

**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, 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. 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.

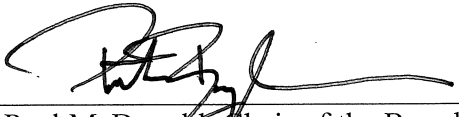
Unanimously adopted July 12, 2022. No. 22-391

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 / *Phil Chapman*
and Ex-Officio Clerk of the Board *Deputy Auditor*
of County Commissioners

(Seal of the County Auditor)