

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

July 26, 2022

Rice Lake City Hall, 4107 West Beyer Road, Rice Lake, 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 July 14, 2022.

Health & Human Services – Commissioner Boyle, Chair

1. Accept funds up to \$36,567 through a contract with Essentia Health to build upon and expand the Farm to School Program presence within the Duluth School District for the period June 1, 2022, through June 30, 2023, and authorize a contract in the amount of up to \$36,567 with Renee Willemsen to coordinate and sustain the Duluth Farm to School Program during the period June 1, 2022, through June 30, 2023. *[22-304]*
2. Approve the write-off of sixteen (16) accounts with outstanding fees or spenddown balances in excess of \$10,000. *[22-305]*
3. Authorize reallocation of a 1.0 FTE Information Specialist I position to a 1.0 FTE Social Services Specialist position in the Public Health and Human Services Department. *[22-321]*

Public Works & Transportation Committee – Commissioner Musolf, Chair

4. Authorize acquisition of necessary lands and temporary easements over tax forfeited lands for the repair of a portion of County State Aid Highway (CSAH) 74 (Willow River Road) and replacement of County Bridges 722, 743 and 744 located over an unnamed tributary to the Willow River in Unorganized Township 63-21 (**CP 0074-235519**). *[22-306]*
5. Authorize acquisition of necessary land and temporary easements over private and State of Minnesota property to reconstruct the existing sheet pile weir structure located on an outlet of Caribou Lake into an unnamed stream flowing to Fish Lake in Grand Lake Township (**CP 0884-674614**). *[22-307]*
6. Authorize a haul route agreement with Hibbing Taconite Company whereby the company will provide roadway maintenance services on CSAH 79 and County Road 710 (Kleffman Road) during their hauling activity to keep the roadways in good condition for the public. *[22-308]*

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7. Dedicate to the public permanent highway and temporary construction easements over county fee-owned property described as part of the NW ¼, Section 16, Township 50 North, Range 16 West (parcel code 010-2710-03940) for the construction of County Bridge 6 and related restoration of Chester Creek adjacent to CSAH4/Rice Lake Road in the City of Duluth (**CP 0004-401087, SAP 069-604-085**). [22-309]
8. Authorize a professional services agreement with Bolton & Menk, Hermantown, MN, to perform preliminary planning, and ecological and engineering design for the Woodland Avenue green infrastructure stormwater treatment system to be located in the City of Duluth, with the total cost of these services not to exceed \$160,000 (**CP 0009-689681**). [22-310]
9. Authorize a cooperative agreement with the City of Duluth to implement a joint project to treat stormwater from Woodland Avenue by constructing new green infrastructure (**CP 0009-689681**). [22-311]

Finance & Budget Committee – Commissioner Nelson, Chair

10. Approve the use of \$8,403.20 of American Rescue Plan Act funding for Greenwood Township's Drinking Water Filtration System project. [22-312]
11. Penalty and Interest Abatement list for Board approval. [22-313]
12. Cancellation of Forfeiture list for Board approval. [22-314]
13. Purchase fiber-based network services for the three new public works facilities (Culver, Kugler and Unorganized 56-14 Townships) to include both one-time fiber build out costs in the amount of \$536,000 and monthly recurring costs totaling \$2,750 for a 5-year term using American Rescue Plan Act Revenue Replacement Funds. [22-322]
14. Accept a bid from Johnson-Wilson Constructors of Duluth, MN, in the amount of \$738,800 for canopy roof improvements at the St. Louis County Heritage & Arts Center (the Depot). [22-324]
15. Approve the use of \$125,000 of American Rescue Plan Act funding to assist with the Chester Bowl Improvement Club's improvement project of the bridge and chalet located at Chester Bowl Park in Duluth. [22-325]
16. Application for a Temporary On-Sale Intoxicating Liquor License by the Babbitt Lions Club, Embarrass Township, for August 26 – 28, 2022, new.
17. Application to sell/serve outside the designated serving area of the County Liquor License by Melrude Whistle Stop, LLC dba Melrude Whistle Stop, Ellsburg Township, for the dates September 2-5, 2022.

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18. Application for a Special Event Liquor License to temporarily expand the designated sale/serving area of the County On-Sale Intoxicating Liquor License by Authentic Property Investments, LLC dba Eagle's Nest Resort, Fredenberg Township, for August 25, 2022.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

19. Accept, on behalf of St. Louis County, the public highway dedications contained in the 1982 Del-Mar Acres Plat (Document No. 347774) and the Country Acres Plat (Document No. 349068) and authorize recording of the County's acceptance of the public dedications no later than July 28, 2022, and August 27, 2022, respectively. *[22-315]*

Public Safety & Corrections Committee – Commissioner Grimm, Chair

20. Authorize application and acceptance of the 2022 Minnesota Department of Health Coronavirus Testing Grant funds in the amount of \$35,034.91 to support on-going COVID-19 testing in the St. Louis County Jail. *[22-316]*
21. Authorize the Sheriff's Office to use U.S. Forest Service Title III funding in the amount of \$42,884.73 for authorized Firewise Community activities. *[22-317]*

Environment & Natural Resources Committee – Commissioner Jugovich, Chair

22. Special sale of state tax-forfeited land described as Lot 8, Block 13, Chisholm (parcel code 020-0010-03490) to the City of Chisholm, upon total payment of \$4,617.52, to be used for economic development. *[22-318]*
23. Application for repurchase of state tax-forfeited property (non-homestead) by Charlene Marie Paschke of Hibbing, MN, Trustee of The Jean B. Passino Revocable Trust Agreement (parcel code 140-0060-02690). *[22-319]*
24. Authorize an agreement with Northeast Technical Services, Inc., of Virginia, MN, in the amount of \$375,780 to provide environmental engineering, monitoring, and project management services for the Regional Landfill Leachate PFAS (Per- and polyfluoroalkyl substances) Reduction Demonstration Project through December 31, 2025, payable from the Minnesota Environment and Natural Resource Trust Fund as recommended by the Legislative-Citizen Commission on Minnesota Resources (LCCMR). *[22-320]*

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 July 14, 2022, are hereby approved.

**Essentia Health Duluth Farm to School Program Funding
and Related Contracting**

BY COMMISSIONER _____

WHEREAS, Farm to School Programming aligns with several of the top priorities identified in the 2022 Joint Community Health Needs Assessment conducted by St. Louis County Public Health, Essentia Health, St. Luke's Hospital and community partners; and

WHEREAS, Essentia Health has made funds available to the Public Health and Human Services (PHHS) department for the purposes of building upon and expanding the Farm to School presence within the Duluth School District for the period of June 1, 2022, through June 30, 2023; and

WHEREAS, PHHS has been awarded \$36,567 to embed Farm to School programming to offer the opportunity for students to learn healthy, active lifestyles and have greater access to healthy, local foods at schools; and

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

WHEREAS, PHHS wishes to continue to contract with Renee Willemsen as a local coordinator for the amount up to \$36,567 to sustain programming for the period of June 1, 2022, through June 30, 2023.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes PHHS to accept funds up to \$36,567 through a contract with Essentia Health for the purposes of building upon and expanding the Farm to School presence within the Duluth School District for the period of June 1, 2022, through June 30, 2023, to be accounted for in Fund 230, Agency 233999, Object 545158, Grant 23333, Grant Year 2022.

RESOLVED FURTHER, That the St. Louis County Board authorizes PHHS to enter into a contract with Renee Willemsen to coordinate and sustain the Duluth Farm to School Program for the amount up to \$36,567 for the period of June 1, 2022, through June 30, 2023, to be accounted for in Fund 230, Agency 233999, Object 629900, Grant 23333, Grant Year 2022.

RESOLVED FURTHER, That in accordance with St. Louis County Purchasing Rules, Section III.C.6, contracting authority for this agreement is delegated to the Public Health and Human Services Director as no County levy dollars are expended.

Write-off of Bad Debts

BY COMMISSIONER _____

WHEREAS, State law requires parents, both custodial and non-custodial, to financially contribute to the child's cost of out-of-home placement; and

WHEREAS, State law requires some Medical Assistance (MA) recipients to contribute to the cost of their care, known as a spenddown; and

WHEREAS, There are times when the efforts of the Public Health and Human Services Department to collect required fees or spenddowns are unsuccessful; and

WHEREAS, County Board Policy states that accounts with an outstanding balance in excess of \$10,000 must be approved by the County Board.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the write-off of the following sixteen (16) accounts totaling \$283,988.45:

Customer Number	First Date of Debt	Amount	Comments	Type of Debt
C003605	11/29/11	\$11,702.88	OVER STATUTE OF LIMITATIONS	Foster Care
C006017	07/27/12	\$15,174.84	OVER STATUTE OF LIMITATIONS	Foster Care
C006927	03/11/14	\$17,199.76	OVER STATUTE OF LIMITATIONS	Foster Care
C006896	12/01/13	\$33,211.00	OVER STATUTE OF LIMITATIONS	Foster Care
C000212	01/31/04	\$14,977.00	DECEASED	Foster Care
C005949	11/13/14	\$11,542.00	OVER STATUTE OF LIMITATIONS	Foster Care
C003376	09/01/08	\$16,617.00	OVER STATUTE OF LIMITATIONS	Foster Care
C006858	01/29/14	\$13,194.72	OVER STATUTE OF LIMITATIONS	Foster Care
C005522	07/25/11	\$21,553.41	OVER STATUTE OF LIMITATIONS	Foster Care
C002049	08/29/12	\$10,427.00	OVER STATUTE OF LIMITATIONS	Foster Care
C005710	01/30/12	\$29,778.05	OVER STATUTE OF LIMITATIONS	Foster Care
C001798	08/21/08	\$13,659.83	OVER STATUTE OF LIMITATIONS	Foster Care
C003850	12/09/09	\$17,552.40	OVER STATUTE OF LIMITATIONS	Foster Care
C006910	02/25/14	\$22,468.40	OVER STATUTE OF LIMITATIONS	Foster Care
C006350	03/27/13	\$17,441.70	OVER STATUTE OF LIMITATIONS	Foster Care
C002987	07/11/07	\$17,488.46	OVER STATUTE OF LIMITATIONS	Foster Care
TOTAL		\$283,988.45		

Reallocation of Information Specialist II to Social Services Specialist

BY COMMISSIONER _____

WHEREAS, When a vacancy occurs in the Public Health and Human Services Department (PHHS) a review is done to determine if that position should be filled as is or if it should be reallocated to a level more aligned with the needs of the Department and the customers it serves; and

WHEREAS, PHHS and the Human Resources Department conducted such a review when an Information Specialist I position became vacant serving the north Assertive Community Treatment program as part of the Behavioral Health Division and determined that reallocation to a Social Services Specialist was appropriate; and

WHEREAS, County Fiscal Policies specify that any position change greater than three pay grades must go to the County Board for approval.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the reallocation of a 1.0 FTE Information Specialist I position (Position code 0411-016, Civil Service Basic Unit Pay Plan, Pay Grade B04) to a 1.0 FTE Social Services Specialist (Civil Service Basic Unit Pay Plan, Pay Grade B13) in the Public Health and Human Services Department, resulting in an increase of \$8,795 to be accounted for in Fund 230, Agency 230020, Object 610100.

Acquisition of Right-of-Way for CP 0074-235519

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department plans to repair slide areas along a 2.30 mile segment of the Willow River Road (County State Aid Highway 74) in Unorganized Townships 63-21 and 64-21 and to replace the following three existing bridges on that highway segment:

- County Bridge 722 (State Bridge 88676) over an unnamed stream tributary to the Willow River
- County Bridge 743 (State Bridge 88677) over an unnamed stream tributary to the Willow River
- County Bridge 744 (State Bridge 88553) over an unnamed stream tributary to the Willow River

for CP 0074-235519; and

WHEREAS, These improvements consist of replacing the existing bridges with new bridges at the existing locations 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 this 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 these projects, payable from Fund 200, Agency 203001.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 282.04, Subd. 4, the St. Louis County Board hereby authorizes the County Auditor to grant the necessary easements for highway purposes over the following tax forfeited parcels:

- The Northeasterly 2-acre triangular shape of Government Lot 1, Section 5, Township 63 North, Range 21 West (Parcel ID No. 758-0010-00530)
- Government Lot 1, Section 5, Township 63 North, Range 21 West, EXCEPT the northeasterly 2 acres (Parcel ID No. 758-0010-00520)
- Government Lot 2, Section 5, Township 63 North, Range 21 West (Parcel ID No. 758-0010-00510)
- Government Lot 3, Section 5, Township 63 North, Range 21 West (Parcel ID No. 758-0010-00540)

Acquisition of Right-of-Way for CP 0884-674614

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department plans to reconstruct the existing sheet pile weir structure located on an outlet of Caribou Lake into an unnamed stream flowing to Fish Lake in Grand Lake Township (CP 0884-674614); and

WHEREAS, This improvement consists of replacing the existing sheet pile weir structure with a new outlet control structure at the existing location and restoring the adjoining area as determined necessary; and

WHEREAS, Certain lands are required for this construction and for future access, together with temporary construction easements.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the acquisition of the necessary land and temporary easements for this project payable from Fund 200, Agency 203001.

RESOLVED FURTHER, That the State of Minnesota Department of Natural Resources is requested to provide St. Louis County with easement across the following State of Minnesota land located adjacent to the project site in Grand Lake Township:

Lots 1 to 9 inclusive, Block 1, All in Caribou Lake Tracts, according to the plat thereof, on file in the office of the Registrar of Titles, in and for the County of St. Louis, State of Minnesota. (Parcel ID No. 380-0050-00010)

Haul Route Agreement with Hibbing Taconite Company

BY COMMISSIONER _____

WHEREAS, Hibbing Taconite Company is working on a project to expand a mine tailings basin; and

WHEREAS, It is anticipated that the material needed for this project will be hauled to the project site utilizing County State Aid Highway (CSAH) 79 and County Road (CR) 710 (Kleffman Road) as a haul route; and

WHEREAS, The hauling activity is expected to result in some roadway deterioration that will require continuous maintenance; and

WHEREAS, Hibbing Taconite Company has agreed to provide roadway maintenance services on CSAH 79 and CR 710 to keep the roadways in good condition for the public.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a haul route agreement with Hibbing Taconite Company and approve any amendments approved by the County Attorney's Office.

**Dedication of Permanent and Temporary Highway Easements over
County Fee Property (CP 0004-401087, SAP 069-604-085)**

BY COMMISSIONER _____

WHEREAS, St. Louis County owns property adjacent to a segment of County State Aid Highway 4/Rice Lake Road which is being improved with a new Chester Creek crossing structure and other improvements in the City of Duluth (CP 0004-401087, SAP 069-604-085); and

WHEREAS, In addition to the existing highway right-of-way, it is necessary to dedicate to the public permanent highway easements and temporary construction easements over county fee-owned land to allow the construction of this project.

THEREFORE, BE IT RESOLVED, That pursuant to Minn. Stat. §163.11, the St. Louis County Board hereby dedicates to the public permanent highway easement and temporary construction easement over the following tract of land:

Parcel 1 – that Part of the Northwest Quarter (NW ¼) of Section 16, Township 50 North of Range 16 West of the Fourth Principal Meridian identified as Parcel Identification Number 010-2710-03940

**Professional Services Agreement with Bolton & Menk to Perform Design Services
for CP 0009-689681**

BY COMMISSIONER _____

WHEREAS, St. Louis County Public Works was awarded a grant from the Department of the Army for the construction of green infrastructure serving Woodland Avenue stormwater and the St. Louis County Board voted November 16, 2021, to accept the grant for \$600,000 and provide to provide a 25% match; and

WHEREAS, The City of Duluth has offered to provide land in the northeast corner of Hartley Park for construction of green infrastructure and be responsible for the long-term operation and maintenance of the infrastructure located on City of Duluth property; and

WHEREAS, The St. Louis County Public Works Department is in process of negotiating a related cooperative agreement with the City of Duluth; and

WHEREAS, St. Louis County and the City of Duluth are both required by the Minnesota Pollution Control Agency to have a general permit authorizing discharge from municipal separate stormwater sewer systems to reduce levels of bacteria in Tischer Creek, which is listed as an impaired stream based on water quality monitoring; and

WHEREAS, The Public Works Department has identified the need to secure an engineering consultant to assist with implementing the project; and

WHEREAS, The Public Works Department has selected Bolon & Menk to provide the preliminary planning, environmental and design engineering services for the project.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a professional services agreement, and any amendments authorized by the County Attorney, with Bolton & Menk to perform preliminary planning, ecological and engineering design and other services for the Woodland Avenue green infrastructure stormwater treatment system to be located in the City of Duluth (CP 0009-689681) with the total cost of these services, not-to-exceed \$160,000, payable from Fund 220, Agency 220708, Object 626600.

**Cooperative Agreement with the City of Duluth for Green Infrastructure
Stormwater Treatment for CP 0009-689681**

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board authorizes a cooperative agreement, and any amendments approved by the County Attorney, with the City of Duluth to implement a joint project to treat stormwater from Woodland Avenue to improve water quality, reduce flashiness of Tischer Creek and recharge wetlands by constructing new green infrastructure (CP 0009-689681) with funds for this project accounted for in Fund 220, Agency 220708.

**Greenwood Township Drinking Water Filtration System Project,
American Rescue Plan Act Funds**

BY COMMISSIONER _____

WHEREAS, On March 11, 2021, the President of the United States signed into law the \$1.9 Trillion American Rescue Plan Act (ARPA) to provide continued relief from the impact of COVID-19 pandemic; and

WHEREAS, Approximately \$350 billion of the ARPA funding was allotted to assist state, local tribal, and territory governments in responding to the COVID-19 pandemic; and

WHEREAS, Funds received are required to be used in accordance with the Coronavirus Local Fiscal Recovery Fund (CLFRF) requirements as provided within the guidance issued by the United States Treasury:

- To respond to the public health emergency
- To address its negative economic impacts
- To serve the hardest hit
- To make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, St. Louis County has been awarded \$54,536,596 in ARPA funds to be used in accordance with the above requirements; and

WHEREAS, Greenwood Township submitted an application and documentation seeking funding assistance from the County's ARPA funds to install a filtration system to remove arsenic and manganese from the public water supply.

THEREFORE, BE IT RESOLVED, That after an initial review of the Project Eligibility form and other submitted materials, the drinking water project proposed by Greenwood Township is eligible under the following categories of the US Treasury Final Rule guidance:

- The clean water component of the EPA's Clean Water State Revolving Fund (CWSRF).
- The clean water component of the Drinking Water State Revolving Fund (DWSRF).

RESOLVED FURTHER, That the St. Louis County Board approves the use of \$8,403.20 of American Rescue Act Plan funding to the Township for the installation of a filtration system to remove arsenic and manganese from the public water supply.

RESOLVED FURTHER, That the Township shall comply and submit all necessary information, documentation and reporting materials required by the County,

State or US Treasury to ensure that the project meets any and all conditions as required under the American Rescue Plan Act.

RESOLVED FURTHER, That should it be possible to utilize funding sources that don't require the Township to be considered a sub-recipient, the Board authorizes staff to do so.

RESOLVED FURTHER, That the above project be payable from Fund 239, American Rescue Plan Act Funds or if more appropriate, Fund 178, Agency 178008.

Penalty & Interest 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. 61635.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 375.192, Subd. 2, the County Auditor is hereby directed to provide 20 days' notice to the school board and municipality of the pending abatement.

Cancellation of Forfeiture List for Board Approval

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board approves the applications for cancellation of forfeiture, identified in County Board File No. 61638.

Fiber Network Connectivity New Public Works Facilities

BY COMMISSIONER: _____

WHEREAS, Public Works is in the process of breaking ground on the build out of three new facilities located in Culver Township, Kugler Township and Makinen which will require network connectivity for the purposes of phone, internet, and application access; and

WHEREAS, The Information Technology Department worked closely with long term strategic fiber-based data services vendor Northeast Services Cooperative (NESC) to find the best way to connect these three locations to the existing St. Louis County NESC provided fiber backbone; and

WHEREAS, Consolidated Telephone Company (CTC), headquartered in Brainerd, MN, was identified as a strategic partner recommended to perform the build out of fiber to the three new Public Works facilities; and

WHEREAS, CTC has made a commitment to St. Louis County that the work performed during the build out will utilize prevailing wage(s); and

WHEREAS, The estimated total one-time fiber installation costs will be \$536,000 and monthly recurring broadband services broken down as follows:

Description	Monthly Recurring
Kugler Township	\$750
Culver Township	\$750
Unorganized Township 56-14	\$1,250
Total Monthly Recurring:	\$2,750

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorize the Information Technology Department, in coordination with the Public Works Department, to purchase fiber-based network services at the three new public works facilities to include both one time fiber build out costs in the amount of \$536,000 paid from Fund 239 (American Rescue Plan Act Revenue Replacement Funds) and monthly recurring costs totaling \$2,750 for a 5-year term payable via Fund 100, Agency 117001.

St. Louis County Heritage & Arts Center (Depot) Canopy Roof Improvements

BY COMMISSIONER _____

WHEREAS, The St Louis County Heritage & Arts Center (Depot) is in need of significant capital repairs; and

WHEREAS, State of Minnesota bond funding of \$1.5 million was received in the November 2020 legislative special session for Depot capital improvements; and

WHEREAS, The County is proceeding with prioritized Depot repairs and improvements utilizing the 2020 State bonding funds; and

WHEREAS, The canopy roof is in poor condition, has been repaired multiple times over its lifecycle, and now requires a significant overhaul to improve the functionality and extend the life of this historic structure; and

WHEREAS, Planned improvements will also enhance the main entrance to the Depot Great Hall and provide a drop-off area for visitors; and

WHEREAS, County Purchasing solicited bids on two occasions: Solicitation #1000004, opened on May 19, 2022, and resulted in no bids; and Solicitation #1000004 R1, opened on June 22, 2022, and resulted in a sole bid by Johnson-Wilson Constructors of Duluth, MN, for \$738,800.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board accepts the bid from Johnson-Wilson Constructors Construction of Duluth, MN, for \$738,800 for Depot canopy roof improvements and authorizes the appropriate County officials to enter into and execute any funding agreement(s) and associated documents as necessary with funds available from Fund 400, Agency 400024 to be reimbursed by state bond proceeds approved in the November 2020 legislative session.

Chester Bowl Improvement Club, American Rescue Plan Act Funds

BY COMMISSIONER _____

WHEREAS, On March 11, 2021, the President of the United States signed into law the \$1.9 Trillion American Rescue Plan Act (ARPA) to provide continued relief from the impact of COVID-19 pandemic; and

WHEREAS, Approximately \$350 billion of the ARPA funding was allotted to assist state, local tribal, and territory governments in responding to the COVID-19 pandemic; and

WHEREAS, Funds received are required to be used in accordance with the Coronavirus Local Fiscal Recovery Fund (CLFRF) requirements as provided within the guidance issued by the United States Treasury:

- To respond to the public health emergency
- To address its negative economic impacts
- To serve the hardest hit
- To make necessary investments in water, sewer, or broadband infrastructure; and

WHEREAS, St. Louis County has been awarded \$54,536,596 in ARPA funds to be used in accordance with the above requirements; and

WHEREAS, The County Board has allocated up to \$900,000 of ARPA funds to be used for youth recreation projects; and

WHEREAS, The Chester Bowl Improvement Club (CBIC) has identified a project as part of the Chester Bowl Park area that will provide recreation opportunities for youth and adults impacted by the pandemic; and

WHEREAS, The CBIC has submitted documentation seeking funding assistance in the amount of \$125,000 from the County's ARPA funds to support its bridge and Chalet construction and renovation project; and

WHEREAS, The underlying property and Chester Bowl Park area is owned by the City of Duluth; and

WHEREAS, The City has indicated that if the County were to authorize funding for Capital Improvements at this location, and if after additional analysis it was determined the project should be managed by the City, the City would accept these funds on behalf of the CBIC.

THEREFORE, BE IT RESOLVED, That after an initial review of the Project Eligibility form, application and other submitted materials, the project proposed has been determined to be eligible as it is an enumerated use within a disproportionately impacted community by the pandemic.

RESOLVED FURTHER, That the St. Louis County Board approves the use of \$125,000 of American Rescue Act Plan funding to assist with the construction of the Chalet project.

RESOLVED FURTHER, The City of Duluth and/or CBIC shall comply and submit all necessary information, documentation and reporting materials required by the County, State or US Treasury to ensure that the project meets any and all conditions as required under the American Rescue Plan Act.

RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate County officials to enter into and execute any funding agreement(s) and associated documents with the City of Duluth and/or CBIC as necessary to administer the program and comply with the American Rescue Plan Act.

RESOLVED FURTHER, That the above project be payable from Fund 239, American Rescue Plan Act or, if more appropriate, from Fund 178, Agency 178008.

**Application for Temporary On-Sale Intoxicating Liquor
(Embarrass Township)**

BY COMMISSIONER _____

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

Babbitt Lions Club, Embarrass Township, Temporary On-Sale Intoxicating Liquor License, for the dates of August 26 – 28, 2022, new.

**Application to Sell/Serve Outside the Designated Serving Area
(Ellsburg Township)**

BY COMMISSIONER _____

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subdivision 11.06 authorization is hereby granted to Melrude Whistle Stop LLC dba Melrude Whistle Stop to sell/serve outside the designated serving area of the County Liquor License for the dates of September 2-5, 2022, as per application on file in the office of the County Auditor, identified as County Board File No. 61729.

**Application for Special Event Liquor License to Temporarily Expand the
Designated Sale/Service Area of the County On-Sale Intoxicating Liquor License
(Fredenberg Township)**

BY COMMISSIONER _____

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subdivision 11.06 authorization is hereby granted to Authentic Property Investments, LLC dba Eagle's Nest Resort, Fredenberg Township, to sell/serve outside the designated serving area of the County Liquor License for the date of August 25, 2022, as per application on file in the office of the County Auditor, identified as County Board File No. 61636.

Acceptance of Highway Dedications on Del-Mar Acres and Country Acres Plats

BY COMMISSIONER _____

WHEREAS, On July 29, 1982, the Del-Mar Acres Plat was filed and recorded in the Office of the St. Louis County Recorder bearing Document Number 347774; and

WHEREAS, Contained within the Del-Mar Acres Plat is an area “donated and dedicated to the public for public use forever the Highway as shown on the plat”; and

WHEREAS, On August 27, 1982, the Country Acres Plat was filed and recorded in the Office of the St. Louis County Recorder bearing Document Number 349068; and

WHEREAS, Contained within the Country Acres Plat is an area of Lavaque Road (a/k/a CSAH 48) dedicated to the public for use as a street; and

WHEREAS, Minn. Stat. § 541.023 and the recent Minnesota Court of Appeals decision in *In the Matter of the Application of Timothy D. Moratzka*, 974 N.W.2d 266 (Minn.App. 2022) require governmental entities to accept and record “a notice sworn to by the claimant or the claimant’s agent or attorney” identifying the interest, the transaction upon which the interest is founded, and a description of the property; and

WHEREAS, St. Louis County desires to permanently retain the rights conveyed by the Del-Mar Acres Plat dedication and the Country Acres Plat dedication.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board officially accepts, on behalf of St. Louis County, the public highway dedications contained in the 1982 Del-Mar Acres Plat, bearing Document Number 347774, and the Country Acres Plat bearing Document Number 349068, copies of which are attached to this resolution.

RESOLVED FURTHER, That the St. Louis County Board authorizes appropriate County staff and legal counsel to take all necessary steps to effect recording of the County’s acceptance of these dedications within the Office of the County Recorder no later than July 28, 2022, and August 27, 2022, respectively, including, but not limited to, filing a notice sworn to by the County, through its designated agent or attorney, identifying the public interests granted in the subject Plats, the transactions upon which the original public dedications are founded, and a description of the property and public rights-of-way expressly preserved by the County’s acceptance.

2022 Minnesota Department of Health Coronavirus Testing Grant

BY COMMISSIONER _____

WHEREAS, In June of 2022, the Centers of Disease Control and Prevention (CDC), in partnership with the Department of Justice, has provided financial assistance to respond to the Coronavirus Disease 2019 (COVID-19) in confinement facilities; and

WHEREAS, The St. Louis County Jail will use the allocated funds to support ongoing COVID-19 testing, including collection supplies, test kits, courier services and other necessary supplies; and

WHEREAS, St. Louis County was allocated \$35,034.91.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the application and acceptance of the 2022 Minnesota Department of Health Coronavirus Testing Grant in the amount of \$35,034.91 to support on-going COVID-19 testing in the St. Louis County Jail.

RESOLVED FURTHER, That the appropriate county officials are authorized to execute the required agreements, to be accounted for in Fund 100, Agency 137999, Grant 13704.

Title III Funds for Firewise Community Activities

BY COMMISSIONER _____

WHEREAS, The U.S. Forest Service has made available Title III funding for St. Louis County to carry out Firewise Community 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 Community activities in the amount of \$42,884.73, to be accounted for in Fund 100, Agency 135999, Grant 13503, Year 2022.

**Special Sale to the City of Chisholm for Economic Development
(020-0010-03490)**

BY COMMISSIONER _____

WHEREAS, The City of Chisholm has requested to purchase the following described state tax-forfeited land for the price of \$4,400 for the purpose of economic development:

Legal: Lot 8, Block 13, CHISHOLM
Parcel Code: 020-0010-03490
LDKey: 125424

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

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax-forfeited land, as described, to the City of Chisholm for the price of \$4,400 plus the following fees: 3% assurance fee of \$132, deed fee of \$25, deed tax of \$14.52, and recording fee of \$46, for a total of \$4,617.52, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, That the St. Louis County Auditor may offer for sale at public auction the state tax-forfeited land described here if the City of Chisholm does not purchase the land by January 26, 2023.

**Repurchase of State Tax-Forfeited Land – Passino/Paschke
(Non-Homestead)**

BY COMMISSIONER: _____

WHEREAS, Minn. Stat. § 282.241 provides that state tax-forfeited land may be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, or representatives, subject to payment of delinquent taxes and assessments, with penalties, interest, and maintenance costs; and

WHEREAS, The applicant, Charlene Marie Paschke of Hibbing, MN, Trustee of The Jean B. Passino Revocable Trust Agreement dated October 22, 1992, has applied to repurchase state tax-forfeited land legally described as:

CITY OF HIBBING

Lot 21 and S1/2 of Lot 22, Block 39, FIRST ADDITION TO BROOKLYN
Parcel code: 140-0060-02690; and

WHEREAS, The applicant is the successor-trustee and representative of the record owner of the property at the time of forfeiture, and is thus eligible to repurchase the property; and

WHEREAS, Minn. Stat. § 282.302, subd. 1, provides that the deed must be issued to the record owner of the property at the time of the expiration of the redemption period established under § 281.23, which was Jean B. Passino, Trustee of Revocable Trust Agreement Dated October 22, 1992, Between Jean B. Passino, Trustor, and Jean B. Passino; and

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

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application of Charlene Marie Paschke of Hibbing, MN, Trustee of The Jean B. Passino Revocable Trust Agreement dated October 22, 1992, on file in County Board File No. 61662, subject to payments including total taxes and assessments of \$6,718.57, deed fee of \$25, deed tax of \$22.17, recording fee of \$46, and maintenance costs of \$3,693.50, for a total of \$10,505.24 to be deposited into Fund 240 (Tax-Forfeited Land Fund); plus a service fee of \$500 to be deposited into Fund 100 (General Fund); and further subject to any other conditions discussed herein.

Authorization to Contract with Northeast Technical Services, Inc., to Provide Environmental Engineering, Monitoring, and Project Management Services for the Regional Landfill Leachate PFAS Reduction Demonstration Project

BY COMMISSIONER _____

WHEREAS, The Regional Landfill (Landfill) is the only mixed municipal solid waste "MSW" landfill in northeastern Minnesota, providing MSW disposal to the County's Solid Waste Management Area; and

WHEREAS, Landfill capacity is projected to last another twenty-two years based on current fill rates and potentially an additional fifty years based on Landfill expansion options currently being evaluated; and

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

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

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

WHEREAS, Conclusions from research, including a pilot project conducted at the Landfill in 2021 by Northeast Technical Services, Inc. (NTS) using an engineered Wetland Treatment System (WTS) to reduce landfill leachate PFAS concentrations, concluded that greater than 50% overall PFAS concentration was removed; and

WHEREAS, The results from the project prompted the Department to submit a proposal to the Legislative-Citizen Commission on Minnesota Resources (LCCMR) for a Fiscal Year 2022 Minnesota Environmental & Natural Resources Trust Fund grant to fund a three-year demonstration project focused on development, implementation, and evaluation of a semi-passive, demonstration-scale engineered wetland treatment system with integrated outflow-filtration for reducing PFAS and other Landfill leachate contaminants of interest; and

WHEREAS, On June 3, 2022, the LCCMR notified the Department it was awarded \$446,000 in grant funds; and

WHEREAS, The Department, under Minn. Stat. Chapter 400, subd. 4, which grants the county authority to negotiate for solid waste related services, requested and received a detailed proposal from NTS to provide environmental engineering, monitoring, and project management services for the grant funded project; and

WHEREAS, The Department has evaluated the proposal and negotiated a three-year agreement ending December 31, 2025, in the amount of \$375,780 which the Department finds fair and justified.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate County Officials to enter into an agreement with Northeast Technical Services, Inc. (NTS) of Virginia, MN ending December 31, 2025, for \$375,780 to provide environmental engineering, monitoring, and project management services for the Regional Landfill Leachate PFAS Reduction Demonstration Project payable from Fund 600, Agency 607999, Object 530820, Grant 60701, Grant Year 2022.

RESOLVED FURTHER, Funding for this project was provided by the Minnesota Environment and Natural Resources Trust Fund as recommended by the Legislative-Citizen Commission on Minnesota Resources (LCCMR).

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JULY 12, 2022**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 12th day of July 2022, at 9:34 a.m., at the Kabetogama Town Hall, Kabetogama, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Ashley Grimm, Keith Musolf, Keith Nelson, Mike Jugovich, and Chair Paul McDonald - 7. Absent: None - 0.

Chair McDonald asked for a moment of silence in remembrance of all victims of violence, foreign and domestic; followed by the pledge of allegiance.

Kabetogama Township Supervisor John Stegmeir thanked Chair McDonald, the County Board, Public Safety, and St. Louis County Emergency Management for their support and assistance during the May floods and commented that the township is looking for assistance for costs incurred. Bob Degross, Superintendent Voyageur National Park, said that water levels in the Namakan basin have subsided; however, Rainy Lake is 2 to 3 feet over normal levels. Superintendent DeGross noted that Kettle Falls is operational. Representative Rob Ecklund said that officials from the Federal Emergency Management Agency (FEMA) and the Small Business Administration (SBA) will tour the area the week of Monday, July 18 to assess damage and to determine the availability of individual assistance or low-interest loans for residents and businesses. Representative Ecklund said that there was a handout available for meeting attendees and urged residents and business owners to report flood damage ahead of the visits.

Chair McDonald opened the meeting to persons who wish to address the Board concerning issues not on the agenda. Mike Daurio, of Arrowhead Lodge, said that the resort lost their dock system during the flood; the replacement cost is over \$200,000. Mr. Daurio said that there has been a 40% decrease in customer traffic due to cancellations and it has been difficult to navigate potential assistance and loan opportunities while trying to get their business back up and running.

Chair McDonald encouraged residents and business owners affected by the floods to apply to have their property taxes abated; there is a link on the St. Louis County website.

At 9:52 a.m., a public hearing was conducted, pursuant to Resolution No. 22-336, adopted June 14, 2022, to receive citizen comments on the established priorities and funding recommendations for the 2022 Action Plan - Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG). St. Louis County Planning and Community Development Director Matthew Johnson said that the U.S. Department of Housing and Urban Development (HUD) allocation is \$2,744,544 and the total combined funding (CDBG, HOME, ESG) is \$3,175,407. The 2022 Action Plan was available for public comment from June 10, 2022, to July 10, 2022. Chair McDonald asked if there were any governmental entities, supporters or opponents, or citizens who wished to speak regarding the proposed action; no one requested the opportunity to speak. At 9:56 a.m., Commissioner Nelson, supported by Commissioner Jewell, moved to close the public hearing. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Jugovich, moved that the St. Louis County Board authorizes the Planning and Community Development Director to prepare and submit the fiscal year 2022 Action Plan and amendments thereto, and all assurances and understanding

contained therein, to the United States Department of Housing and Urban Development (HUD) for those projects and corresponding funding levels as set forth in the Plan as described in the County Board File No. 61728, and to act in connection with its submission and subsequent activity, and to provide such additional information as may be required. Upon HUD approval of the 2022 Action Plan, the St. Louis County Board accepts the 2022 HUD entitlement grants and authorizes the St. Louis County Planning and Community Development Director and a representative of the County Attorney to execute the grant agreements on behalf of St. Louis County, along with all the necessary forms, attachments, addendums, certifications, and subsequent forms to implement the programs and complete the agreements between St. Louis County and the U.S. Department of Housing and Urban Development. Further, grant funds will be allocated as follows: \$ 1,956,049 CDBG Grant 2022 to Fund 260; \$619,382 HOME Grant 2022 to Fund 270; \$169,123 ESG Grant 2022 to Fund 173. The St. Louis County Board allocates funding from the entitlement grants and program income to 2022 projects and authorizes the Planning and Community Development Director and a representative of the County Attorney to execute agreements for these projects with disbursements related to the CDBG agreements are to be made from CDBG Fund 260, HOME agreements from HOME Fund 270, and ESG agreements from ESG Fund 173 according to the specific 2022 projects included in the County Board File No. 61728. The motion passed; seven yeas, zero nays. Resolution No. 22-388.

At 9:57 a.m., a public hearing was conducted, pursuant to Resolution No. 22-355, adopted June 28, 2022, to consider the issuance of an Off-Sale Intoxicating Liquor License to The Lake Effect Restaurant, Inc., dba Lake Effect Restaurant & Bar, Gnesen Township. St. Louis County Attorney Kim Maki gave the initial presentation and submitted a packet that included documentation of required notices, minutes from the Liquor Licensing Committee meeting, proof of paid property taxes, and required documents for the license to the Clerk of the County Board. Commissioner Nelson asked Derek Snyder, of The Lake Effect Restaurant, Inc., if he had read all liquor license requirements and if he will abide by them; the applicant responded yes. Chair McDonald asked if there were any governmental entities, supporters or opponents, or citizens who wished to speak regarding the proposed action; no one requested the opportunity to speak. At 10:01 a.m., Commissioner Musolf, supported by Commissioner Grimm, moved to close the public hearing. The motion passed; seven yeas, zero nays.

Commissioner Musolf, supported by Commissioner Nelson, moved that an Off-Sale Intoxicating Liquor License shall be issued to The Lake Effect Restaurant, Inc. dba Lake Effect Restaurant & Bar, Gnesen Township, located in Area 3, and in accordance with the St. Louis County Fee Schedule the annual fee is \$150.00; that said liquor license shall be effective through June 30, 2023; that said license is approved contingent upon payment of real estate taxes when due; and further, that if the named license holder sells the licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a new owner, but without pro-rated refund of license fee to the license holder. The motion passed; seven yeas, zero nays. Resolution No. 22-389.

At 10:02 a.m., a public hearing was conducted, pursuant to Resolution No. 22-356, adopted June 28, 2022, to consider the issuance of an Off-Sale Intoxicating Liquor License to KDRS, LLC dba The Breeze Inn, Lakewood Township. St. Louis County Attorney Kim Maki gave the initial presentation and submitted a packet that included documentation of required notices, minutes from the Liquor Licensing Committee meeting, proof of paid property taxes, and required documents for the license to the Clerk of the County Board. Commissioner Nelson asked Dawn Seguin, of KDRS, LLC, if she had read all liquor license requirements and if she will abide by them; the applicant responded yes. Chair McDonald asked if there were any governmental entities, supporters or opponents, or citizens who wished to speak regarding the proposed action; no one requested the opportunity to speak. At

10:05 a.m., Commissioner Musolf, supported by Commissioner Jugovich, moved to close the public hearing. The motion passed; seven yeas, zero nays.

Commissioner Musolf, supported by Commissioner Nelson, moved that an Off-Sale Intoxicating Liquor License shall be issued to KDRS, LLC dba The Breeze Inn, Lakewood Township, located in Area 1, and in accordance with the St. Louis County Fee Schedule the annual fee is \$500.00; that said liquor license shall be effective through June 30, 2023; that said license is approved contingent upon payment of real estate taxes when due; and further, that if the named license holder sells the licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a new owner, but without pro-rated refund of license fee to the license holder. The motion passed; seven yeas, zero nays. Resolution No. 22-390.

Commissioner Boyle, supported by Commissioner Grimm, moved to approve the consent agenda. The motion passed; seven yeas, zero nays.

Commissioner Boyle, supported by Commissioner Nelson, moved to consider a resolution to appoint election judges for unorganized townships; the item had not been to Committee of the Whole. The motion passed; seven yeas, zero nays.

Commissioner McDonald, supported by Commissioner Nelson, moved that the St. Louis County Board appoints the election judges and head judges for unorganized townships not voting by mail, as on file in Board File No. 61755, for the 2022 Primary and General Elections at a rate of \$12 per hour with funding available from the Auditor Election Budget, Fund 100, Agency 127001, Object 635300; and further, that the County Auditor and/or Clerk of the County Board, and/or Clerk/Head Election Judge may make election judge appointments to fill vacancies should they occur. The motion passed; seven yeas, zero nays. Resolution No. 22-391.

Commissioner Jewell, supported by Commissioner Musolf, moved to consider a resolution to establish a public hearing to consider issuance of an Off-Sale Intoxicating Liquor License to Kabetogama Outdoor Sports, LLC dba Kab Outdoors; the item had not been to Committee of the Whole. Commissioner Nelson said that the Liquor Licensing Committee met this morning to review the license. The applicant could possibly get their license 4-6 weeks sooner if the Board approves the establishment of the public hearing. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Jugovich, moved that the St. Louis County Board establishes a public hearing at 9:40 a.m., on July 26, 2002, in the Rice Lake City Hall, 4107 Beyer Road, Rice Lake, MN, for the purpose of considering the issuance of an Off-Sale Intoxicating Liquor License to Kabetogama Outdoor Sports, LLC dba Kab Outdoors, Kabetogama Township. The motion passed; seven yeas, zero nays. Resolution No. 22-392.

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

St. Louis County Drainage Authority Proceedings for June 22, 2021.—[61753](#)

Minutes of the Meeting to Elect a Board Member of the Western Lake Superior Sanitary District (WLSSD) dated June 29, 2022.—[61754](#)

Kevin Gray, County Administrator, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 22-303, Appointment of Election Judges for Unorganized Townships.—[61755](#)

Representative Robb Ecklund, Minnesota House of Representatives, submitting News Release: Ahead of FEMA and SBA visits, Rep. Ecklund encourages residents, business owners to report flood damage.—61756

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54222, between St. Louis County and A&E Homes, Inc., Duluth, MN.—22-341

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54225, between St. Louis County and A&E Homes, Inc., Duluth, MN.—22-342

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54226, between St. Louis County and Another Path, LLC, Duluth, MN.—22-343

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54227, between St. Louis County and Arrowhead House Foster Care, LLC, Duluth, MN.—22-344

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54228, between St. Louis County and Aspen Grove Alternative Senior Living, Chisholm, MN.—22-345

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54229, between St. Louis County and Aspen Grove Assisted Living, Chisholm, MN.—22-346

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54230, between St. Louis County and At Home Living Facilities, Inc., Duluth, MN.—22-347

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54232, between St. Louis County and Blake Austin, Duluth, MN.—22-348

Minnesota Department of Human Services SFY 2022 Housing Support Agreement – Group Settings, Contract No. 54233, between St. Louis County and Autio Homes, Cloquet, MN.—22-349

Addendum to Purchase Agreement, Contract No. 17253A, between the St. Louis County Board of Commissioners and Arrowhead Economic Opportunity Agency for Statewide Minnesota Supplemental Nutrition Assistance Program Employment and Training Program (SNAP E&T), increasing the contract maximum to \$59,568 and updating the contract budget accordingly.—22-350

Upon motion by Commissioner Boyle, supported by Commissioner Grimm, resolutions numbered 22-382 through 22-387, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER BOYLE:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of June 28, 2022, are hereby approved.

Adopted July 12, 2022. No. 22-382

RESOLVED, That pursuant to St. Louis County Ordinance No. 51, as amended, the application for license to sell tobacco products at retail, on file in the office of the County Auditor, identified as County Board File No. 61624, is hereby approved and the County Auditor is authorized to issue the license to the following establishment:

LaValley Unlimited LLC dba Dino's Bottle Shop, City of Aurora, transfer.

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

Adopted July 12, 2022. No. 22-383

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for a Temporary On-Sale 3.2 Percent Malt Liquor License is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 61729:

Buyck Volunteer Fire Department, Portage Township, Temporary On-Sale 3.2 Percent Malt Liquor License, for the date of August 6, 2022, renewal.

Adopted July 12, 2022. No. 22-384

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

YMCA Camp du Nord, Unorganized Township 64-13, Temporary On-Sale Intoxicating Liquor License, for the dates of September 2 – 4, 2022, renewal.

Adopted July 12, 2022. No. 22-385

RESOLVED, That the official proceedings of the St. Louis County Special Board of Appeal and Equalization for Assessment Year 2022, Payable 2023 meeting dated June 16, 2022, are hereby approved.

Adopted July 12, 2022. No. 22-386

WHEREAS, It is the intent of the county to allow companies with fewer resources and employees to bid in certain rounds without competition from companies with greater resources and employees.

THEREFORE, BE IT RESOLVED, That the appraisal reports for the sale of timber to be offered at PUBLIC INTERMEDIATE ORAL TIMBER AUCTION, Tracts 1 through 23 (totaling \$445,676.42), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 61625, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports.

RESOLVED FURTHER, That the St. Louis County Board approves the terms and conditions as outlined in County Board File No. 61625.

RESOLVED FURTHER, That the County Board authorizes the Land and Minerals Department to refuse registrations for the August 18, 2022, intermediate timber auction from companies which are an affiliate of, as defined in MN Statute 90.01, Subd. 1a, a company which does not qualify to bid in the round requested and/or share common employees and/or equipment with said company.

Adopted July 12, 2022. No. 22-387

BY COMMISSIONER NELSON:

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

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

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

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

WHEREAS, The St. Louis County Board desires to carry out the HUD entitlement programs, including CDBG, HOME, and ESG and the projects identified in the fiscal year 2022 Action Plan; and

WHEREAS, The St. Louis County Board conducted a public hearing on the fiscal year 2022 Action Plan on July 12, 2022, to receive public comment.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Planning and Community Development Director to prepare and submit the fiscal year 2022 Action Plan and amendments thereto, and all assurances and understanding contained therein, to the United States Department of Housing and Urban Development for those projects and corresponding funding levels as set forth in the Plan as described in County Board File No. 61728, and to act in connection with its submission and subsequent activity, and to provide such additional information as may be required.

RESOLVED FURTHER, That upon HUD approval of the 2022 Action Plan, the St. Louis County Board accepts the 2022 HUD entitlement grants and authorizes the St. Louis County Planning and Community Development Director and a representative of the County Attorney to execute the grant agreements on behalf of St. Louis County, along with all the necessary forms, attachments, addendums, certifications, and subsequent forms to implement the programs and complete the agreements between St. Louis County and the U.S. Department of Housing and Urban Development.

RESOLVED FURTHER, That grant funds will be allocated as follows:

\$ 1,956,049	CDBG Grant 2022 to Fund 260
\$ 619,382	HOME Grant 2022 to Fund 270
\$ 169,123	ESG Grant 2022 to Fund 173

RESOLVED FURTHER, That the St. Louis County Board allocates funding from the entitlement grants and program income to 2022 projects and authorizes the Planning and Community Development Director and a representative of the County Attorney to execute agreements for these projects with disbursements related to the CDBG agreements are to be made from CDBG Fund 260, HOME agreements from HOME Fund 270, and ESG agreements from ESG Fund 173 according to the specific 2022 projects included in the County Board File No. 61728.

Unanimously adopted July 12, 2022. No. 22-388

BY COMMISSIONER MUSOLF:

WHEREAS, The Lake Effect Restaurant, Inc. dba Lake Effect Restaurant & Bar, Gnesen Township, St. Louis County, Minnesota, has applied for an Off-Sale Intoxicating liquor license; and

WHEREAS, Minn. Stat. § 340A.405, Subdivision 2(d), requires that a public hearing be held prior to the issuance of an Off-Sale Intoxicating liquor license; and

WHEREAS, A public hearing was held on July 12, 2022, at 9:40 a.m., in the Kabetogama Town Hall, 9707 Gamma Road, Kabetogama, MN, for the purpose of considering the granting of the Off-Sale Intoxicating Liquor License; and

WHEREAS, With regard to the application for said license, The Lake Effect Restaurant, Inc. has complied in all respects with the requirements of Minnesota Law and St. Louis County Ordinance No. 28; and

WHEREAS, The Liquor Licensing Committee of the St. Louis County Board of Commissioners has considered the nature of the business to be conducted and the propriety of the location and has recommended approval of the application.

THEREFORE, BE IT RESOLVED, That an Off-Sale Intoxicating Liquor License shall be issued to The Lake Effect Restaurant, Inc. dba Lake Effect Restaurant & Bar, Gnesen Township, located in Area 3, and in accordance with the St. Louis County Fee Schedule the annual fee is \$150.00.

RESOLVED FURTHER, That said liquor license shall be effective through June 30, 2023.

RESOLVED FURTHER, That said license is approved contingent upon payment of real estate taxes when due.

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

Unanimously adopted July 12, 2022. No. 22-389

BY COMMISSIONER MUSOLF:

WHEREAS, KDRS LLC dba The Breeze Inn, Lakewood Township, St. Louis County, Minnesota, has applied for an Off-Sale Intoxicating liquor license; and

WHEREAS, Minn. Stat. § 340A.405, Subdivision 2(d), requires that a public hearing be held prior to the issuance of an Off-Sale Intoxicating liquor license; and

WHEREAS, A public hearing was held on July 12, 2022, at 9:45 a.m., in the Kabetogama Town Hall, 9707 Gamma Road, Kabetogama, MN, for the purpose of considering the granting of the Off-Sale Intoxicating Liquor License; and

WHEREAS, With regard to the application for said license, KDRS LLC has complied in all respects with the requirements of Minnesota Law and St. Louis County Ordinance No. 28; and

WHEREAS, The Liquor Licensing Committee of the St. Louis County Board of Commissioners has considered the nature of the business to be conducted and the propriety of the location and has recommended approval of the application.

THEREFORE, BE IT RESOLVED, That an Off-Sale Intoxicating Liquor License shall be issued to KDRS LLC dba The Breeze Inn, Lakewood Township, located in Area 1, and in accordance with the St. Louis County Fee Schedule the annual fee is \$500.00.

RESOLVED FURTHER, That said liquor license shall be effective through June 30, 2023.

RESOLVED FURTHER, That said license is approved contingent upon payment of real estate taxes when due.

RESOLVED FURTHER, That if the named license holder sells the licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a

new owner, but without pro-rated refund of license fee to the license holder.

Unanimously adopted July 12, 2022. No. 22-390

BY COMMISISONER McDONALD:

WHEREAS, The County Board is the governing body for all unorganized townships within St. Louis County, and

WHEREAS, The County Board is responsible for appointing election judges and setting compensation rates for state and county elections in unorganized townships not voting by mail ballot.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the election judges and head judges for unorganized townships not voting by mail as on file in Board File No. 61755, for the 2022 Primary and General Elections at a rate of \$12 per hour with funding available from the Auditor Election Budget, Fund 100, Agency 127001, Object 635300.

RESOLVED FURTHER, That the County Auditor and/or Clerk of the County Board, and/or Clerk/Head Election Judge may make election judge appointments to fill vacancies should they occur.

Unanimously adopted July 12, 2022. No. 22-391

BY COMMISSIONER NELSON:

RESOLVED, That the St. Louis County Board establishes a public hearing at 9:40 a.m., on July 26, 2022, in the Rice Lake City Hall, 4107 Beyer Road, Rice Lake, MN, for the purpose of considering the issuance of an Off-Sale Intoxicating Liquor License to Kabetogama Outdoor Sports, LLC dba Kab Outdoors, Kabetogama Township.

Unanimously adopted July 12, 2022. No. 22-392

At 10:10 a.m., July 12, 2022, Commissioner Jewell, supported by Commissioner Boyle, moved to adjourn the meeting. The motion passed; seven yeas, zero nays.

Paul McDonald, 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)