

CONSENT AGENDA
FOR THE MEETING
OF
ST. LOUIS COUNTY BOARD OF COMMISSIONERS

May 25, 2021

Grand Lake Town Hall
5297 Highway 53, Saginaw, Minnesota

All matters listed under the consent agenda are considered routine and/or noncontroversial and will be enacted by one unanimous motion. If a commissioner requests or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.

RESOLUTIONS FOR APPROVAL:

Minutes for May 11, 2021.

Health & Human Services Committee – Commissioner Boyle, Chair

1. Authorize acceptance of a grant amendment award of up to \$172,000 from the Minnesota Department of Human Services Mental Health Division for Housing Supports for Adults with Serious Mental Illness, extending the 2019-2021 grant cycle for one year (July 1, 2021 – June 30, 2022). *[21-212]*
2. Authorize acceptance of grant funding in an amount up to \$915,148 from the Minnesota Department of Health, through a contract with the Carlton-Cook-Lake-St. Louis County Community Health Board, for the COVID-19 Response Vaccine Implementation Grant for the period April 1, 2021, through December 31, 2021. *[21-213]*

Public Works & Transportation Committee – Commissioner McDonald, Chair

3. Acquisition of right-of-way necessary for a road construction project on County State Aid Highway (CSAH) 141 (Douglas Avenue & Temple Place) in Eveleth (**CP 0141-493350**). *[21-214]*
4. Acquisition of right-of-way necessary for a road construction project on CSAH 145 (Roosevelt Avenue) in Eveleth (**CP 0145-493352**). *[21-215]*
5. Elect to reappoint James T. Foldesi as St. Louis County Highway Engineer/Public Works Director for a four (4) year term effective May 1, 2021, through May 2025. *[21-219]*

Finance & Budget Committee – Commissioner Nelson, Chair

6. Abatement list for Board approval. *[21-216]*

ST. LOUIS COUNTY BOARD

Consent Agenda

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7. Approve the sale of non-conforming county fee land described as 5 acres within the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 29, Township 61 North, Range 19 West (Alango Township) and authorize a quit claim deed to adjoining property owner Craig William DuMarce, upon payment of \$5,400 plus deed tax and recording fees. *[21-220]*
8. Approve the sale of unimproved non-conforming fee land described as 3.27 acres within the SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 6, Township 61 North, Range 15 West (Kuglar Township) and authorize a quit claim deed to adjoining property owner KGM Contractors, Inc., upon payment of \$9,720 plus deed tax and recording fees. *[21-221]*

Environment & Natural Resources Committee – Commissioner Musolf, Chair

9. Reclassification of certain state tax forfeited lands to non-conservation. *[21-217]*
10. Grant final approval to the plat of Annieland, located in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ except 2 acres in NW corner and NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 35, Township 61 North, Range 13 West (Unorganized Township 61-13). *[21-218]*

Official Proceedings of the County Board of Commissioners

BY COMMISSIONER _____

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 11, 2021, are hereby approved.

**Acceptance of the Housing with Supports for Adults with
Serious Mental Illness Grant Amendment Award**

BY COMMISSIONER _____

WHEREAS, The Minnesota Department of Human Services has made available grant funds to counties to implement a plan to improve system access and service delivery by engaging individuals with serious mental illness who are homeless or exiting institutions who have complex needs and face high barriers to obtaining and maintaining housing; and

WHEREAS, The St. Louis County Continuum of Care Leadership Team has reviewed this opportunity and it meets unique needs of the homeless population in St. Louis County and systemic barriers; and

WHEREAS, Community partners are willing to continue to engage in this work and the Bois Forte Tribe will be included as project partner.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to accept a grant amendment award in the amount of \$172,000 for Housing Supports for Adults with Serious Mental Illness extending the 2019-2021 grant cycle for one year (July 1, 2021 – June 30, 2022), with St. Louis County serving as the fiscal agent for the grant.

RESOLVED FURTHER, That the 2021 revenue and expenditure budgets be increased as follows with any adjustments to be made in the 2021 and 2022 budgets accordingly if there are any unspent funds or overspent funds not to exceed the grant amendment funding of \$172,000.

Budget Reference:

- Fund 230, Agency 232001, Object 629900, Grant 23269, Grant Year 2021
- Fund 230, Agency 232001, Object 633100, Grant 23269, Grant Year 2021
- Fund 230, Agency 232001, Object 530674, Grant 23269, Grant Year 2021

**CY2021 Grant acceptance for the COVID-19 Response Vaccine
Implementation Grant from the CHB (April – December)**

BY COMMISSIONER _____

WHEREAS, Pandemic vaccination planning is a combined state and local responsibility that requires close collaboration between public health, health care, external agencies, and community partners; and

WHEREAS, The Minnesota Department of Health (MDH) has made funding available to Community Health Boards or counties within their local jurisdictions for resources necessary for COVID-19 response efforts based on jurisdictional priorities and Centers for Disease Control and Prevention (CDC) and MDH guidance; and

WHEREAS, The St. Louis County Public Health & Human Services Department (PHHS) has been allocated additional COVID-19 Response Vaccine Implementation funding from MDH through our local Carlton-Cook-Lake-St Louis County Community Health Board (CHB); and

WHEREAS, PHHS wishes to accept the COVID-19 Response Vaccine Implementation funding from the MDH through the CHB in an amount up to \$915,148 to support COVID-19 response efforts, supporting vaccination administration and promoting vaccine confidence and increasing vaccination uptake, for time period of April 1, 2021, through December 31, 2021.

THEREFORE, BE IT RESOLVED, That PHHS accept grant funding from the MDH through a contract with our local CHB to focus on COVID-19 response efforts, supporting vaccination administration, promoting vaccine confidence, and increasing vaccination uptake based on jurisdictional priorities and CDC and MDH guidance, in an amount up to \$915,148 for the time period of April 1, 2021, through December 31, 2021.

RESOLVED FURTHER, That PHHS utilize the funding to support staffing, the purchase of supplies and necessary equipment, and enter into subcontracts for vaccine administration and services with local partners as necessary.

BUDGET: 230-233999-540285-23379-99999999-2021
230-233999-610000-23379-99999999-2021
230-233999-640900-23379-99999999-2021

Acquisition of Right-of-Way: Road Construction Project on CSAH 141 (Eveleth)

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department is planning a road construction project over 0.32 miles of County State Aid Highway (CSAH) 141 within the City of Eveleth; and

WHEREAS, The project begins at the intersection of CSAH 141 (Douglas Avenue) and Garfield Street and extends northerly approximately 0.32 miles to the intersection of Temple Place and CSAH 142 (Grant Street); and

WHEREAS, These improvements consist of grading, aggregate base, replacement of drainage structures, curb, gutter, sidewalk, and bituminous surfacing as determined necessary to provide for the safety and convenience of the public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for County Project 0141-493350 and to execute the easement documents as may become necessary on behalf of the county. Right-of-way is payable from Fund 200, Agency 203001.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant highway easements across tax forfeited lands necessary for the project.

Acquisition of Right-of-Way: Road Construction Project on CSAH 145 (Eveleth)

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department is planning a road construction project over 0.26 miles of County State Aid Highway (CSAH) 145 within the City of Eveleth; and

WHEREAS, The project begins at the intersection of CSAH 145 (Roosevelt Avenue) and CSAH 101 (Fayal Road) and extends northerly approximately 0.26 miles to the intersection with Jackson Street; and

WHEREAS, These improvements consist of grading, aggregate base, replacement of drainage structures, curb, gutter, sidewalk, and bituminous surfacing as determined necessary to provide for the safety and convenience of the public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for County Project 0145-493352 and to execute the easement documents as may become necessary on behalf of the county. Right-of-way is payable from Fund 200, Agency 203001.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant highway easements across tax forfeited lands necessary for the project.

Reappointment of Highway Engineer/Public Works Director

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board elects to reappoint James T. Foldesi as the St. Louis County Highway Engineer/Public Works Director for a four-year term effective May 1, 2021, and ending May 2025 at his current biweekly compensation rate of \$6,558 (Pay Plan A, Grade A33, Step M5) of the Management Compensation Plan, with all benefits at his current level and as provided in the St. Louis County Management Compensation Plan.

Abatement List for Board Approval

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board approves the applications for abatement, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 61426.

**Sale of Non-Conforming County Fee Land to Adjoining Property Owner
(Alango Township)**

COMMISSIONER_____

WHEREAS, A request to purchase county fee land was submitted by Craig William DuMarce and said property is described in County Board File No. _____; and

WHEREAS, Craig William DuMarce has agreed to pay \$5,400 for the property.

THEREFORE, BE IT RESOLVED, That pursuant to the requirements and procedures of Minn. Stat. § 373.01, Subdivision 5(i), the Chair of the County Board and the County Auditor are authorized to execute and deliver a quit claim deed conveying the above listed property to Craig William DuMarce for the amount of \$5,400, payable to Fund 100, Agency 128014, Object 583202, where the grantee is also responsible for deed tax and recording fees.

**Sale of Non-Conforming County Fee Land to Adjoining Property Owner
(Alango Township)**

Board File Legal Description

Beginning at a point on the south line of the Southeast one-quarter of the Northeast one-quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Twenty Nine (29), Township 61 North, Range 19 West of the 4th Principal Meridian, said point being 306 feet west of the Southeast corner of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$, thence northerly at right angles for a distance of 225 feet; thence westerly at right angles for a distance of 363 feet; thence southerly at right angles for a distance of 225 feet to the south line of said Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$; thence easterly along the said south line of said Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ for a distance of 363 feet to the point of beginning. Said parcel contains 1.87 Acres.

Also, Beginning at a point on the north line of the Northeast one-quarter of the Southeast one-quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section 29, Township 61 North, Range 19 West of the Fourth Principal Meridian, said point being 306 feet west of the Northeast corner of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$; thence southerly at right angles for a distance of 375 feet; thence westerly at right angles for a distance of 363 feet; thence northerly at right angles for a distance of 375 feet to the north line of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$; thence easterly along the said north line of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ for a distance of 363 feet to the point of beginning. Said parcel contains 3.13 Acres.

**Sale of Non-Conforming County Fee Land to Adjoining Property Owner
(Kuglar Township)**

COMMISSIONER_____

WHEREAS, A request to purchase county fee land was submitted by KGM Contractors, Inc., Angora, MN and said property is described in County Board File No. _____; and

WHEREAS, KGM Contractors, Inc., has agreed to pay \$9,720 for the property.

THEREFORE, BE IT RESOLVED, That pursuant to the requirements and procedures of Minn. Stat. § 373.01 Subdivision 5(i), the Chair of the County Board and the County Auditor are authorized to execute and deliver a quit claim deed, conveying the above listed property to KGM Contractors, Inc., for the amount of \$9,720, payable to Fund 100, Agency 128014, Object 583202 where the grantee is also responsible for deed tax and recording fees.

**Sale of Non-Conforming County Fee Land to Adjoining Property Owner
(Kuglar Township)**

Board File Legal Description

Starting at the North 1/16th corner on the west line of Section six (6) Township sixty one (61) North of Range fifteen (15) West and running East along the 1/16 line, Thence a distance of 1213.6 feet, Thence at an angle of 46° 20', right a distance of 945 feet to the point of beginning, thence continuing along said line a distance of 361.5 feet, thence at angle of 90° Left a distance of 361.5 feet, Thence at an angle of 90° left a distance of 361.5 feet, thence at an angle of 90° left a distance of 361.5 feet to the point of beginning all said land being in the S.E. of N.W. of Section Six.

Reclassification of State Tax Forfeited Lands to Non-Conservation

BY COMMISSIONER _____

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

WHEREAS, In accordance with Minn. Stat. § 94.344, Subd. 2, Class B lands must be classified for sale before given in exchange for any privately owned land; and

WHEREAS, The parcels listed in County Board File No. _____ forfeited to the State of Minnesota for nonpayment of real estate taxes and were previously classified as conservation; and

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

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

WHEREAS, The town or municipality is considered to have approved the classification or reclassification and sale of these parcels if the county board is not notified of the disapproval of the classification or reclassification and sale within 60 days of the date the request for approval was transmitted to the town or municipality in which the parcels are located.

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

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

**Final Plat Approval – Annieland, Section 35, Township 61 North, Range 13 West
(Unorganized Township 61-13)**

BY COMMISSIONER _____

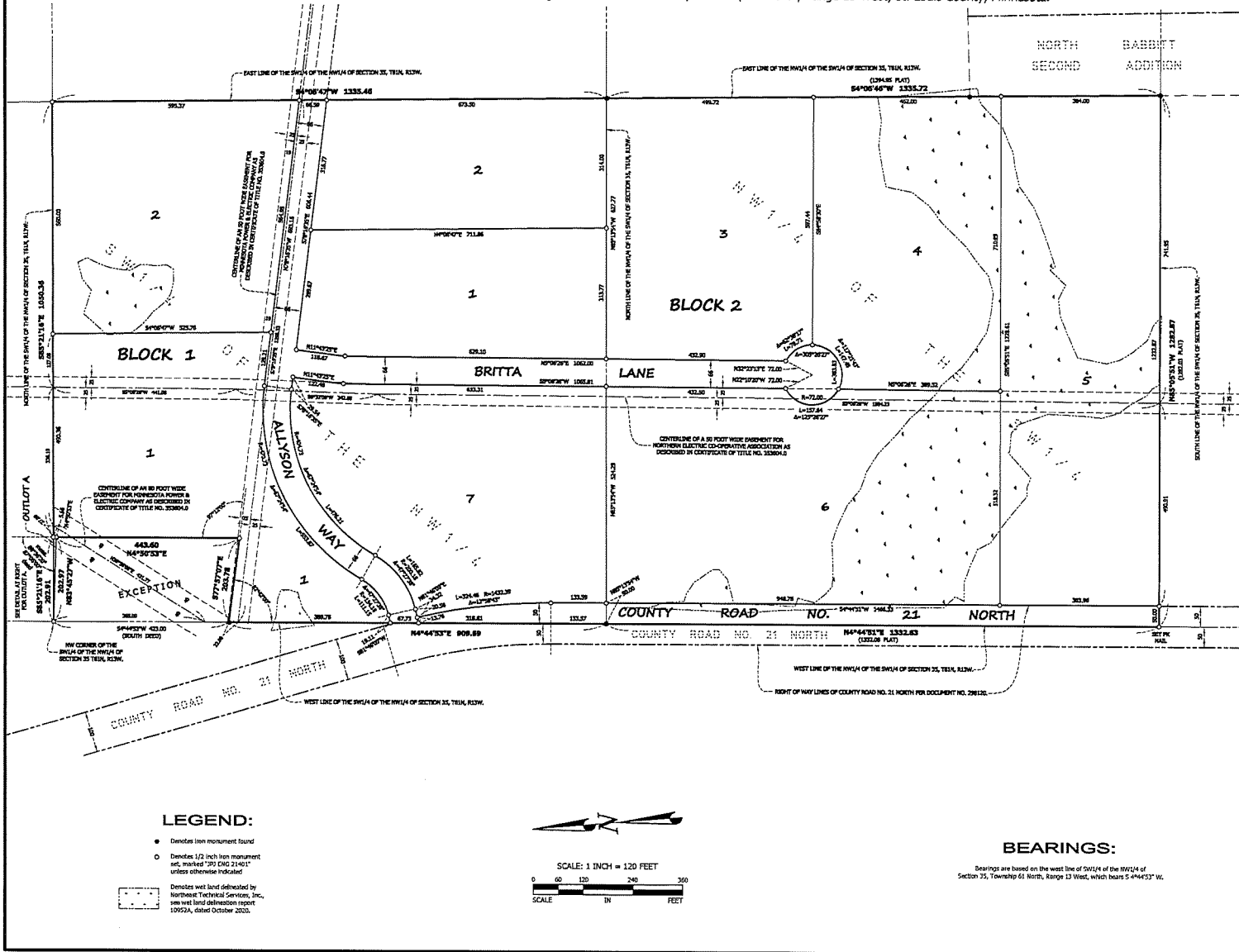
WHEREAS, The St. Louis County Planning Commission held a public hearing regarding the preliminary plat of Annieland on December 10, 2020, and granted preliminary approval for the plat; and

WHEREAS, The final prints of Annieland have been submitted and conform with the requirements set forth by the Planning Commission.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Annieland located in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ EX 2 acres in NW corner and NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 35, Township 61 North, Range 13 West (Unorganized).

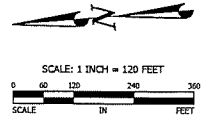
ANNIELAND

Located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter both in Section 35, Township 61 North, Range 13 West, St. Louis County, Minnesota.



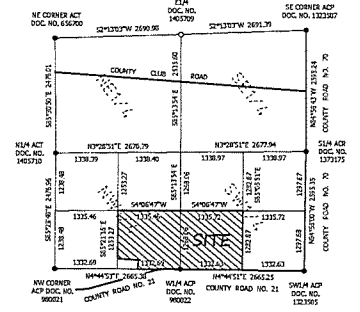
LEGEND:

- Denotes iron monument found
- Denotes 1/2 inch iron monument set, marked "20 ENG 2140" unless otherwise indicated
- Denotes wet land delineated by Northern Technical Services, Inc. see wet land delineation report 10952A, dated October 2020.



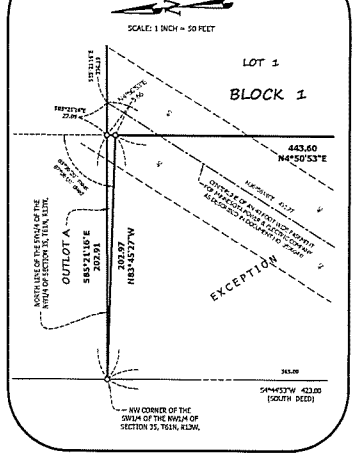
BEARINGS:
Bearings are based on the west line of OUTLOT A of the NW/4 of Section 35, Township 61 North, Range 13 West, which bears S 4°44'53" W.

LOCATION MAP:



SECTION 35, TOWNSHIP 61 NORTH, RANGE 13 WEST, ST. LOUIS COUNTY, MINNESOTA

DETAIL:



**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MAY 11, 2021**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 11th day of May 2021, at 9:34 a.m., at the Rice Lake City Hall, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Ashley Grimm, Paul McDonald, Keith Musolf, Keith Nelson and Chair Mike Jugovich - 7. Absent: None - 0.

Chair Jugovich asked for a moment of silence in remembrance of all victims of violence, foreign and domestic; followed by the pledge of allegiance. Chair Jugovich acknowledged the effort and sacrifices that frontline workers have made during the pandemic.

City of Rice Lake Mayor John Werner welcomed the Board to Rice Lake. Mayor Werner said that the city is fiscally responsible; many city projects are funded using savings or government aid.

City of Rice Lake Councilor Suzanne Herstad gave the Board a presentation regarding broadband options for the City of Rice Lake. Councilor Herstad commented that the cost to build a fiber optic infrastructure for the entire city would be \$11.3 million.

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

Commissioner McDonald, supported by Commissioner Jewell, moved to approve the consent agenda. Item #13, Appointment of 2021 Special Board of Appeal and Equalization [21-211], was removed from the consent agenda for separate consideration. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Jewell, moved that the St. Louis County Board appoints the following individuals to serve as the Special Board of Appeal and Equalization for Assessment Year 2021: John Vigen, Duluth - Commissioner District #1; John Doberstein, Duluth - Commissioner District #2; Sherri Puckett, Duluth - Commissioner District #3; Leonard Cersine, Ely - Commissioner District #4; Tim Peterson, Hermantown - Commissioner District #5; Dawn Cole, Town of Fayal - Commissioner District #6; and Frank Bigelow, Hibbing - Commissioner District #7; that members be compensated at the rate of \$300 per meeting day (payable from Assessor's Department Fund 100, Agency 118001, Object #635300 – Non-employee fees) and be reimbursed for mileage and expenses at the current county rate (from Assessor's Department Object #635500 - Non-employee travel); and further, that the Special Board of Appeal and Equalization is: Delegated all powers and duties of the County Board of Appeal and Equalization; To report the results of their deliberations back to the St. Louis County Board in the form of minutes kept by the Clerk of the County Board; Directed to hold at least one meeting day in the Government Services Center in Duluth, and one meeting day in the Government Services Center in Virginia, Minnesota. St. Louis County Administrator Kevin Gray noted that there was a replacement resolution to correct a clerical error and the compensation rate was \$300 per meeting day. The motion passed; seven yeas, zero nays. Resolution No. 21-298.

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

Kevin Gray, County Administrator, and Linnea Mirsch, Public Health & Human Services Director, submitting Board Letter No. 21-204, Appointments to the Heading Home St. Louis County Governance Board.—[61477](#)

Kevin Gray, County Administrator, and Matthew Johnson, Planning & Community Development Director, submitting Board Letter No. 21-202, Establish a Public Hearing for Proposed Round 2 Use of the CDBG-CV and ESG-CV CARES Act Funding and Amendment of the 2020 Action Plan.—[61478](#)

Kevin Gray, County Administrator, and Matthew Johnson, Planning & Community Development Director, submitting Board Letter No. 21-203, Establish a Public Hearing to Consider Tax Abatement for the City of Duluth – ST Paper 1, LLC.—[61479](#)

Kevin Gray, County Administrator, Jeremy Craker, Information Technology Director, and Donna Viskoe, Purchasing Director, submitting Board Letter No. 21-210, 2021 IT Standard Equipment Order: Computers, Tablets and Laptops.—[61480](#)

Kevin Gray, County Administrator, Mary Garness, Public Records & Property Valuation Director, submitting Board Letter No. 21-211R, Appointment of 2021 Special Board of Appeal and Equalization.—[61481](#)

Kevin Gray, County Administrator, Jason Meyer, Land and Minerals Deputy Director, and Nancy Nilsen, County Auditor, submitting Board Letter No. 21-199, Trail Easement across State Tax Forfeited Land to the Hermantown Night Riders Snowmobile Club (Canosia Township).—[61482](#)

Kevin Gray, County Administrator, Julie Marinucci, Land and Minerals Deputy Director, and Nancy Nilsen, County Auditor, submitting Board Letter No. 21-200, Withdrawal of State Tax Forfeited Land from Memorial Forest Status.—[61483](#)

Agreement for Fiscal Services 2021-2030 between the County of St. Louis, Nancy Nilsen, County Auditor, and the Northern Counties Land Use Coordinating Board (NCLUCB), Hill City, MN, during the period January 1, 2021, to December 31, 2030.—[21-370](#)

Amendment No. 1, Original Damion No. 2020-013832, between the County of St. Louis and LHB, Inc., Duluth, MN, for additional design work for the retaining wall, wayside and scenic overlook adjacent to County State Aid Highway (CSAH) 61 in Duluth Township (CP 0061-465211/SAP 069-661-021).—[21-371](#)

Amendment No. 1, Original Damion No. 2020-014089, between the County of St. Louis and WSB & Associates, Inc., Minneapolis, MN, for additional design work for intersection improvements at the intersection of CSAH 9 (Woodland Ave.) and CSAH 37 (Snively Road) in Duluth (CP 0000-464162/SP 118-160-024).—[21-372](#)

Agreement between St. Louis County and Wisconsin Central Ltd., for at-grade railroad crossing improvements for DOT 251850G and DOT 251905S located on CSAH 13 (Midway Road) in Hermantown (CP 0013-597368).—21-373

Department of Natural Resources 2020 State of Minnesota Federal Boating Safety Supplemental Equipment Grant Contract Agreement, Contract No. 192804, PO No. 3000186911, in the amount of \$64,217 for the term March 2, 2021, to September 30, 2021.—21-374

Purchase of Service Agreement, Contract No. 17157, between St. Louis County and Essentia Health, Ely, MN, for collaborative networking services between healthcare, mental health care, governmental social services, non-government social services and education services during the period January 1, 2021, to December 31, 2021.—21-375

Purchase of Service Agreement, Contract No. 17168, between St. Louis County and Marilyn Pershern, Gilbert, MN, for transportation services during the period January 1, 2021, to December 31, 2021.—21-376

Purchase of Service Agreement, Contract No. 17169, between St. Louis County and Renee Willemsen, Duluth, MN, for Farm to School Coordinator services during the period March 1, 2021, to February 28, 2022.—21-377

Upon motion by Commissioner McDonald, supported by Commissioner Jewell, resolutions numbered 21-285 through 21-297 and 21-299 through 21-303, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER McDONALD:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 4, 2021, are hereby approved.

Adopted May 11, 2021. No. 21-285

WHEREAS, The Heading Home St. Louis County (HHSLC) Governance Board acts as a neutral party in making decisions, in conjunction with funding sources, on behalf of homeless people and those at risk of homelessness in St. Louis County; and

WHEREAS, Members are appointed by the City Council of Duluth and the St. Louis County Board of Commissioners; and

WHEREAS, The HHSLC Governance Board has two (2) vacant seats: one (1) new appointment and one (1) reappointment.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the following applicant to the Heading Home St. Louis County Governance Board:

| <u>Position</u> | <u>Period</u> | <u>Appointed</u> |
|-------------------------|----------------------|------------------|
| Rural Housing Coalition | Term ends 12/31/2023 | Angela Neal |

RESOLVED FURTHER, That the County Board reappoints the following Governance Board member:

| <u>Position</u> | <u>Period</u> | <u>Reappointed</u> |
|--------------------|----------------------|--------------------|
| Business Community | Term ends 12/31/2023 | Shelly Lyn Holmes |

Adopted May 11, 2021. No. 21-286

WHEREAS, The St. Louis County Public Works Department is planning a culvert replacement project over 6.00 miles of County State Aid Highway (CSAH) 100 within White Township; and

WHEREAS, The project begins at the intersection of CSAH 100 and CSAH 4 and extends northeasterly approximately 6.00 miles to the intersection with CSAH 99; and

WHEREAS, The improvement consists of removing and replacing culverts in said roadway as determined necessary to provide for the safety and convenience of the traveling public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for County Project 0100-565144 and to execute the easement documents as may become necessary on behalf of the county. Right-of-way is payable from Fund 200, Agency 203001.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant highway easements across tax forfeited lands necessary for the project.

Adopted May 11, 2021. No. 21-287

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a short segment of County State Aid Highway 70 (Scott Road) and to replace the existing crossing structure (County Bridge 288, State Bridge L1037) over the Dunka River in the city of Babbitt (T62N, R12W); and

WHEREAS, These improvements consist of replacing the existing crossing structure at its existing location and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for County Project (CP) 0070-366244, State Project (SP) 069-670-011, and to execute the easement documents as may become necessary. Right-of-way is payable from Fund 200, Agency 203001.

Adopted May 11, 2021. No. 21-288

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a short segment of County Road 666 and to replace the existing crossing structure (County Bridge 872, State Bridge 88767) over the Canadian National Railroad tracks in the city of Hoyt Lakes (T59N, R14W); and

WHEREAS, These improvements consist of replacing the existing crossing structure at its existing location and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for

County Project (CP) 0666-494515, State Project (SP) 069-598-073, and to execute the easement documents as may become necessary. Right-of-way is payable from Fund 200, Agency 203001.

Adopted May 11, 2021. No. 21-289

WHEREAS, A Request for Bids has been issued and received by the St. Louis County Purchasing Division for Bid #5710 - 2021 Liquid Surface Treatment (Calcium Chloride/Magnesium Chloride), requesting services to furnish and apply 810,000 gallons of liquid calcium chloride; and

WHEREAS, Bids were opened in the Purchasing Division on April 21, 2021, and the low responsible bidder was EnviroTech Services, Inc., of Greeley, CO.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Purchasing Division to enter into contract with EnviroTech Services, Inc., of Greeley, CO, for 810,000 gallons of 38% liquid calcium chloride delivered and applied for the bid price of \$1.01 per gallon with a total cost of \$818,100.00 plus \$50,000 for alternates, for a total cost of \$868,100.00, payable from Fund 200, Agency 207001, Object 653400.

Adopted May 11, 2021. No. 21-290

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

CP 0056-284469, SP 069-656-018, STPF 6921(151) (Low); CP 0056-431717, SAP 069-656-019, SP 6908-69 (Tied); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on April 1, 2021, and the low responsible bid determined.

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

| <u>LOW BIDDER</u> | <u>ADDRESS</u> | <u>AMOUNT</u> |
|---|--|----------------|
| Northland Constructors Of Duluth, Inc. | 4843 Rice Lake Rd. Duluth, MN 55803 | \$4,099,999.00 |

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

CP 0056-284469, SP 069-656-018, STPF 6921(151) (Low)

Fund 220, Agency 220532, Object 652700 – Federal Funds - \$1,360,000.00;

Fund 220, Agency 220532, Object 652700 – South St. Louis Soil & Water Conservation District - \$119,020.90;

Fund 220, Agency 220532, Object 652700 – City of Hermantown Funds - \$175,195.00;

Fund 204, Agency 204190, Object 652806 – St. Louis County Transportation Sales Tax Funds - \$1,597,911.22.

With additional revenue budgeted for expense:

South St. Louis Soil & Water Conservation District, Fund 220, Agency 220532, Object 551625 - \$119,020.90;

City of Hermantown, Fund 220, Agency 220532, Object 551503 - \$175,195.00.

CP 0056-431717, SAP 069-656-019, SP 6908-69 (Tied)

Fund 220, Agency 220586, Object 652700 – State Aid Funds - \$380,326.92;

Fund 220, Agency 220586, Object 652700 – MNDOT Funds - \$467,544.96;

With additional revenue budgeted for expense:

MNDOT, Fund 220, Agency 220586, Object 532304 - \$467,544.96.

Adopted May 11, 2021. No. 21-291

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

MP 0008-581749 (Low Prime) including 23 Projects; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on April 29, 2021, and the low responsible bid determined.

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

| <u>LOW BIDDER</u> | <u>ADDRESS</u> | <u>AMOUNT</u> |
|---|--|---------------|
| Northland Constructors of Duluth, Inc. | 4843 Rice Lake Rd. Duluth, MN 55803 | \$355,892.50 |

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

MP 0008-581749 (Low Prime) including 23 Projects

Fund 200, Agency 203617, Object 652800 – St. Louis County Local Levy Construction Funds - \$355,892.50.

Adopted May 11, 2021. No. 21-292

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

CP 0000-434930, SAP 069-596-013; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on April 29, 2021, and the low responsible bid determined;

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

| <u>LOW BIDDER</u> | <u>ADDRESS</u> | <u>AMOUNT</u> |
|-------------------------|-----------------------------------|---------------|
| Mesabi Bituminous, Inc. | P.O. Box 728 Gilbert, MN 55741 | \$826,547.30 |

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

CP 0000-434930, SAP 069-596-013

Fund 220, Agency 220553, Object 652700 – Local Road Improvement Program (LRIP) Funds - \$534,165.50;

Fund 220, Agency 220553, Object 652700 – City of Tower Funds - \$292,381.80;

With additional revenue budgeted for expense:

City of Tower, Fund 220, Agency 220553, Object 551535 - \$292,381.80.

Adopted May 11, 2021. No. 21-293

WHEREAS, The City of Buhl has undertaken a city-wide utility reconstruction project in 2020 and 2021, which includes utility reconstruction on a portion of County State Aid Highway

(CSAH) 64 (Pennsylvania Avenue) from CSAH 125 (Forest Street) to Sharon Street during the 2021 construction season (City Project); and

WHEREAS, It was determined that the storm sewer on CSAH 64 needs replacement; and

WHEREAS, It is justified and considered mutually desirable for the County to complete a storm sewer reconstruction of CSAH 64 from CSAH 125 to Wanless Street during the 2021 construction season (County Project); and

WHEREAS, The County Project has been assigned number SAP 069-664-004/CP 0064-559598; and

WHEREAS, The City has entered into a contract with the low bidder, Casper Construction, Inc., for the City Project (hereinafter the "Contract"); and

WHEREAS, The parties desire to benefit from economies of scale by joining forces in completion of the County Project, by including it as a change order to the City Project with Casper Construction, Inc.; and

WHEREAS, It is necessary to execute a cooperative agreement between St. Louis County and the City of Buhl to define the project terms and responsibilities.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into a cooperative agreement with the City of Buhl to complete the storm sewer rehabilitation of CSAH 64 (Pennsylvania Avenue) with the St. Louis County's share of the project estimated to be \$375,388.85, payable from Fund 220, Agency 220639, Object 652700.

Adopted May 11, 2021. No. 21-294

WHEREAS, The U.S. Department of Housing and Urban Development (HUD) has notified St. Louis County of special allocations of funds flowing through the Community Development Block Grant (CDBG-CV) and Emergency Solutions Grant (ESG-CV) programs to address the current coronavirus or COVID-19 pandemic; and

WHEREAS, St. Louis County has conducted the required citizen participation process to determine need, eligibility, and priority for use of the CDBG-CV and ESG-CV funding through public comment and citizen advisory committee review and recommendation; and

WHEREAS, HUD has provided an abbreviated public comment period on the proposed use of CDBG-CV and ESG-CV funding; and

WHEREAS, The comment period begins May 17, 2021, and will be completed May 27, 2021.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board will hold a public hearing on Tuesday, June 1, 2021, at 9:35 A.M., at the Government Service Center in Duluth, MN, for the purpose of receiving citizen comments on the established priorities and funding recommendations included in the Amendment to the 2020 Action Plan.

Adopted May 11, 2021. No. 21-295

WHEREAS, Minn. Stat. § 469.1812 through § 469.1815, Abatement Authority, require that a public hearing be conducted prior to approving a tax abatement; and

WHEREAS, Minn. Stat. § 116J.993-116J.995, Business Subsidy Law, requires that a public hearing be conducted prior to granting any business subsidy in an amount greater than \$150,000 in value; and

WHEREAS, The City of Duluth, MN, has requested St. Louis County to consider up to \$600,000 in tax abatement to assist the City of Duluth and ST Paper 1, LLC to convert the existing Verso paper mill facility into a new tissue manufacturing plant and associated site development costs

for a site located at 100 N. Central Ave., Duluth, MN, 55807; and

WHEREAS, The specific parcels to be included in the tax abatement request are as follows: 010-0130-00170; 010-2700-00514; 010-2806-00010; 010-2806-00020; 010-2806-00030; 010-2806-00040; 010-4470-04220; 010-4470-04225; 010-4470-04230; 010-4470-04240; 010-4470-04250; 010-4470-05330; 010-4470-05480; 010-4470-05640; 010-4470-05650; 010-4470-05660; 010-4470-05670; 010-4470-05680; 010-4470-05700; 010-4470-05710; 010-4470-05720; 010-4470-05730; 010-4470-05740; 010-4470-05750; 010-4470-05760; 010-4470-05770; 010-4470-05780; 010-4490-00010; 010-4490-00040; 010-4490-00050; 010-4490-00060; 010-4490-00070; 010-4490-00080; 010-4490-00090; 010-4490-00100; 010-4490-00110; 010-4490-00120; 010-4490-00130; 010-4490-00135; 010-4490-00185; 010-4490-00215; 010-4490-00285; 010-4490-00505; 010-4490-02735; 010-4490-02862; 010-4490-07220; and 010-4490-07400.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board will hold a public hearing on Tuesday, May 25, 2021, at 9:35 A.M., at the Grand Lake Town Hall, 5297 Highway 53, Saginaw, MN, to consider the request for tax abatement financing regarding the City of Duluth – ST Paper 1, LLC’s plan to convert the existing Verso paper mill facility into a new tissue paper manufacturing plant and associated site development costs.

Adopted May 11, 2021. No. 21-296

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

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Information Technology Department to utilize the State of Minnesota Contract Release C-1046(5) for the scheduled replacement of standardized computer hardware utilizing multiple equipment orders throughout the year totaling approximately \$436,178 utilizing Fund 100, Agency 117051, Object 640400, with funds transferred from the Information Technology assigned fund balance, Fund 100, Object 311139, where funds will be recouped from each department via Intra-County Transfer at the time that the equipment is deployed.

Adopted May 11, 2021. No. 21-297

WHEREAS, The Emergency Management Division of the St. Louis County Sheriff’s Office receives the Emergency Management Performance Grant (EMPG) each year to assist the county’s Emergency Management program; and

WHEREAS, A Temporary Planner position was created to assist on the emergency management response to the COVID-19 pandemic; and

WHEREAS, The State has awarded an additional \$41,064.00 to assist with expenses incurred by the COVID-19 pandemic, which requires a \$41,064.00 local match.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes application and acceptance of the 2020 State of Minnesota, Emergency Management Performance COVID-19

Supplemental Grant in the amount of \$41,064.00, to be accounted for in Fund 100, Agency 132999, Grant 13203.

RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents.

Adopted May 11, 2021. No. 21-299

WHEREAS, The U.S. Forest Service has made available Title III funding for St. Louis County to carry out Firewise Communities activities; and

WHEREAS, The St. Louis County Sheriff's Office will enhance its preparation for wildland fires and emergency response as a result of this funding.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Sheriff's Office to use Title III funding for authorized Firewise Communities activities in the amount of \$33,280.18, to be accounted for in Fund 100, Agency 135999, Grant 13503, Year 2021.

Adopted May 11, 2021. No. 21-300

WHEREAS, The Hermantown Night Riders Snowmobile Club has requested a non-exclusive trail easement across state tax forfeited land; and

WHEREAS, Minn. Stat. § 282.04, Subd. 4, authorizes the St. Louis County Auditor to grant easements across state tax forfeited land for such purposes.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a non-exclusive trail easement to the Hermantown Night Riders Snowmobile Club across state tax forfeited lands located in Canosia Township as described in County Board File No. 61482.

RESOLVED FURTHER, That the granting of this easement is conditioned upon payment of a \$327 land use fee, \$150 administration fee, and \$66 recording fee (Abstract and Torrens), for a total of \$543 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted May 11, 2021. No. 21-301

WHEREAS, The state tax forfeited parcels described in County Board File No. 61483 are currently included in an established memorial forest; and

WHEREAS, Pursuant to Minn. Stat. § 459.06, Subd. 3, state tax forfeited land which has been included in an established memorial forest and found more suitable for other purposes may, by resolution of the County Board, be withdrawn from the forest if the Commissioner of Natural Resources approves the sale of such land; and

WHEREAS, The state tax forfeited parcels described here are more suitable for purposes other than forest management.

THEREFORE, BE IT RESOLVED, That the state tax forfeited parcels described in County Board File No. 61483 shall be withdrawn from Memorial Forest status.

Adopted May 11, 2021. No. 21-302

WHEREAS, An inspection by St. Louis County Land and Minerals Staff has determined that several tax forfeited structures located within the Department of Iron Range Resources & Rehabilitation (IRRR) service area are in poor condition and suitable for demolition; and

WHEREAS, The IRRR Residential Redevelopment Grant Program provides funding for the demolition of dilapidated residential structures.

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

application to the IRRR for the Residential Redevelopment Grant Program.

Adopted May 11, 2021. No. 21-303

BY COMMISSIONER NELSON:

WHEREAS, Minn. Stat. § 274.13 requires that county commissioners constitute a County Board of Appeal and Equalization each year to hear complaints of taxpayers and review assessments of real and personal property throughout the county; and

WHEREAS, The statute empowers the County Board of Appeal and Equalization to appoint a Special Board of Appeal and Equalization to which it may delegate all powers and duties of the County Board of Appeal and Equalization; and

WHEREAS, The St. Louis County Board, having reviewed the matter, determines it is in the public interest to appoint said Special Board.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the following individuals to serve as the Special Board of Appeal and Equalization for Assessment Year 2021:

- John Vigen, Duluth Commissioner District #1
- John Doberstein, Duluth Commissioner District #2
- Sherri Puckett, Duluth Commissioner District #3
- Leonard Cersine, Ely Commissioner District #4
- Tim Peterson, Hermantown Commissioner District #5
- Dawn Cole, Town of Fayal Commissioner District #6
- Frank Bigelow, Hibbing Commissioner District #7

RESOLVED FURTHER, That the Special Board of Appeal and Equalization is:

- Delegated all powers and duties of the County Board of Appeal and Equalization;
- To report the results of their deliberations back to the St. Louis County Board in the form of minutes kept by the Clerk of the County Board;
- Directed to hold at least one meeting day in the Government Services Center in Duluth, and one day in the Government Services Center in Virginia, Minnesota;
- To be compensated at the rate of \$300 per meeting day (payable from Assessor's Department Fund 100, Agency 118001, Object #635300 - Non-employee fees) and be reimbursed for mileage and expenses at the current county rate (from Assessor's Department Object #635500 - Non-employee travel).

Unanimously adopted May 11, 2021. No. 21-298

At 10:06 a.m., May 11, 2021, Commissioner Boyle, supported by Commissioner Musolf, moved to adjourn the meeting. The motion passed; seven yeas, zero nays.

Mike Jugovich, Chair of the Board
of County Commissioners

Attest:

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

(Seal of the County Auditor)