

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON FEBRUARY 2, 2021**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 2nd day of February 2021, at 9:35 a.m., at the Government Services Center, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Ashley Grimm, Keith Musolf, Paul McDonald, Keith Nelson and Chair Mike Jugovich - 7. Absent: None - 0.

Commissioners Frank Jewell, Patrick Boyle, and Ashley Grimm participated by WebEx.

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.

At 9:36 a.m., Hibbing Housing and Redevelopment Authority (HRA) Director Jackie Prescott and Center City Housing Corporation Executive Director Nancy Cashman gave a presentation to the Board regarding the redevelopment of Hibbing's Greenhaven Apartments. A "Needs Assessment" study completed by Patty Beech Consulting found that the Greenhaven Apartments are in need of repair and there is an overall need for affordable housing in Hibbing. The proposed New Haven Court site would help satisfy the housing need and would be conveniently located for residents.

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

Commissioner McDonald, supported by Commissioner Musolf, moved to authorize the purchase order for the installation of ten (10) Dump Bodies with Hydraulic Systems and Snow Removal Equipment from Towmaster, Inc., of Litchfield, MN, for \$1,522,980.00. Deputy County Administrator Brian Fritsinger noted that St. Louis County was not required to pay sales tax on the equipment. A roll call vote was taken, the motion passed; seven yeas, zero nays. Resolution No. 21-104.

Commissioner Nelson, supported by Commissioner McDonald, moved that the St. Louis County Board opposes state or federal legislation which places a moratorium on issuing permits for nonferrous mining operations or withdrawal of lands from future exploration and potential development in Northeastern Minnesota; and that a copy of this resolution be sent to federal and state legislators to demonstrate the County Board's continued support of state and federal environmental review and permitting standards for the continued exploration and development of all ferrous and nonferrous mining operations in Minnesota. A Point of Personal Privilege was requested at 10:11 a.m. At 10:20 a.m., the Board reconvened with all members present. Chair Jugovich asked if there were citizens that would like to address the Board. Becky Rom, of Ely, spoke in opposition of the resolution. Ms. Rom said that a 2006 Forest Service study concluded that the Boundary Waters was

the wrong place for a copper mine. Michael Meleska, of Hibbing, commented that mining within the Boundary Waters Canoe Area Wilderness (BWCAW) watershed should not be allowed in order to protect the wilderness and the watershed. Commissioner Nelson distributed National Geographic photos from a 2013 “The Price of Precious” article and distributed a 2011 National Geographic “Rare Earths” article. Commissioner Nelson condemned unsafe mining practices in other countries and commented on the importance of “Rare Earths” elements that are used in today’s electronics. Commissioner Nelson commented that the largest copper nickel reserve in North America is located in St. Louis County and it is our responsibility to mine it safely. Commissioner Jewell said that he has consistently voted against copper nickel mining since he has been elected because he does not trust that copper nickel mining can be done safely. Commissioner Jugovich said that one thing we learned during the COVID-19 pandemic is that as a nation we need to manufacture more and that agencies and regulations ensure that mining can be done safely. Commissioner McDonald said that the federal government and the State of Minnesota have a science based environmental review and permitting process; proof is in the permit. Commissioner Grimm commented that a public letter of support signed by Commissioners who support copper mining would be a better option compared to a resolution of support. After further discussion, a roll call vote was taken, the motion passed; four yeas (Musolf, McDonald, Nelson, Jugovich), three nays (Jewell, Boyle, Grimm).

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

Mary Garness, Public Records and Property Valuation Director, submitting report of all business transacted and monies received as County Recorder and Registrar of Titles for and during CY 2020.—61426

Kevin Gray, County Administrator, and James Foldesi, Public Works Director/Highway Engineer, submitting Board Letter No. 21-33, Resolutions of Support for Funding Applications to the 2020 Local Road Improvement Program Solicitation.—61427

Kevin Gray, County Administrator, Julie Marinucci, Land and Minerals Deputy Director, submitting Board Letter No. 21-40, 2021 Special Legislation for the Private Sale of State Tax Forfeited Lands.—61428

Kevin Gray, County Administrator, submitting Board Letter No. 21-51, Committee Vacancy Appointments to the Arrowhead Library System Board of Directors.—61429

Kevin Gray, County Administrator, and James Gottschald, Human Resources and Administration Director, submitting Board Letter No. 21-52, Reappointment to the Cooperative Extension Committee.—61430

Kevin Gray, County Administrator, Julie Marinucci, Land and Minerals Deputy Director, submitting Board Letter No. 21-43, Conveyance of State Tax Forfeited Land to City of Virginia.—61431

Kevin Gray, County Administrator, Julie Marinucci, Land and Minerals Deputy Director, submitting Board Letter No. 21-44, Sale and Disposal of Abandoned Personal Property.—61432

Kevin Gray, County Administrator, Jason Meyer, Land and Minerals Deputy Director, submitting Board Letter No. 21-45, Public Sale of Shoreland Lease Lots.—61433

Hibbing HRA, Center City Housing Corporation and Range Transitional Housing Development Information SLC Board Presentation – New Haven Court Overview.—61434

Applications for Premise Permit to allow Lawful Gambling approved during CY 2021.—61435

Kevin Gray, County Administrator, submitting Board Letter No.21-53, Resolution Opposing Legislation Instituting a Moratorium on Issuing Permits for or Banning Nonferrous Mining in Northeastern Minnesota.—61436

Purchase of Service Agreement, Contract No. 17071, between St. Louis County and Arrowhead Economic Opportunity Agency (AEOA), Virginia, MN, to provide a Rutabaga Project Manager for the Minnesota Department of Health’s Statewide Health Improvement Program (SHIP) Community Healthy Eating Strategies during the period November 1, 2020, to October 31, 2021.—21-113

Contract No. 17100 between St. Louis County and John Soghigian for St. Louis County Community Member CFS Division Director Interview Panel services during the period January 1, 2021, to January 15, 2021.—21-114

Minnesota Immunization Information Connection (MIIC) Grant Project Agreement, SLC Contract No. 17102, between the Aitkin-Itasca-Koochiching Community Health Board and St. Louis County Public Health and Human Services for the period January 1, 2021 – December 31, 2021.—21-115

Purchase of Service Agreement, Contract No. 17096, between St. Louis County and the City of Duluth dba City of Duluth Workforce Development, Duluth, MN, for Statewide Minnesota Family Investment Program (MFIP) Employment Services and Diversionary Work Program Services (DWP), during the period January 1, 2021, to December 31, 2021.—21-116

Purchase of Service Agreement, Contract No. 17093, between St. Louis County and the Arrowhead Economic Opportunity Agency (AEOA), Virginia, MN, for Statewide Minnesota Family Investment Program (MFIP) Employment Services and Diversionary Work Program Services (DWP), during the period January 1, 2021, to December 31, 2021.—21-117

Minnesota Department of Human Services SFY 2021 Housing Support Agreement – Group Settings, Contract No. 53978, between St. Louis County and Churches United in Ministry.—21-118

St. Louis County Housing Support Provider Indemnity and Provider Manual Compliance Agreement, Contract No. 63978, between the St. Louis County Board of Commissioners and Churches United in Ministry, Duluth, MN.—21-119

Purchase of Service Agreement, Contract No. 17050, between St. Louis County and Churches United in Ministry (CHUM), Duluth, MN, for Ongoing Housing and Housing Related Services during the period the period November 1, 2021, to June 30, 2021.—21-120

Purchase of Service Agreement, Contract No. 17039, between St. Louis County and Sexual Assault Program of Northern St. Louis County, Virginia, MN, for Sexual Assault and Direct and Prevention Services, during the period January 1, 2021, to December 31, 2022.—21-121

Minnesota Department of Human Services SFY 2021 Housing Support Agreement – Group Settings, Contract No. 53994, between St. Louis County and TBI Residential and Community Services, Inc., Edina, MN.—21-122

Service Agreement Addendum, Contract No. 16985A, between St. Louis County and Sisu Healthcare IT Solutions, Duluth, MN, extending the term and scope of service to include assistance for COVID-19 testing and vaccination clinics in St. Louis County, effective December 1, 2021, through December 31, 2021.—21-123

Purchase of Service Agreement Addendum, Contract No. 16872A, between St. Louis County and Life House, Inc., dba Sol House, Duluth, MN, for Children’s Residential Services, extending the term of the agreement with new rates, effective January 1, 2021, to December 31, 2021.—21-124

Addendum to Purchase Agreement, Contract No. 16950A, between the St. Louis County Board of Commissioners and REM Arrowhead, Inc., for Semi-Independent Living Services, updating Program Implementation Language, which includes the addition of SILS staff provision of supported employment in community environment settings.—21-125

Purchase of Service Agreement Addendum, Contract No. 16871A, between St. Louis County and Life House, Inc., dba The Loft, Duluth, MN, for Children’s Group Residential Care, and Shelter, extending the term with new rates, effective January 1, 2021, through December 31, 2021.—21-126

Minnesota Department of Human Services SFY 2021 Housing Support Agreement – Group Settings, Contract No. 53997, between St. Louis County and Olson, Christy dba Stoney Brook Homes AFC, Alborn, MN.—21-127

Purchase of Service Agreement, Contract No. 17099, between St. Louis County and Soar Career Solutions, Duluth, MN, for Statewide Minnesota Family Investment Program (MFIP) Employment Services and Diversionary Work Program Services (DWP) during the period January 1, 2021, to December 31, 2021.—21-128

Purchase of Service Agreement, Contract No. 17098, between St. Louis County and Northeast Office of Job Training, Virginia, MN, for Statewide Minnesota Family Investment Program (MFIP) Employment Services and Diversionary Work Program Services (DWP) during the period January 1, 2021, to December 31, 2021.—21-129

License Contract No. 17104 between St. Louis County and the City of Virginia, MN, for use of the Miners Memorial Building as a location at which to administer COVID-19 vaccine during the period January 1, 2021, through December 31, 2021.—21-130

License Contract No. 17103 between St. Louis County and the City of Tower, MN, for use of the building located at 404 Pine Street, Tower, MN, as a location at which to administer COVID-19 vaccine during the period January 1, 2021, through December 31, 2021.—21-131

License Contract No. 17106 between St. Louis County and the City of Cook, MN, for use of the Cook Community Center as a location at which to administer COVID-19 vaccine during the period January 1, 2021, through December 31, 2021.—21-132

St. Louis County Community Member CFS Division Director Interview Panel Agreement, Contract No. 17101, between St. Louis County and Healthy Alliances Matter, LLC, Duluth, MN, for review and evaluation of finalists for CFS Division Director, during the period January 1, 2021, to January 15, 2021.—21-133

St. Louis County Public Health & Human Services Department Training Contract No. 17108, between St. Louis County and Jernigan & Associates Consulting, LLC, Grayson, GA, for Closing Keynote Presentation for the 2021 St. Louis County Health & Human Services Conference.—21-134

Minnesota Department of Health COVID-19 Vaccine Planning Grant Project Agreement between the Carlton-Cook-St. Louis Community Health Board and St. Louis County Public Health and Human Services in the amount of \$37,779 for the period December 16, 2020, to June 30, 2021.—21-135

Purchase of Service Agreement, Contract No. 17060, between St. Louis County and Ray A. Rogers, Hibbing, for Transportation Services during the period January 1, 2021, to June 30, 2021.—21-136

Agreement for Services between the County of St. Louis and LHB, Inc., Duluth, MN, for engineering services for wetland delineation on an on-call basis during the period January 1, 2021, to December 31, 2022.—21-137

Agreement for Professional Services between the County of St. Louis and LHB, Inc., Duluth, MN, for general engineering services on St. Louis County roads on an on-call basis during the period January 1, 2021, to December 31, 2022.—21-138

Service Contract No. 5639 between the County of St. Louis and Pacific Regeneration Technologies (PRT) USA, Inc., Dryden, Ontario, Canada, to provide Containerized Tree Seedlings for Spring Deliveries for 2022 and 2023 during the period January 1, 2021, to May 31, 2023.—21-139

Purchase of Service Agreement, Contract No. 17051, between St. Louis County and Bois Forte Band of Chippewa, Nett Lake, MN, for Ongoing Housing and Housing Related Services during the period November 1, 2020, to June 30, 2021.—21-140

St. Louis County Public Health & Human Services Department Agreement, Agreement No. 90268, between St. Louis County and Range Transitional Housing, Virginia, MN, to administer eligible client emergency funds and provide emergency funds to eligible clients for purposes of diverting or addressing homelessness during the period January 1, 2021, to December 31, 2021.—21-141

Contract for County State Aid Highway Project between St. Louis County and TNT Construction Group, LLC, Grand Rapids, MN, for Construct Bridge 69K81 and Approaches over Humphrey Creek near Cotton, MN (CP 0004-366245 BR 76); Construct Bridge 69K80 and Approaches over an unnamed stream near Cotton, MN (CP 0004-366248 Br 942).—21-142

Agreement Contract No. 17115 between St. Louis County and Independent School District #709 for COVID-19 related services at Denfeld High School during the period January 1, 2021, to June 15, 2021, at no cost to the parties.—21-143

Purchase of Service Addendum, Contract No. 16875B, between St. Louis County and Domestic Abuse Intervention Programs (DAIP), Duluth, MN, for Supervised Visitation and other related services under a Host County Contract, extending the term of the agreement to January 1, 2020, to December 31, 2021.—21-144

Addendum to Purchase Agreement, Contract No. 17054A, between the St. Louis County Board of Commissioners and Safe Haven Shelter for Battered Women for Ongoing Housing and Housing Related Services, updating payment and reporting language.—21-145

Addendum to Purchase Agreement, Contract No. 17052A, between the St. Louis County Board of Commissioners and American Indian Community Housing Organization (AICHO) for Ongoing Housing and Housing Related Services, updating payment and reporting language.—21-146

Purchase of Service Agreement, Contract No. 17097, between St. Louis County and Human Development Center, Duluth, MN, for Statewide Minnesota Family Investment Program (MFIP) Employment Services and Diversionary Work Program Services (DWP) during the period January 1, 2021, to December 31, 2021.—21-147

Upon motion by Commissioner Nelson, supported by Commissioner Musolf, resolutions numbered 21-76 through 21-103, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER NELSON:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of January 26, 2021, are hereby approved.

Adopted February 2, 2021. No. 21-76

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a short segment of County Road 315 (Elbow Lake Road and Haenke Road) and to replace the existing bridge (County Bridge 473, State Bridge 7865) over the East Two River in Clinton Township (County Project 0315-368346); and

WHEREAS, These improvements consist of replacing the existing bridge with a new bridge at the same 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 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 this project and to execute any easement documents as may become necessary on behalf of the county. Right-of-way acquisition is payable from Fund 200, Agency 203001.

Adopted February 2, 2021. No. 21-77

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a short segment of County Road 500 (Wien Road) and to replace the existing bridge (County Bridge 684, State Bridge 93021) over an unnamed tributary to the Little Fork River in Linden Grove Township (County Project 0500-368347); and

WHEREAS, These improvements consist of replacing the existing bridge with a new bridge at the same 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 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 this project and to execute any easement documents as may become necessary on behalf of the county. Right-of-way acquisition is payable from Fund 200, Agency 203001.

Adopted February 2, 2021. No. 21-78

WHEREAS, The Local Road Improvement Program was established by the Minnesota Legislature in 2002 and is defined in Minn. Stat. §174.52 to provide funding assistance to local agencies for transportation projects; and

WHEREAS, The Minnesota Department of Transportation State Aid Division administers the Local Road Improvement Program where funding is available for the years 2021 through 2023; and

WHEREAS, The Public Works Department proposes to submit a funding application to the Local Road Improvement Program for the year 2023 to complete a grade correction on CSAH 13 (Midway Road), located south of CSAH 45 (North Cloquet Road) in Midway Township, to improve intersection sight distance; and

WHEREAS, If this project is funded, the Public Works Department intends to tie this project to SP 069-070-052, CP 0013-458864 which will construct left-turn lanes on CSAH 13 (Midway Road) at CSAH 45 (North Cloquet Road).

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports the funding application to the Local Road Improvement Program for the funding amount as determined by the Public Works Director to provide funding to complete a grade correction on CSAH 13 (Midway Road), located south of CSAH 45 (North Cloquet Road) in Midway Township. Funds received will be accounted to Fund 220, Agency 220600, Object 521612.

Adopted February 2, 2021. No. 21-79

WHEREAS, The Local Road Improvement Program was established by the Minnesota Legislature in 2002 and is defined in Minn. Stat. §174.52 to provide funding assistance to local agencies for transportation projects; and

WHEREAS, The Minnesota Department of Transportation State Aid Division administers the Local Road Improvement Program where funding is available for the years 2021 through 2023; and

WHEREAS, The Public Works Department proposes to submit a funding application to the Local Road Improvement Program for the year 2022 to provide for St. Louis County's share for the project led by the Minnesota Department of Transportation (state project number SP 6932-14) to construct a roundabout at the intersection of MNTH 194 and CSAH 13 (Midway Road), located in the City of Hermantown; and

WHEREAS, This project is currently included in the Public Works Department Capital Improvement Program identified as SAP 069-613-044, CP 0013-369675.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports the funding application to the Local Road Improvement Program for the funding amount as determined by the Public Works Director to provide funding for St. Louis County's share for the project led by the Minnesota Department of Transportation to construct a roundabout at the intersection of MNTH 194 and CSAH 13 (Midway Road), located in the City of Hermantown. Funds received will be accounted to Fund 220, Agency 220611, Object 521612.

Adopted February 2, 2021. No. 21-80

WHEREAS, The Local Road Improvement Program was established by the Minnesota Legislature in 2002 and is defined in Minn. Stat. §174.52 to provide funding assistance to local agencies for transportation projects; and

WHEREAS, The Minnesota Department of Transportation State Aid Division administers the Local Road Improvement Program where funding is available for the years 2021 through 2023; and

WHEREAS, The Public Works Department proposes to submit a funding application to the Local Road Improvement Program for the year 2023 to provide for St. Louis County's share for the project led by the Minnesota Department of Transportation (state project number SP 6908-61S) to construct a roundabout at the intersection of US 2/MNTH 194 and CSAH 46 (Saginaw Road), located in Solway Township; and

WHEREAS, This project is currently included in the Public Works Department Capital Improvement Program identified as SAP 069-646-002, CP 0046-553435.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports the funding application to the Local Road Improvement Program for the funding amount as determined by the Public Works Director to provide funding for St. Louis County's share for the project led by the Minnesota Department of Transportation to construct a roundabout at the intersection of US 2/MNTH 194 and CSAH 46 (Saginaw Road), located in Solway Township. Funds received will be accounted to Fund 220, Agency 220612, Object 521612.

Adopted February 2, 2021. No. 21-81

WHEREAS, The Local Road Improvement Program was established by the Minnesota Legislature in 2002 and is defined in Minn. Stat. §174.52 to provide funding assistance to local agencies for transportation projects; and

WHEREAS, The Minnesota Department of Transportation State Aid Division administers the Local Road Improvement Program where funding is available for the years 2021 through 2023; and

WHEREAS, The Public Works Department proposes to submit a funding application to the Local Road Improvement Program for the year 2023 to construct left-turn lanes on CSAH 13 (Midway Road) at the intersection with Rose Road, located in the City of Hermantown; and

WHEREAS, There are currently three projects funded by the Highway Safety Improvement Program to construct left-turn lanes on CSAH 13 (Midway Road) at the intersections of West Arrowhead Road (SP 069-070-057, CP 0013-533028), CSAH 11 (Stark Road) (SP 069-070-053, CP 0013-458865), and CSAH 45 (North Cloquet Road) (SP 069-070-052, CP 0013-458864) in the year 2023; and

WHEREAS, If this project is funded, the Public Works Department intends to tie this project to these other left-turn lane projects.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports the funding application to the Local Road Improvement Program for the funding amount as determined by the Public Works Director to provide funding to construct left-turn lanes on CSAH 13 (Midway Road) at the intersection Rose Road, located in the City of Hermantown. Funds received will be accounted to Fund 220, Agency 220602, Object 521612.

Adopted February 2, 2021. No. 21-82

WHEREAS, The Local Road Improvement Program was established by the Minnesota Legislature in 2002 and is defined in Minn. Stat. § 174.52 to provide funding assistance to local agencies for transportation projects; and

WHEREAS, The Minnesota Department of Transportation State Aid Division administers the Local Road Improvement Program where funding is available for the years 2021 through 2023; and

WHEREAS, The Public Works Department proposes to submit a funding application to the Local Road Improvement Program for the year 2022 to resurface CSAH 138 (Giants Ridge Road), beginning at MNTH 135 and ending at the gravel surface, located in the City of Biwabik, Embarrass Township and White Township; and

WHEREAS, This project is currently included in the Public Works Department Capital Improvement Program identified as SAP 069-738-009, CP 0138-367846.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports the funding application to the Local Road Improvement Program for the funding amount as determined by the Public Works Director to provide funding to resurface CSAH 138 (Giants Ridge Road), beginning at MNTH 135 and ending at the gravel surface, located in the City of Biwabik, Embarrass Township and White Township. Funds received will be accounted to Fund 220, Agency 220613, Object 521612.

Adopted February 2, 2021. No. 21-83

WHEREAS, The Local Road Improvement Program was established by the Minnesota Legislature in 2002 and is defined in Minn. Stat. §174.52 to provide funding assistance to local agencies for transportation projects; and

WHEREAS, The Minnesota Department of Transportation State Aid Division administers the Local Road Improvement Program where funding is available for the years 2021 through 2023; and

WHEREAS, The Public Works Department proposes to submit a funding application to the Local Road Improvement Program for the year 2023 to resurface CSAH 20 (Heritage Trail), beginning at CSAH 4 (Vermilion Trail) and ending at MNTH 135, located in Biwabik Township; and

WHEREAS, This project is currently included in the Public Works Department Capital Improvement Program identified as SAP 069-620-005, CP 0020-398242.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports the funding application to the Local Road Improvement Program for the funding amount as determined by the Public Works Director to provide funding to resurface CSAH 20 (Heritage Trail), beginning at CSAH 4 (Vermilion Trail) and ending at MNTH 135, located in Biwabik Township. Funds received will be accounted to Fund 220, Agency 220614, Object 521612.

Adopted February 2, 2021. No. 21-84

WHEREAS, The Minnesota Department of Transportation administers the Highway Grade Crossing Safety Improvement Program which provides funding to improve the safety of at-grade railroad crossings; and

WHEREAS, St. Louis County was awarded funding from this program to install gates and signals at the railroad crossing DOT 260090S located on CR 223 (Munger Shaw Road) in Solway Township; and

WHEREAS, The Minnesota Department of Transportation will manage the project and the actual work will be performed by the railroad company.

THEREFORE, BE IT RESOLVED, That St. Louis County (Local Agency) enter into an agreement with the Wisconsin Central, Ltd. (Company) and the Commissioner of Transportation (State) for the installation and maintenance of railroad crossing signals at the intersection of CR 223 (Munger Shaw Road) with the tracks of the Company in Solway Township, St. Louis County, MN and appointing the Commissioner of Transportation (State) agent for the Local Agency to supervise said project and administer available Federal Funds in accordance with Minn. Stat. §161.36. The Local Agency's share of the cost shall be 10% of the total signal cost.

RESOLVED FURTHER, That the County Board Chair, Public Works Director and the Assistant County Attorney are hereby authorized to execute said agreement and any amendments thereto for and on behalf of the Local Agency.

RESOLVED FURTHER, That County funds are payable from Fund 200, Agency 203606, Object 652800.

Adopted February 2, 2021. No. 21-85

WHEREAS, The Minnesota Department of Transportation administers the Highway Grade Crossing Safety Improvement Program which provides funding to improve the safety of at-grade railroad crossings; and

WHEREAS, St. Louis County was awarded funding from this program to install gates and signals at the railroad crossing DOT #260092F located on CR 694 (Seville Road) in Solway Township and Grand Lake Township; and

WHEREAS, The Minnesota Department of Transportation will manage the project and the actual work will be performed by the railroad company.

THEREFORE, BE IT RESOLVED, That St. Louis County (Local Agency) enter into an agreement with the Wisconsin Central, Ltd. (Company) and the Commissioner of Transportation (State) for the installation and maintenance of railroad crossing signals at the intersection of CR 694 (Seville Road) with the tracks of the Company in Solway Township, St. Louis County, MN and appointing the Commissioner of Transportation (State) agent for the Local Agency to supervise said project and administer available Federal Funds in accordance with Minn. Stat. §161.36. The Local Agency's share of the cost shall be 10% of the total signal cost.

RESOLVED FURTHER, That the County Board Chair, Public Works Director and the Assistant County Attorney are hereby authorized to execute said agreement and any amendments thereto for and on behalf of the Local Agency.

RESOLVED FURTHER, That County funds are payable from Fund 200, Agency 203606, Object 652800.

Adopted February 2, 2021. No. 21-86

WHEREAS, The St. Louis County Public Works Department has programmed County Bridge 285 (State Bridge 69A73) to be replaced in year 2021 due to bridge components being in poor condition; and

WHEREAS, The St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction of project SAP 069-621-036 (CP 0021-300205) associated with County Bridge 285 (State Bridge 69A73); and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available and the project has been selected to receive LBRP funding support through the State Transportation Fund (Bridge Bonds); and

WHEREAS, The amount of the grant has been determined to be \$376,065.75 by reason of the lowest responsible bid and shall be deposited into Fund 220, Agency 220609, Object 530401; and

WHEREAS, The bridge replacement project is estimated to be \$1,403,788 and will be funded by a combination of LBRP Funds (Acct #347, \$376,065.75) and local funds (TST, \$1,027,722.25).

THEREFORE, BE IT RESOLVED, That St. Louis County does hereby agree to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the project but not required.

RESOLVED FURTHER, That the appropriate county officials are authorized to execute a grant agreement (MnDOT agreement No. 1045833) and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

Adopted February 2, 2021. No. 21-87

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

CP 0131-469719 (Low), SAP 069-731-003; CP 0137-275617 (Tied),
SAP 069-737-002; CP 0708-275608 (Tied); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on January 14, 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> |
|-----------------------|---------------------------------|----------------|
| KGM Contractors, Inc. | 9211 HWY 53 Angora, MN 55703 | \$2,222,690.15 |

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 0131-469719 (Low), SAP 069-731-003
Fund 449, Agency 449005, Object 652806 – St. Louis County Transportation Sales Tax
Bond Funds - \$255,971.20;
CP 0137-275617 (Tied), SAP 069-737-002
Fund 449, Agency 449006, Object 652806 – St. Louis County Transportation Sales Tax
Bond Funds - \$1,493,211.25;
CP 0708-275608 (Tied)
Fund 449, Agency 449007, Object 652806 – St. Louis County Transportation Sales Tax
Bond Funds - \$473,507.70.

Adopted February 2, 2021. No. 21-88

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

CP 0059-366241; SAP 069-659-003; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on January 14, 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 Road Duluth, MN 55803 | \$854,000.00 |

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 0059-366241; SAP 069-659-003

Fund 449, Agency 449010, Object 652806 - \$854,000.00.

Adopted February 2, 2021. No. 21-89

WHEREAS, The Public Works Department has begun to strategically incorporate aggregate base stabilizer into the base under bituminous roads in the Capital Improvement Program (CIP); and

WHEREAS, "Base One" material is an essential component to complete the projects in the Public Works Department CIP; and

WHEREAS, The Public Works Department has negotiated a cost for the material needed to stabilize approximately 51 miles of roadway for the 2021 CIP with Team Lab Chemical Corporation of Detroit Lakes, MN (12,375 gallons for \$247,500.00) including delivery.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of "Base One" material for the 2021 CIP from Team Lab Chemical Corporation of Detroit Lakes, MN, for \$247,500.00, payable from Fund 200, Agency 203001, Object 652805.

Adopted February 2, 2021. No. 21-90

RESOLVED, That pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board approves the following Premise Permit Application on file in the office of the County Auditor, identified as County Board File No. 61435, for the following organization:

Babbitt Golf Association, Babbitt, MN, to operate lawful gambling out of the following:

Hideaway Bar & Lounge, Inc., Unorganized Township 61-13, 8310 Joseph Street, Babbitt, MN, new.

Adopted February 2, 2021. No. 21-91

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

The Easterly 500 feet of the Southeast Quarter of Southwest Quarter (SE¼ of SW ¼), Section 2, Township 56 North, Range 18 West; and

WHEREAS, A review of assessed value and sales has determined a minimum bid amount for this property to be \$13,600.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Interim Property Management Director to advertise for written bids for the above described property pursuant to the requirements and procedures of Minn. Stat. § 373.01 at a minimum bid price of \$13,600.

RESOLVED FURTHER, That the St. Louis County Board establishes the time for bid consideration to be at 9:40 a.m. on Tuesday, March 23, 2021, at the Virginia Public Works Building, 7823 Hwy. 135, Virginia, MN.

RESOLVED FURTHER, That the first right of repurchase as outlined in the original sale to St. Louis County contained in Document 188850 and subsequent documents 735828, and 794246 on file with the St. Louis County Recorder's Office which specifies that Doug Ellis and Janet Marie Walter have the right of repurchase of the property at the high bid amount or at the minimum bid amount of \$13,600 should no bids be received.

Adopted February 2, 2021. No. 21-92

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.

Adopted February 2, 2021. No. 21-93

WHEREAS, St. Louis County currently maintains two (2) main Storage Area Network environments, one at the primary data center, and one at the backup data center where this critical infrastructure hosts over 180 Terabytes of county data including over 240 servers which run over 150 applications; and

WHEREAS, This purchase will include a new Pure Storage Area Network hardware appliance, and additional data storage capacity where the benefits of this upgrade include increased performance, extended support, and increased data storage capacity and directly improve the overall performance of critical county systems; and

WHEREAS, With the assistance of the Purchasing Division, and based on county technology standardization currently in place, the IT Department has selected Insight Public Sector, Inc. a reseller of Pure Storage Solutions; and

WHEREAS, This purchase involves the purchase of two Pure Storage Area Network devices including software, professional services, and a three (3) year support and maintenance term as outlined below:

| Purchase | Cost |
|-------------------------|---------------|
| Hardware & Software | \$ 200,277.72 |
| Professional Services | 9,900.00 |
| 3 Year Maintenance Plan | 66,429.72 |
| Total | \$ 276,607.44 |

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the IT Department to purchase two Pure Storage Area Network devices including hardware, software, professional services, and maintenance from Insight Public Sector, Inc. under MN State Contract (Contract Number MNWNC-125//101417) for an estimated fee of \$276,607.44 utilizing Fund 100, Agency 117001, Object 665300, with funds transferred from the Information Technology assigned fund balance, Fund 100, Object 311139.

Adopted February 2, 2021. No. 21-94

RESOLVED, That pursuant to St. Louis County Ordinance No. 51, the applications for license to sell tobacco products at retail, on file in the office of the County Auditor, identified as County Board File No. 61402, are hereby approved and the County Auditor is authorized to issue the licenses to the following establishments:

GJL Enterprise, LLC dba The Crescent Bar & Grill, Beatty Township, new;
Side Lake Store, LLC dba R&B Side Lake Store, French Township, 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 February 2, 2021. No. 21-95

WHEREAS, St. Louis County may seek legislation to authorize the private sale of state tax forfeited land notwithstanding the public sale requirements in Minnesota Statutes Chapter 282; and

WHEREAS, St. Louis County's best interest would be served from a land management point of view if the tax forfeited parcels described in County Board File No. 61428, are released for sale; and

WHEREAS, St. Louis County may seek legislation to authorize a lease of state tax forfeited land for a consideration of more than \$12,000 per year and a term of more than ten years notwithstanding the leasing requirements in Minnesota Statutes Chapter 282.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports legislation enabling the sale of state tax forfeited land described in County Board File No. 61428, and a lease of state tax forfeited land for a consideration of more than \$12,000 per year and a term of more than ten years.

Adopted February 2, 2021. No. 21-96

RESOLVED, That the St. Louis County Board appoints Garrison Hale to the Arrowhead Library System Board of Directors for a three (3) year term expiring on December 31, 2023.

Adopted February 2, 2021. No. 21-97

RESOLVED, That the St. Louis County Board reappoints Doug Hoffbauer to the St. Louis County Cooperative Extension Committee, for a three-year term ending December 31, 2023.

Adopted February 2, 2021. No. 21-98

WHEREAS, On July 7, 2020, the St. Louis County Board adopted Resolution No. 20-335 authorizing acceptance of the Hazardous Fuel Reduction Grant; and

WHEREAS, St. Louis County has worked with the U.S. Forest Service to identify projects that will promote the Hazardous Fuels Reduction Grant objective, including the Britt and Ely project sites; and

WHEREAS, St. Louis County Purchasing Division issued RFQ 5678 on Tuesday, December 15, 2020, for fuel reduction projects in the Britt and Ely area to reduce wildfire risk in urban/rural interface areas; and

WHEREAS, TNT Timber, Duluth, MN, was awarded the projects in the amount of \$95,920.00; and

WHEREAS, White Pine Contracting, Inc., Britt, MN, was awarded the projects in the amount of \$18,661.00; and

WHEREAS, Reliable Handyman Services, LLC, Ely, MN, was awarded the projects in the amount of \$23,940.00.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes contracts with TNT Timber, Duluth, MN (\$95,920.00), White Pine Contracting, Inc., Britt, MN (\$18,661.00), and Reliable Handyman Services, LLC, Ely, MN (\$23,940.00) for the U.S. Forest Service Britt and Ely project sites, to be accounted for in Fund 100, Agency 132999, Grant 13210, Year 2020.

Adopted February 2, 2021. No. 21-99

WHEREAS, Minnesota Power, a division of ALLETE, Inc., has requested a non-exclusive transmission line utility 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 utility easement to Minnesota Power, a division of ALLETE, Inc., over, under and across state tax forfeited land as described in County Board File No. 61411.

RESOLVED FURTHER, That the granting of this easement is conditioned upon payment in the amount of a \$10,951 land use fee, \$6,226.61 timber damage fee, \$300 administration fee, and a \$322 recording fee, for a total of \$17,799.61 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted February 2, 2021. No. 21-100

WHEREAS, Pursuant to Minn. Stat. § 282.01, Subd. 1a(e), upon the favorable recommendation of the County Board, the Commissioner of Revenue may convey state tax forfeited land to another governmental subdivision for an authorized public use without monetary compensation or consideration; and

WHEREAS, The City of Virginia wishes to acquire the following tax forfeited property for public trail purposes:

Legal: CITY OF VIRGINIA

THAT PART OF SW 1/4 OF NW 1/4 AND LOT 16 BLK 13 VIRGINIA AND THAT PART OF VAC CRESCENT AVE DESCRIBED AS FOLLOWS: BEG AT PT OF INTER OF W LINE OF 4TH AVE W AND NLY LINE OF FIRST ST N THENCE W 110 FT THENCE NWLY 460 FT THENCE NELY 275 FT TO PT ON WLY LINE OF 4TH AVE W EXT AND 445 FT OF NLY LINE OF VAC CRESCENT AV THENCE SLY TO PT OF BEG EX ALL THAT PART OF THE UNPLATTED PORTION OF THE SW 1/4 OF THE NW 1/4 SEC 8, TWP 58 N OF RANGE 17 W OF FOURTH PRINCIPAL MERIDIAN ACCORDING TO THE U S GOV SURVEY THEREOF SITUATED IN THE COUNTY OF ST LOUIS ST OF MN AND OF VACATED CRESCENT AVE AND LOT 16 BLK 13 VIRGINIA DESCRIBED AS FOLLOWS: BEG AT A PT IN THE W LINE OF CLEVELAND AVE EXT IN SAID CITY OF VIRGINIA DISTANT 445 FT N MEASURED ALONG SAID W LINE FROM THE N LINE OF CRESCENT AVE IN SAID CITY THENCE S ALONG SAID W LINE OF CLEVELAND AVE TO THE N LINE OF FIRST ST N (FORMERLY WALNUT ST) IN SAID CITY THENCE W ALONG SAID N LINE OF FIRST ST N (FORMERLY WALNUT ST) 110 FT THENCE NWLY IN A STRAIGHT LINE 460 FT TO A PT DISTANT 275 FT SWLY IN A STRAIGHT LINE

FROM THE PT OF BEG THENCE NELY IN A STRAIGHT LINE TO PT OF BEG LYING ELY OF THE FOLLOWING DESCRIBED LINE BEG AT A PT ON THE N R.O.W. LINE OF FIRST ST N 33 FT W OF THE N EXT OF THE CENTERLINE OF FOURTH AVE W ACCORDING TO THE ORGINAL PLAT OF VIRGINIA ON FILE AT THE ST LOUIS CO RECORDER'S OFFICE AND ASSUMING THE N R.O.W. LINE OF FIRST ST N TO BEAR E/W THENCE W ALONG SAID N R.O.W. LINE OF FIRST ST N 55 FT TO THE PT OF BEG OF SAID LINE SAID LINE THENCE RUNS N 09 DEG 59' 04" W 179.98 FT AND SAID LINE THENCE CONTINUES N 20 DEG 05' 03" W AND EX PART LYING S OF THE S R.O.W. LINE OF SECOND ST N

VIRGINIA LANDS IN THE CITY

Section 8, Township 58, Range 17

0.03 of an acre

Parcel ID: 090-0180-00572; 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, and other statutes that require the withholding of state tax forfeited lands from sale; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Virginia subject to payment of \$250 Department of Revenue fee, \$250 administrative fee, \$1.65 deed tax, \$25 deed fee, and \$46 recording fee, for a total of \$572.65.

Adopted February 2, 2021. No. 21-101

WHEREAS, The St. Louis County Land and Minerals Department requests authorization to sell or dispose of abandoned personal property on state tax forfeited parcels described in County Board File No. 61432 ; and

WHEREAS, Minn. Stat. § 282.04, Subd. 2(d), authorizes the County Auditor, with the approval of the County Board, to dispose of or sell abandoned personal property on tax forfeited land after making reasonable efforts to provide at least 28 days' notice to the former owner, taxpayer, and any current occupants.

THEREFORE, BE IT RESOLVED, That the St. Louis County Auditor is authorized to sell or dispose of abandoned personal property remaining on the state tax forfeited properties described in County Board File No. 61432, after making reasonable effort to provide at least 28 days' notice to the former owner, taxpayer, and any current occupants.

Adopted February 2, 2021. No. 21-102

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, and Minnesota Session Laws, 2016, Chapter 154, Section 9, authorize St. Louis County to sell state tax forfeited shoreland lots currently under lease; and

WHEREAS, If the leaseholder chooses not to purchase the lot or continue leasing, the County may offer the lands for sale at public auction under the provisions of Minn. Stat. § 282.01, subd. 7; and

WHEREAS, The parcels described in County Board File No. 61433 have not been purchased by the former leaseholder.

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

Auditor to offer the parcels described in County Board File No. 61433 at public auction in accordance with the provisions in Minnesota Session Laws, 2012, Chapter 236, Section 28, and Minnesota Session Laws, 2016, Chapter 154, Section 9. Net proceeds from the auction are to be deposited into Fund 500, Agency 500001 (Environmental Trust Fund).

Adopted February 2, 2021. No. 21-103

BY COMMISSIONER McDONALD:

WHEREAS, The Public Works Department's equipment budget includes ten (10) Dump Bodies with Hydraulic Systems and Snow Removal Equipment for trucks purchased separately; and

WHEREAS, Towmaster, Inc., of Litchfield, MN, responded with the State of Minnesota contract price for ten (10) Dump Bodies with Hydraulic Systems and Snow Removal Equipment for \$1,522,980.00.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase order for the installation of ten (10) Dump Bodies with Hydraulic Systems and Snow Removal Equipment from Towmaster, Inc., of Litchfield, MN, for \$1,522,980.00, payable from Fund 407, Agency 407001, Object 666300.

Unanimously adopted February 2, 2021. No. 21-104

BY COMMISSIONER NELSON:

WHEREAS, Bills in federal and state legislative bodies are or may be introduced to enact a moratorium on issuing permits for nonferrous mining operations or withdrawal of lands from future exploration and potential development in Northeastern Minnesota; and

WHEREAS, Enacting such legislation could cause devastating and irreversible damage to the citizens, communities and economy of St. Louis County and the region; and

WHEREAS, St. Louis County Board Resolution No. 11-685, adopted on December 20, 2011, declared the county's support for the existing open, transparent, and comprehensive environmental review and permitting process in place for the various nonferrous mining initiatives planned for development in the county; and

WHEREAS, St. Louis County Board Resolution No. 17-112, adopted on February 14, 2017, requested the rescission of the Bureau of Land Management and United States Forest Service proposal to withdraw 240,000 acres of land in NE Minnesota from future leasing, exploration, and potential development; and

WHEREAS, A thorough and comprehensive environmental review process is already established under the National Environmental Policy Act (NEPA); and

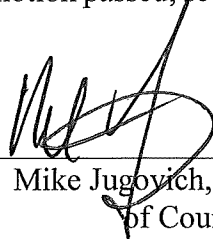
WHEREAS, The responsibility of the federal agencies is to accept proposed mineral development projects and subject them to the science-based review established under NEPA.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board opposes state or federal legislation which places a moratorium on issuing permits for nonferrous mining operations or withdrawal of lands from future exploration and potential development in Northeastern Minnesota.

RESOLVED FURTHER, That a copy of this resolution be sent to federal and state legislators to demonstrate the County Board's continued support of state and federal environmental review and permitting standards for the continued exploration and development of all ferrous and nonferrous mining operations in Minnesota.

Yeas – Commissioners McDonald, Musolf, Nelson and Chair Jugovich – 4
Nays – Commissioners Jewell, Boyle and Grimm – 3
Adopted February 2, 2021. No. 21-105

At 11:28 a.m., February 2, 2021, Commissioner Nelson, supported by Commissioner McDonald, moved to adjourn the meeting. A roll call vote was taken, the motion passed; seven yeas, zero nays.



Mike Jugovich, Chair of the Board
of County Commissioners

Attest:



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

(Seal of the County Auditor)