00150
Acres: 0.54 Acres
LDKey: 124017; and

WHEREAS, Minn. Stat. § 282.01, Subd. 1a.(b), allows for non-conservation tax forfeited lands to be sold for their market value as determined by the St. Louis County Board to an organized or incorporated governmental subdivision of the state for any public purpose for which the subdivision is authorized to acquire property; and _

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

WHEREAS, This parcel of land have 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 the Duluth Housing and Redevelopment Authority for the price of \$17,200 plus the following fees: 3% assurance fee of \$516, deed fee of \$25, deed tax of \$56.76, and recording fee of \$46, for a total of \$17,843.76, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, That the St. Louis County Auditor may offer for sale at public auction the state tax forfeited land described here if the Duluth Housing and Redevelopment Authority does not purchase the land by October 14, 2020.

Adopted March 24, 2020. No. 20-172

WHEREAS, Approximately 5.5 million gallons of leachate from the Regional Landfill (Landfill) is collected, pumped and stored annually in two High Density Polyethylene (HDPE)-lined ponds where it is aerated, denitrified and land applied on a 60 acre spray field; and

WHEREAS, The Landfill's Minnesota Pollution Control Agency (MPCA)-issued permit requires the Department to conduct extensive surface and groundwater monitoring to ensure the leachate treatment system performs as intended, allowing the continuation of land application of leachate as the County's preferred leachate treatment option versus transport to a wastewater treatment facility; and

WHEREAS, In recent years, the Minnesota Pollution Control Agency (and the Environmental Protection Agency) identified polyfluoroalkyl substances (PFAS) as an emerging water contaminant of interest resulting in landfill leachate coming under increased scrutiny and management requirements due to an increased presence of PFAS; and

WHEREAS, In 2019, the Department contracted with Northeast Technical Services, Inc. (NTS), the Department's environmental engineer, to construct, maintain, and evaluate the efficacy of a microcosm-scale Wetland Treatment System (WTS) designed to remove multiple leachate contaminants of interest, including PFAS; and

WHEREAS, The results from the project were highly encouraging, prompting the Department to replicate its research efforts with the microcosm-scale WTS in 2020 and

developing a larger scale WTS should Legislative-Citizen Commission on Minnesota Resources (LCCMR) funds be approved for this proposal; and

WHEREAS, The Legislative-Citizen Commission on Minnesota Resources (LCCMR) has issued a Request for Proposal for projects that aim to protect, conserve, preserve, and enhance Minnesota's air, water, land, fish, wildlife, and other natural resources and uses Minnesota Environment and Natural Resources Trust Fund to fund approved projects.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Environmental Services Department to submit a proposal to the Legislative-Citizen Commission on Minnesota Resources for a \$743,000 Minnesota Environmental & Natural Resources Trust Fund grant to fund a comprehensive pilot project focusing on development, implementation, and evaluation of a semi-passive, demonstration-scale engineered wetland treatment system with integrated outflow-filtration for reducing Per- and Polyfluoroalkyl Substances and other Landfill leachate contaminants of interest; Fund 600, Agency 607002, Year 2021.

Adopted March 24, 2020. No. 20-173

RESOLVED, That the St. Louis County Board establishes a public hearing on April 28, 2020, at 9:40 a.m., in the St. Louis County Courthouse, Duluth, MN, for the purpose of considering the issuance of an Off-Sale Intoxicating Liquor License to Pike Lake Golf & Beach, LLC d/b/a Pike Lake Golf & Beach Club, Canosia Township.

Adopted March 24, 2020. No. 20-174

WHEREAS, Pursuant to Minn. Stat. §§ 94.341 to 94.349, inclusive, a land exchange proposal has been submitted to the County Board of St. Louis County, State of Minnesota, for certain lands owned by Triple J Land Company; and

WHEREAS, The proposed exchange has been reviewed by the St. Louis County Land and Minerals Department to determine the suitability of lands for exchange; and

WHEREAS, The lands acquired by the St. Louis County Land and Minerals Department will consolidate tax forfeited ownership and increase timber management opportunities for the benefit of the taxpayers of St. Louis County; and

WHEREAS, The joint proposal is to exchange lands being and lying in St. Louis County, Minnesota, to wit:

Offered Lands (Triple J Land Company) – 80 Acres
W 1/2 OF SW 1/4, SECTION 3, Township 60 North, Range 21 West

TAX FORFEITED LAND (CLASS B) – 60.1 Acres
GOV. LOTS 2 and 3, SECTION 5, Township 62 North, Range 17 West.

THEREFORE, BE IT RESOLVED, That pursuant to Minn. Stat. § 94.344, Subd. 7, a public hearing shall be scheduled on Tuesday, April 14, 2020, at 9:45 a.m. at the St. Louis County Courthouse, Duluth, MN.

RESOLVED FURTHER, That the County Auditor shall post notice of hearing in her office containing a description of the lands affected and shall cause a copy of said notice to be published in the official newspaper at least two weeks before the date of hearing.

Adopted March 24, 2020. No. 20-175

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

CP 0155-338059, SAP 069-755-002; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on March 5, 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>
Utility Systems of America, Inc.	Eveleth, MN	\$3,034,555.75

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 220558, Object 652700 \$3,034,555.75

With additional revenue budgeted for expense:

City of Ely, Fund 220, Agency 220558, Object 551538 \$961,086.05.

Adopted March 24, 2020. No. 20-176

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

CP 0000-369582, SAP 069-030-042; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on March 12, 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>
Century Fence Company	PO Box 277 Forest lake, MN, 55025	\$838,492.10

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 220570, Object 652700 \$838,492.10

With additional revenue budgeted for expense:

Lake County Fund 220, Agency 220570, Object 551508 \$73,688.69

Adopted March 24, 2020. No. 20-177

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

CP 0000-524127; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on March 19, 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>
Mesabi Bituminous, Inc.	PO Box 728 Gilbert, MN 55741	\$110,775.00

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 200, Agency 203575, Object 652800, \$110,775.00.

Adopted March 24, 2020. No. 20-178

WHEREAS, The Purchasing Division has prepared bid specifications for new 2020 fleet vehicles; and

WHEREAS, Quantities are based upon the available funds for the purchase of 2020 fleet vehicles; and

WHEREAS, The Public Works Department pulled this group of vehicles off of the original 2020 vehicle board letter prepared by the Purchasing Division due to a last minute discussion over three-quarter ton vs. heavy half ton pickup trucks; and

WHEREAS, The total purchase price of the requested additional vehicles amounts to \$415,228.00, plus 6.5% motor vehicle sales tax of \$26,989.89, for a total cost of \$442,217.89.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of the additional 2020 fleet vehicles, in accordance with the Request for Bid specifications of Bid No. 5563, as follows:

- 1.0 Fourteen (14) Pickups, Extended Cab, 4WD, 4 Door GMC Sierra TK10753 ,will be purchased locally from Ranger Chevrolet of Hibbing, MN, at their low specification bid price of **\$28,351.00** each, plus 6.5% motor vehicle sales tax of **\$1,842.82** per unit, for a total extended price of **\$422,713.48**, delivered to the Virginia Public Works and payable from Fund 407, Agency 407001, Object Code 666200 (pickups and vans); and
- 2.0 One (1) Sedan, Mid-size, FWD, 4Door (Chevrolet Malibu) will be purchased locally from Ranger Chevrolet Hibbing MN, at a cost of **\$18,314.00** each, plus 6.5% motor vehicle sales tax of **\$1,190.41** per unit, for a total extended price of **\$19,504.41**, delivered to the Virginia Public Works, and payable from Fund 407, Agency 407001, 666100 (automobiles).

Adopted March 24, 2020. No. 20-179

WHEREAS, St. Louis County and the City of Duluth have experienced multiple large storm events in recent years that caused significant damage to infrastructure along the shore of Lake Superior; and

WHEREAS, The City of Duluth has applied for an Advanced Assistance Hazard Mitigation Grant from the United States Department of Homeland Security to perform a coastal infrastructure assessment of the shore of Lake Superior; and

WHEREAS, The City of Duluth has asked the county to participate in the study and share in the cost of the local match up to \$62,500.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and any amendments approved by the County Attorney, with the City of Duluth to partner on their application for an Advanced Assistance Hazard Mitigation Grant from the United States Department of Homeland Security.

Adopted March 24, 2020. No. 20-180

WHEREAS, The St. Louis County Regional Landfill (Landfill) opened in November 1993 and provides municipal solid waste (MSW) disposal to the County's Solid Waste Management Area (SWMA); and

WHEREAS, Landfill capacity is projected to last another twenty years, based on current fill rates; and

WHEREAS, Geologic and geographic limitations prevent significant expansion of the Landfill footprint and related capacity; and

WHEREAS, The Environmental Services Department (Department) has been evaluating alternative waste disposal options for the SWMA after the Landfill reaches its permitted ultimate capacity including the siting of a MSW landfill sized to serve the SWMA, with expansion capability to serve the Western Lake Superior Sanitary District and neighboring counties, should conditions warrant; and

WHEREAS, The Department selected for consideration the Voyageur Industrial Landfill site in Canyon, as it appears well-suited for a future MSW landfill; and

WHEREAS, The Department has retained the services, on an as-needed basis, of Stoel Rives, LLP, a nation-wide legal consulting firm with an office in Minneapolis that focuses, in part, on providing guidance to public sector entities in Minnesota related to environmental, land use and solid waste issues involving regulatory compliance, due diligence and negotiation related to facility and property transfers, and siting, permitting and development of solid waste facilities; and

WHEREAS, The Department requested, received and accepted a proposal from Stoel Rives, LLP, to conduct a comprehensive environmental assessment of the Voyageur Industrial Landfill in Canyon to determine if further consideration of the landfill as a critical component of the Department's long-range waste management plan is warranted.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into a professional services agreement with Stoel Rives, LLP, to conduct a comprehensive environmental assessment of the Voyageur Industrial Landfill in Canyon to determine if the landfill warrants further consideration as a critical component of the Department's long-range waste management plan at a cost of \$199,530, payable from Fund 600, Agency 608001, Object 660268.

Adopted March 24, 2020. No. 20-181

RESOLVED, That the 2020-2022 Civil Service Basic Unit contract is ratified and the appropriate county officials are authorized to execute the Collective Bargaining Unit Agreement, a copy of which is on file in County Board File No. 61259.

Adopted March 24, 2020. No. 20-182

RESOLVED, That the 2020-2022 Merit System Basic Unit contract is ratified and the appropriate county officials are authorized to execute the Collective Bargaining Unit Agreement, a copy of which is on file in County Board File No. 61260.

Adopted March 24, 2020. No. 20-183

RESOLVED, That For individuals covered under the Management Compensation Plan, plan document updates are adopted and the following cost of living salary increases are approved: effective December 21, 2019 – 2.00%; effective December 19, 2020 – 2.25%; effective December 18, 2021 – 2.25%.

Adopted March 24, 2020. No. 20-184

RESOLVED, That the 2020-2022 Public Works Department Highway Maintenance Division's bargaining agreement is ratified and the appropriate county officials are authorized to

execute the Collective Bargaining Unit Agreement, a copy of which is on file in County Board File No. 61262.

RESOLVED FURTHER, That a Memorandum of Understanding which sunsets on December 31, 2022, that allows the job class of Highway Laborer to work seasonal appointments throughout the calendar year and for employees hired after January 1, 2013, to receive an additional day of personal leave effective January 1, 2021, is approved.

Adopted March 24, 2020. No. 20-185

RESOLVED, That for individuals covered under the Unrepresented Employees' Compensation Plan, plan document updates are adopted and the following cost of living salary increases are approved: effective December 21, 2019 – \$.40 per hour plus 2.00%; effective December 19, 2020 – 2.25%; effective December 18, 2021 – 2.25%.

Adopted March 24, 2020. No. 20-186

WHEREAS, There is an outbreak of respiratory illness, called coronavirus disease 2019 (COVID-19), in a growing number of countries, including the United States; and

WHEREAS, Federal, state, and local public health authorities have identified the public health threat posed by COVID-19, which may be spread from person to person; and

WHEREAS, On March 11, 2020, the World Health Organization deemed COVID-19 to be a pandemic; and

WHEREAS, On March 13, 2020, President Donald Trump declared a Presidential National Emergency, and Governor Tim Walz declared a Peacetime State of Emergency in Minnesota, to authorize any and all necessary resources to be used in support of the response to COVID-19; and

WHEREAS, Minn. Stat. § 12.29 gives authority to the Chair of the St. Louis County Board of Commissioners to declare a local emergency in St. Louis County for a period of three days, after which a meeting of the Board of County Commissioners will be needed to resolve to continue the local emergency; and

WHEREAS, A declaration of local emergency invokes St. Louis County's disaster plans, including response and recovery aspects, and authorizes aid and assistance under those plans, pursuant to Minn. Stat. § 12.29; and

WHEREAS, On March 18, 2020, the St. Louis County Board declared a local emergency, pursuant to Minn. Stat. § 12.29; and

WHEREAS, The St. Louis County Board finds that the COVID-19 pandemic, the potential for outbreak in St. Louis County, and the need for extraordinary and immediate measures to protect the health, safety, and welfare of the public and St. Louis County residents and employees will not be resolved in the immediate future; and

WHEREAS, The St. Louis County Board finds that the local emergency will last for more than three (3) days.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners hereby declares a State of Local Emergency exists and will continue until such time that the Board determines that an emergency no longer exists; and

RESOLVED FURTHER, That the County Administrator or his designee(s) are directed to request and coordinate all necessary aid from local, state and federal government.

RESOLVED FURTHER, That the County Board delegates to the County Administrator authority to exercise the emergency powers outlined in Minn. Stat. § 12.37 for the duration of this Local Emergency.

RESOLVED FURTHER, That all St. Louis County ordinances, rules, and policies that may inhibit or prevent prompt response to COVID-19 are suspended for the duration of the local emergency, in the sole discretion of the St. Louis County Administrator or designee.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 375.21, the County Administrator is hereby authorized to immediately enter into contracts as described thereto.

Adopted March 24, 2020. No. 20-187

WHEREAS, There is an outbreak of respiratory illness, called coronavirus disease 2019 (COVID-19), in a growing number of countries, including the United States; and

WHEREAS, On March 11, 2020, the World Health Organization deemed COVID-19 to be a pandemic; and

WHEREAS, On March 13, 2020, President Donald Trump declared a Presidential National Emergency, and Governor Tim Walz declared a Peacetime State of Emergency in Minnesota, to authorize any and all necessary resources to be used in support of COVID-19; and

WHEREAS, The State of Minnesota collects over \$600 million annually in general property taxes from Minnesota businesses; and

WHEREAS, Governor Tim Walz issued an executive order closing all bars and restaurants on March 16, 2020, effective 5:00 p.m. on March 17, 2020; and

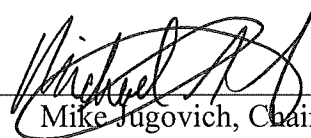
WHEREAS, On March 18, 2020, the St. Louis County Board declared a State of Local Emergency for St. Louis County; and

WHEREAS, Small business owners employ 40% of the nation's workforce and are a significant source of property taxes paid in St. Louis County.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board directs Administration to pursue the potential for local property tax relief through abatement for small businesswomen and men directly affected by Governor Tim Walz's order.

Adopted March 24, 2020. No. 20-188

At 2:28 p.m., March 24, 2020, Commissioner Nelson, supported by Commissioner Musolf, 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:



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

(Seal of the County Auditor)