

**OFFICIAL PROCEEDINGS**  
**OF THE**  
**BOARD OF COUNTY COMMISSIONERS**  
**OF ST. LOUIS COUNTY, MINNESOTA**

**OFFICIAL PROCEEDINGS OF THE MEETING**  
**OF THE BOARD OF COUNTY COMMISSIONERS**  
**OF THE COUNTY OF ST. LOUIS, MINNESOTA,**  
**HELD ON MAY 1, 2012**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 8th day of May, 2012, at 9:40 a.m., in the County Board Room, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Steve Raukar, and Chair Keith Nelson – 7. Absent: None.

Chair Nelson asked for a moment of silence to honor those who serve and protect our safety at home and those who protect our freedom, followed by the pledge of allegiance.

Chair Nelson introduced Mary Anderson with the Planning Department, Virginia, MN, as the Customer Service Award recipient. The following individuals recognized Mary Anderson's commitment to excellence in customer service: Chair of the Planning Commissioner Jack Huhta; Director of Planning and Community Development Barb Hayden and Audra Lenzen, Sheriff's Office. Ms. Anderson thanked the board for the recognition. An award was presented and photos were taken.

Chair Nelson opened the meeting to citizens who wished to address the board, and no one came forth.

Commissioner O'Neil, supported by Commissioner Raukar, moved to approve the consent agenda. At the request of Commissioner Jewell, item 26 - Appointment of the Special Board of Appeals and Equalization was removed from consent for separate consideration. The remainder of the consent agenda passed; seven yeas, zero nays.

Commissioner Jewell, supported by Commissioner Sweeney, moved to approve the appointment of the Special Board of Appeal and Equalization. Commissioner Jewell announced the members and the commissioner districts they represent, as follows: John Vigen, Duluth-District 1; Lee Conradi, Duluth-District 2; Kevin O'Brien, Duluth-District 3; Leonard Cersine, Ely-District 4; William Clements, Rice Lake Township- District 5; Dawn Cole, Fayal Township-District 6; and Frank Bigelow, Hibbing-District 7. Commissioner Sweeney said the board has the option to appoint someone to represent them and the individuals appointed are very knowledgeable in real estate and appraisals; seven yeas, zero nays. Resolution No. 12-254.

The following board and contract files were created as a result of documents received at this board meeting:

Kevin Gray, County Administrator, and Anne M. Busche, Director of Public Health & Human Services, submitting Board Letter No. 12-163, Appointments to the Public Health and Human Services Advisory Committee.—[59456](#)

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

123

Kevin Gray, County Administrator, Donald Dicklich, County Auditor, and Mark Rubin, County Attorney, submitting Board Letter No. 12-160, Establish Public Hearing to Consider Allegations of Liquor Law Violations – Northland Lodge (Leiding Township).—59457

Kevin Gray, County Administrator, Donald Dicklich, County Auditor, and Mark Rubin, County Attorney, submitting Board Letter No. 12-161, Establish Public Hearing to Consider Allegations of Liquor Law Violations – Polley’s Resort (Unorganized Township 63-17).—59458

Kevin Gray, County Administrator, Donald Dicklich, County Auditor, and Mark Rubin, County Attorney, submitting Board Letter No. 12-162, Establish Public Hearing to Consider Allegations of Liquor Law Violations – Portage Inn (Portage Township).—59459

Kevin Gray, County Administrator, Mark Monacelli, Director of Public Records & Property Valuation, submitting Board Letter No. 12-169, Appointment of 2012 Special Board of Appeal and Equalization.—59460

Kevin Gray, County Administrator, James Gottschald, Director of Human Resources, and Ross Litman, Sheriff, submitting Board Letter No. 12-171, New Job Class – Lead Electronic Systems Technician.—59461

Agreement for Professional Services between the County of St. Louis and DSGW Architects for Jail Energy Upgrade – Phase II – Roof Replacement and Solar Hot Water.—12-254

Project Contract No. 5013 between the County of St. Louis and Future Forests, Inc., Askov, MN, for Broadcast Application of Herbicides for tree plantation site preparation and release of existing conifer plantations during the summer of 2012.—12-255

Purchase of Service Agreement, Contract No. 14960, between the St. Louis County Board of Commissioners and Human Development Center for Mental Health – Targeted Case Management (MH-TCM) for Adults.—12-256

Lease No. 1915 between St. Louis County and State of Minnesota, Department of Administration, for leased office space known as Suite L-100 in the Hibbing Annex, 1814 14<sup>th</sup> Avenue East, Hibbing, MN, for five years commencing May 1, 2012, through April 30, 2017.—12-257

Purchase of Service Agreement, Contract No. 14975, between the St. Louis County Board of Commissioners and Lutheran Social Services of Minnesota (Bethany Crisis Shelter – Supervised Visitation Program) for court-related services and activities and mileage during the period January 1, 2012, through December 31, 2012.—12-258

Grant Agreement, Contract No. 20970, between the St. Louis County Board of Commissioners and the City of Duluth for Statewide Minnesota Family Investment Program (MFIP) Employment Services and Diversionary Work Program Services (DWP) during the period January 1, 2012, through December 31, 2012.—12-259

Home and Community-Based Waiver Services Contract, Contract No. 14962, between the St. Louis County Board of Commissioners and Wesley Residence of Duluth, Inc.—12-260

Addendum to Purchase Agreement, Contract No. 14570D, between the St. Louis County Board of Commissioners and Wesley Residence, Inc.—12-261

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

124

Group Residential Housing Rate Agreement, Contract No. 51004, between the St. Louis County Board of Commissioners and Wesley Residence of Duluth, Inc.—12-262

Home and Community-Based Waiver Services Contract, Contract No. 14930, between the St. Louis County Board of Commissioners and Christy M. Martin, RN.—12-263

Group Residential Housing Rate Agreement, Contract No. 50986, between the St. Louis County Board of Commissioners and Hillcrest Oaks.—12-264

Grant Agreement, Contract No. 20976, between the St. Louis County Board of Commissioners and Fond du Lac Reservation Business Committee for Family Group Decision Making (FGDM).—12-265

Purchase of Service Agreement, Contract No. 14980, between the St. Louis County Board of Commissioners and Fond du Lac Reservation for Families First Family-Based Crisis Services.—12-266

Upon motion by Commissioner O'Neil, supported by Commissioner Raukar, resolutions numbered 12-222 through 12-253 and 12-255 through 12-257, as submitted to the board on the consent agenda, were unanimously adopted as follows:

**BY COMMISSIONER O'NEIL:**

WHEREAS, the Department of Public Health and Human Services (PHHS) has contracted with KidsPeace Mesabi Academy since 2008 to provide youth residential services on behalf of the county, and to serve as lead/host county so vendors from other counties may purchase services from the agency; and

WHEREAS, Mesabi Academy has requested an addendum to the current agreement in order to add two new programs; and

WHEREAS, PHHS wishes to amend its CY 2012 residential contract agreement with KidsPeace Mesabi Academy to add those two new programs.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes an addendum to the CY 2012 contract with Mesabi Academy to purchase:

1. 3-7 month Chemical Dependency (CD) Residential Program services at a rate of \$222 per day, and
2. 9-15 day High-Impact, Short-Term Secure Program services designed for adjudicated youth who need to interrupt their cycle of delinquency; those served will be delinquent and non-delinquent males ages 12-17 with an IQ of 50-65 who exhibit aggression towards others, have a need for a highly structured setting, and require assistance with daily living skills. The rate is a flat fee of \$2,200 per treatment stay.

Payment for both programs payable from:

Fund	230	Social Services
Agency	232008	Children's Services
Expense Object	601200	Out-of-Home Placement

Adopted May 1, 2012. No. 12-222

WHEREAS, the Department of Public Health and Human Services (PHHS) wishes to contract with the Human Development Center, Duluth Institute for Psychological Health, and Arrowhead Psychological Clinic to provide Forensic Psychological Services on behalf of the county; and

WHEREAS, PHHS wishes to ensure Children in Need of Protection and Services will have mental health needs addressed and recommendations presented for delinquency proceedings, permanency planning and termination of parental rights hearings; and

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

125

WHEREAS, the Human Development Center, Duluth Institute for Psychological Health, and Arrowhead Psychological Clinic are able and willing to provide these services.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes professional service agreements with the Human Development Center, Duluth Institute for Psychological Health, and Arrowhead Psychological Clinic for Forensic Psychological Services for the period January 1, 2012, through December 31, 2012, at a cost of \$650 per evaluation for up to a potential of 100 forensic evaluations which may be needed at any time during CY 2012 (\$65,000 maximum for all three providers combined).

Payment for these agreements payable from:

Fund	230	Social Services
Agency	232008	Children's Services
Expense Object	602000	Other Children's Services

Adopted May 1, 2012. No. 12-223

WHEREAS, the purpose of the Public Health and Human Services (PHHS) Advisory Committee is to seek input about the PHHS delivery system and make recommendations to the St. Louis County Board and the PHHS Department relative to the service needs of the community; and

WHEREAS, two applications to the committee were recently received for Commissioner Jewell's 1<sup>st</sup> District. The candidates are Eric Elmquist and Amber Madoll; and

WHEREAS, there are currently three other vacancies, two in Commissioner Sweeney's 5<sup>th</sup> District and one in Commissioner Dahlberg's 3<sup>rd</sup> District.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the appointment of Eric Elmquist and Amber Madoll, both of Duluth, MN, to the PHHS Advisory Committee as representatives of Commissioner Jewell's 1<sup>st</sup> District.

RESOLVED FURTHER, that the St. Louis County Board authorizes the Clerk of the Board to advertise county wide in order to maintain a list of persons interested in membership on the Advisory Board, with the specific intent of filling two openings in Commissioner Sweeney's 5<sup>th</sup> District, and one opening in Commissioner Dahlberg's 3<sup>rd</sup> District, with a closing date of June 1, 2012, according to the Committee Appointment Policy.

Adopted May 1, 2012. No. 12-224

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owners subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and

WHEREAS, the applicant, Sylvia Lehrke of Virginia, MN, has applied to repurchase state tax forfeited land legally described as:

TOWN OF WUORI

BEGINNING AT SW CORNER OF SE 1/4 OF SE 1/4 RUNNING THENCE N 417  
3/12 FT THENCE E 208 7/12 FT THENCE S 417 3/12 FT THENCE W 208 7/12 FT  
TO POINT OF BEGINNING

SEC 3 TWP 59 RGE 17

PARCEL: 580-0010-00590

WHEREAS, the applicant was the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Sylvia Lehrke of Virginia, MN, on file in County Board File No. 59398, subject to payments including total taxes and assessments of \$669.21, service fee of \$114, deed tax of \$2.21, deed fee of \$25, and recording fee of \$46; for a total of \$856.42, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted May 1, 2012. No. 12-225

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

126

WHEREAS, on February 7, 2012, the St. Louis County Board renewed its participation in the Voyageurs National Park Clean Waters Joint Powers Agreement with Koochiching County to seek federal, state, and other financial assistance to plan, develop, construct and manage a comprehensive wastewater treatment system for the property within and adjacent to Voyageurs National Park in both Koochiching County and St. Louis County; and

WHEREAS, additional funding for engineering services will be split equally by St. Louis County and Koochiching County, each contributing \$25,000; and

WHEREAS, St. Louis County is designated as the fiscal agent for the Voyageurs National Park Clean Waters Joint Powers Agreement with the County Auditor to accept and disburse funds on behalf of the Joint Powers Board.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a contract with Short, Elliot, Hendrickson, Inc., on behalf of the Voyageurs National Park Clean Waters Joint Powers Board for additional engineering services for a total contract price of \$50,000, with \$25,000 payable from Fund 500, Agency 500001, Object 629900 (Shoreline Sales Trust).

RESOLVED FURTHER, that the cost of the contracted services will be divided equally between St. Louis and Koochiching Counties, with Koochiching County contributing \$25,000. Adopted May 1, 2012. No. 12-226

WHEREAS, the St. Louis County Public Works Department has been approached by the Stone Ridge Road Association, Inc., a non-profit corporation pursuant to Minnesota Statutes Chapter 317 and representing several owners of property located in Sections 11 and 14, Township 63 North, Range 17 West (Greenwood and Unorganized Township 63-17), to apply to the State of Minnesota for a roadway right of way easement over State Trust Land; and

WHEREAS, the State of Minnesota can only grant easements over school trust land to governmental entities; and

WHEREAS, the Stone Ridge Road Association, Inc., will be solely responsible for the road construction, improvements, and ongoing maintenance necessary to conform to Minnesota Department of Natural Resources Standards as contained in the Right of Way Easement to be issued by the State of Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the State of Minnesota Department of Natural Resources is requested to provide St. Louis County with easement across the following described property:

A sixty-six foot wide permanent easement for public roadway purposes over, under, and across the SE ¼ of the NW ¼, the NE ¼ of the NW ¼, the NW ¼ of the NE ¼, and the NE ¼ of the NE ¼ of Section 15, AND the NW ¼ of the NW ¼ of Section 14, all in Township 63 North, Range 17 West of the Fourth Principal Meridian, more or less, over the course of the existing Stone Ridge Forest Road. A complete centerline description of the easement area will be provided by the Stone Ridge Road Association, Inc., when the survey of same is completed, prior to formal application for the easement to the State of Minnesota.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to execute an agreement with the Stone Ridge Road Association, Inc., and any amendments approved by the County Attorney's Office, for future improvement and maintenance expenses of the road and for payments to the Department of Natural Resources for the acquisition of this Permanent Road Easement.

Adopted May 1, 2012. No. 12-227

WHEREAS, bids have been received for the purchase and application of 460,000 gallons of liquid chloride for dust control on gravel roads; and

WHEREAS, Tri-City Paving, Inc., of Little Falls, Minnesota, provided the low acceptable bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

127

award of the contract on the above project to the low bidder, Tri-City Paving, Inc., of Little Falls, Minnesota, for 460,000 gallons of 38% liquid calcium chloride for the bid price of \$0.798 cents per gallon for a total cost of \$367,080.00, payable from Fund 200, Agency 207001, Object 653400.

Adopted May 1, 2012. No. 12-228

WHEREAS, bids were solicited for the purchase of bituminous materials for use throughout St. Louis County; and

WHEREAS, bids which met specifications were received from five vendors; and

WHEREAS, bituminous materials are purchased from the vendor with the lowest net cost for the product required to each project site; the lowest net cost includes price per ton, proximity to the project and transportation costs.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into contracts for the purchase of bituminous materials from Mesabi Bituminous, Inc., of Gilbert, MN; Monarch Paving Company of Superior, WI; and Northland Constructors of Duluth, LLC, of Duluth, MN, at the prices submitted on Bid 5015, payable from Fund 200, Agency 201001, Object 651100.

Adopted May 1, 2012. No. 12-229

WHEREAS, 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 69-598-040, State Bridge 69J87 on County Road 615 (Salo Road), in Waasa Township; and WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$133,981.07 by reason of the low responsible bid of \$164,866.44, submitted by Landwehr Construction, Inc., St. Cloud, Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), 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 bridge but not required.

The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$133,981.07
SLC State Aid Funds	\$30,885.37
Total Project:	\$164,866.44

Adopted May 1, 2012. No. 12-230

WHEREAS, 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 69-609-037, State Bridge 88156 on County State Aid Highway 9 (4<sup>th</sup> Street), in Duluth, MN; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$235,293.80 by reason of the low responsible bid of \$352,884.00, submitted by Hovland, Inc., Hermantown, MN.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), 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 bridge but not required.

The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$235,293.80
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**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

128

SLC State Aid Funds	\$117,590.20
Total Project:	\$352,884.00

Adopted May 1, 2012. No. 12-231

WHEREAS, 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 69-675-005, State Bridge 69A03 on County State Aid Highway 75 (Greaney Road) in Unorganized Twp. 63-21; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$330,470.70 by reason of the low responsible bid of \$667,876.00 submitted by Redstone Construction Co., Inc., Mora, Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), 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 bridge but not required.

The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$330,470.70
SLC State Aid Funds	\$337,405.30
Total Project:	\$667,876.00

Adopted May 1, 2012. No. 12-232

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with Lake County where Lake County will pay its share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 97047, Maintenance Striping 2012, with the funds to be received into Fund 200, Agency 207001, Object 551508.

Adopted May 1, 2012. No. 12-233

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Eveleth where the city will pay its share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 97047, Maintenance Striping 2012, with the funds to be received into Fund 200, Agency 207001, Object 551519.

Adopted May 1, 2012. No. 12-234

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Virginia where the city will pay its share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 97047, Maintenance Striping 2012, with the funds to be received into Fund 200, Agency 207001, Object 551505.

Adopted May 1, 2012. No. 12-235

WHEREAS, bids have been received by the County Auditor for the following project:

SAP 69-609-037, CP 8579, Bridge 915 located on CSAH 9 (Fourth Street) between 13<sup>th</sup> and 15<sup>th</sup> Ave. East, in Duluth, MN; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, at 10:00 a.m. on April 12, 2012, and Hovland, Inc., Hermantown, MN, provided the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the lowest bidder.

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

129

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hovland, Inc.	4177 Thunderchief Lane Hermantown, MN 55811	\$352,884.00

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

Fund 220, Agency 220222, Object 652700 (Fund 29 Bridge Bond Funds):	\$235,293.80
Fund 220, Agency 220222, Object 652700 (SLC State Aid Funds):	\$117,590.20

Adopted May 1, 2012. No. 12-236

WHEREAS, bids have been received by the County Auditor for the following project:  
SAP 69-675-005, CP 117648, Bridge 714 located on CSAH 75 – Unorganized Township 63-21, south of Greaney, MN; and  
WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, at 10:00 a.m. on April 12, 2012, and Redstone Construction Co., Inc., Mora, Minnesota, provided the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the lowest bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Redstone Construction Co., Inc.	P.O. Box 218 Mora, MN 55051	\$667,876.00

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

Fund 220, Agency 220269, Object 652700 (Fund 29 Bridge Bond Funds):	\$330,470.70
Fund 220, Agency 220269, Object 652700 (SLC State Aid Funds):	\$337,405.30

With additional revenue budgeted for expense:

Fund 220, Agency 220001, Rev. Object 530401 (Fund 29 Bridge Bond)	\$330,470.70
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Adopted May 1, 2012. No. 12-237

WHEREAS, bids have been received by the County Auditor for the following project:  
SAP 69-598-040, CP 128460, Bridge 518 located on CR 615 over Spring Ridge Creek, Waasa Township; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, at 10:00 a.m. on April 12, 2012, and Landwehr Construction, Inc., St. Cloud, Minnesota, provided the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the lowest bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Landwehr Construction, Inc.	P.O. Box 1086 St. Cloud, MN 56302	\$164,866.44

RESOLVED FURTHER, that Fund 29 Bridge Bond funds in the amount of \$133,981.07 are reserved for this project. The balance of SLC local funding in the amount of \$30,885.37 shall be transferred from Fund 200, Agency 203264, Object 697701 to Fund 220, Agency 220276, Object 590700.

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

Fund 220, Agency 220276, Object 652700 (Fund 29 Bridge Bond Funds):	\$133,981.07
Fund 220, Agency 220276, Object 652700 (SLC Local Funds):	\$ 30,885.37

With additional revenue budgeted for expense:

Fund 220, Agency 220001, Object 530401 (Fund 29 Bridge Bond)	\$133,981.07
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**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

130

Adopted May 1, 2012. No. 12-238

WHEREAS, bids have been received by the County Auditor for the following combined projects:

SAP 69-600-035, CP 8281 (low): located on CR 275 (Island Lake Dam Rd.) from CSAH 48 (Fish Lake Rd.) to MN Power Boat Launch Parking Lot; and  
MP 294-1022: located on CR 294 (West Pioneer Rd.) from CSAH 43 (Emerson Rd.) to an end point 2684' East; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with Ulland Brothers, Inc., Cloquet, Minnesota, providing the low responsible bid.

NOW, 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>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$522,212.77

RESOLVED FURTHER, that State Park Road Account funds in the amount of \$250,000.00 are reserved for this project and any funding required in excess of State Park Road Account funds shall be transferred from Fund 200, Agency 203265, Object 697701 to Fund 220, Agency 220141, Object 590701.

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

SAP 69-600-035: Fund 220, Agency 220141, Object 652700	\$311,528.67
With additional revenue budgeted for expense:	
Minnesota Power: Fund 220, Agency 220141, Rev. Object 583100	\$ 98,833.71
MP 294-1022: Fund 200, Agency 203143, Object 652800	\$111,850.39

Adopted May 1, 2012. No. 12-239

WHEREAS, bids have been received by the County Auditor for the following project:

MP 74-1481 located on CSAH 74 from Township Rd. 8135 to Trunk Hwy. 53; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with KGM Contractors, Inc., Angora, Minnesota, providing the low responsible bid.

NOW, 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.	P.O. Box 7 Angora, MN 55703	\$1,277,538.24

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 203074, Object 652800.

Adopted May 1, 2012. No. 12-240

WHEREAS, bids have been received by the County Auditor for the following project:

MP 629-1487 located on CR 629 from CSAH 132 to 2.1 miles NE at Gilbert City Limits; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with KGM Contractors, Inc., Angora, MN, providing the low responsible bid.

NOW, 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.	P.O. Box 7 Angora, MN 55703	\$837,943.41

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

131

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 203263, Object 652800.

Adopted May 1, 2012. No. 12-241

WHEREAS, bids have been received by the County Auditor for the following project:

MP 97048 North Crushing 2012 located at five selected sites in Northern St. Louis County; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with Hammerlund Construction, Inc., Grand Rapids, MN, providing the low responsible bid.

NOW, 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>
Hammerlund Construction, Inc.	3201 W. Hwy. 2 Grand Rapids, MN 55744	\$263,500.00

RESOLVED FURTHER, that Unorganized Township funds in the amount of \$73,400.00 shall be transferred from Fund 210, Agency 210042, Object 697703 to Fund 200, Agency 201071, Object 590703.

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 201071, Object 650200.

With additional revenue budgeted for expense:

SLC Land & Minerals Dept.: Fund 200, Agency 201071, Rev. Obj. 553022      \$42,900.00

Adopted May 1, 2012. No. 12-242

RESOLVED, that the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 59401.

Adopted May 1, 2012. No. 12-243

WHEREAS, the information technology storage area network systems occasionally need to be upgraded to adequately support the technology needs of the county.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase of upgraded storage area network hardware and software from Datalink Corporation, a Minnesota company under the Western States Contracting Alliance (WSCA) agreement, at the quoted price of \$258,127.00 plus Minnesota sales tax of \$17,746.23 payable from Fund 100, Agency 117101, Object 665300.

RESOLVED FURTHER, that the County Board authorizes the purchase of associated ongoing maintenance and support at a total cost of \$54,100 for the next three years.

Adopted May 1, 2012. No. 12-244

RESOLVED, that pursuant to the provisions of Minn. Stat. Section 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 3.2 percent malt liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59452:

Miner's, Incorporated d/b/a Super One Foods, Canosia Township, Off-Sale  
3.2 Percent Malt Liquor License No. B12102, new.

RESOLVED FURTHER, that the license is approved contingent upon the license holder paying real estate or personal property taxes when due.

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

132

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

RESOLVED FURTHER, that the license is approved contingent upon Canosia Township approval.

RESOLVED FURTHER, that the license shall be effective May 1, 2012, through June 30, 2012.

Adopted May 1, 2012. No. 12-245

RESOLVED, that a public hearing will be held at 9:40 a.m. on Tuesday, May 22, 2012, in the City Council Chambers, Hibbing, Minnesota, for the consideration of liquor law violation allegations, and, if proven, the suspension or revocation of the liquor licenses issued to Fry & Fry, Inc., d/b/a Northland Lodge, Leiding Township, and/or the imposition of civil penalties for the violation.

Adopted May 1, 2012. No. 12-246

RESOLVED, that a public hearing will be held at 9:45 a.m. on Tuesday, May 22, 2012, in the City Council Chambers, Hibbing, Minnesota, for the consideration of liquor law violation allegations, and, if proven, the suspension or revocation of the liquor license issued to Leon Polley d/b/a Polley's Resort, Unorganized Township 63-17, and/or the imposition of civil penalties for the violation.

Adopted May 1, 2012. No. 12-247

RESOLVED, that a public hearing will be held at 9:50 a.m. on Tuesday, May 22, 2012, in the City Council Chambers, Hibbing, Minnesota, for the consideration of liquor law violation allegations, and, if proven, the suspension or revocation of the liquor license issued to William/Margaret Rutchasky d/b/a Portage Inn, Portage Township, and/or the imposition of civil penalties for the violation.

Adopted May 1, 2012. No. 12-248

WHEREAS, St. Louis County has been allocated volume cap for Qualified Energy Conservation Bonds (QECB) within the county in the amount of \$2,042,367 under Section 54D of the Internal Revenue Code of 1986, as amended (the "Code"); and WHEREAS, the City of Gilbert qualifies as an eligible issuer under the Code; and WHEREAS, the City of Gilbert has requested that the County Board allocate \$350,000 of the county's QECB volume cap for purposes of Sections 54A and 54D of the Code, to the City of Gilbert; and

WHEREAS, the City of Gilbert has proposed to use the QECBs for qualified conservation purposes, within the meaning of Section 54D of the Code, located within St. Louis County; and

WHEREAS, the City of Gilbert has represented that the use of the proceeds of the QECBs will not result in any of these bonds being characterized as private activity bonds under the Code; and

WHEREAS, the City of Gilbert acknowledges that, upon issuance of such bonds, it will assume all responsibility for compliance with the requirements under the Code associated with the use of the QECB allocation, so that St. Louis County will have no risk nor responsibility associated with the use of the QECB allocation.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board, in good faith, allocates to the City of Gilbert \$350,000 of the county's Qualified Energy Conservation Bonds volume, and designates the City of Gilbert as the issuer of up to \$350,000 of Qualified Energy Conservation Bonds within the jurisdiction of St. Louis County, including but not limited to the authority to issue Qualified Energy Conservation Bonds in a principal amount up to \$350,000, and the authority to designate the bonds to be issued as Qualified Energy

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

133

Conservation Bonds, all within the meaning and for all purposes of Sections 54A and 54D of the Code.

RESOLVED FURTHER, that the County Board authorizes and directs the County Auditor to sign, deliver, or file any documents, agreement, or certificates in connection with the designation of City of Gilbert as the issuer of the Qualified Energy Conservation Bonds, as may be required by the American Recovery and Reinvestment Act, the Code, the Treasury Regulations promulgated under the Code, and any other applicable statute or regulation as the County Auditor deems necessary and appropriate.

Adopted May 1, 2012. No. 12-249

WHEREAS, the Purchasing Division has prepared bid specifications for new 2012 fleet vehicles up to one ton capacity; and

WHEREAS, bids were received and compared with the State of Minnesota contracts; and

WHEREAS, two vehicles were priced lower on the State of Minnesota contracts; and

WHEREAS, local qualifying bids within \$300.00 of the State of Minnesota Contract prices will be awarded to local bidders; and

WHEREAS, build-out dates are often announced with short lead times for placing orders; and

WHEREAS, proposed purchases are based upon the available funds for the purchase of 2012 fleet vehicles.

NOW, THEREFORE, BE IT RESOLVED, that the Purchasing Division is hereby authorized to purchase, in accordance with the specifications of **Bid No. 4988**, and State of Minnesota Contract Releases, 2012 fleet vehicles as follows:

1.0 **Four (4)** Class III, full-size, four door sedans, with police package, RWD, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$21,889.00** each delivered to Duluth for a total purchase price of **\$87,556.00**, tax exempt, payable from Fund 100, Agency 129003, Object Code 666100 (automobiles).

1.1 **Seven (7)** Class III, full-size, four door sedans, with police package, RWD, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$21,889.00** each delivered to Virginia for a total purchase price of **\$153,223.00**, tax exempt, payable from Fund 100, Agency 129003, Object Code 666100 (automobiles).

2.0 **Two (2)** Class IIA, mid-size, four door sedans, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$18,514.00** each delivered to Virginia for a total of **\$37,028.00**, plus 6.5% State Sales Tax of **\$1,203.41 per unit**, for a total purchase price of **\$39,434.82**, payable from Fund 407, Agency 407001, Object Code 666100 (automobiles).

2.1 **Four (4)** Class IIA, mid-size, four door sedans, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$18,514.00** each delivered to Duluth for a total of **\$74,056.00**, plus 6.5% State Sales Tax of **\$1,203.41 per unit**, for a total purchase price of **\$78,869.64**, payable from Fund 715 (County Garage), Agency 715001 (Motor Pool), Object Code 666100 (automobiles).

2.2 **Four (4)** Class IIA, mid-size, four door sedans, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$18,514.00** each delivered to Virginia for a total of **\$74,056.00**, plus 6.5% State Sales Tax of **\$1,203.41 per unit**, for a total purchase price of **\$78,869.64**, payable from Fund 715 (County Garage), Agency 715001 (Motor Pool), Object Code 666100 (automobiles).

3.0 **Six (6)** Class IIA, mid-size, four door sedans, Police Package from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$20,545.00** each delivered to Duluth for a total of **\$123,270.00**, plus 6.5% State Sales Tax of **\$1,335.43 per unit**, for a total purchase price of **\$131,282.55**, payable from Fund 100, Agency 129003, Object Code 666100 (automobiles).

3.1 **One (1)** Class IIA, mid-size, four door sedan, Police Package from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$20,545.00** each delivered to Duluth for a

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

134

total of **\$20,545.00**, plus 6.5% State Sales Tax of \$1,335.43 per unit, for a total purchase price of **\$21,880.43**, payable from Fund 715, Agency 715001, Object Code 666100 (automobiles) MOTOR POOL ORDER FOR SHERIFF.

4.0 **Two (2)** 6400 GVWR, full size, standard cab, 2-wheel drive, pickup trucks with long box, from **Lundgren Motors** of Eveleth, MN, at their low specification bid price of **\$16,758.36** each delivered to Duluth for a total of **\$33,516.72**, plus 6.5% State Sales Tax of **\$1,089.29 per unit**, for a total purchase price of **\$35,695.31**, payable from Fund 407, Agency 407001, Object Code 666200 (pickups/vans).

4.1 **Two (4)** 6400 GVWR, full size, standard cab, 2-wheel drive, pickup trucks with long box, from **Lundgren Motors** of Eveleth, MN, at their low specification bid price of **\$16,708.36** each delivered to Virginia for a total of **\$33,416.72**, plus 6.5% State Sales Tax of **\$1,086.04 per unit**, for a total purchase price of **\$35,588.81**, payable from Fund 407, Agency 407001, Object Code 666200 (pickups/vans).

5.0 **One (1)** 6650 GVWR, full size, extended cab, 2-wheel drive, pickup truck with short box, from **Lundgren Motors** of Eveleth, MN, at their low specification bid price of **\$18,286.36** each delivered to Duluth for a total of **\$18,286.36**, plus 6.5% State Sales Tax of **\$1,188.61 per unit**, for a total purchase price of **\$19,474.94**, payable from Fund 407, Agency 407001, Object Code 666200 (pickups/vans).

5.1 **One (1)** 6650 GVWR, full size, extended cab, 2-wheel drive, pickup truck with short box, from **Lundgren Motors** of Eveleth, MN, at their low specification bid price of **\$18,236.36** each delivered to Virginia for a total of **\$18,236.36**, plus 6.5% State Sales Tax of **\$1,185.36 per unit**, for a total purchase price of **\$19,421.72**, payable from Fund 407, Agency 407001, Object Code 666200 (pickups/vans).

6.0 **One (1)** 6500 GVWR, full size, extended cab, 4-wheel drive, pickup truck with short box, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$21,595.00** each delivered to Duluth for a total of **\$21,595.00**, plus 6.5% State Sales Tax of **\$1,403.68** for a total purchase price of **\$22,998.68**, payable from Fund 240, Agency 241001, Object Code 666200 (pickups/vans).

6.1 **Two (2)** 6500 GVWR, full size, extended cab, 4-wheel drive, pickup trucks with short box, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$21,595.00** each delivered to Virginia for a total of **\$43,190.00**, plus 6.5% State Sales Tax of **\$1,403.68 per unit**, for a total purchase price of **\$22,998.68**, payable from Fund 240, Agency 241001, Object Code 666200 (pickups/vans).

7.0 **One (1)** 8200 GVWR, full size, crew cab, 2-wheel drive, pickup with long box, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$20,064.00** each delivered to Duluth for a total of **\$20,064.00**, plus 6.5% State Sales Tax of **\$1,323.73 per unit**, for a total purchase price of **\$21,688.73**, payable from Fund 407, Agency 407001, Object Code 666200 (pickups/vans).

7.1 **Two (2)** 8200 GVWR, full size, crew cab, 2-wheel drive, pickups with long box, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$20,064.00** each delivered to Virginia for a total of **\$40,730.00**, plus 6.5 % State Sales Tax of **\$1,323.73 per unit**, for a total purchase price of **\$43,377.45**, payable from Fund 407, Agency 407001, Object Code 666200 (pickups/vans).

8.0 **One (1)** 6500 GVWR SUV, 4-wheel drive with Special Services Package, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$29,602.00** each delivered to Duluth for a total of **\$29,602.00**, tax exempt, for a total purchase price of **\$29,602.00**, payable from Fund 100, Agency 129003, Object Code 666200 (pickups/vans).

9.0 **One (1)** 6500 GVWR, full size, crew cab, 4-wheel drive, pickup with short box, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$22,951.00** each delivered to Virginia for a total of **\$22,951.00**, plus 6.5 % State Sales Tax of **\$1,491.82 per unit**, for a total purchase price of **\$24,442.82**, payable from Fund 600, Agency 600001, Object Code 666200 (pickups/vans).

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

135

10.0 **Six (6)** 6500 GVWR, crew cab, 4-wheel drive, pickups with special services package, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$23,683.00** each delivered to Duluth for a total of **\$142,098.00**, tax exempt, for a total purchase price of **\$142,098.00**, payable from Fund 100, Agency 129003, Object Code 666200 (pickups/vans).

11.0 **One (1)** Seven passenger van with extended body, from **Dodge of Burnsville**, Burnsville, MN, at the state contract price of **\$21,085.00** each delivered to Duluth for a total of **\$21,085.00**, plus 6.5% State Sales Tax of **\$1,587.58**, for a total purchase price of **\$22,455.53**, payable from Fund 715 (County Garage), Agency 715001 (Motor Pool), Object Code 666200 (pickups/vans).

12.0 **One (1)** 9300 GVWR full size passenger van from **Thane Hawkins Polar Chevrolet**, of White Bear Lake, MN, at the state contract price of **\$24,424.36** each delivered to Virginia for a total of **\$24,424.36**, plus 6.5% State Sales Tax of **\$1,587.58**, for a total purchase price of **\$26,011.94**, payable from Fund 470, Agency 407001, Object Code 666200 (pickups/vans).

13.0 **One (1)** 6500 GVWR SUV, 4-wheel drive, from **Lundgren Motors** of Eveleth, MN, at their low specification bid price of **\$27,913.70** each delivered to Duluth for a total of **\$27,913.70**, plus 6.5% State Sales Tax of **\$1,814.39**, for a total purchase price of **\$29,728.09**, payable from Fund 240, Agency 241001, Object Code 666200 (pickups/vans).

Adopted May 1, 2012. No. 12-250

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated April 20, 2012, on file in the office of the County Auditor, identified as County Board File No. 59383, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted May 1, 2012. No. 12-251

RESOLVED, that pursuant to the provisions of Minnesota Statutes, Section 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 3.2 percent malt liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59452:

Ely Golf Club, Inc., d/b/a Ely Golf Club, Inc., Morse Township, On/Off-Sale 3.2 Percent Malt Liquor License No. B13103, change of board members.

RESOLVED FURTHER, that said license is approved contingent upon the license holder paying real estate or personal property taxes when due.

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

RESOLVED FURTHER, that said license shall be effective through June 30, 2013.

Adopted May 1, 2012. No. 12-252

RESOLVED, that pursuant to the provisions of Minnesota Statutes, Section 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 an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59385:

Eshquaguma Club, Inc., d/b/a Eshquaguma Club, Biwabik Township, Club On-Sale Intoxicating Liquor License No. CL134 and Sunday Club On-Sale Intoxicating Liquor License No. CLS134, change of board members.

RESOLVED FURTHER, that said license is approved contingent upon license holder paying real estate or personal property taxes when due.

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

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

136

RESOLVED FURTHER, that said license shall be effective through June 30, 2013.  
Adopted May 1, 2012. No. 12-253

**BY COMMISSIONER JEWELL:**

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board appoints the following individuals to serve as the Special Board of Appeal and Equalization for Assessment Year 2012:

John Vigen, Duluth	Commissioner District #1
Lee Conradi, Duluth	Commissioner District #2
Kevin O'Brien, Duluth	Commissioner District #3
Leonard Cersine, Ely	Commissioner District #4
William Clements, Town of Rice Lake	Commissioner District #5
Dawn Cole, Town of Fayal	Commissioner District #6
Frank Bigelow, City of Hibbing	Commissioner District #7

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

- Delegated all powers and duties of the County Board of Appeal and Equalization;
- To report the results of its deliberations back to the St. Louis County Board in the form of minutes kept by the Clerk of the County Board;
- Directed to hold at least one meeting day in the St. Louis County Courthouse, Duluth, Minnesota, and one day at the Northland Office Center, Virginia, Minnesota;
- To be compensated at the rate of \$200 per meeting day (payable from Assessor's Department Fund 100, Agency 118001, Object 635300 - Non-employee fees) and be reimbursed for mileage and expenses at the current county rate (from Assessor's Department Fund 100, Agency 118001, Object 635500 - Non-employee travel);
- Directed to convene at 10:00 AM, June 19, 2012, in the County Board Room, St. Louis County Courthouse, Duluth, MN.

Unanimously adopted May 1, 2012. No. 12-254

At 9:57 a.m., May 1, 2012, Commissioner Forsman, supported by Commissioner Sweeney, moved to adjourn; seven yeas, zero nays.

Keith Nelson, Chair of the Board  
of County Commissioners

Attest:

Donald Dicklich, County Auditor  
and Ex-Officio Clerk of the Board  
of County Commissioners

(Seal of the County Auditor)

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

137

**OFFICIAL PROCEEDINGS OF THE MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF ST. LOUIS, MINNESOTA,  
HELD ON MAY 8, 2012**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 8th day of May, 2012, at 9:40 a.m., in the County Board Room, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Steve Raukar, and Chair Keith Nelson – 7. Absent: None.

The meeting opened with a Recognition Ceremony for Retirees and Employees with 25, 30, 35 and 40+ Years of Service.

Chair Nelson asked for a moment of silence to honor those who serve and protect our safety at home and those who protect our freedom, followed by the pledge of allegiance.

At 10:11 a.m. a public hearing was conducted pursuant to Resolution No. 12-195, adopted April 10, 2012, to receive citizen comments on the Fiscal Year (FY) 2011 and FY 2012 Action Plan Amendments for the Emergency Solutions Grant (ESG) Program. Planning and Community Development Director Barb Hayden made the initial presentation and said amendments to the plan are needed which requires a 30 day public comment period and a public hearing. The FY 2011-FY 2012 Action Plans include the St. Louis County Housing and Urban Development (HUD) entitlements for the Community Development Block Grant (CDBG), HOME Investment Partnerships Program, and the Emergency Shelter Grant (ESG) Program. Director Hayden recommended the board approve the requested action. Chair Nelson opened the meeting for citizen comment and no one came forth. At 10:16 a.m. Commissioner Sweeney, supported by Commissioner Jewell, moved to close the public hearing; seven yeas, zero nays. Commissioner O'Neil, supported by Commissioner Jewell, moved to approve the FY 2011 and FY 2012 ESG Plan Amendments. Commissioner O'Neil commented on the benefits received from ESG dollars, noting the goal is not only to reduce homelessness, but also to prevent it; seven yeas, zero nays. Resolution No. 12-268.

Chair Nelson opened the meeting to citizens who wished to address the board, and no one came forth.

Commissioner Sweeney, supported by Commissioner Jewell, moved to approve the consent agenda. At the request of Commissioner Jewell, item 9, appointment to the Planning Commission, was removed from consent for separate consideration. The remainder of the consent agenda passed; seven yeas, zero nays.

Commissioner Forsman, supported by Commissioner Sweeney, moved to award a bid to Redstone Construction Co., Inc., Mora, MN in the amount of \$1,989,858.05 for bituminous paving, culverts, guardrail, and Bridge N. 69A04 located in Highway 7, Industrial Township; seven yeas, zero nays. Resolution No. 12-269.

Commissioner Raukar, supported by Commissioner Forsman and Commissioner Sweeney, moved to approve a replacement resolution approving an agreement for the operation of the St. Louis County Heritage and Arts Center (Depot). Commissioner Raukar said the changes include awarding the contact to Oneida Realty, and several changes providing clarification, including changing "subsidy" to "level of support", and changing the term to 4.5 years. In response to a question from Commissioner Dahlberg, Assistant County Attorney Tim Lee said the Request for Proposal specified a five-year duration and he does not recommend changing the period. Assistant County Attorney Lee said the board can accept the five year term or

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

138

reject all proposals and re-let the proposal with a new term. Commissioner Raukar said he was fine with the five year term and the supporters agreed. After lengthy discussion, Commissioner Jewell moved an amendment to the resolution that the contract will include creation of a local advisory board, supported by Commissioner O'Neil.

The County Board recessed from 11:22 a.m. to 11:30 a.m.

Commissioner Jewell said during the break he learned that the appointment of a local advisory board is part of the RFP and withdrew his amendment. The motion to approve the resolution with changes noted passed; six yeas, one nay (Commissioner Jewell). Resolution No. 12-270.

Commissioner, Raukar, supported by Commissioner Jewell, moved to suspend the rules to approve the purchase of office furniture for the Virginia Courthouse Addition; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Raukar, moved to approve the purchase of office furniture from Northern Business Products, Hibbing, MN, in the amount of \$138,097.35 for the Virginia Courthouse Addition. Administrator Kevin Gray said the project is moving ahead of schedule and furniture will be needed sooner than originally expected. The motion passed; seven yeas, zero nays. Resolution No. 12-271.

Commissioner Jewell, supported by Commissioner Raukar, moved to approve the appointment of a representative to the St. Louis County Planning Commission.

At 11:33 Commissioner Sweeney left the board meeting.

Commissioner Jewell said he pulled this for discussion to let the public know the county is seeking applicants for the Planning Commission, and there is a need of representation from the townships surrounding the Duluth area, however all applicants will be considered; six yeas, zero nays. Resolution No. 12-267.

The following Board and Contract files were created as a result of documents received at this board meeting:

Kevin Gray, County Administrator, and Robert Krepps, Land Commissioner, Land and Minerals Department, submitting Board Letter No. 12-174, Public Sale of State Tax Forfeited Lands on June 14, 2012.—[59462](#)

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor, submitting Board Letter No. 12-178, Amendment to Federal Railroad Administration Grant Contract between MnDOT and St. Louis County – Rail Alliance Environmental Study.—[59463](#)

Kevin Gray, County Administrator, and Barbara Hayden, Director of Planning and Community Development, submitting Board Letter No. 12-181, Advertising for Applicants to the St. Louis County Planning Commission.—[59464](#)

Kevin Gray, County Administrator, and Tony Mancuso, Director of Property Management, submitting Board Letter No. 12-180, St. Louis County Heritage & Harts Center Strategic Direction, Property Management and Operation/Administration Contract.—[59465](#)

Employee Retiree and Longevity Recognition Program.—[59466](#)

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

139

Agreement for Professional Services between the County of St. Louis and Stark Enterprises, LLC, for Duluth Motor Pool Rain Water Collection System.—[12-267](#)

Amendment No. 1 to Agreement Damion No. 2010-5840 between St. Louis County and Booz Allen Hamilton for Maximo Upgrade for the Public Works Department extending the term of the contract thru June 30, 2012, and for compensation for an additional 100 hours of support at the current rate of \$159.60 per hour.—[12-268](#)

Contract for County-State Aid Highway Project between the County of St. Louis and KGM Contractors, Inc., Angora, Minnesota, for aggregate base, aggregate stabilization, and calcium chloride for MP 148958, North Gravel Road Improvement Program (GRIP).—[12-269](#)

Roadway Improvement Agreement between St. Louis County and the Town of Greenwood to construct a pedestrian trail on County Road No. 29 (Moccasin Point Road) MP 929-151188.—[12-270](#)

Agreement between St. Louis County and Lake County for Edgeline Rumble Strips and Edgeline Striping (SP 088-070-016).—[12-271](#)

Grant Agreement, Contract No. 20966, between the St. Louis County Board of Commissioners and Lutheran Social Services (Bethany Crisis Nursery) for social services during the period January 1, 2012, through December 31, 2012.—[12-272](#)

Amendment No. 1 to Grant Contract 9600000346 from the State of Minnesota, Commissioner of Public Safety, Division of Emergency Communication Network, extending the expiration date to June 30, 2013, for the Allied Radio Matrix for Emergency Response (ARMER) system.—[12-273](#)

St. Louis County On-line Software Subscriber Agreement between the County of St. Louis and Angi Notary Signing Services.—[12-274](#)

Upon motion by Commissioner Sweeney, supported by Commissioner Jewell, resolutions numbered 12-258 through 12-266, as submitted to this Board on the consent agenda, were unanimously adopted as follows:

**BY COMMISSINER SWEENEY:**

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of April 24, 2012, are hereby approved.

Adopted May 8, 2012. [No. 12-258](#)

WHEREAS, the contract with James Boldrey of Britt, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes and installments; and

WHEREAS, the purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

TOWN OF GREENWOOD

LOTS 22, 23 and LOT 28, BLOCK 5

VERMILLION GROVE

Parcel Codes: 387-0430-02220, 02280

C22090120

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and

WHEREAS, the previous owner(s) of the property will be notified by posting of property or by mail.

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

140

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the cancellation of contract for the purchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

RESOLVED FURTHER, that the County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.

Adopted May 8, 2012. No. 12-259

WHEREAS, the contract with Trinh Kiet Duong of Duluth, MN, for the repurchase of state tax forfeited land is in default for nonpayment of taxes and/or installments and/or failure to provide proof of insurance; and

WHEREAS, the purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

CITY OF DULUTH  
LOT: 08 BLOCK: 004  
MACFARLANES GRASSY POINT ADD TO DULUTH  
Parcel Code: 010-3140-00780  
C22100056

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and

WHEREAS, the previous owner(s) of the property will be notified by posting of the property or by mail.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the cancellation of contract for the repurchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

RESOLVED FURTHER, that the St. Louis County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.

Adopted May 8, 2012. No. 12-260

WHEREAS, the St. Louis County Board desires to offer for sale, as recommended by the Land Commissioner, certain parcels of land that have forfeited to the State of Minnesota for non-payment of taxes; and

WHEREAS, the parcels of land as described in County Board File No. 59462 have been classified as non-conservation land as provided for in Minn. Stat. Chapter 282.01; and

WHEREAS, these parcels of land are not 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, the Commissioner of Natural Resources has approved the sale of these lands, as required by Minn. Stat. Chapter 282.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to offer these lands at public sale for not less than the basic sale price in accordance with terms set forth in the Land and Minerals Department policy, and in a manner provided for by law on Thursday, June 14, 2012, at 10:00 a.m. at the Depot, 506 W. Michigan Street, Duluth, MN. Funds from the land sale are to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted May 8, 2012. No. 12-261

WHEREAS, the City of Hibbing has requested to purchase the following described state tax forfeited land for the appraised value of \$3,200, plus fees and expenses, for the purpose of economic development:

Legal: LOTS 17 AND 18, BLOCK 10, BROOKLYN C OF HIBBING  
City: Hibbing

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

141

Parcel Code: 140-0050-01550  
Acres: 0.14  
LDKEY: 35179

WHEREAS, Minn. Stat. § 282.01, Subd. 1(a), authorizes the sale of state tax forfeited land to an organized governmental subdivision for any public purpose for which the subdivision is authorized to acquire property; and

WHEREAS, this parcel of land has not been withdrawn from sale pursuant to Minn. Stat. §§ 82.012, 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 Statutes § 282.01.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of the state tax forfeited land, as described, to the City of Hibbing for the appraised value of \$3,200 plus the following fees: 3% assurance fee of \$96, deed fee of \$25, deed tax of \$10.56, recording fee of \$46, and administration fee of \$150; for a total of \$3,527.56 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St. Louis County Auditor shall offer for sale at public auction the state tax forfeited land described here if the City of Hibbing does not purchase the land by July 31, 2012.

Adopted May 8, 2012. No. 12-262

WHEREAS, bids have been received by the County Auditor for the following project:

MP 97045 Central Crushing 2012 located at five selected sites in Central St. Louis County; and

WHEREAS, bids were opened on April 26, 2012, and Hammerlund Construction, Inc., of Grand Rapids, MN provided the low qualifying bid.

NOW, 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>
Hammerlund Construction, Inc.	3201 W. Hwy. 2 Grand Rapids, MN 55744	\$512,000.00

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

Fund 200, Agency 201072, Object 650200 (Crushing):\$489,400.00

Fund 200, Agency 201072, Object 652805 (Gravel Road Investment Program):\$ 22,600.00

With additional revenue budgeted for expense:

SLC Land Dept.: Fund 200, Agency 201072, Rev. Obj. 553022	\$ 72,450.00
Town of White: Fund 200, Agency 201072, Rev. Obj. 551520	\$120,300.00
Toivola Township: Fund 200, Agency 201072, Rev. Obj. 551573	\$ 3,248.00
Biwabik Township: Fund 200, Agency 201072, Rev. Obj. 551562	\$ 12,882.00
Meadowlands Township: Fund 200, Agency 201072, Rev. Obj. 551566	\$ 2,204.00

Adopted May 8, 2012. No. 12-263

RESOLVED, that the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 59401.

Adopted May 8, 2012. No. 12-264

WHEREAS, the Property Management Team has reviewed a free conveyance request made by Grand Lake Township for additional county fee land to be used for public recreational purposes and does not object to this conveyance and use. Said property is legally described as follows:

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

142

That part of the East 900 feet of the NW ¼ of NW ¼ of Section 23, Township 51 North, Range 16 West, St. Louis County, Minnesota, lying southerly of the North 1000.00 feet.

AND

That part of the SW ¼ of NW ¼ of Section 23, Township 51 North, Range 16 West, St. Louis County, Minnesota, described as follows:

Commencing at the west quarter corner of said Section 23; thence North 01 degree 26 minutes 02 seconds West, along the west line of said SW ¼ of NW ¼ a distance of 518.25 feet to the point of beginning; thence continuing North 01 degree 26 minutes 02 seconds West, along the west line of said SW ¼ of NW ¼ a distance of 169.55 feet; thence North 88 degrees 33 minutes 58 seconds East a distance of 89.11 feet; thence North 46 degrees 01 minute 23 seconds East a distance of 911.89 feet to a point on the north line of said SW ¼ of NW ¼ distant 761.08 feet easterly of the northwest corner of said SW ¼ of NW ¼; thence North 89 degrees 36 minutes 41 seconds East, along said north line a distance of 93.92 feet to a point on said north line distant 855.00 feet easterly of the northwest corner of said SW ¼ of NW ¼; thence South 46 degrees 01 minute 36 seconds West a distance of 1160.20 feet to the point of beginning.

Subject to the existing Access Easement recorded in the St. Louis County Recorder's Office as Document No. 866096.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute the necessary documents to transfer county fee land for public use to Grand Lake Township, pursuant to Minn. Stat. § 465.035. A \$500 land transfer administrative fee will be paid by Grand Lake Township directed into Fund 100, Agency 128014, Object 583100.

Adopted May 8, 2012. No. 12-265

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an amendment to Minnesota Department of Transportation Agreement No. 94577 extending the contract expiration date to September 30, 2012.

Adopted May 8, 2012. No. 12-266

**BY COMMISSIONER JEWELL:**

WHEREAS, the St. Louis County Board appoints citizens to serve on the St. Louis County Planning Commission; and

WHEREAS, the Planning Commission currently has one individual who resigned and whose term expires December 31, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to advertise and accept applications until June 15, 2012, for the one vacant position on the St. Louis County Planning Commission.

Unanimously adopted May 8, 2012. No. 12-267

**BY COMMISSIONER O'NEIL:**

WHEREAS, the U.S. Department of Housing and Urban Development has notified St. Louis County of allocations of \$60,203 and \$190,582 for FY 2011 and FY 2012 respectively from the Emergency Solutions Grant Program (ESG), and the county must submit substantial amendments of the Consolidated Plan Action Plans for these fiscal years to receive the allocations; and

WHEREAS, St. Louis County conducted a 30-day public comment period in compliance with its Citizen Participation Plan and held a public hearing on May 8, 2012, to solicit public input on the substantial amendments of the Consolidated Plan FY 2011 and FY 2012 Action Plans; and

WHEREAS, the St. Louis County Board desires to carry out eligible activities of the ESG Program, as provided in the FY 2011 and FY 2012 Amended Action Plans.

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

143

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Planning and Community Development Director to prepare and submit the FY 2011 and FY 2012 Action Plan Amendments for the Emergency Solutions Grant Program, and all assurances and understanding contained therein, to the United States Department of Housing and Urban Development, and to act in connection with its submission and subsequent activity, and to provide such additional information as may be required.

Unanimously adopted May 8, 2012. No. 12-268

**BY COMMISSIONER FORSMAN:**

WHEREAS, the U.S. Department of Housing and Urban Development has notified St. Louis County of allocations of \$60,203 and \$190,582 for FY 2011 and FY 2012 respectively from the Emergency Solutions Grant Program (ESG), and the county must submit substantial amendments of the Consolidated Plan Action Plans for these fiscal years to receive the allocations; and

WHEREAS, St. Louis County conducted a 30-day public comment period in compliance with its Citizen Participation Plan and held a public hearing on May 8, 2012, to solicit public input on the substantial amendments of the Consolidated Plan FY 2011 and FY 2012 Action Plans; and

WHEREAS, the St. Louis County Board desires to carry out eligible activities of the ESG Program, as provided in the FY 2011 and FY 2012 Amended Action Plans.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Planning and Community Development Director to prepare and submit the FY 2011 and FY 2012 Action Plan Amendments for the Emergency Solutions Grant Program, and all assurances and understanding contained therein, to the United States Department of Housing and Urban Development, and to act in connection with its submission and subsequent activity, and to provide such additional information as may be required.

Unanimously adopted May 8, 2012. No. 12-269

**BY COMMISSIONER RAUKAR:**

WHEREAS, County Administration has reviewed the level of support for the St. Louis County Heritage and Arts Center as part of its ongoing budget review; and

WHEREAS, the current contracts for operations, marketing and facility management expire on June 30, 2012; and

WHEREAS, County Administration conducted a third party review of the facility and its opportunities which included specific recommendations for a future restructured single contract; and

WHEREAS, County Property Management issued a Request for Proposal seeking an "individual or organization (and/or partner organizations) to guide the Depot in a strategic restructuring through a new model for management, operation, strategy, marketing, and administrative services that will streamline the Depot operations, increase earned and contributed revenues, optimize use of space through decisions based on visitor statistics and trends, and enhance its role as a regional heritage, arts and cultural center of key importance to the city and region, for both tourists and residents alike, through its prime downtown Duluth location"; and

WHEREAS, Oneida Realty Company and the AtWater Group, LLC, submitted proposals which were reviewed and interviews conducted by a diverse review committee; and

WHEREAS, the specifics of the Oneida Realty Company and the AtWater Group's proposals were presented to the County Board on May 1, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the appropriate county officials are authorized to finalize and execute a five year professional service contract with Oneida Realty Company for strategic direction, property management and operation/administration services for the St. Louis County Heritage & Arts Center (the Depot).

RESOLVED FURTHER, that the remaining six months of 2012 management contract funds

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

144

(\$79,000) are available from the approved Aid to Other Agencies budget (County Board Resolution No. 11-636), Fund 100, Agency 103015, Object 629900.

Yeas – Commissioners O’Neil, Dahlberg, Forsman, Sweeney, Raukar, and Chair Nelson – 6

Nays – Commissioner Jewell - 1

Adopted May 8, 2012. No. 12-270

**BY COMMISSIONER NELSON:**

WHEREAS, the 2010A bond project package includes remodeling, energy upgrades, window replacement, and new addition for the courthouse in Virginia, MN, approved by County Board Resolution No. 10-480, dated October 5, 2010; and

WHEREAS, this project will complete the Virginia Courthouse long term master space plan and bring the facility up to date for building safety, building code, and current efficiency standards; and

WHEREAS, the Virginia Courthouse remodeling & addition project began in 2011 and is ahead of schedule, and the purchase of office furniture for the new addition is now necessary; and

WHEREAS, Northern Business Products, Hibbing, MN, under the State of Minnesota purchasing contract, provided a quote of \$138,097.35.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase of office furniture from Northern Business Products of Hibbing, MN, in the amount of \$138,097.35 for the Virginia Courthouse addition (Fund 400, Agency 400033).

Unanimously adopted May 8, 2012. No. 12-271

At 11:34 a.m., May 8, 2012, Commissioner Dahlberg, supported by Commissioner Raukar, moved to adjourn; six yeas, zero nays.

Keith Nelson, Chair of the Board  
of County Commissioners

Attest:

Donald Dicklich, County Auditor  
and Ex-Officio Clerk of the Board  
of County Commissioners

(Seal of the County Auditor)

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

145

**OFFICIAL PROCEEDINGS OF THE MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF ST. LOUIS, MINNESOTA,  
HELD ON MAY 22, 2012**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 22nd day of May, 2012, at 9:33 a.m., in the Hibbing City Council Chambers, Hibbing, Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Steve Raukar, and Chair Keith Nelson – 7. Absent: None.

The meeting opened with a Recognition Ceremony for Retirees and Employees with 25, 30, 35 and 40 + Years of Service.

Chair Nelson asked for a moment of silence to honor those who serve and protect our safety at home and those who protect our freedom, followed by the pledge of allegiance.

Chair Nelson opened the meeting to citizens who wished to address the board.

Mr. James Medure from Kinney, MN, brought forth several complaints to the board. Chair Nelson said Mr. Medure's complaints were being addressed.

At 10:01 a.m. a public hearing was conducted pursuant Resolution 12-246, adopted May 1, 2012, to consider a liquor law violation, sale to a minor, by Fry & Fry, Inc., d/b/a Northland Lodge, Leiding Township. County Attorney Mark Rubin submitted a packet to the board that included the resolution for the public hearing, required notices and an affidavit of mailing. County Attorney Rubin said license holders Randall and Mary Lou Frey signed an agreement waiving their right to a public hearing and agreeing to a ten day suspension and \$1,000 fine, with nine days of the suspension and \$1,000 of the fine stayed for one year with no same or similar violations during that period. The agreement was signed by Auditor Donald Dicklich and Chair Keith Nelson. At 10:06 a.m. Commissioner Sweeney, supported by Commissioner Raukar, moved to close the public hearing; seven yeas, zero nays. Commissioner Raukar, supported by Commissioner Forsman, moved to approve the agreement. Commissioner Dahlberg said he would be voting against this resolution as the suspension date was not the first Monday following the public hearing, which was how it has been administered for other violations. Chair Nelson said the situation is different as the violations addressed today occurred in May 2011 and only recently came to the attention of the liquor committee. After further discussion, the motion passed; five yeas, two nays, Commissioners Dahlberg and O'Neil. Resolution No. 12-289.

At 10:12 a.m. a public hearing was conducted pursuant Resolution 12-247, adopted May 1, 2012, to consider a liquor law violation, sale to a minor, by Leon Polley d/b/a Polley's Resort, Unorganized Township 63-17. County Attorney Mark Rubin submitted a packet to the board that included the resolution for the public hearing, required notices and an affidavit of mailing. County Attorney Rubin said license holder Leon Polley signed an agreement waiving rights to a public hearing and agreeing to a ten day suspension and \$1,000 fine, with nine days of the suspension and \$1,000 of the fine stayed for one year with no same or similar violations during that period. The agreement was signed by Auditor Donald Dicklich and Chair Keith Nelson. At 10:16 a.m. Commissioner Raukar, supported by Commissioner Sweeney, moved to close the public hearing; seven yeas, zero nays. Commissioner Dahlberg, supported by Commissioner Sweeney, moved to approve the agreement. The motion passed; six yeas, zero nays, with Commissioner Jewell momentarily away from the meeting. Resolution No. 12-290.

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

146

At 10:17 a.m. a public hearing was conducted pursuant Resolution 12-248, adopted May 1, 2012, to consider a liquor law violation, sale to a minor, by William and Margaret Rutchasky d/b/a Portage Inn, Portage Township. County Attorney Mark Rubin submitted a packet to the board that included the resolution for the public hearing, required notices and an affidavit of mailing. County Attorney Rubin said the business is no longer in operation and the resolution outlines the penalty, which is a ten day suspension and \$1,000 fine, with nine days of the suspension and \$1,000 of the fine stayed for one year with no same or similar violations during that period. County Attorney Rubin said the one day suspension would be imposed upon reapplication of a liquor license with St. Louis County. At 10:20 a.m. Commissioner Raukar, supported by Commissioner Dahlberg, moved to close the public hearing; seven yeas, zero nays. Commissioner Sweeney, supported by Commissioner Dahlberg, moved to approve the agreement. The motion passed; seven yeas, zero nays. Resolution No. 12-291.

Commissioner Raukar, supported by Commissioner Sweeney, moved to approve the consent agenda; seven yeas, zero nays.

Commissioner Forman talked about the recent fire in Ely and thanked those who helped control the fire including the St. Louis County Sheriff's Rescue Squad, the MN Department of Natural Resources, all local and regional fire departments and citizens.

Commissioner Jewell, supported by Commissioner Forsman, moved to approve a resolution authorizing the reorganization of the Public Health and Human Services Department financial reporting and supervisory structure; seven yeas, zero nays. Resolution No. 12-292.

The following Board and Contract files were created as a result of documents received at this board meeting:

Kevin Gray, County Administrator, submitting Board Letter No. 12-187, Agreement with the St. Louis County School District (ISD No. 2142) for IRYA School Advisors.—[59467](#)

Kevin Gray, County Administrator, and Don Dicklich, County Auditor, submitting Board Letter No. 12-190, Establish a Public Hearing to Consider Off-Sale Intoxicating Liquor License (Back Country Bar, Inc., d/b/a Hugo's, Ault Township).—[59468](#)

Kevin Gray, County Administrator, and Don Dicklich, County Auditor, submitting Board Letter No. 12-191, Establish a Public Hearing to Consider Off-Sale Intoxicating Liquor License (Porkorny's LLC d/b/a Gappa's Landing Resort & Campground, Kabetogama Township).—[59469](#)

Kevin Gray, County Administrator, and Don Dicklich, County Auditor, submitting Board Letter No. 12-192, Establish a Public Hearing to Consider Off-Sale Intoxicating Liquor License (The Shack, Inc., Unorganized Township 59-16).—[59470](#)

Map of Spina, St. Louis County, Minnesota, handed out by James Medure, Kinney, Minnesota.—[59471](#)

Contract for County-State Aid Highway Project between the County of St. Louis and KGM Contractors, Inc., for Culvert Replacement, Bituminous Pavement Reclamation, Plant Mixed Bituminous Surface, and Plant Mixed Bituminous Shoulders (MP 629-1487).—[12-275](#)

Contract for County-State Aid Highway Project between the County of St. Louis and KGM Contractors, Inc., for Culvert Replacement, Bituminous Pavement Reclamation, Plant Mixed Bituminous Surface, and Aggregate Shouldering (MP 74-1481).—[12-276](#)

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

147

Contract for County-State Aid Highway Project between the County of St. Louis and Forest Concrete Products, Inc., for Crush, Screen, and Stockpile Aggregate Base, Class 5 (Modified) (MP 97049 – South Crushing 2012).—[12-277](#)

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland Brothers, Inc., for Culvert Replacement, Bituminous Pavement Reclamation, Plant Mix Bituminous Surface, and Aggregate Shouldering (MP 87-1283).—[12-278](#)

Amended and Restated Joint Powers Agreement by the Lake Superior Drug and Violent Crime Task Force.—[12-279](#)

Amendment No. 1, Supply Contract – Office Supplies, between the County of St. Louis and OfficeMax North America, Inc., extending the original agreement for one (1) year effective June 1, 2012, through May 31, 2013.—[12-280](#)

Agreement, Service Contract #4896-1, between the County of St. Louis and Liberty Tire Recycling, LLC, for Collection and Proper Disposal of Tires for the period April 1, 2012, to March 31, 2014.—[12-281](#)

Agreement between the County of St. Louis and the Town of Rice Lake for 2012 Crack Sealing (MP 97044).—[12-282](#)

Agreement between the County of St. Louis and the Township of Grand Lake for 2012 Crack Sealing (MP 97044).—[12-283](#)

Agreement between the County of St. Louis and the Township of French for 2012 Crack Sealing (MP 97044).—[12-284](#)

Agreement between the County of St. Louis and the City of Chisholm for 2012 Crack Sealing (MP 97044).—[12-285](#)

Agreement between the County of St. Louis and the City of Babbitt for 2012 Crack Sealing (MP 97044).—[12-286](#)

Agreement for Professional Services between the County of St. Louis and Foster, Jacobs & Johnson, Inc., for engineering services for the Duluth Motor Pool Rain Water Collection System.—[12-287](#)

Professional Services Agreement between the County of St. Louis and LHB, Inc., for Retaining Wall, Trail Underpass, and Stormwater Design on County Road 91 (Haines Road) in Duluth, MN (SP 069-691-020).—[12-288](#)

Addendum to Purchase Agreement, Contract No. 14849A, between the St. Louis County Board of Commissioners and Center for Alcohol and Drug Treatment, Inc., for Assertive Community Treatment Team South Services for the period January 1, 2012, through December 31, 2012.—[12-289](#)

Group Residential Housing Rate Agreement, Contract No. 50994, between the St. Louis County Board of Commissioners and Trillium Services – Fountain Gate.—[12-290](#)

Upon motion by Commissioner Raukar, supported by Commissioner Sweeney, resolutions numbered 12-272 through 12-288, as submitted to this Board on the consent agenda, were unanimously adopted as follows:

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

148

**BY COMMISSIONER RAUKAR:**

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 1, 2012, are hereby approved.

Adopted May 22, 2012. No. 12-272

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 8, 2012, are hereby approved.

Adopted May 22, 2012. No. 12-273

WHEREAS, the St. Louis County Public Health and Human Services Department (PHHS) desires to provide Family Group Decision Making (FGDM) services to African American families, assisting them in developing their own resources for providing permanency and stability for children within their own extended families.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes \$30,000 for the provision of Family Group Decision Making (FGDM) to African American families for the period January 1, 2012, through December 31, 2012, payable from Fund 230, Agency 232008, Object 6012000 (Children's Out-of-Home Placement).

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to enter into a contract with Lutheran Social Service to render specific Family Group Decision Making services by using an African American staff person trained in FGDM for African American families.

Adopted May 22, 2012. No. 12-274

NOW, THEREFORE, BE IT RESOLVED, that St. Louis County Board Resolution No. 12-109, dated February 28, 2012, authorizing the granting of a non-exclusive roadway easement across state tax forfeited land is amended to add Richard and Patricia Haney and Bradley Birch to the list of grantees.

Adopted May 22, 2012. No. 12-275

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owners subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and

WHEREAS, the applicants, Kevin and Jessica Brickson of Duluth, MN, have applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH  
LOT 14 AND SLY 1/2 OF LOT 15  
CRESCENT VIEW PARK DULUTH  
PARCEL CODE: 010-0760-01760

WHEREAS, the applicants were the owners of record at the time of forfeiture and are eligible to repurchase the property; and

WHEREAS, approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Kevin and Jessica Brickson of Duluth, MN, on file in County Board File No. 59398, subject to payments including total taxes and assessments of \$18,288.78, service fee of \$114, deed tax of \$60.35, deed fee of \$25, and recording fee of \$66; for a total of \$18,554.13, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted May 22, 2012. No. 12-276

RESOLVED, that the appraisal report for sale of timber, numbered Tract 1, as submitted by the Land Commissioner, on file in the Office of the County Auditor identified as County Board File No. 59391, is approved and the County Auditor is authorized to carry out the recommendation as listed in said appraisal report.

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

149

Adopted May 22, 2012. No. 12-277

WHEREAS, 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 69-607-047 (County Project 98840), State Bridge 69A04 on County State Aid Highway 7 in Industrial Township; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$966,817.12 by reason of the low responsible bid of \$1,989,858.05, submitted by Redstone Construction.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), 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 bridge but not required.

The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$ 966,817.12
SLC State Aid Funds	\$1,023,040.93
Total Project:	\$1,989,858.05

Adopted May 22, 2012. No. 12-278

RESOLVED, that the St. Louis County Board authorizes a purchase of service agreement with the St. Louis County School District (ISD No. 2142) for the following schools participating in the Iron Range Youth in Action program (IRYA) for the provision of IRYA school advisors: Cherry School, North Woods School, Northeast Range School and South Ridge School and approves a transfer up to \$4,000 from the County Extension fund balance, Fund 184, Agency 186001, Object 629900, for services provided during the 2012-2013 school year.

Adopted May 22, 2012. No. 12-279

WHEREAS, all increases in original governmental funds revenue and expenditure budgets require County Board approval; and

WHEREAS, departments anticipate being notified of additional revenues throughout the year and need approval to increase revenue and expenditure budgets; and

WHEREAS, proposed budget adjustments are levy neutral.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the following budget changes:

1. Increase expense budget and decrease vested sick leave liability to cover unbudgeted retiree sick leave payout in Fund 616, On-Site Waste Water Division (\$67,651.83).
2. Transfer funds from Administration's budget and general fund balance to pay commitment representation/expert witness/civil commitments beyond what was budgeted (\$67,558.90).
3. Use of fund balance for legally required debt service payment (\$660.00).
4. Increase revenue and expense budget to reflect increase in project costs and revenues over that approved in Resolution No. 11-240 on 5/3/11, Meadowlands Township (\$30.08).
5. Increase revenue and expense budget to reflect increase in project costs and revenues over that approved in Resolution No. 11-263 on 5/10/11, Halden Township (\$70.62).
6. Increase NEMESIS budget to allow spending for maintenance contract that was unbudgeted (\$56,009.00).
7. Use of fund balance in Fund 281 to increase expense budget for new septic loan (\$27,649.22).

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

150

8. Increase revenue and expense budgets to match actual revenues received for meth-related overtime reimbursed through Northeast Law Enforcement Administrator's Council (NLEAC) (\$10,093.24).
9. Increase revenue and expense budgets in elections to allow for increased costs and revenue associated with election recount and filing fees (\$9,250.00).
10. Use of fund balance in County Attorney Forfeitures to increase expenditure budget for donation to Men as Peacemakers (\$5,000.00).
11. Increase expense and revenue budgets on project SP 69-613-032 to match revenue actually received as result of project overrun (\$156,800.83).
12. Use of Law Library fund balance to pay for Law Library publications (\$16,037.98).
13. Increase revenue and expense budgets for Tower Law Enforcement, to reflect actual level of services provided and revenue received (\$13,000.00).
14. Increase revenue and expense budgets for additional revenue received from Regional Rail Authority and Department of Transportation due to unanticipated overages on project SP 69-090-019 (\$118,140.00).
15. Use of fund balance in the Federal Septic Loans fund to pay consulting fees for Northspan (\$1,200.00).
16. Moved budget from personnel to operating to allow personnel savings to be used for additional fuel costs, above what was budgeted for Aurora Law Enforcement (\$5,520.00).
17. Increase revenue and expense budgets for County Extension Committee Holiday Project, which was not originally budgeted (\$586.61).
18. Adjust revenue and expense budgets to reflect the total actual pool of money (from de-obligated projects, additional project fundings, and actual unspent administration from previous years plus current year administration obligated) that is available in Community Development Block Grant (\$495,718.08).
19. Fund 2011 Cirrus tax abatement (Resolution No. 12-039) from property tax revenue received (\$27,770.00).
20. Increase revenue and expense budgets to match actual Children In Need of Protective Services (CHIPS) court expenses (\$1,500.00).
21. Budget to record pass through revenue and expense for state police aid (\$75,000.00).
22. Reallocations within PHHS that are funded out of available personnel savings including: Social Service Specialist II position to Social Worker, Psychologist II to LICSW; Administrative Assistant II Specialist position to an Administrative Assistant I position (\$15,296.00).
23. Use of fund balance to cover third and fourth quarter unemployment expense in Community Foods and Assisted Living (\$9,575.00).
24. Transfer funds from personnel to capital to cover personnel expense related to software that is being capitalized as an intangible asset in Planning Research & GIS (\$180,671.42).
25. Increase revenue and expense budget in 2008A Capital Equipment Note fund to allow spending of interest revenue received (\$2,683.70).
26. No budget entry; clarification that the general fund balance assigned for telecommunications and information technology will post beginning balances from transfers in from the old internal service funds.
27. Use of depreciation reserve funds to purchase new carpet for Auditor's Office (\$15,414.00).
28. Transfer funds from Environmental Services fund to Regional Landfill Trust fund as part of the Capital Improvement Plan, to insure that adequate funding is available in the future (\$25,000.00).
29. Transfer sufficient emergency funds to the depreciation reserve fund to leave a \$500,000 balance in the emergency fund at the end of 2011 (\$1,594,904.19).

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

151

30. In Examiner of Titles budget, transfer excess funds from personnel to operating to cover higher-than-anticipated operating expenditures (\$126.11).
31. Increase revenue and expense budget for relative custody assistance (pass-through dollars from the state for children who are placed in the care of relatives instead of foster care homes) (\$60,845.00).
32. Carry forward portion of Human Resources unspent 2011 personnel budget into 2012 to cover additional salary requirements - expense budget reduced in 2011 and cash flow increased (\$21,184.90).
33. Reduce Information Technology revenue and expense budget for office supplies charged out to other departments (\$420,000.00).
34. Assign Public Health & Human Services fund balance for the purpose of maintaining St. Louis County local cost share for Chemical Dependency programs. This amount was calculated based on the percentage difference between the county's local share of the Chemical Dependency Treatment Fund which increased from 16.14% to 22.95% starting in 2012, which amounts to approximately \$150,000 to be added onto the assigned amount. Use of funds will be triggered when the county share exceeds budgeted amounts. The director of Public Health & Human Services will coordinate use of funds with the County Administrator, through a board resolution (\$550,000.00).
35. Assign Public Health & Human Services fund balance for a remodel of the Government Services Center, which will result in reorganization and consolidation of PHHS work spaces. These funds will be used when the remodel project is approved and the need for furnishings occurs. The Director of Public Health & Human Services and the Director of Property Management will coordinate use of these funds with the County Administrator, through a board resolution (\$1,120,000.00).
36. Assign Public Health & Human Services fund balance for Out of Home placements. These funds will be used when Out of Home Placement costs exceed budgeted amounts. The Director of Public Health & Human Services will coordinate use of these funds with the County Administrator, through a board resolution (\$886,694.00).
37. Assign Public Health & Human Services fund balance for technology improvements. The Public Health & Human Services Director will present a plan for investment in technology to be approved by Administration before expenditures are authorized. The Director of Public Health & Human Services will coordinate use of these funds with the County Administrator, through a board resolution (\$1,774,331.00).
38. Assign Public Health & Human Services fund balance for prevention and innovation, to support pilot programs that focus on prevention services which will offset future costs. The Director of Public Health & Human Services will coordinate use of these funds with the County Administrator, through a board resolution (\$786,694.00).
39. Assign Public Works fund balance for local levy road and bridge construction projects to meet anticipated local project needs. Authorize Public Works to use this fund balance in 2012 to fund local projects (\$1,305,505.00).
40. Assign General Fund fund balance for Public Safety. The funds will be used for completion of the ARMER System required to meet the federal mandate for narrowband compliance. This amount is supported by budget savings from the Sheriff's Office and Jail, and revenue over budget (County Program Aid/HACA) (\$3,218,068.00).



**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

153

4th Quarter - continued				Expense Budget	Transfer	Out	Accumulation of Fund Balance	Revenue Budget	Transfers In	Reduction of Liability	Use of Fund Balance
20	149	149001	629900	1,500.00							
	149	149001	583100					(1,500.00)			
21	100	129001	521506					(40,000.00)			
	100	129004	552504					(35,000.00)			
	100	129001	695100	75,000.00							
22	230	232005	610100	3,576.00							
	230	232003	610100	7,320.00							
	230	234001	610100	4,400.00							
23	100	104007	617200	7,867.00							
	100	104011	617200	1,708.00							
	100	999999	311200								(9,575.00)
24	100	109003	611500	(180,671.42)							
	100	109003	669000	180,671.42							
25	437	437001						(2,683.70)			
	437	437002		0.28							
	437	437005		2,683.42							
26	no budget entry made - clarify general fund balance assigned for telecommunications and information technology will get their beginning balances from transfers in from the old internal service										
27	402	402001	630900	(15,414.00)							
	402	402003	630900	15,414.00							
28	600	607001	697600	25,000.00							
	610	610001	590100					(25,000.00)			
29	400	400023	630900	(568,088.85)							
	400	400023	630900	(1,027,915.34)							
	402	402001	630900	1,594,904.19							
	402	402001	590500	(1,594,904.19)							
	400	400001	697700	1,594,904.19							
30	100	112001	610000	(126.11)							
	100	112001	640800	126.11							
31	230	232008	530628					(60,845.00)			
	230	232008	608500	60,845.00							
32	100	123001	610000	(21,184.90)				21,184.90			
	100	999999	311200								
33	100	117020	552504	(420,000.00)				420,000.00			
	100	117020	640900								
34	230	999999	311403				550,000.00				
35	230	999999	311404			1,120,000.00					
36	230	999999	311402			886,694.00					
37	230	999999	311401			1,774,331.00					
38	230	999999	311405			786,694.00					
39	200	999999	311142			1,305,505.00					
40	100	999999	311047			3,218,068.00					

Adopted May 22, 2012. No. 12-280

RESOLVED, that a public hearing will be held at 9:40 A.M. on Tuesday, June 12, 2012, in the St. Louis County Courthouse, Duluth, Minnesota, for the purpose of considering an Off-Sale Intoxicating Liquor License for Back Country Bar, Inc., d/b/a Hugo's, Ault Township. Adopted May 22, 2012. No. 12-281

RESOLVED, that a public hearing will be held at 9:45 A.M. on Tuesday, June 12, 2012, in the St. Louis County Courthouse, Duluth, Minnesota, for the purpose of considering an Off-Sale Intoxicating Liquor License for Porkorny's, LLC, d/b/a Gappa's Landing Resort & Campground, Kabetogama Township. Adopted May 22, 2012. No. 12-282

RESOLVED, that a public hearing will be held at 9:50 A.M. on Tuesday, June 12, 2012, in the St. Louis County Courthouse, Duluth, Minnesota, for the purpose of considering an Off-

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

154

Sale Intoxicating Liquor License for The Shack, Inc., d/b/a The Shack, Unorganized Township 59-16.

Adopted May 22, 2012. No. 12-283

RESOLVED, that pursuant to Ordinance No. 28, Section 11, Subdivision 11.06, authorization is hereby approved for the following applications to sell/serve outside the designated serving area of the county liquor license, as per applications on file in the office of the County Auditor, identified as County Board File No. 59385:

Buffalo Valley, Inc., d/b/a Buffalo House, Midway Township, June 29 and 30, 2012;  
Buffalo Valley, Inc., d/b/a Buffalo House, Midway Township, August 17 and 18, 2012.

Adopted May 22, 2012. No. 12-284

RESOLVED, that pursuant to the provisions of Minnesota Statutes, §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 intoxicating liquor licenses is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59385:

Black Bear Café, Inc., d/b/a Black Bear Café, Vermilion Lake Township, Combination On/Off-Sale Intoxicating Liquor License No. CMB13148 and Sunday On-Sale Intoxicating Liquor License No. SUN13148, change of officers.

RESOLVED FURTHER, that said license is approved contingent upon license holder paying real estate or personal property taxes when due.

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

RESOLVED FURTHER, that said license shall be effective July 1, 2012, through June 30, 2013.

Adopted May 22, 2012. No. 12-285

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated May 4, 2012, on file in the office of the County Auditor, identified as County Board File No. 59383, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted May 22, 2012. No. 12-286

RESOLVED, that the recommendations of the Finance Committee for payment of claims and bills against the County of St. Louis, on file in the office of the County Auditor, identified as County Board File No. 59440, are hereby approved and the County Auditor shall issue checks in the following amounts:

APRIL 2012		
100	General Fund	\$5,578,107.61
149	Personnel Service Fund	640.49
150	Sheriff's Nemesis Fund Group	37,100.01
160	MN Trail Assistance	24,686.22
168	Sheriff's State Forfeitures	3,642.56
169	Attorney Trust Accounts-VW	247.00
170	Boundary Waters-Forfeiture	5,000.00
173	Emergency Shelter Grant	22,195.12
179	Enhanced 9-1-1	5,276.34
180	Law Library	8,422.21
183	City/County Communications	368.62
184	Extension Service	86,215.63
200	Public Works	2,697,641.11

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

155

210	Road Maint – Unorg Townships	113.86
220	State Road Aid	383,216.73
230	Public Health & Human Services	6,807,468.08
240	Forfeited Tax	382,911.70
260	CDBG Grant	119,481.13
261	CDBG Program Income	1,915.69
270	Home Grant	31,402.99
290	Forest Resources	18,600.12
302	Hibbing PW Facility 1997	191.82
400	County Facilities	4,910.98
402	Depreciation Reserve Fund	7,312.50
405	Public Works Building Const	67,852.05
438	2008B Capital Improvement Bond	52,035.30
439	2010A Capital Improvement Bond	426,338.59
600	Environmental Services	439,861.03
616	On-Site Waste Water Division	37,062.69
640	Plat Books	28,300.93
715	County Garage	82,692.11
720	Property Casualty Liability	27,955.42
730	Workers Compensation	217,781.87
770	Retired Employees Health Ins	161.24
826	Taconite Production Tax	286,228.00
900	State of Minnesota	1,347,818.62
902	Courts	245,983.03
907	Special Taxes	413.96
908	Cities and Towns Taxes	6,680.30
909	Tax Refunds	171,004.80
910	School Districts Taxes	2,318.63
925	Arrowhead Regional Corrections	1,452,798.60
955	Community Health Board	118,637.30
985	Collective Local Collaborative	43,549.76
989	Regional Railroad Authority	70,020.49
994	Sheriff Forfeits/Evidence	917.62
998	MPL-DUL Train Alliance	62,819.59
		\$21,416,300.45

Adopted May 22, 2012. No. 12-287

WHEREAS, the Minnesota Department of Transportation (MnDOT) has strict specifications for equipment shelters housing Allied Radio Matrix for Emergency Response (ARMER) radio gear at all ARMER tower sites; and

WHEREAS, MnDOT has selected Thermo Bond to design and build all state-owned ARMER tower shelters in the state.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes a contract with Thermo Bond to design, build and deliver two ARMER Equipment Shelters, not to exceed a total of \$175,500, payable from Fund 100, Agency 136999, Object 665900, Grant 13603, Year 2010.

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

Adopted May 22, 2012. No. 12-288

**BY COMMISSIONER RAUKAR:**

WHEREAS, the St. Louis County Liquor Licensing Committee met on April 10, 2012, to consider recommending action to be taken by the County Board as a result of an alleged liquor

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

156

law violation, sale to minor on May 30, 2011, against Fry & Fry, Inc., d/b/a Northland Lodge, Leiding Township; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, after hearing testimony on the matter at a public hearing conducted on May 22, 2012, at 9:40 a.m. in the City Council Chambers, Hibbing, MN, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, that the Seasonal On-Sale Intoxicating Liquor License No. SE125 and Seasonal Sunday On-Sale Intoxicating Liquor License No. SES125, issued to Fry & Fry, Inc., d/b/a Northland Lodge, Leiding Township, are hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year, with no same or similar violations during that period.

RESOLVED FURTHER, that the date of suspension of the liquor licenses will be June 4, 2012.

RESOLVED FURTHER, that a new violation within the next year (ending May 22, 2013), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor licenses of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

Yeas – Commissioners Jewell, Forsman, Sweeney, Raukar, and Chair Nelson – 5

Nays – Commissioners O’Neil and Dahlberg – 2

Adopted May 22, 2012. No. 12-289

**BY COMMISSIONER DAHLBERG:**

WHEREAS, the St. Louis County Liquor Licensing Committee met on April 10, 2012, to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation, sale to minor on May 30, 2011, by Leon Polley d/b/a Polley’s Resort, Unorganized Township 63-17; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, after hearing testimony on the matter at a public hearing conducted on May 22, 2012, at 9:45 a.m. in the City Council Chambers, Hibbing, MN, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, that the Off-Sale Intoxicating Liquor License No. OFSL125, issued to Leon Polley d/b/a Polley’s Resort, Unorganized Township 63-17, is hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year, with no same or similar violations during that period.

RESOLVED FURTHER, that the date of suspension of the liquor license will be June 4, 2012.

RESOLVED FURTHER, that a new violation within the next year (ending May 22, 2013), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

Yeas – Commissioners O’Neil, Dahlberg, Forsman, Sweeney, Raukar, and Chair Nelson – 6

Nays – None

Absent – Commissioner Jewell – 1

Adopted May 22, 2012. No. 12-290

**PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS  
ST. LOUIS COUNTY, MINNESOTA**

157

**BY COMMISSIONER SWEENEY:**

WHEREAS, the St. Louis County Liquor Licensing Committee met on April 10, 2012, to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation, sale to minor May 28, 2011, against William/Margaret Rutchasky d/b/a Portage Inn (closed effective December 31, 2011), Portage Township; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, after hearing testimony on the matter at a public hearing conducted on May 22, 2012, at 9:50 a.m. in the City Council Chambers, Hibbing, MN, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, that the Combination On/Off-Sale and Sunday On-Sale Intoxicating Liquor Licenses, issued to William/Margaret Rutchasky d/b/a Portage Inn, Portage Township, are hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year, with no same or similar violations during that period.

RESOLVED FURTHER, that the date of suspension of the liquor licenses will be imposed by the Liquor Licensing Committee pending re-application.

RESOLVED FURTHER, that a new violation within the next year (ending May 22, 2013), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor licenses of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

Unanimously adopted May 22, 2012. No. 12-291

**BY COMMISSIONER JEWELL:**

WHEREAS, the retirement of an Accountant Supervisor in the Public Health & Human Services Department has provided an opportunity for the reorganization of the financial reporting and supervisory structure in the department; and

WHEREAS, the St. Louis County Board has previously directed that the County Auditor's Office have accounting oversight responsibility in the county's largest departments; and

WHEREAS, there currently is an Auditor's Office position of Fiscal Manager, a supervisory classification, located within the Public Health & Human Services Department.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board directs the County Administrator to implement a partial restructure of the financial and supervisory reporting process within the Public Health & Human Services Department to provide enhanced Auditor's Office oversight of its accounting functions.

Unanimously adopted May 22, 2012. No. 12-292

At 10:49 a.m., May 22, 2012, Commissioner Dahlberg, supported by Commissioner Raukar, moved to adjourn; six yeas, zero nays.

Keith Nelson, Chair of the Board  
of County Commissioners

Attest:

Donald Dicklich, County Auditor  
and Ex-Officio Clerk of the Board  
of County Commissioners

(Seal of the County Auditor)