



**AGENDA**  
**REGULAR MEETING**  
**OF THE BOARD OF COMMISSIONERS OF**  
**ST. LOUIS COUNTY, MINNESOTA**

**Tuesday, August 3, 2021, 9:30 A.M.**

**Government Services Center**  
**Lake Superior Room**  
**320 West 2<sup>nd</sup> Street**  
**Duluth, Minnesota**

**FRANK JEWELL**  
**First District**

**PATRICK BOYLE**  
**Second District**

**ASHLEY GRIMM**  
**Third District**

**PAUL McDONALD –**  
**VICE-CHAIR**  
**Fourth District**

**KEITH MUSOLF**  
**Fifth District**

**KEITH NELSON**  
**Sixth District**

**MIKE JUGOVICH -**  
**CHAIR**  
**Seventh District**

County Auditor  
Nancy Nilsen

County Administrator  
Kevin Gray

County Attorney  
Mark Rubin

Clerk of the Board  
Phil Chapman

The St. Louis County Board of Commissioners welcomes you to this meeting. This agenda contains a brief description of each item to be considered. The Board encourages your participation. Citizens can either appear at the meeting in person or submit comments for the public comment portion or for specific Board agenda items prior to the meeting by e-mailing them to [publiccomment@stlouiscountymn.gov](mailto:publiccomment@stlouiscountymn.gov). Except as otherwise provided by the Standing Rules of the County Board, no action shall be taken on any item not appearing in the agenda.

Comments to individual Commissioners or staff are not permitted. The St. Louis County Board promotes adherence to civility in conducting the business of the County. Civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issue before the Board. Tools of civility include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility [County Board Resolution No. 560, adopted on September 9, 2003]. Speakers will be limited to five (5) minutes.

**\*\*In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify the Administration Department 72 hours prior to the meeting at (218)726-2450.\*\***

All supporting documentation is available for public review in the County Auditor's Office, 100 North 5th Avenue West - Room No. 214, St. Louis County Courthouse, Duluth, MN, during regular business hours 8:00 A.M. - 4:30 P.M., Monday through Friday. Agenda is also available on our website at <http://www.stlouiscountymn.gov/GOVERNMENT/BoardofCommissioners.aspx>

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9:30 A.M.      Moment of Silence  
                    Pledge of Allegiance  
                    Roll Call

AT THIS TIME CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD ON ITEMS NOT ON THE AGENDA. [Speakers will be limited to 5 minutes each.]

FOR ITEMS LISTED ON THE BOARD AGENDA OR COMMITTEE OF THE WHOLE AGENDA, CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

9:35 A.M.      PUBLIC HEARING, pursuant to Resolution No. 21-378, adopted July 6, 2021, to receive public comment on an amendment to the Capital Improvement Plan and on the Intent to Issue Capital Improvement Bonds for the construction of several public works facility projects. **{21-327}**

1.      Approve the Capital Improvement Plan as amended;
2.      Authorize the issuance, sale and delivery of General Obligation Capital Improvement Bonds, Series 2021A, in a principal amount not to exceed \$26,000,000; establish the terms and form thereof; create a debt service fund therefor; and provide for awarding the sale thereof.

**CONSENT AGENDA**

Approval of business submitted on the consent agenda.

**REGULAR AGENDA**

**Health & Human Services Committee – Commissioner Boyle, Chair**

1.      Authorize acceptance of \$395,850 in grant funds from the Department of Human Services Housing and Support Services Division to continue development of community living infrastructure for the grant term July 1, 2021, to June 30, 2023, with a possible extension of up to five years. **{21-317} [Without recommendation.]**

**ADJOURNED:**

# BOARD LETTER NO. 21 - 327

## FINANCE & BUDGET COMMITTEE

AUGUST 3, 2021 BOARD AGENDA 9:35 A.M.  
PUBLIC HEARING

**DATE:** August 3, 2021

**RE:** Capital Improvement Plan and  
Intent to Issue Capital  
Improvement Bonds

**FROM:** Kevin Z. Gray  
County Administrator

Nancy J. Nilsen  
County Auditor/Treasurer

### **RELATED DEPARTMENT GOAL:**

To provide efficient, effective government.

### **ACTION REQUESTED:**

The St. Louis County Board is requested to amend the Capital Improvement Plan for the years 2021 through 2025; state an intent to issuance General Obligation Capital Improvement Bonds under Minn. Stat. § 373.40; and provide for the terms of offering of General Obligation Capital Improvement Bonds.

### **BACKGROUND:**

On July 6, 2021, the St. Louis County Board gave notice that on August 3, 2021, at 9:35 a.m., at the Government Services Center, Duluth, Minnesota, there would be a public hearing to consider an amendment to the county's Capital Improvement Plan for the years 2021 through 2025, and the County's intent to issue General Obligation Bonds in an amount not to exceed \$26,000,000. The amendments to the Capital Improvement Plan and the General Obligation Capital Improvement Bonds would provide for the following capital improvement projects:

Public Works Facilities – (i) Public Works Maintenance Facilities to be located in Kugler Township, Culver Township and near Whiteface Reservoir; (ii) a public works storage building, salt/sand dome and brine making system at the Meadowlands Public Works Maintenance Facility; (iii) two salt/sand dome buildings and brine making systems at the Floodwood Garage and the Hibbing Garage; and (iv) three salt/sand dome facilities to be located at the Jean Duluth Garage, the Cotton Garage and the Buyck Garage (collectively, the “Project”).

These projects are necessary to maintain the viability of the infrastructure of St. Louis County. The projects were presented to the Finance Committee and are being recommended by the Finance Committee for funding through a Capital Improvement Bond. The summary of the proposed five-year Capital Improvement Plan is attached.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the amended Capital Improvement Plan and state its intent to issue General Obligation Capital Improvement Bonds under Minn. Stat. Section 373.40. It is further recommended that the Board approve the official terms of offering of General Obligation Capital Improvement Bonds, Series 2021A.

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF  
ST. LOUIS COUNTY, MINNESOTA, APPROVING THE CAPITAL  
IMPROVEMENT PLAN, AS AMENDED, AND STATING THE INTENT  
TO ISSUE GENERAL OBLIGATION CAPITAL IMPROVEMENT  
BONDS UNDER MINNESOTA STATUTES, SECTION 373.40**

BE IT RESOLVED, by the Board of County Commissioners (the “Board”) of St. Louis County, Minnesota (the “County”), as follows:

Section 1. The Board, pursuant to Minnesota Statutes, Section 373.40 (the “Act”), previously approved a Capital Improvement Plan (the “Capital Improvement Plan”). Following a public hearing on August 3, 2021, as required by the Act, the Board considered a proposed amendment to the Capital Improvement Plan and the Board has considered the following for each project described in the proposed amendment and the overall plan:

- (i) The condition of the County’s existing infrastructure, including the projected need for repair or replacement;
- (ii) The likely demand for the improvement;
- (iii) The estimated cost of the improvement;
- (iv) The available public resources;
- (v) The level of overlapping debt in the County;
- (vi) The relative benefits and costs of alternative uses of the funds;
- (vii) Operating costs of the proposed improvements; and
- (viii) Alternatives for providing services more efficiently through shared facilities with other cities or local government units.

The Board, based on the considerations set forth in the amendment and overall plan and as set forth herein, hereby approves an amendment to the Capital Improvement Plan, as amended for the years 2021 through 2025, as presented to the Board, and on file as County Board Document File No. 61502 (the “Plan”).

Section 2. Under and pursuant to the authority contained in the Act and Minnesota Statutes, Chapter 475, the County is authorized to issue capital improvement bonds to provide funds for capital improvements pursuant to the Plan.

Section 3. The Board hereby finds and determines that it is necessary, expedient, and in the best interests of the County’s residents that the County issue, sell and deliver general obligation capital improvement bonds in the maximum amount of \$26,000,000, together with up to two percent of additional amount (the “Bonds”), for the purpose of providing funds for the following capital improvements under the Plan and for the payment of costs of issuance of the Bonds:

Public Works Facilities – (i) Public Works Maintenance Facilities to be located in Kugler Township, Culver Township and near Whiteface Reservoir; (ii) a public works storage building, salt/sand dome and brine making system at the Meadowlands Public Works Maintenance Facility; (iii) two salt/sand dome buildings and brine making systems at the Floodwood Garage and the Hibbing Garage; and (iv) three salt/sand dome facilities to be located at the Jean Duluth Garage, the Cotton Garage and the Buyck Garage.

Section 4. The County Auditor shall publish a notice of intent to issue capital improvement bonds in substantially the form attached hereto as Exhibit A as soon as practicable following the public hearing in the official newspaper of the County. If, within 30 days after August 3, 2021, a petition is filed with the County Auditor calling for a vote on the proposition of issuing the Bonds, signed by voters residing within the boundaries of the County equal to five percent of the votes cast in the County in the last County general election, (i) the Bonds shall not be issued until the question of their issuance has been authorized by a majority of the voters voting on the question at the next general or special election called to decide the question; or (ii) if the County elects not to submit the question to the voters, the County shall not propose the issuance of bonds under the Act for the same purpose and in the same amount for a period of 365 days from the date of receipt of such petition.

Adopted August 3, 2021

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF  
ST. LOUIS COUNTY, MINNESOTA, PROVIDING FOR THE ISSUANCE,  
SALE AND DELIVERY OF GENERAL OBLIGATION CAPITAL  
IMPROVEMENT BONDS, SERIES 2021A, IN A PRINCIPAL AMOUNT  
NOT TO EXCEED \$26,000,000; ESTABLISHING THE TERMS AND  
FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR;  
AND PROVIDING FOR AWARDED THE SALE THEREOF**

BE IT RESOLVED, by the Board of Commissioners (the “Board”) of St. Louis County, Minnesota (the “County”), as follows:

Section 1.     Purpose and Authorization.

1.01 Under and pursuant to the authority contained in Minnesota Statutes, Section 373.40, and Minnesota Statutes, Chapter 475 (collectively the “Act”), the County is authorized to issue capital improvement bonds to provide funds for capital improvements pursuant to an approved capital improvement plan.

1.02 Pursuant to Resolution No. 21-378 adopted by the Board on July 6, 2021, the Board proposed an amendment to the County’s Capital Improvement Plan, stated that it was considering issuing capital improvement bonds to finance capital improvements under the Capital Improvement Plan, as amended, and called for a public hearing to be held on August 3, 2021, regarding the plan amendment and the issuance of capital improvement bonds.

1.03 Following published notice and a public hearing according to the Act, the Board, pursuant to Resolution No. 21-\_\_\_\_\_ adopted on August 3, 2021, approved an amendment to the Capital Improvement Plan, as amended for the years 2021 through 2025 (the “Plan”), as presented to the Board and on file as County Board Document File No. 61502, and authorized the issuance of general obligation capital improvement bonds in the maximum principal amount of \$26,000,000, for the purpose of providing funds for the following capital improvements under the Plan and for the payment of costs of issuance of such bonds:

Public Works Facilities – (i) Public Works Maintenance Facilities to be located in Kugler Township, Culver Township and near Whiteface Reservoir; (ii) a public works storage building, salt/sand dome and brine making system at the Meadowlands Public Works Maintenance Facility; (iii) two salt/sand dome buildings and brine making systems at the Floodwood Garage and the Hibbing Garage; and (iv) three salt/sand dome facilities to be located at the Jean Duluth Garage, the Cotton Garage and the Buyck Garage (collectively, the “Project”).

1.04 The Board hereby determines that it is necessary and expedient to issue its General Obligation Capital Improvement Bonds, Series 2021A (the “Bonds”) in the maximum principal amount of \$26,000,000, pursuant to the above-described authority to provide funds to finance the Project and for payment of costs of issuing the Bonds. The sale of the Bonds shall be contingent upon favorable market conditions, as determined by the County Auditor or the Finance Director, as further described below.

1.05 The Board hereby finds and determines as follows:

A. The Bonds shall be dated the date of issuance and shall bear interest at the rates determined by the successful bidder. Interest shall be payable on June 1 and December 1 (each an "Interest Payment Date") commencing on June 1, 2022.

B. The Bonds shall mature on the dates and in the amounts set forth in the Official Terms of Offering attached hereto as Exhibit A (as may be adjusted) and as described in a Certificate as to Terms of Bond Sale and Levy of Taxes to be executed by any two of the following: the County Auditor, the Finance Director or the Administrator; provided, however, the principal amount of the Bonds shall not exceed \$26,000,000, the final maturity of the Bonds shall not be later than December 1, 2043, and the principal maturities of the Bonds, together with the maturities of all other outstanding general obligation capital improvement bonds of the County, meet the requirements of Minnesota Statutes, Section 475.54. The County, through the County Auditor or the Finance Director, reserves the right to issue or to not issue the Bonds based on applicable market conditions.

1.06 The Official Terms of Offering as set forth on Exhibit A hereto are approved, subject to the changes permitted below. Bids or proposals for the Bonds will be received on a date and time determined by the County Auditor or the Finance Director on the terms and conditions set forth in the Official Terms of Offering, which terms and conditions may be modified by the County Auditor or the Finance Director after consulting with the County's municipal advisor, based on market conditions, so long as the sale of the Bonds occurs on or before December 31, 2021, and so long as the true interest cost of the Bonds does not exceed 3.00%. As authorized by Section 475.60 of the Act, the Board hereby delegates to the County Auditor, the Finance Director and the Administrator, or any two of them (the "Pricing Committee"), authority to consider the bids or proposals and award the sale of the Bonds, and upon acceptance of the best bid or proposal meeting the requirements of this resolution, the County Auditor, the Finance Director and the Administrator, or any two of them, shall execute on behalf of the County an agreement to sell the Bonds to the successful bidder. The Pricing Committee may not award the sale of the Bonds (i) prior to September 3, 2021; or (ii) in the event a petition requesting a vote on the issuance of the Bonds, as permitted by Minnesota Statutes, Section 373.40, Subd. 2(c), is filed with the County Auditor within 30 days after the public hearing held on August 3, 2021.

1.07 The County has retained Baker Tilly Municipal Advisors, LLC, St. Paul, Minnesota ("Baker Tilly MA"), as an independent municipal advisor to the County, and pursuant to Section 475.60, Subd. 2, paragraph (9) of the Act, Baker Tilly MA is hereby authorized to solicit bids or proposals for the sale of the Bonds on behalf of the County in accordance with the directions of the County Auditor or the Finance Director.

1.08 The County staff, in cooperation with Baker Tilly MA, is authorized and directed to prepare on behalf of the County an official statement for the sale of the Bonds and to obtain ratings of the Bonds.



Section 2.     Terms of the Bonds.

2.01   The Bonds maturing in the years 2024 through 2031 shall not be subject to redemption and prepayment before maturity, but those maturing in the year 2032 and in subsequent years shall each be subject to redemption and prepayment at the option of the County on December 1, 2031, and on any day thereafter, in whole or in part, and if in part, at the option of the County and in such manner as the County shall determine. If less than all the Bonds of a maturity are called for redemption, the County, through the Bond Registrar, will notify The Depository Trust Company, New York, New York (“DTC”) of the particular amount of such maturity to be prepaid. DTC will determine by lot the amount of each participant’s interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interest in such maturity to be redeemed. All payments shall be at a price equal to the principal amount thereof plus accrued interest. No more than 60 days and no fewer than 30 days prior to the date fixed for redemption and prepayment of any Bonds, notice of redemption shall be mailed to each registered owner of a Bond to be redeemed, at the address shown on the registration books of the County.

2.02   The interest shall be payable semiannually on June 1 and December 1 in each year (each referred to herein as an “Interest Payment Date”), commencing June 1, 2022. Interest will be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The Bond Registrar designated below shall make all interest payments with respect to the Bonds by check or draft mailed to the registered owners of the Bonds shown on the bond registration records maintained by the Bond Registrar at the close of the business on the 15<sup>th</sup> day (whether or not on a business day) of the month next preceding the Interest Payment Date at such owners’ addresses shown on such bond registration records.

2.03   A.     The Bonds shall be prepared for execution in accordance with the approved form and shall be signed by the facsimile or manual signature of the Chair and attested by the manual or facsimile signature of the Clerk of the County Board and the County Auditor. In case any officer whose signature shall appear on the Bonds shall cease to be an officer before delivery of the Bonds, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

B.     The County Auditor is authorized and directed to obtain a copy of the proposed approving legal opinion of Fryberger, Buchanan, Smith & Frederick, P.A., Duluth, Minnesota, which is to be complete except as to dating thereof and cause the opinion to be printed on or attached to each Bond.

2.04   A.     The Board hereby appoints the County Auditor as registrar, paying agent and transfer agent for the Bonds (the “Bond Registrar”). The County reserves the right to name a substitute, successor Bond Registrar upon giving prompt written notice to each registered bond holder. The manual signature of the County Auditor on the Bonds shall be conclusive evidence that it has been executed and delivered under this Resolution.

B.     The County shall cause to be kept by the Bond Registrar at its principal office, a bond register in which, subject to such reasonable regulations as the Bond Registrar may

prescribe, the County shall provide for the registration of the Bonds and the registration of transfers of the Bonds entitled to be registered or transferred as herein provided. In the event of the resignation or removal of the Bond Registrar or its incapability of acting as such, the bond registration records shall be maintained at the office of the successor Bond Registrar as may be appointed by the Board.

2.05 Book-Entry System.

A. In order to make the Bonds eligible for the services provided by DTC, the County has previously agreed to the applicable provisions set forth in the Blanket Issuer Letter of Representations which has been executed by the County and DTC (the "Representation Letter").

B. Notwithstanding any provision herein to the contrary, so long as the Bonds shall be in Book-Entry Form, the provisions of this Section 2.05 shall govern.

C. All of the Bonds shall be registered in the name of Cede & Co., as nominee for DTC. Payment of interest on and principal of any Bond registered in the name of Cede & Co. shall be made by wire transfer or New York Clearing House or equivalent same day funds by 10:00 a.m. CT or as soon as possible thereafter following the Bond Registrar's receipt of funds from the County on each Interest Payment Date to the account of Cede & Co. on each Interest Payment Date at the address indicated in or pursuant to the Representation Letter.

D. DTC (or its nominees) shall be and remain recorded on the Bond Register as the holder of all Bonds which are in Book-Entry Form. No transfer of any Bond in Book-Entry Form shall be made, except from DTC to another depository (or its nominee) or except to terminate the Book-Entry Form. All Bonds of such stated maturity of any Bonds in Book-Entry Form shall be issued and remain in a single Bond certificate registered in the name of DTC (or its nominee); provided, however, that upon termination of the Book-Entry Form pursuant to the Representation Letter, the County shall, upon delivery of all Bonds of such series from DTC, promptly execute, and the Bond Registrar shall thereupon authenticate and delivery, Bonds of such series to all persons who were beneficial owners thereof immediately prior to such termination; and the Bond Registrar shall register such beneficial owners as holders of the applicable Bonds.

The Bond Registrar shall maintain accurate books and records of the principal balance, if any, of each such outstanding Bond in Book-Entry Form, which shall be conclusive for all purposes whatsoever. Upon the execution or the authentication of any new Bond in Book-Entry Form in exchange for a previous Bond, the Bond Registrar shall designate thereon the principal balance remaining on such bond according to the Bond Registrar's books and records.

No beneficial owner (other than DTC) shall be registered as the holder on the Bond Register for any Bond in Book-Entry Form or entitled to receive any bond certificate. The beneficial ownership interest in any Bond in Book-Entry Form shall be recorded, evidenced and transferred solely in accordance with the Book-Entry System.

Except as expressly provided to the contrary herein, the County and the Bond Registrar may treat and deem DTC to be the absolute owner of all Bonds of each series which are in Book-Entry Form (i) for the purpose of payment of the principal of and interest on such Bond, (ii) for the purpose of giving notices hereunder, and (iii) for all other purposes whatsoever.

E. The County and the Bond Registrar shall each give notices to DTC of such matters and at such times as are required by the Representation Letter, including the following:

- (i) with respect to notices of redemption; and
- (ii) with respect to any other notice required or permitted under this Bond Resolution to be given to any holder of a Bond.

All notices of any nature required or permitted hereunder to be delivered to a holder of a Bond in Book-Entry Form shall be transmitted to beneficial owners of such Bonds at such times and in such manners as shall be determined by DTC, the participants and indirect participants in accordance with the Book-Entry System and the Representation Letter.

F. All payments of principal, redemption price of and interest on any Bonds in Book-Entry Form shall be paid to DTC (or Cede & Co.) in accordance with the Book-Entry System and the Representation Letter in same day funds by wire transfer.

2.06 The principal of and interest on the Bonds shall be payable by the Bond Registrar in such funds as are legal tender for the payment of debts due the United States of America. The County shall pay the reasonable and customary charges of the Bond Registrar for the disbursement of principal and interest.

2.07 If a Bond becomes mutilated or is destroyed, stolen or lost, the Bond Registrar will deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Bond Registrar and the County in connection therewith, including the cost of printing new Bonds; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Bond Registrar and the County of evidence satisfactory to it and the County that the Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Bond Registrar of an appropriate bond or indemnity in form, substance and amount satisfactory to it and the County and as provided by law, in which both the County and the Bond Registrar must be named as obligees. Bonds so surrendered to the Bond Registrar will be canceled by the Bond Registrar and evidence of such cancellation must be given to the County. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms, it is not necessary to issue a new Bond prior to payment.

2.08 Delivery of the Bonds and payment of the purchase price shall be made at a place mutually satisfactory to the County and the Purchaser. Executed Bonds shall be furnished by the County without cost to the Purchaser. The Bonds, when prepared in accordance with this Resolution and executed, shall be delivered by or under the direction of the County Auditor to the Purchaser thereof upon receipt of the purchase price plus accrued interest.

### Section 3. Form of the Bonds.

3.01 The Bonds shall be printed or typewritten in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MINNESOTA

ST. LOUIS COUNTY

GENERAL OBLIGATION CAPITAL IMPROVEMENT BOND  
SERIES 2021A

R-\_\_\_\_\_ \$\_\_\_\_\_

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
_____%	December 1, 20__	_____, 2021	

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: \_\_\_\_\_ DOLLARS

St. Louis County, Minnesota (the "County"), for value received, promises to pay to the registered owner specified above, or registered assigns, the principal amount specified above, on the maturity date specified above, and to pay interest on said principal amount to the registered owner hereof from the Date of Original Issue, or from the most recent Interest Payment Date to which interest has been paid or duly provided for, until the principal amount is paid or discharged, said interest being at the rate per annum specified above. Interest is payable semiannually on June 1 and December 1 of each year (each referred to herein as an "Interest Payment Date") commencing on June 1, 2022. Both principal hereof and interest hereon are payable in lawful money of the United States of America by check or draft at the main office of the County Auditor, as registrar, paying agent and transfer agent (the "Bond Registrar"), or at the office of such successor registrar as may be designated by the Board of Commissioners. The Bond Registrar shall make all interest payments with respect to this Bond directly to the registered owner hereof shown on the bond registration records maintained on behalf of the County by the Bond Registrar at the close of business on the 15<sup>th</sup> day of the month next preceding the Interest Payment Date (whether or not a business day) at such owner's address shown on said bond registration records, without, except for payment of principal on the Bond, the presentation or surrender of this Bond, and all such payments shall discharge the obligations of the County to the extent of the payments so made. Payment of principal shall be made upon presentation and surrender of this Bond to the Bond Registrar when due. For the prompt and full payment of such principal and interest as they become due, the full faith and credit of the County are irrevocably pledged.

This Bond is one of a series issued by the County in the aggregate amount of \$\_\_\_\_\_, all of like date and tenor, except as to number, amount, maturity date and interest rate, pursuant to the authority contained in Minnesota Statutes, Section 373.40 and Minnesota Statutes, Chapter 475, amendments to the County's

Capital Improvement Plan approved by the governing board of the County on August 3, 2021 (the “Plan”), and all other laws thereunto enabling, and pursuant to an authorizing resolution adopted by the governing body of the County on August 3, 2021, and the award of the sale of the Bonds by the County Auditor, Finance Director and the Administrator, or any two of them (the “Resolution”). This Bond is issued for the purpose of providing a portion of the funds to finance the construction of (i) Public Works Maintenance Facilities to be located in Kugler Township, Culver Township and near Whiteface Reservoir; (ii) a public works storage building, salt/sand dome and brine making system at the Meadowlands Public Works Maintenance Facility; (iii) two salt/sand dome buildings and brine making systems at the Floodwood Garage and the Hibbing Garage; and (iv) three salt/sand dome facilities to be located at the Jean Duluth Garage, the Cotton Garage and the Buyck Garage, as more fully set forth in the Plan. The County has levied a direct, annual ad valorem tax upon all taxable property within the County which shall be extended upon the tax rolls for the years and in the amounts sufficient to produce sums not less than five percent in excess of the amounts of principal and interest on the Bonds, as such principal and interest respectively come due.

The Bonds maturing in the years 20\_\_\_ and 20\_\_\_ shall be subject to mandatory redemption and redeemed in installments as provided in the Resolution, at par plus accrued interest to the date of redemption.

The Bonds of this series maturing in the years 2024 through 2031 are not subject to optional redemption before maturity, but those maturing in the year 2032 and in subsequent years are each subject to redemption and prepayment at the option of the County on December 1, 2031, and on any day thereafter, in whole or in part, and if in part at the option of the County and in such manner as the County shall determine and by lot as to Bonds maturing in the same year, at a price of par plus accrued interest.

Not less than 30 days nor more than 60 days prior to the date fixed for redemption and prepayment of any Bonds, notice of redemption shall be mailed to each registered owner of a Bond to be redeemed; however, so long as the Bonds are registered in the name of Cede & Co., as nominee for The Depository Trust Company, Jersey City, New Jersey (“DTC”), notice of redemption shall be given in accordance with the terms of the Blanket Issuer Letter of Representations executed by the County and DTC. If any Bond is redeemed in part, upon surrender of the Bond being redeemed, the County shall deliver or cause to be delivered to the registered owner of such Bond, a Bond in like form in the principal amount equal to that portion of the Bond so surrendered not being redeemed.

The Bonds of this series are issued as fully registered obligations without coupons, in the denomination of \$5,000 or any integral multiple thereof. Subject to limitations set forth in the Resolution, the County will, at the request of the registered owner, issue one or more new fully registered Bonds in the name of the

registered owner in the aggregate principal amount equal to the unpaid principal balance of this Bond, and of like tenor except as to number and principal amount. This Bond is transferable by the registered owner hereof upon surrender of this Bond for transfer at the principal corporate office of the Bond Registrar, duly endorsed or accompanied by a written instrument of transfer in form satisfactory to the Bond Registrar and executed by the registered owner hereof or the owner's attorney duly authorized in writing. Thereupon the County shall execute and the Bond Registrar shall authenticate if required by law or the Resolution, and deliver, in exchange for this Bond, one or more new fully registered Bonds in the name of the transferee, of an authorized denomination, in an aggregate principal amount equal to the unpaid principal amount of this Bond, of the same maturity, and bearing interest at the same rate. No service charge shall be made for any transfer or exchange hereinbefore referred to but the County may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection therewith.

IT IS CERTIFIED AND RECITED that all acts and conditions required by laws and the Constitution of the State of Minnesota to be done and to exist precedent to and in the issuance of this Bond, in order to make it a valid and binding general obligation of the County in accordance with its terms, have been done and do exist in form, time and manner as so required; that all taxable property within the corporate limits of the County is subject to the levy of ad valorem taxes to the extent needed to pay the principal hereof and the interest thereon when due, without limitation as to rate or amount; and that the issuance of this Bond does not cause the indebtedness of the County to exceed any charter, constitutional or statutory limitation.

IN WITNESS WHEREOF, St. Louis County, Minnesota, by its governing body, has caused this Bond to be executed in its name by the manual or facsimile signatures of the Chair, the Clerk of the County Board and the County Auditor.

ATTEST:

(form-no signature required)  
Clerk of the County Board

(form-no signature required)  
Chair

(form-no signature required)  
County Auditor

Date of Execution: \_\_\_\_\_

#### REGISTRATION CERTIFICATE

This Bond must be registered as to both principal and interest in the name of the owner on the books to be kept by the County Auditor of St. Louis County, Minnesota, as Bond Registrar. No transfer of this Bond shall be valid unless made on said books by the registered owner or the owner's attorney thereunto duly

authorized and similarly noted on the registration books. The ownership of the unpaid principal balance of this Bond and the interest accruing thereon is registered on the books of the County Auditor in the name of the registered owner last noted below.

<u>Date</u>	<u>Registered Owner</u>	<u>Signature of County Auditor</u>
10/___/2021	Cede & Co. c/o The Depository Trust Company 570 Washington Blvd. Jersey City, NJ 07310 Federal Taxpayer I.D. No. 13-2555119	<i>(form-no signature required)</i>

#### ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
(Name and Address of Assignee)

\_\_\_\_\_  
\_\_\_\_\_  
Social Security or Other  
Identifying Number of Assignee

the within Bond and all rights thereunder and does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney to transfer the said Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears upon the fact of the within Bond with every particular, without alteration or enlargement or any change whatsoever.

Signature Guaranteed:

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(Bank, Trust Company, member of  
National Securities Exchange)

*Unless this Bond is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to the County or its agent for registration of transfer, exchange or payment, and any Bond issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL, inasmuch as the registered owner hereof, Cede & Co., has an interest herein.*

Section 4. Covenants, Accounts and Representations.

4.01 The full faith and credit and taxing power of the County are irrevocably pledged for the prompt and full payment of the Bonds and the interest thereon, in accordance with the terms set forth in this Resolution.

4.02 On receipt of the purchase price of the Bonds, the County shall credit the proceeds from the sale of the Bonds, less underwriter discount, to a separate construction fund, which is hereby created and designated as the "Series 2021A Capital Improvement Bonds Construction Account" in the Capital Projects Fund (the "Construction Fund"). The Construction Fund shall be used solely to pay costs of construction of the Project, and costs of issuance of the Bonds, as such payments become due.

4.03 A. Debt Service Fund. For the convenience and proper administration of the monies to be borrowed and repaid on the Bonds and to provide adequate and specific security for the Purchaser and holders from time to time of the Bonds, there is hereby created a special fund to be designated the 2021A General Obligation Capital Improvement Bonds Debt Service Fund (the "Debt Service Fund") to be administered and maintained by the County Auditor as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the County. The Debt Service Fund shall be maintained in the manner herein specified until all of the Bonds and interest thereon have been fully paid.

B. To the Debt Service Fund there is hereby pledged and irrevocably appropriated and there shall be credited: (i) all investment earnings on funds in the Debt Service Fund; (ii) any taxes levied to pay the principal and interest on the Bonds; and (iii) any and all other monies which are properly available and are appropriated by the County to the Debt Service Fund.

The money in the Debt Service Fund shall be used for no purpose other than the payment of principal of and interest on the Bonds. If the balances in the Debt Service Fund are ever insufficient to pay all principal and interest then due on the Bonds, the County Auditor shall nevertheless provide sufficient money from any other funds of the County which are available



for that purpose, and such other funds shall be reimbursed from the Debt Service Fund when the balance therein is sufficient.

4.04 A. To assure sufficient monies for the payment of the principal of and interest on the Bonds, there is hereby levied a direct, annual, ad valorem tax upon all taxable property in the County which shall be extended upon the tax rolls and collected with and as part of the other general property taxes in the County for the years and in the amounts as set forth in the Certificate as to Terms of Bond Sale and Levy of Taxes on the awarding the sale of the Bonds.

B. The tax levies are such that if collected in full they will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the Bonds. Such tax receipts shall be deposited in the Debt Service Fund. If the tax receipts from such levies are ever insufficient to pay all principal and interest on the Bonds when due, the County Auditor shall, nevertheless, provide sufficient monies from other funds of the County which are available and such other funds shall be reimbursed from such tax collections when received.

C. Such tax levies shall be irrevocable as long as any of the Bonds issued hereunder are outstanding and unpaid; provided, however, that prior to November 30 of each year, while any Bonds issued hereunder remain outstanding, the Board may reduce or cancel the above levies to the extent of the amount on deposit in and which has been appropriated to the Debt Service Fund to pay the principal of and interest on the Bonds, and may direct the County Auditor to reduce the levy for such year by that amount. The Board anticipates annually utilizing local option transit sales tax proceeds to cancel all or a portion of such tax levies.

4.05 Monies on deposit in the Construction Fund and in the Debt Service Fund may, at the discretion of the County, be invested in securities permitted by Minnesota Statutes, Chapter 118A; provided, that any such investments shall mature at such times and in such amounts as will permit for payment of the principal and interest on the Bonds when due.

#### Section 5. Tax Covenants.

5.01 The County covenants and agrees with the holders of the Bonds that the County will (i) take all action on its part necessary to cause the interest on the Bonds to be exempt from federal income taxes including, without limitation, restricting, to the extent necessary, the yield on investments made with the proceeds of the Bonds and investment earnings thereon, making required payments to the federal government, if any, and maintaining books and records in a specified manner, where appropriate, and (ii) refrain from taking any action which would cause interest on the Bonds to be subject to federal income taxes, including, without limitation, refraining from spending the proceeds of the Bonds and investment earnings thereon on certain specified purposes.

5.02 A. No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (i) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued, and (ii) in addition to the above, in an amount not greater than the lesser of five percent of the proceeds of the Bonds or

\$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Debt Service Fund (or any other County account which will be used to pay principal and interest to become due on the Bonds) in excess of amounts which under the applicable federal arbitrage regulations may be invested without regard as to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by the arbitrage regulations on such investments after taking into account any applicable temporary periods of minor portion made available under the federal arbitrage regulations.

B. In addition, the proceeds of the Bonds and money in the Debt Service Fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof it and to the extent that such investment would cause the Bonds to be federally guaranteed within the meaning of Section 149(b) of the Internal Revenue code of 1986, as amended (the "Code").

C. The County hereby covenants not to use the proceeds of the Bonds, or to cause or permit them to be used, in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Sections 103 and 141 through 150 of the Code.

5.03 Unless the proceeds are spent pursuant to an arbitrage rebate spending exception, the County covenants to compute and cause the payment to the United States of all amounts required under the rebate requirement of Code Section 148(f), the regulations issued thereunder with regard to the Bonds. To this end, the County agrees to:

(1) maintain records identifying all "gross proceeds" as defined in Code Section 148(f)(6)(B) attributable to the Bonds, the yield at which such gross proceeds are invested, any arbitrage profit derived therefrom (earnings in excess of the yield on the Bonds) and any earnings derived from the investment of such arbitrage profit;

(2) make, or cause to be made within 30 days after the close of each fifth bond year, the annual determination of the amount, if any, of excess arbitrage required to be paid to the United States by the County (the "Rebate Amount");

(3) pay, or cause to be paid, to the United States at least once every five bond years the Rebate Amount, if any, including the last installment which must be made no later than 60 days after the day on which the Bonds are paid in full;

(4) retain all records of the annual determination of the foregoing amounts until six years after the Bonds have been fully paid.

5.04 The County shall use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designation made by this section.

## Section 6. Miscellaneous.

6.01 The County Auditor is directed to file a certified copy of this Resolution and such other information as may be required, and to provide to bond counsel a certificate stating that the Bonds herein authorized have been duly entered on his register.

6.02 The officers of the County are authorized and directed to prepare and furnish to the Purchaser and to bond counsel, certified copies of all proceedings and records of the County relating to the legality and marketability of the Bonds, as such facts appear from the official books and records in the officers' custody or are otherwise known to them. All such certified copies, Bonds and affidavits, including any heretofore furnished, constitute representations of the County as to the correctness of the facts recited therein and the action stated therein to have been taken.

6.03 The Chair, the Clerk of the County Board, the County Auditor and the Finance Director are hereby authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

6.04 In the event of the absence or disability of the Chair, the Clerk of the County Board, the County Auditor or the Finance Director, or such officers as in the opinion of the County Attorney, may act in their behalf, shall without further act or authorization, execute and deliver the Bonds and do all things and execute all instruments and documents required to be done or executed by such absent or disabled officers.

Section 7. Continuing Disclosure. The County acknowledges that the Bonds are subject to the continuing disclosure requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934 (17 C.F.R. § 240.15c2-12) (the "Rule"). The Rule governs the obligations of certain underwriters to require that issuers of municipal bonds enter into agreements for the benefit of the bondholders to provide continuing disclosure with respect to the bonds. To provide for the public availability of certain information relating to the Bonds and the security therefor and to permit underwriters of the Bonds to comply with the Rule, which will enhance the marketability of the Bonds, the Chair and the County Auditor are hereby authorized and directed to execute a Continuing Disclosure Certificate substantially in the form of the Certificate currently on file in the office of the County Auditor.

Section 8. Post-Issuance Compliance Policy and Procedures. The Board has previously approved a Post-Issuance Debt Compliance Policy and Post-Issuance Debt Compliance Procedures which applies to qualifying obligations to provide for compliance with all applicable federal regulations for tax-exempt obligations or tax-advantaged obligations (collectively, the "Policy and Procedures"). The Board hereby approves the Policy and Procedures for the Bonds. The County Auditor continues to be designated to be responsible for post-issuance compliance in accordance with the Policy and Procedures.

Adopted: August 3, 2021

**EXHIBIT A**  
**THE COUNTY HAS AUTHORIZED BAKER TILLY MUNICIPAL ADVISORS, LLC TO  
NEGOTIATE THIS ISSUE ON ITS BEHALF. BIDS WILL BE RECEIVED ON THE  
FOLLOWING BASIS:**

**OFFICIAL TERMS OF OFFERING**

**\$24,705,000\***

**ST. LOUIS COUNTY, MINNESOTA**

**GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 2021A**

**(BOOK ENTRY ONLY)**

Bids for the above-referenced obligations (the “Bonds”) will be received by St. Louis County, Minnesota (the “County”) on Wednesday, September 8, 2021 (the “Sale Date”) until 10:00 A.M., Central Time (the “Sale Time”) at the offices of Baker Tilly Municipal Advisors, LLC (“Baker Tilly MA”), 225 South 6th Street, Suite 2300, Minneapolis, Minnesota 55402, after which time bids will be opened and tabulated. Consideration for award of the Bonds will immediately follow the opening of bids.

**SUBMISSION OF BIDS**

Baker Tilly MA will assume no liability for the inability of a bidder or its bid to reach Baker Tilly MA prior to the Sale Time, and neither the County nor Baker Tilly MA shall be responsible for any future, misdirection or error in the means of transmission selected by any bidder. All bidders are advised that each bid shall be deemed to constitute a contract between the bidder and the County to purchase the Bonds regardless of the manner by which the bid is submitted.

(a) **Sealed bidding.** Completed, signed bids may be submitted to Baker Tilly MA by email to [bondservice@bakertilly.com](mailto:bondservice@bakertilly.com) or by fax (651) 223-3046, and must be received prior to the Sale Time.

**OR**

(b) **Electronic bidding.** Bids may also be received via PARITY®. For purposes of the electronic bidding process, the time as maintained by PARITY® shall constitute the official time with respect to all bids submitted to PARITY®. *Each bidder shall be solely responsible for making necessary arrangements to access PARITY® for purposes of submitting its electronic bid in a timely manner and in compliance with the requirements of the Official Terms of Offering.* Neither the County, its agents nor PARITY® shall have any duty or obligation to undertake registration to bid for any prospective bidder or to provide or ensure electronic access to any qualified prospective bidder, and neither the County, its agents nor PARITY® shall be responsible for a bidder’s failure to register to bid or for any failure in the proper operation of, or have any liability for any delays or interruptions of or any damages caused by the services of PARITY®. The County is using the services of PARITY® solely as a communication mechanism to conduct the electronic bidding for the Bonds, and PARITY® is not an agent of the County.

If any provisions of this Official Terms of Offering conflict with information provided by PARITY®, this Official Terms of Offering shall control. Further information about PARITY®, including any fee charged, may be obtained from:

PARITY®, 1359 Broadway, 2nd Floor, New York, New York 10018  
Customer Support: (212) 849-5000

## DETAILS OF THE BONDS

The Bonds will be dated as of the date of delivery, and will bear interest payable on June 1 and December 1 of each year, commencing June 1, 2022. Interest will be computed on the basis of a 360-day year of twelve 30-day months.

The Bonds will mature December 1 in the years and amounts\* as follows:

2024	\$140,000	2032	\$785,000	2032	\$1,395,000	2036	\$1,510,000	2040	\$1,630,000
2025	\$140,000	2033	\$820,000	2033	\$1,425,000	2037	\$1,540,000	2041	\$1,655,000
2026	\$730,000	2030	\$1,300,000	2034	\$1,455,000	2038	\$1,575,000	2042	\$1,690,000
2027	\$760,000	2031	\$1,355,000	2035	\$1,480,000	2039	\$1,600,000	2043	\$1,720,000

\* *The County reserves the right, after bids are opened and prior to award, to increase or reduce the principal amount of the Bonds or the amount of any maturity or maturities in multiples of \$5,000. In the event the amount of any maturity is modified, the aggregate purchase price will be adjusted to result in the same gross spread per \$1,000 of Bonds as that of the original bid. Gross spread for this purpose is the differential between the price paid to the County for the new issue and the prices at which the bid indicates the securities are initially offered to the investing public.*

Bids for the Bonds may contain a maturity schedule providing for a combination of serial bonds and term bonds. All term bonds shall be subject to mandatory sinking fund redemption at a price of par plus accrued interest to the date of redemption scheduled to conform to the maturity schedule set forth above. In order to designate term bonds, the bid must specify “Years of Term Maturities” in the spaces provided on the bid form.

## BOOK ENTRY SYSTEM

The Bonds will be issued by means of a book entry system with no physical distribution of Bonds made to the public. The Bonds will be issued in fully registered form and one Bond, representing the aggregate principal amount of the Bonds maturing in each year, will be registered in the name of Cede & Co. as nominee of The Depository Trust Company (“DTC”), New York, New York, which will act as securities depository for the Bonds. Individual purchases of the Bonds may be made in the principal amount of \$5,000 or any multiple thereof of a single maturity through book entries made on the books and records of DTC and its participants. Principal and interest are payable by the registrar to DTC or its nominee as registered owner of the Bonds. Transfer of principal and interest payments to participants of DTC will be the responsibility of DTC; transfer of principal and interest payments to beneficial owners by participants will be the responsibility of such participants and other nominees of beneficial owners. The lowest bidder (the “Purchaser”), as a condition of delivery of the Bonds, will be required to deposit the Bonds with DTC.

## REGISTRAR

The County Auditor of the County will serve as registrar for the Bonds.

## OPTIONAL REDEMPTION

The County may elect on December 1, 2031, and on any day thereafter, to redeem Bonds due on or after December 1, 2032. Redemption may be in whole or in part and if in part at the option of the County and in such manner as the County shall determine. If less than all Bonds of a maturity are called for redemption, the County will notify DTC of the particular amount of such maturity to be redeemed. DTC will determine by lot the amount of each participant's interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. All redemptions shall be at a price of par plus accrued interest.

## SECURITY AND PURPOSE

The Bonds will be general obligations of the County for which the County will pledge its full faith and credit and power to levy direct general ad valorem taxes. The proceeds of the Bonds will be used to finance improvements to various County public works facilities as authorized in an amendment to the County's Capital Improvement Plan for the years 2021 through 2025.

## NOT BANK QUALIFIED TAX-EXEMPT OBLIGATIONS

The County will not designate the Bonds as qualified tax-exempt obligations for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

## BIDDING PARAMETERS

Bids shall be for not less than \$24,705,000 (Par) or more than \$26,187,300 (106%) plus accrued interest, if any, on the total principal amount of the Bonds. No bid can be withdrawn or amended after the time set for receiving bids on the Sale Date unless the meeting of the County scheduled for award of the Bonds is adjourned, recessed, or continued to another date without award of the Bonds having been made. Rates shall be in integral multiples of 1/100 or 1/8 of 1%. The initial price to the public for each maturity as stated on the bid must be 98.0% or greater. Bonds of the same maturity shall bear a single rate from the date of the Bonds to the date of maturity. No conditional bids will be accepted.

## ESTABLISHMENT OF ISSUE PRICE

In order to provide the County with information necessary for compliance with Section 148 of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations promulgated thereunder (collectively, the "Code"), the Purchaser will be required to assist the County in establishing the issue price of the Bonds and shall complete, execute, and deliver to the County prior to the closing date, a written certification in a form acceptable to the Purchaser, the County, and Bond Counsel (the "Issue Price Certificate") containing the following for each maturity of the Bonds (and, if different interest rates apply within a maturity, to each separate CUSIP number within that maturity): (i) the interest rate; (ii) the reasonably expected initial offering price to the "public" (as said term is defined in Treasury Regulation Section 1.148-1(f) (the "Regulation")) or the sale price; and (iii) pricing wires or equivalent communications supporting such offering or sale price. Any action to be taken or documentation to be received by the County pursuant hereto may be taken or received on behalf of the County by Baker Tilly MA.

The County intends that the sale of the Bonds pursuant to this Official Terms of Offering shall constitute a "competitive sale" as defined in the Regulation based on the following:

- (i) the County shall cause this Official Terms of Offering to be disseminated to potential bidders in a manner that is reasonably designed to reach potential bidders;
- (ii) all bidders shall have an equal opportunity to submit a bid;
- (iii) the County reasonably expects that it will receive bids from at least three bidders that have established industry reputations for underwriting municipal bonds such as the Bonds; and
- (iv) the County anticipates awarding the sale of the Bonds to the bidder who provides a bid with the lowest true interest cost, as set forth in this Official Terms of Offering (See “AWARD” herein).

Any bid submitted pursuant to this Official Terms of Offering shall be considered a firm offer for the purchase of the Bonds, as specified in the bid. The Purchaser shall constitute an “underwriter” as said term is defined in the Regulation. By submitting its bid, the Purchaser confirms that it shall require any agreement among underwriters, a selling group agreement, or other agreement to which it is a party relating to the initial sale of the Bonds, to include provisions requiring compliance with the provisions of the Code and the Regulation regarding the initial sale of the Bonds.

If all of the requirements of a “competitive sale” are not satisfied, the County shall advise the Purchaser of such fact prior to the time of award of the sale of the Bonds to the Purchaser. **In such event, any bid submitted will not be subject to cancellation or withdrawal.** Within twenty-four (24) hours of the notice of award of the sale of the Bonds, the Purchaser shall advise the County and Baker Tilly MA if 10% of any maturity of the Bonds (and, if different interest rates apply within a maturity, to each separate CUSIP number within that maturity) has been sold to the public and the price at which it was sold. The County will treat such sale price as the “issue price” for such maturity, applied on a maturity-by-maturity basis. The County will not require the Purchaser to comply with that portion of the Regulation commonly described as the “hold-the-offering-price” requirement for the remaining maturities, but the Purchaser may elect such option. If the Purchaser exercises such option, the County will apply the initial offering price to the public provided in the bid as the issue price for such maturities. If the Purchaser does not exercise that option, it shall thereafter promptly provide the County and Baker Tilly MA the prices at which 10% of such maturities are sold to the public; provided such determination shall be made and the County and Baker Tilly MA notified of such prices whether or not the closing date has occurred, until the 10% test has been satisfied as to each maturity of the Bonds or until all of the Bonds of a maturity have been sold.

#### GOOD FAITH DEPOSIT

To have its bid considered for award, the Purchaser is required to submit a good faith deposit via wire transfer to the County in the amount of \$247,050 (the “Deposit”) no later than 1:00 P.M., Central Time on the Sale Date. The Purchaser shall be solely responsible for the timely delivery of its Deposit, and neither the County nor Baker Tilly MA have any liability for delays in the receipt of the Deposit. If the Deposit is not received by the specified time, the County may, at its sole discretion, reject the bid of the lowest bidder, direct the second lowest bidder to submit a Deposit, and thereafter award the sale to such bidder.

A Deposit will be considered timely delivered to the County upon submission of a federal wire reference number by the specified time. Wire transfer instructions will be available from Baker Tilly MA following the receipt and tabulation of bids. The successful bidder must send an e mail including the following information: (i) the federal reference number and time released; (ii) the amount of the wire transfer; and (iii) the issue to which it applies.

Once an award has been made, the Deposit received from the Purchaser will be retained by the County and no interest will accrue to the Purchaser. The amount of the Deposit will be deducted at settlement

from the purchase price. In the event the Purchaser fails to comply with the accepted bid, said amount will be retained by the County.

#### AWARD

The Bonds will be awarded to the bidder offering the lowest interest rate to be determined on a true interest cost (TIC) basis calculated on the bid prior to any adjustment made by the County. The County's computation of the interest rate of each bid, in accordance with customary practice, will be controlling.

The County will reserve the right to: (i) waive non-substantive informalities of any bid or of matters relating to the receipt of bids and award of the Bonds, (ii) reject all bids without cause, and (iii) reject any bid that the County determines to have failed to comply with the terms herein.

#### BOND INSURANCE AT PURCHASER'S OPTION

The County has not applied for or pre-approved a commitment for any policy of municipal bond insurance with respect to the Bonds. If the Bonds qualify for municipal bond insurance and a bidder desires to purchase a policy, such indication, the maturities to be insured, and the name of the desired insurer must be set forth on the bidder's official bid form. The County specifically reserves the right to reject any bid specifying municipal bond insurance, even though such bid may result in the lowest TIC to the County. All costs associated with the issuance and administration of such policy and associated ratings and expenses (other than any independent rating requested by the County) shall be paid by the successful bidder. Failure of the municipal bond insurer to issue the policy after the award of the Bonds shall not constitute cause for failure or refusal by the successful bidder to accept delivery of the Bonds.

#### CUSIP NUMBERS

If the Bonds qualify for the assignment of CUSIP numbers such numbers will be printed on the Bonds; however, neither the failure to print such numbers on any Bond nor any error with respect thereto will constitute cause for failure or refusal by the Purchaser to accept delivery of the Bonds. Baker Tilly MA will apply for CUSIP numbers pursuant to Rule G-34 implemented by the Municipal Securities Rulemaking Board. The CUSIP Service Bureau charge for the assignment of CUSIP identification numbers shall be paid by the Purchaser.

#### SETTLEMENT

On or about October 7, 2021, the Bonds will be delivered without cost to the Purchaser through DTC in New York, New York. Delivery will be subject to receipt by the Purchaser of an approving legal opinion of Fryberger, Buchanan, Smith & Frederick P.A., of Duluth, Minnesota, and of customary closing papers, including a no-litigation certificate. On the date of settlement, payment for the Bonds shall be made in federal, or equivalent, funds that shall be received at the offices of the County or its designee not later than 12:00 Noon, Central Time. Unless compliance with the terms of payment for the Bonds has been made impossible by action of the County, or its agents, the Purchaser shall be liable to the County for any loss suffered by the County by reason of the Purchaser's non-compliance with said terms for payment.

#### CONTINUING DISCLOSURE

In accordance with SEC Rule 15c2-12(b)(5), the County will undertake, pursuant to the resolution awarding sale of the Bonds, to provide annual reports and notices of certain events. A description of this undertaking is set forth in the Official Statement. The Purchaser's obligation to purchase the Bonds will be conditioned upon receiving evidence of this undertaking at or prior to delivery of the Bonds.



## OFFICIAL STATEMENT

The County has authorized the preparation of a Preliminary Official Statement containing pertinent information relative to the Bonds, and said Preliminary Official Statement has been deemed final by the County as of the date thereof within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. For an electronic copy of the Preliminary Official Statement and the official bid form or for any additional information prior to sale, any prospective purchaser is referred to the Municipal Advisor to the County, Baker Tilly Municipal Advisors, LLC, by telephone (651) 223 3000 or by email [bondservice@bakertilly.com](mailto:bondservice@bakertilly.com). The Preliminary Official Statement will also be made available at <https://connect.bakertilly.com/bond-sales-calendar>.

A Final Official Statement (as that term is defined in Rule 15c2-12) will be prepared, specifying the maturity dates, principal amounts and interest rates of the Bonds, together with any other information required by law. By awarding the Bonds to the Purchaser, the County agrees that, no more than seven business days after the date of such award, it shall provide to the Purchaser an electronic copy of the Final Official Statement. The County designates the Purchaser as its agent for purposes of distributing the Final Official Statement to each syndicate member, if applicable. The Purchaser agrees that if its bid is accepted by the County, (i) it shall accept designation and (ii) it shall enter into a contractual relationship with its syndicate members for purposes of assuring the receipt of the Final Official Statement by each such syndicate member.

Dated August 3, 2021

BY ORDER OF THE COUNTY BOARD

/s/ Kevin Gray  
County Administrator

## CIP Format

The 2021-2025 Capital Improvement Program comprises four major areas for capital improvement: roads and bridges, equipment, facilities, and technology. The project inventory form provides a brief description of the project and its location, the underlying purpose and justification for the project, estimated impacts on the operating budget, energy conservation considerations (if applicable), implementation details (date), funding source, cost breakdown and total project cost (estimates).

## 2021-2025 CIP by Category

### Environmental Services

The Solid Waste Fund accounts for the management and operations of solid waste activities in St. Louis County outside of the Western Lake Superior Sanitary District Service area. The fund includes general management of solid waste activities, recycling, canister sites, transfer stations, demolition facilities, household hazardous waste, and landfill operations.

The CIP projects for this department include:

Environmental Services	2021	2022	2023	2024	2025	TOTAL
Leachate Treatment Facility		\$200,000	\$2,250,000			\$2,450,000
Landfill Gas Collection and Utilization	\$175,000	\$50,000				\$225,000
Landfill Cell Closure	\$75,000	\$800,000				\$875,000
Capital Improvement Projects (TBD)					\$5,000,000	\$5,000,000
<b>Total Environmental Services</b>	<b>\$250,000</b>	<b>\$1,050,000</b>	<b>\$2,250,000</b>	<b>\$0</b>	<b>\$5,000,000</b>	<b>\$8,550,000</b>

Adequate cash flows are available in the Solid Waste Fund accounts to deliver the projects shown in 2021-2023. The Environmental Services Department has provided cash flow analyses for the revenue that tie to each project. In 2025, it is anticipated that county bond funding may be required to fund activities associated with landfill closure and planning for the site selection, site improvements and facilities for a new landfill.

### Land and Minerals

Land and Minerals has proposed renovation of its Virginia and Pike Lake office spaces and adjacent grounds improvements with funding to be provided by department enterprise funds derived from land and timber sales. Property Management will collaborate with the department on design and construction management.

Land and Minerals	2021	2022	2023	2024	2025	TOTAL
Grounds Renovation Phases II & III - Virginia Office	\$35,225					\$35,225
Entrance Align and Sewer Connection - Virginia Office	\$110,775	\$5,000	\$25,000			\$140,775
Pike Lake Office Remodel	\$20,000		\$120,000			\$140,000
<b>Total Land and Minerals</b>	<b>\$166,000</b>	<b>\$5,000</b>	<b>\$145,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$316,000</b>

### Information Technology

This section includes planned technology investments submitted by the Information Technology (IT) Department. These investments are required to support continued improvements in client service and employee productivity for both on-site and remote workers.

Information Technology	2021	2022	2023	2024	2025	TOTAL
Countywide Cisco Room Based Video Conferencing	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$500,000
Information Technology Infrastructure Maintenance	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$500,000
Netapp SAN Hardware Upgrade		\$210,000				\$210,000
Pure Storage SAN Hardware Upgrade	\$297,000					\$297,000
<b>Total Information Technology</b>	<b>\$497,000</b>	<b>\$410,000</b>	<b>\$200,000</b>	<b>\$200,000</b>	<b>\$200,000</b>	<b>\$1,507,000</b>

## Property Management Facilities

Projects initiated under this category include improvements aimed at maintaining the life cycle and integrity of all county-owned facilities, reducing operating or maintenance costs through initiatives such as renewable solar energy production, energy efficiency projects, acquiring new/additional office space, providing a safe and productive work environment, and ensuring safe and efficient access for the public.

Sources of revenue include property tax, fees, interest earnings, unrestricted grants and aids, state capital appropriations (general obligation bond proceeds with grant agreements) and other forms of unrestricted local income. Actual expenditures are based on the costs of the projects and the use of carry-over balances.

There are three projects on this list that require additional explanation of funding sources.

- The Clarity Behavioral Health Crisis Center has received \$5 million total in state capital appropriations grant funding in 2018 and 2020 to construct a new facility serving the region. An estimated \$2.1 million in additional funding may be required from other sources to complete this project; predesign plans are incomplete at this time. Potential funding sources include community partner contributions for furniture and fixtures and county capital improvement funds.
- The Depot Asset Preservation/Exhibit Enhancement project received \$1.5 million in 2020 state capital appropriations funding to address life/safety and building exterior needs. An estimated \$11 million in additional funding will be required to address asset preservation and exhibit enhancement investments from 2022-2025. The county anticipates requesting additional state funding in biennial applications for 2022 and 2024.
- The county jail will be in need of prisoner area remodeling in 2024-2025. It is anticipated that \$10 million in county bonding will be required to implement this project

Property Management Facilities	2021	2022	2023	2024	2025	TOTAL
Duluth Courthouse Probation Office Remodel		\$40,000	\$400,000			\$440,000
Duluth Courthouse Boiler/Chiller	\$420,000	\$100,000	\$550,000			\$1,070,000
Duluth GSC Chiller	\$450,000					\$450,000
Clarity Project - Behavioral Health Crisis Center	\$600,000	\$6,500,000				\$7,100,000
Depot Asset Preservation/Exhibit Enhancement	\$500,000	\$2,000,000	\$2,000,000	\$4,000,000	\$4,000,000	\$12,500,000
Sheriff South Impound Lot	\$30,000	\$300,000				\$330,000
Jail Intake Area Improvements	\$80,000	\$1,340,500				\$1,420,500
Jail Prisoner Area Remodel				\$3,000,000	\$7,000,000	\$10,000,000
Jail Solar Power Installation				\$210,000	\$950,000	\$1,160,000
Hibbing Courthouse Roof Replacement	\$40,000	\$450,000				\$490,000
Hibbing Boiler Replacements	\$70,000	\$700,000				\$770,000
Virginia Courthouse Site Improvements	\$250,000					\$250,000
Duluth Downtown Parking Lot and Ramp Repairs	\$30,000	\$270,000	\$30,000	\$270,000	\$30,000	\$630,000
Facility Asset Management Requirements			\$500,000	\$525,000	\$550,000	\$1,575,000
<b>Total Property Management Facilities</b>	<b>\$2,470,000</b>	<b>\$11,700,500</b>	<b>\$3,480,000</b>	<b>\$8,005,000</b>	<b>\$12,530,000</b>	<b>\$38,185,500</b>

## Public Works Facilities

These projects consist of constructing or maintaining the garages, shops and support facilities used by the Public Works Department in performing road and bridge construction and maintenance activities. They are aimed at reducing the operating and maintenance costs through energy savings, extending the lives of the facilities, compliance with environmental requirements and improving the functionality of facilities.

It is anticipated that approximately \$26 million in county bond financing in 2021 will be required to invest in ten major facilities projects in Districts 4, 5, 6 and 7 in 2021-2023. These facilities will replace buildings that have reached the end of their lifecycle and will promote operational efficiencies (logistics, energy, supplies, etc.).

Public Works Facilities	2021	2022	2023	2024	2025	TOTAL
7th Dist - Meadowlands Salt/Sand Bldg and Brine System (See Note #1)	\$500,000					\$500,000
7th Dist - Meadowlands Cold Storage Bldg (See Note #1)		\$500,000				\$500,000
4th Dist - Kugler Campus (See Note #1)	\$175,000	\$7,825,000				\$8,000,000
6th Dist - Whiteface Campus (See Note #1)	\$175,000	\$7,825,000				\$8,000,000
5th Dist - Culver Campus (See Note #1)	\$175,000	\$7,825,000				\$8,000,000
5th Dist - Jean Duluth Salt/Sand Bldg (See Note #1)	\$750,000					\$750,000
6th Dist - Cotton Salt/Sand Bldg (See Note #1)		\$500,000				\$500,000
4th Dist - Buyck Salt/Sand Bldg (See Note #1)		\$300,000				\$300,000
7th Dist - Floodwood Salt/Sand Bldg and Brine System (See Note #1)		\$500,000				\$500,000
7th Dist - Hibbing Salt/Sand Bldg and Brine System (See Note #1)		\$750,000				\$750,000
Capital Improvement Projects (TBD)	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$1,500,000
Facility Asset Management Requirements	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	\$1,000,000
<b>Total Public Works Facilities</b>	<b>\$2,275,000</b>	<b>\$26,525,000</b>	<b>\$500,000</b>	<b>\$500,000</b>	<b>\$500,000</b>	<b>\$30,300,000</b>
Note #1: These ten non-prioritized projects may be added or removed from the bond funded project package in the interest of balancing the project bids with the bond proceeds. St. Louis County reserves the right to fund these projects or components with other revenue sources.						

## Public Works Road and Bridge

Projects under this category are road construction, maintenance overlays, and bridge construction and repairs financed through various sources including local funds, transportation sales taxes, state and federal aid.

St. Louis County is responsible for over 3,000 miles of road and 601 bridges over ten feet in length. The St. Louis County Public Works Department annually updates their 10-Year Project Plan of all construction and repairs projects. Projects are completed either by county Road and Bridge Maintenance crews or through a competitive bidding process.

Local, state and federal funding for St. Louis County averages over \$40,000,000 per year. Application of transportation sales tax funding in 2019 and 2020 allowed an accelerated schedule for road condition improvements throughout the county.

Public Works Roads and Bridges	2021	2022	2023	2024*	2025*	TOTAL
Road and Bridge Projects Summary	\$52,676,890	\$49,888,500	\$40,145,400	\$40,000,000	\$40,000,000	\$222,710,790
<b>Total Public Works Roads and Bridges</b>	<b>\$52,676,890</b>	<b>\$49,888,500</b>	<b>\$40,145,400</b>	<b>\$40,000,000</b>	<b>\$40,000,000</b>	<b>\$222,710,790</b>
Note: *All projects not shown in detailed project sheets.						

Projects open for bid, under construction, or completed in the current year can be reviewed on the Public Works Department home page at:

<http://www.stlouiscountymn.gov/GOVERNMENT/DepartmentsAgencies/PublicWorks.aspx>.

## 2021-2025 Capital Improvements Program Summary

Department	2021	2022	2023	2024	2025	TOTAL
<b>Environmental Services</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>	<b>2025</b>	<b>TOTAL</b>
Leachate Treatment Facility		\$200,000	\$2,250,000			\$2,450,000
Landfill Gas Collection and Utilization	\$175,000	\$50,000				\$225,000
Landfill Cell Closure	\$75,000	\$800,000				\$875,000
Capital Improvement Projects (TBD)					\$5,000,000	\$5,000,000
<b>Total Environmental Services</b>	<b>\$250,000</b>	<b>\$1,050,000</b>	<b>\$2,250,000</b>	<b>\$0</b>	<b>\$5,000,000</b>	<b>\$8,550,000</b>
<b>Land and Minerals</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>	<b>2025</b>	<b>TOTAL</b>
Grounds Renovation Phases II & III - Virginia Office	\$35,225					\$35,225
Entrance Align and Sewer Connection - Virginia Office	\$110,775	\$5,000	\$25,000			\$140,775
Pike Lake Office Remodel	\$20,000		\$120,000			\$140,000
<b>Total Land and Minerals</b>	<b>\$166,000</b>	<b>\$5,000</b>	<b>\$145,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$316,000</b>
<b>Information Technology</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>	<b>2025</b>	<b>TOTAL</b>
Countywide Cisco Room Based Video Conferencing	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$500,000
Information Technology Infrastructure Maintenance	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$500,000
Netapp SAN Hardware Upgrade		\$210,000				\$210,000
Pure Storage SAN Hardware Upgrade	\$297,000					\$297,000
<b>Total Information Technology</b>	<b>\$497,000</b>	<b>\$410,000</b>	<b>\$200,000</b>	<b>\$200,000</b>	<b>\$200,000</b>	<b>\$1,507,000</b>
<b>Property Management Facilities</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>	<b>2025</b>	<b>TOTAL</b>
Duluth Courthouse Probation Office Remodel		\$40,000	\$400,000			\$440,000
Duluth Courthouse Boiler/Chiller	\$420,000	\$100,000	\$550,000			\$1,070,000
Duluth GSC Chiller	\$450,000					\$450,000
Clarity Project - Behavioral Health Crisis Center	\$600,000	\$6,500,000				\$7,100,000
Depot Asset Preservation/Exhibit Enhancement	\$500,000	\$2,000,000	\$2,000,000	\$4,000,000	\$4,000,000	\$12,500,000
Sheriff South Impound Lot	\$30,000	\$300,000				\$330,000
Jail Intake Area Improvements	\$80,000	\$1,340,500				\$1,420,500
Jail Prisoner Area Remodel				\$3,000,000	\$7,000,000	\$10,000,000
Jail Solar Power Installation				\$210,000	\$950,000	\$1,160,000
Hibbing Courthouse Roof Replacement	\$40,000	\$450,000				\$490,000
Hibbing Boiler Replacements	\$70,000	\$700,000				\$770,000
Virginia Courthouse Site Improvements	\$250,000					\$250,000
Duluth Downtown Parking Lot and Ramp Repairs	\$30,000	\$270,000	\$30,000	\$270,000	\$30,000	\$630,000
Facility Asset Management Requirements			\$500,000	\$525,000	\$550,000	\$1,575,000
<b>Total Property Management Facilities</b>	<b>\$2,470,000</b>	<b>\$11,700,500</b>	<b>\$3,480,000</b>	<b>\$8,005,000</b>	<b>\$12,530,000</b>	<b>\$38,185,500</b>
<b>Public Works Facilities</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>	<b>2025</b>	<b>TOTAL</b>
7th Dist - Meadowlands Salt/Sand Bldg and Brine System (See Note #1)	\$500,000					\$500,000
7th Dist - Meadowlands Cold Storage Bldg (See Note #1)		\$500,000				\$500,000
4th Dist - Kugler Campus (See Note #1)	\$175,000	\$7,825,000				\$8,000,000
6th Dist - Whiteface Campus (See Note #1)	\$175,000	\$7,825,000				\$8,000,000
5th Dist - Culver Campus (See Note #1)	\$175,000	\$7,825,000				\$8,000,000
5th Dist - Jean Duluth Salt/Sand Bldg (See Note #1)	\$750,000					\$750,000
6th Dist - Cotton Salt/Sand Bldg (See Note #1)		\$500,000				\$500,000
4th Dist - Buyck Salt/Sand Bldg (See Note #1)		\$300,000				\$300,000
7th Dist - Floodwood Salt/Sand Bldg and Brine System (See Note #1)		\$500,000				\$500,000
7th Dist - Hibbing Salt/Sand Bldg and Brine System (See Note #1)		\$750,000				\$750,000
Capital Improvement Projects (TBD)	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$1,500,000
Facility Asset Management Requirements	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	\$1,000,000
<b>Total Public Works Facilities</b>	<b>\$2,275,000</b>	<b>\$26,525,000</b>	<b>\$500,000</b>	<b>\$500,000</b>	<b>\$500,000</b>	<b>\$30,300,000</b>
<b>Note #1:</b> These ten non-prioritized projects may be added or removed from the bond funded project package in the interest of balancing the project bids with the bond proceeds. St. Louis County reserves the right to fund these projects or components with other revenue sources.						
<b>Public Works Roads and Bridges</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024*</b>	<b>2025*</b>	<b>TOTAL</b>
Road and Bridge Projects Summary	\$52,676,890	\$49,888,500	\$40,145,400	\$40,000,000	\$40,000,000	\$222,710,790
<b>Total Public Works Roads and Bridges</b>	<b>\$52,676,890</b>	<b>\$49,888,500</b>	<b>\$40,145,400</b>	<b>\$40,000,000</b>	<b>\$40,000,000</b>	<b>\$222,710,790</b>
<b>Note:</b> *All projects not shown in detailed project sheets.						
<b>Total Capital Improvement Projects</b>	<b>\$58,334,890</b>	<b>\$89,579,000</b>	<b>\$46,720,400</b>	<b>\$48,705,000</b>	<b>\$58,230,000</b>	<b>\$301,569,290</b>

## 2021-2025 CIP Funding Source Summary

Department	2021	2022	2023	2024	2025
<b>Environmental Services</b>					
Property Tax					
Bonding					\$5,000,000
Federal/State					
Other	\$250,000	\$1,050,000	\$2,250,000		
<b>Total Environmental Services</b>	<b>\$250,000</b>	<b>\$1,050,000</b>	<b>\$2,250,000</b>		<b>\$5,000,000</b>
<b>Land and Minerals</b>					
Property Tax					
Bonding					
Federal/State					
Other	\$166,000	\$5,000	\$145,000		
<b>Total Land and Minerals</b>	<b>\$166,000</b>	<b>\$5,000</b>	<b>\$145,000</b>		
<b>Information Technology</b>					
Property Tax	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000
Bonding					
Federal/State					
Other	\$397,000	\$310,000	\$100,000	\$100,000	\$100,000
<b>Total Information Technology</b>	<b>\$497,000</b>	<b>\$410,000</b>	<b>\$200,000</b>	<b>\$200,000</b>	<b>\$200,000</b>
<b>Property Management Facilities</b>					
Property Tax	\$1,340,000	\$2,930,500	\$1,450,000	\$525,000	\$550,000
Bonding				\$3,210,000	\$11,950,000
Federal/State	\$1,100,000	\$5,400,000	\$2,000,000	\$4,000,000	
Other	\$30,000	\$3,370,000	\$30,000	\$270,000	\$30,000
<b>Total Property Management Facilities</b>	<b>\$2,470,000</b>	<b>\$11,700,500</b>	<b>\$3,480,000</b>	<b>\$8,005,000</b>	<b>\$12,530,000</b>
<b>Public Works Facilities</b>					
Property Tax	\$500,000	\$2,300,000	\$500,000	\$500,000	\$500,000
Bonding	\$1,775,000	\$24,225,000			
Federal/State					
Other					
<b>Total Public Works Facilities</b>	<b>\$2,275,000</b>	<b>\$26,525,000</b>	<b>\$500,000</b>	<b>\$500,000</b>	<b>\$500,000</b>
<b>Public Works Road &amp; Bridge</b>					
Property Tax	\$5,526,000	\$4,673,000	\$3,992,000	\$4,467,000	\$2,547,000
Bonding *	\$25,780,000				
Transportation Sales Tax *	\$3,735,000	\$14,680,000	\$7,875,000	\$8,450,000	\$11,000,000
Federal/State	\$14,586,000	\$25,114,200	\$28,278,400	\$17,690,000	\$12,700,000
Other	\$3,049,890	\$5,421,300		\$9,393,000	\$13,753,000
<b>Total Public Works Road &amp; Bridge</b>	<b>\$52,676,890</b>	<b>\$49,888,500</b>	<b>\$40,145,400</b>	<b>\$40,000,000</b>	<b>\$40,000,000</b>

**Note:** \* On the individual project forms where Transportation Sales Tax is indicated as the funding source, it is a combination of Transportation Sales Tax bonding and Transportation Sales Tax cash revenue (pay-as-you-go).

# **BOARD LETTER NO. 21 - 317**

## **HEALTH & HUMAN SERVICES COMMITTEE NO. 2**

### **August 3, 2021 BOARD AGENDA NO. 1**

**DATE:** July 27, 2021

**RE:** Acceptance of MN DHS Housing  
and Support Services Grant to  
Develop Community Living  
Infrastructure

**FROM:** Kevin Z. Gray  
County Administrator

Linnea Mirsch, Director  
Public Health & Human Services

#### **RELATED DEPARTMENT GOALS:**

Children will be born healthy, live a life free from abuse and neglect, and will have a permanent living arrangement. Adults will live in the least restrictive living arrangement that meets their health and safety needs.

#### **ACTION REQUESTED:**

The St. Louis County Board is requested to authorize the Public Health and Human Services Department (PHHS) to accept grant funds of \$395,850 from the Department of Human Services Housing and Support Services Division to develop community living infrastructure for a grant term of two years, from July 1, 2021, until June 30, 2023.

#### **BACKGROUND:**

In 2017, the Minnesota Legislature passed a comprehensive housing package adding language to the Housing Supports Act to increase and improve opportunities for Minnesotans with disabling conditions to live in the community. The goals outlined in this grant opportunity merge the collective efforts outlined in Minnesota's Olmstead Plan and Minnesota's Plan to End Homelessness.

St. Louis County received \$256,175 for this initial grant for the period of June 2018 to June 2019. DHS has since amended its contract with St. Louis County PHHS to reimburse up to \$519,175 for services rendered until the current grant period concludes on June 30, 2021.

On March 23, 2021, the County Board passed Board Resolution No. 21-198, allowing St. Louis County Public Health and Human Services to apply for continued Community

Living Infrastructure (CLI) grant funds for FY21-23. St. Louis County was notified of its award of \$395,850 for the 2021-2023 grant cycle with a possible extension of up to five years.

This grant funding will continue to cover the cost of 1.0 FTE initially funded with the grant (G0350-001), and funds for two partner agencies, Range Transitional Housing in northern St. Louis County and Human Development Center in southern St. Louis County to do the work.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorizes the Public Health and Human Services Department to accept funds of \$395,850 from the Department of Human Services Housing and Support Services Division to continue development of community living infrastructure for the period July 1, 2021, to June 30, 2023, with the possible extension of up to five years.

This continues the grant funded position added with the initial grant award, G0350-001, and funds for two partner agencies in northern and southern St. Louis County that are part of the work plan.



**Acceptance of MN DHS Housing and Support Services Grant to Develop  
Community Living Infrastructure**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The Minnesota Department of Human Services (DHS) Housing and Support Services Community Living Infrastructure (CLI) awards grant funds to counties to increase and improve opportunities for Minnesotans with disabling conditions to live in the community; and

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

WHEREAS, St. Louis County has had grant funding for these efforts since July 1, 2018, including funding for 1.0 FTE Homeless and Housing Program Specialist (Position Code G030-001); and

WHEREAS, The St. Louis County Board approved the application for CLI grant funds on March 23, 2021, through Board Resolution No. 21-198.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to accept grant funds in the amount of \$395,850 from the Minnesota Department of Human Services Housing and Supports and Services Division for the 2021-2023 grant cycle including continued funding of Position Code G030-001, to enter into agreements with community partners, and to increase the 2021 revenue and expense budget to reflect the awarded amount, with any unspent funds to be carried over into the 2022 and 2023 grant cycle.

**BUDGET REFERENCE:**

230-232001-530714-23271-99999999-2021

230-232001-629900-23271-99999999-2021

230-232001-610000-23271-99999999-2021

**Exhibit A**  
**GRANT APPROVAL FORM**

*This form must be completed for any and all grants.*

**SECTION I—GRANT INFORMATION** *(to be completed by department's assigned accounting staff)*

**Please Note:** It is acceptable that some details are later added (once the grant is awarded).

**GRANT NAME:** Housing and Support Services Grant **GRANT PERIOD:** 7/1/21  
*(if known)* *(begin date)*  
**GRANTOR:** MN Dept of Human Services 6/30/23  
*(end date)*  
**FUND:** 230 **AGENCY:** 232001 **GRANT:** 23271 **GRANT YEAR:** 2021

Indicate the source of funds—*(check all that apply)*

☐ **Local**—Object Code: \_\_\_\_\_ Amount: \_\_\_\_\_ Amount: \_\_\_\_\_  
*(Apply)* *(Accept)*

**Local Agency:** \_\_\_\_\_

☒ **State**—Object Code: 530714 Amount: \$395,850 Amount: \$395,850  
*(Apply)* *(Accept)*

**State Agency:** MN Dept of Human Services Award #: \_\_\_\_\_

☐ **Federal**—Object Code: \_\_\_\_\_ Amount: \_\_\_\_\_ Amount: \_\_\_\_\_  
*(Apply)* *(Accept)*

**Grant Agreement (State Contract) #:** \_\_\_\_\_  
*(if federal dollars are passed through state)*

**Federal Agency:** \_\_\_\_\_ CFDA#: \_\_\_\_\_

**Federal Agency:** \_\_\_\_\_ CFDA#: \_\_\_\_\_  
*(if applicable)* *(if applicable)*

**Federal Agency:** \_\_\_\_\_ CFDA#: \_\_\_\_\_  
*(if applicable)* *(if applicable)*

**TOTAL GRANT AMOUNT:** \$395,850

Expenditure for match amount should be moved into grant code. However, if this is *not* possible, indicate where expenditures will be accounted for.

FUND: \_\_\_\_\_ AGENCY: \_\_\_\_\_ OBJECT: \_\_\_\_\_ PROJECT: \_\_\_\_\_ AMOUNT: \_\_\_\_\_  
FUND: \_\_\_\_\_ AGENCY: \_\_\_\_\_ OBJECT: \_\_\_\_\_ PROJECT: \_\_\_\_\_ AMOUNT: \_\_\_\_\_  
FUND: \_\_\_\_\_ AGENCY: \_\_\_\_\_ OBJECT: \_\_\_\_\_ PROJECT: \_\_\_\_\_ AMOUNT: \_\_\_\_\_

**TOTAL MATCH AMOUNT:** \_\_\_\_\_

**ACCOUNTING STAFF** *(who is primarily responsible for fiscal oversight of grant):*

NAME: Ben Manley PHONE: 726-2054

**DEPARTMENT CONTACT** *(who is primarily responsible for program/project outcomes of grant):*

NAME: Kevin Radzak PHONE: \_\_\_\_\_

**\*\*IMPORTANT\*\***

Please submit this document (SECTION I) to the department contact, providing direction regarding which form should be completed.

- ☒ **New** *(first-time submitted)* or previously-submitted grant—**Complete Form A**
- ☐ Request for recurring grant to be included in December Budget Resolution\*—**Complete Form B**
- ☐ Request for amendment of previously adopted Board Resolution—**Complete Form C**

\*Departments must complete **Form B** for any grant (of any amount) that is included in the proposed budget.

**SECTION II—APPROVAL** (to be completed by department contact)  
*Form A (New or Previously-Submitted Grant)*

**PURPOSE: Approval to Apply for Grant**—(complete prior to applying for grant award)

Please check the appropriate box:

☐ New (first-time submitted) grant

☒ Previously submitted grant\*

\*Departments are highly encouraged to request recurring grants (that were previously submitted) to be included in the December Budget Resolution—*Form B*—if dollar amounts do not fluctuate significantly.

**STEP #1: Obtain authorization to apply for grant**—(required for all grants of any amount)

Dept. Head Authorization: \_\_\_\_\_

Signature

7.15.21

Date

Administrator Authorization: \_\_\_\_\_

Signature

7-19-21

Date

Auditor Authorization: \_\_\_\_\_

Signature

7/21/21

Date

**STEP #2: Confirm whether grant amount is greater than \$25,000—**

☐ **No** (grant amount is less than or equal to \$25,000)—

Give grant contract (once received) to County Attorney's Office for review.

Reviewed by: \_\_\_\_\_

Attorney Name

Date

Damion #: \_\_\_\_\_

☒ **Yes** (grant amount is greater than \$25,000)—

Submit **Section I** (Cover Sheet) of the "Grant Approval Form," Board Letter and Resolution to Administration to seek County Board approval. It is acceptable that Section I is not completed in its entirety until the grant has been awarded. **NOTE: Board authorization to accept the grant is required** (upon notification of award).

**Apply:** Board Letter #: 21-117 Board Resolution #: 21-198 Date Adopted: 3/23/21

**Accept:** Board Letter #: \_\_\_\_\_ Board Resolution #: \_\_\_\_\_ Date Adopted: \_\_\_\_\_

**STEP #3: Ensure proper documentation is entered into the system, and the appropriate parties are notified.**

**DEPARTMENT CONTACT:** Submit **Section I and II** (Form A) of this "Grant Approval Form," along with all grant documents (application, award notification, contract, etc.) to the accounting staff person to enter the grant award into the financial system.

**ACCOUNTING STAFF:** If this grant includes federal funding, please send an electronic copy of **Section I and II** (Form A) of this "Grant Approval Form" as notification to [wehselerh@stlouiscountymn.gov](mailto:wehselerh@stlouiscountymn.gov) with "Federal Funds" in the Subject of the e-mail.