

**OFFICIAL PROCEEDINGS OF THE MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF ST. LOUIS, MINNESOTA,  
HELD ON MAY 24, 2016**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 24<sup>th</sup> day of May 2016, at 9:42 a.m., at the St. Louis County Courthouse, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Chris Dahlberg, Tom Rukavina, Pete Stauber, and Chair Steve Raukar - 6. Absent: Keith Nelson – 1.

Commissioner Nelson entered the meeting at 9:43 a.m.

Chair Raukar asked for a moment of silence to honor U.S. troops, their families, and for all innocent victims of war and conflict, and asked that everyone pray that mankind comes to the realization that our commonalities far outweigh our differences on a global scale, followed by the pledge of allegiance.

Commissioner Dahlberg offered his “Words of Wisdom” by reading various quotes from Winston Churchill. Chair Raukar noted it was Bob Dylan’s 75<sup>th</sup> birthday and offered quotes from Bob Dylan.

An Employee Recognition Ceremony was held honoring St. Louis County employees and retirees with 25, 30, 35 and 40+ years of service to St. Louis County.

Commissioner Jewell stepped out of the meeting from 9:54 a.m. to 9:57 a.m.

Chair Raukar then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Roberta Lang, of Hibbing, and Tracy Warren, of Hibbing, discussed concerns regarding the St. Louis County Veterans Service Office.

At 10:07 a.m., a public hearing convened, pursuant to Resolution No. 16-280, adopted April 26, 2016, to receive evidence and testimony regarding proposed “St. Louis County Ordinance No. 64: The Management and Permitting of All-Terrain Vehicles within the Public Right-of-Way of Roads under the County’s Jurisdiction”. St. Louis County Public Works Director Jim Foldesi discussed public comments received during the public comment period and reviewed technical changes made to Ordinance No. 64. Director Foldesi provided the Board with handouts summarizing the public comments and technical changes to the ordinance. Chair Raukar opened the floor to governmental representatives who wished to address the Board concerning Ordinance No. 64; the following representatives provided comments: Jeff Kletscher, Mayor of the City of Floodwood, spoke in favor of the ordinance and touched on ATV safety training. Gene Wright, Embarrass Township Supervisor, discussed the non-impact of ATV use relating to horseback riders. Steve Koch, Camp 5 Township Supervisor, briefly talked about riding with Commissioner Rukavina.

Chair Raukar then asked for citizen comments and the following persons addressed the Board: Neil Anderson, of Zim, opposed the ordinance and was concerned about ATVs using ditches and roads since taxpayers pay for maintenance of both areas. Joel Christoff, of Hibbing, supported the

ordinance and encouraged the Board to pass the ordinance. Robin Kretzschmar, of Hibbing, spoke in favor of the ordinance and discussed various aspects of ATV safety training. David Vuicich, of Virginia, said he opposed the ordinance while expressing various safety concerns, including ATV operation on roads with narrow shoulders. Kenneth Kallio, of Balkan, said the Balkan Township Board supports the ordinance. Gary Skogman, of Lake Vermilion, spoke in support of the ordinance. Roger Nelson, of Side Lake, discussed supervision and training relating to ATV usage. David Vuicich, of Virginia, discussed various issues relating to veterans. Chair Raukar asked if there were any other individuals who wished to address the Board concerning Ordinance No. 64, and no one came forth. At 10:53 a.m., Commissioner Dahlberg, supported by Commissioner Nelson, moved to close the public hearing. The motion passed; seven yeas, zero nays.

The Board recessed at 10:54 a.m. and reconvened at 11:08 a.m. with all Commissioners present.

Commissioner Rukavina, supported by Commissioner Nelson, moved to adopt St. Louis County Ordinance Number 64, "The Management and Permitting of All-Terrain Vehicles within the Public Right-of-Way of Roads under the County's Jurisdiction." The effective date for St. Louis County Ordinance Number 64 shall be May 24, 2016. Commissioner Boyle, supported by Commissioner Jewell, moved to amend the ordinance to include additional wording in Subdivision 4. Permitting B. The amendment passed; seven yeas, zero nays. After further Commissioner discussion, the original motion passed; seven yeas, zero nays. Resolution No. 16-347.

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

The following Board and contract files were created resulting from documents received at this Board meeting:

Kevin Gray, County Administrator, and David Lee, Public Health and Human Services Directors, submitting Board Letter No. 16-204, CY 2016 Supervised Visitation Services Agreements and Rescind County Board Resolution No. 15-768.—60370

Kevin Gray, County Administrator, Mark Weber, Land and Minerals Director, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 16-208, Easements across State Tax Forfeited Land to MnDOT and Rescind County Board Resolution No. 16-205, at the Request of MnDOT.—60371

Applications for license to sell tobacco products at retail submitted during 2016.—60372

Kevin Gray, County Administrator, and Mark Weber, Land and Minerals Director, submitting Board Letter No. 16-209, Minnesota Deer Hunters Association, The Conservation Fund and Ruffed Grouse Society Habitat Protection Project.—60373

Purchase of Service Agreement, Contract No. 15777, between the St. Louis County Board of Commissioners and Ely Community Resources, Inc., Ely, MN, for Youth Services during the period January 1, 2016 to December 31, 2016.—16-467

Purchase of Service Agreement, Contract No. 15788, between the St. Louis County Board of Commissioners and Legal Aid Service of Northeastern Minnesota, Duluth, MN, for Legal Aid Services during the period January 1, 2016 to December 31, 2016.—16-468

Aquatic Invasive Species (AIS) Prevention Program Grant Agreement between St. Louis County and Burntside Lake Association, Ely, MN, for AIS Program activities and objectives during the period April 1, 2016 through December 31, 2017.—16-469

Service Contract between the County of St. Louis and DSGW Architects, Duluth, MN, to perform building design, bid documents and project oversight for the Sheriff's South Rescue Squad Large Vehicle Storage Building project.—16-470

On-line Software Subscriber Agreement between the County of St. Louis, Auditor's Office, and Jennie Macias, Project Manager for Abstrax, LLC, Middletown, RI.—16-471

State of Minnesota Department of Human Services County Grant Contract for Respite Services for Individuals with Autism for the period March 1, 2016 through June 30, 2018.—16-472

Safety and Risk Management Training Contract between St. Louis County and Forrest Co., LLC, Duluth, MN, for *First Aid Training* on May 3-5, 2016.—16-473

State of Minnesota Agency Agreement, MnDOT Agreement No. 1003067, between the Department of Transportation and St. Louis County for Federal Participation in Advance Construction for CP 0009-147349/SP 069-609-040/ MP STPF 6916(217).—16-474

Cooperative Agreement between St. Louis County and the Town of Fayal for 2016 Maintenance Striping, CP 0000-275364.—16-475

Project Contract #5304 between the County of St. Louis and Future Forests, Inc., Askov, MN, for Mechanical Site Scarification by Disc Trench on 913 acres of state tax forfeited lands (Bid No. 5304).—16-476

2016 State of Minnesota Federal Supplemental Boating Safety Patrol Grant Agreement, Contract No. 108896, between the Commissioner of Natural Resources and the St. Louis County Sheriff's Office.—16-477

Addendum to Purchase Agreement, Contract No. 15628A, between the St. Louis County Board of Commissioners and Range Mental Health Center, Inc., for Assertive Community Treatment (ACT) adjusting the maximum amount to be paid and adjusting the budget to reflect the new maximum amount to be paid.—16-478

Agreement for Services between the County of St. Louis and LHB, Inc., Duluth, MN, for Engineering Services for Retaining Wall, Frontage Road, and Median Design on Arrowhead Road (CP 0032-15443) in Duluth.—16-479

Group Residential Housing Rate Agreement, Contract No. 53082, between the St. Louis County Board of Commissioners and REM Arrowhead – Birchwood, Duluth, MN.—16-480

Group Residential Housing Rate Agreement, Contract No. 53083, between the St. Louis County Board of Commissioners and REM Arrowhead – Hermantown Road, Hermantown, MN.—16-481

Group Residential Housing Rate Agreement, Contract No. 53084, between the St. Louis County Board of Commissioners and REM Arrowhead – Buffalo, Duluth, MN.—16-482

Group Residential Housing Rate Agreement, Contract No. 53085, between the St. Louis County Board of Commissioners and REM Arrowhead – Caribou, Saginaw, MN.—16-483

Group Residential Housing Rate Agreement, Contract No. 53086, between the St. Louis County Board of Commissioners and REM Arrowhead – Chambersburg, Duluth, MN.—16-484

Group Residential Housing Rate Agreement, Contract No. 53087, between the St. Louis County Board of Commissioners and REM Arrowhead – Chester Creek, Duluth, MN.—16-485

Group Residential Housing Rate Agreement, Contract No. 53088, between the St. Louis County Board of Commissioners and REM Arrowhead – Como, Duluth, MN.—16-486

Group Residential Housing Rate Agreement, Contract No. 53089, between the St. Louis County Board of Commissioners and REM Arrowhead – Endion Park, Duluth, MN.—16-487

Group Residential Housing Rate Agreement, Contract No. 53090, between the St. Louis County Board of Commissioners and REM Arrowhead – Falcon, Duluth, MN.—16-488

Group Residential Housing Rate Agreement, Contract No. 53091, between the St. Louis County Board of Commissioners and REM Arrowhead – Gearhart, Duluth, MN.—16-489

Group Residential Housing Rate Agreement, Contract No. 53092, between the St. Louis County Board of Commissioners and REM Arrowhead – Haines, Hermantown, MN.—16-490

Group Residential Housing Rate Agreement, Contract No. 53093, between the St. Louis County Board of Commissioners and REM Arrowhead – Hermantown, Duluth, MN.—16-491

Group Residential Housing Rate Agreement, Contract No. 53094, between the St. Louis County Board of Commissioners and REM Arrowhead – High, Duluth, MN.—16-492

Group Residential Housing Rate Agreement, Contract No. 53095, between the St. Louis County Board of Commissioners and REM Arrowhead – Highway 33, Cloquet, MN.—16-493

Group Residential Housing Rate Agreement, Contract No. 53096, between the St. Louis County Board of Commissioners and REM Arrowhead – Kenwood, Duluth, MN.—16-494

Group Residential Housing Rate Agreement, Contract No. 53097, between the St. Louis County Board of Commissioners and REM Arrowhead – Kingswood, Hermantown, MN.—16-495

Group Residential Housing Rate Agreement, Contract No. 53098, between the St. Louis County Board of Commissioners and REM Arrowhead – Lakeview, Duluth, MN.—16-496

Group Residential Housing Rate Agreement, Contract No. 53099, between the St. Louis County Board of Commissioners and REM Arrowhead – Maple Bend, Duluth, MN.—16-497

Group Residential Housing Rate Agreement, Contract No. 53100, between the St. Louis County Board of Commissioners and REM Arrowhead – Maple Grove, Duluth, MN.—16-498

Group Residential Housing Rate Agreement, Contract No. 53101, between the St. Louis County Board of Commissioners and REM Arrowhead – Morris, Duluth, MN.—16-499

Group Residential Housing Rate Agreement, Contract No. 53102, between the St. Louis County Board of Commissioners and REM Arrowhead – Oneida, Duluth, MN.—16-500

Group Residential Housing Rate Agreement, Contract No. 53103, between the St. Louis County Board of Commissioners and REM Arrowhead – Page, Duluth, MN.—16-501

Group Residential Housing Rate Agreement, Contract No. 53104, between the St. Louis County Board of Commissioners and REM Arrowhead – Parkwood, Duluth, MN.—16-502

Group Residential Housing Rate Agreement, Contract No. 53105, between the St. Louis County Board of Commissioners and REM Arrowhead – Piedmont, Duluth, MN.—16-503

Group Residential Housing Rate Agreement, Contract No. 53106, between the St. Louis County Board of Commissioners and REM Arrowhead – Pike Lake, Duluth, MN.—16-504

Group Residential Housing Rate Agreement, Contract No. 53107, between the St. Louis County Board of Commissioners and REM Arrowhead – Spirit Valley, Duluth, MN.—16-505

Group Residential Housing Rate Agreement, Contract No. 53108, between the St. Louis County Board of Commissioners and REM Arrowhead – Springvale, Hermantown, MN.—16-506

Group Residential Housing Rate Agreement, Contract No. 53109, between the St. Louis County Board of Commissioners and REM Arrowhead – Swan Lake, Duluth, MN.—16-507

Group Residential Housing Rate Agreement, Contract No. 53110, between the St. Louis County Board of Commissioners and REM Arrowhead – Toledo, Duluth, MN.—16-508

Group Residential Housing Rate Agreement, Contract No. 53111, between the St. Louis County Board of Commissioners and REM Arrowhead – Tuhkanen, Saginaw, MN.—16-509

Group Residential Housing Rate Agreement, Contract No. 53112, between the St. Louis County Board of Commissioners and REM Arrowhead – Twin Pines, Hermantown, MN.—16-510

Group Residential Housing Rate Agreement, Contract No. 53113, between the St. Louis County Board of Commissioners and REM Arrowhead – Vermilion, Duluth, MN.—16-511

Group Residential Housing Rate Agreement, Contract No. 53114, between the St. Louis County Board of Commissioners and REM Arrowhead – Wallace, Duluth, MN.—16-512

Group Residential Housing Rate Agreement, Contract No. 53115, between the St. Louis County Board of Commissioners and REM Arrowhead – Woodland, Duluth, MN.—16-513

Amendment No. 1, Original Damion No. 2014-008752, between the County of St. Louis and Waste Management, Duluth, MN, for Compacted Solid Waste Roll-Off Haulage Service extending the original contract for an addition one (1) year through June 30, 2017.—16-514

Amendment to Purchase of Service Agreement, Contract No. 15743A, between the St. Louis County Board of Commissioners and Duluth Psychological Clinic, Duluth, MN.—16-515

Upon motion by Commissioner Nelson, supported by Commissioner Jewell, resolutions numbered 16-318 through 16-346, as submitted on the consent agenda, were unanimously adopted as follows:

**BY COMMISSIONER NELSON:**

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 10, 2016, are hereby approved.

Adopted May 24, 2016. No. 16-318

WHEREAS, St. Louis County has Child Protection and Intervention and Prevention Programs; and WHEREAS, On December 15, 2015, the County Board adopted Resolution No. 15-768 establishing 2016 rates for Supervised Visitation services and authorizing Professional Services Agreements with Lutheran Social Service (LSS) Family Resource Center, LSS Bethany Crisis Shelter, and Duluth Family Visitation Center (DFVC); and

WHEREAS, Public Health and Human Services (PHHS) has identified an increased need for this mandated child protective service in Northern St. Louis County; and

WHEREAS, Adding one (1) additional provider in Northern St. Louis County, Children’s Behavioral Health Services (CBHS) Adult & Family Counseling of Grand Rapids, MN, will allow PHHS to make the necessary referrals to accommodate the increased need for this mandated service;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes agreements for Supervised Visitation Services and related staff transportation to approved off-site locations for the period January 1, 2016 through December 31, 2016 (\$400,000 maximum for all four providers combined), payable from Fund 230 (Social Services), Agency 232008 (Children’s Services), Expense Object 602000 (Other Children’s Services), as follows:

LSS	Family Resource Center-Range Youth Shelter, Virginia	
	Basic Supervised Visitation	\$34.00 per hour
	Transportation	\$18.00 per hour
LSS	Bethany Crisis Shelter, Duluth	
	Basic Supervised Visitation	\$35.00 per hour
	Structured Supervised Visitation	\$40.00 per hour
DFVC	Duluth	
	Supervised Community Visits	\$30.00 per hour
	Individualized Visits	\$35.00 per hour
CBHS	Adult & Family Counseling, Grand Rapids	
	Supervised Visitation	\$34.00 per hour

It is further recommended that County Board Resolution No. 15-768, dated December 15, 2015, be rescinded.

Adopted May 24, 2016. No. 16-319

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, Thomas R. Ward and Patti L. Ward of Duluth, MN, have applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH  
LOTS 12 AND 13, BLOCK 44  
GARY FIRST DIVISION DULUTH  
Parcel Code: 010-1800-11260; and

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;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Thomas R. Ward and Patti L. Ward of Duluth, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of \$10,998.64, service fee of \$114, deed tax of \$36.30, deed fee of \$25, and recording fee of \$46, for a total of \$11,219.94 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted May 24, 2016. No. 16-320

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, Dennis and Diane Tesser of Hermantown, MN, have applied to repurchase state tax forfeited land legally described as:

CITY OF HERMANTOWN  
NW 1/4 OF SW 1/4 EX 10 AC AT SW COR AND EX WLY 75 FT & EX WLY 600 FT OF  
NLY 100 FT OF SLY 939 FT & EX WLY 729 FT OF NLY 200 FT OF SLY 1139 FT & EX  
W 729 FT OF N 400 FT OF S 839 FT  
SECTION 29, TOWNSHIP 50 NORTH, RANGE 15 WEST  
Parcel Code: 395-0010-08750; and

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;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Dennis and Diane Tesser of Hermantown, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of \$21,966.35, service fee of \$114, deed tax of \$72.49, deed fee of \$25, and recording fee of \$46, for a total of \$22,223.84 to be deposited into Fund 240 (Forfeited Tax Fund).

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, Kelly Kruse-Koivisto and Bruce Allen DeLancey of Duluth, MN, have applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH  
W 33 FT OF E 66 FT OF LOTS 1, 2 AND 3 AND  
ALL OF LOTS 4 AND 5, BLOCK 46  
GARY FIRST DIVISION DULUTH  
Parcel Code: 010-1800-11780; and

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;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Kelly Kruse-Koivisto and Bruce Allen DeLancey of Duluth, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of \$10,028.14, service fee of \$114, deed tax of \$33.09, deed fee of \$25, and recording fee of \$66, for a total of \$10,266.23 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted May 24, 2016. No. 16-322

WHEREAS, The contract with Paul Byrd of Hibbing, MN, for the purchase of state tax forfeited land is in default for nonpayment of 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 CHERRY  
NW 1/4 OF SE 1/4 LYING N OF RY R/W  
SECTION 5, TOWNSHIP 57 NORTH, RANGE 19 WEST  
Parcel Code: 290-0010-00870  
C22060042; and

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 owners of the property will be notified by posting of the property or by mail;

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

Adopted May 24, 2016. No. 16-323

WHEREAS, The contract with Alyssa Jones of Duluth, MN, for the purchase of state tax

forfeited land is in default for nonpayment of 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:

UNORGANIZED TOWNSHIP 56-17  
N ½ of SW ¼ of NW ¼  
Section 12, Township 56 North, Range 17 West  
Parcel Code: 690-0010-01990  
C22100099; and

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 owners of the property will be notified by posting of the property or by mail;

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

Adopted May 24, 2016. No. 16-324

WHEREAS, Potlatch Minnesota Timberlands, LLC, has requested access easements across state tax forfeited land; and

WHEREAS, There are no reasonable alternatives to obtain access to the properties; and

WHEREAS, Exercising these easements will not cause significant adverse environmental or natural resource management impacts and will not conflict with public use of land; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to grant non-exclusive access easements to Potlatch Minnesota Timberlands, LLC, across state tax forfeited lands as described in County Board File No. 60294;

RESOLVED FURTHER, That the granting of these easements is conditioned upon Potlatch Minnesota Timberlands, LLC, granting the county permanent easements across land owned by Potlatch Corp. in Section 10, Fine Lakes Township, Sections 2, 8 and 17, Ault (E) Township, and Section 4, New Independence Township, and paying 47.73% of the survey cost and recording fees.

Adopted May 24, 2016. No. 16-325

WHEREAS, The Minnesota Department of Transportation (MnDOT) has requested easements across state tax forfeited land to improve Trunk Highway 23 (Grand Avenue) for highway purposes; and

WHEREAS, Minn. Stat. § 282.017 authorizes the County Auditor to grant easements across state tax forfeited land for such purposes;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a utility easement to the Minnesota Department of Transportation (MnDOT) over, under and across state tax forfeited lands as described in County Board File No. 60294;

RESOLVED FURTHER, That the granting of this easement is conditioned upon payment of

\$9,800 land use fee, and \$150 administration fee, for a total of \$9,950 to be deposited into Fund 240 (Forfeited Tax Fund);

RESOLVED FURTHER, That St. Louis County Board Resolution No. 16-205, adopted on April 12, 2016, is hereby rescinded.

Adopted May 24, 2016. No. 16-326

WHEREAS, The Minnesota Deer Hunters Association (MDHA) is a non-profit organization that promotes habitat, educates youth in outdoor education and firearms safety, and advocates on behalf of Minnesota's deer hunters; and

WHEREAS, The Ruffed Grouse Society (RGS) is a non-profit organization that works to improve woodland habitat for ruffed grouse, American woodcock and many other kinds of forest wildlife; and

WHEREAS, The Conservation Fund (TCF) is a non-profit organization that finds solutions to land and water conservation issues benefiting both the environment and the economy; and

WHEREAS, MDHA and RGS have formed a new partnership that will combine the resources of both organizations to protect forest habitat; and

WHEREAS, MDHA, TCF and RGS have the opportunity to acquire forest lands within St. Louis County that will preserve forest habitat, protect water resources, and provide public hunting and recreational opportunities on lands that currently may not be open to the public; and

WHEREAS, MDHA/RGS will submit an application to the Lessard-Sams Outdoor Heritage Council seeking Outdoor Heritage Funds to acquire said lands within St. Louis County; and

WHEREAS, If MDHA/RGS is successful in obtaining funding for its habitat project, MDHA, TCF and RGS will work closely with St. Louis County in reviewing and discussing potential parcel acquisitions before any parcels are purchased;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board endorses the habitat project proposal developed by the Minnesota Deer Hunters Association, The Conservation Fund and the Ruffed Grouse Society, and supports full funding of the Minnesota Deer Hunters Association and the Ruffed Grouse Society's joint application to the Lessard-Sams Outdoor Heritage Council for this purpose.

Adopted May 24, 2016. No. 16-327

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of Comstock Lake Road/UT 9230 and to replace the existing bridge (County Bridge 755, State Bridge 92628) over Coolidge Creek in Unorganized Township 55-15 (County Project 9230-271723 TST); and

WHEREAS, These improvements consist of replacing the existing bridge with a new bridge at the same location and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for this project, payable from Fund 200, Agency 203001;

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

over the following tax forfeited parcel:

All of Section 35, Township 55 North of Range 15 West of the Fourth Principal Meridian.  
(Parcel ID No. 662-0010-05360)

Adopted May 24, 2016. No. 16-328

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

CP 0138-274460 TST/SAP 69-738-008 (Low), CSAH 138 between CSAH 21 and TH 135;

CP 0362-274459 TST (Tied), CR 362 (Lehto Road) between CR 656 and TH 135;

CP 0615-274457 TST (Tied), CR 615 (Salo Road) between CSAH 138 and CSAH 21;

CP 0656-274458 TST (Tied), CR 656 (Lehto Road) between CR 362 and CSAH 21); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 5, 2016, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hawkinson Construction Co., Inc.	P.O. Box 278 Grand Rapids, MN 55744	\$1,326,099.93

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

CP 0138-274460 TST/ SAP 69-738-008(Low)	Fund 204, Agency 204038, Object 652806	\$537,987.32
CP 0362-274459 TST (Tied)	Fund 444, Agency 444087, Object 652806	\$442,414.66
CP 0615-274457 TST (Tied)	Fund 444, Agency 444088, Object 652806	\$198,615.36
CP 0656-274458 TST (Tied)	Fund 444, Agency 444089, Object 652806	\$147,082.59

Adopted May 24, 2016. No. 16-329

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

CP 0122-254632 (Low), CSAH 122 1.05 mile north of TH 53;

CP 0123-254633/SAP 69-723-006 (Tied), CSAH 123 between South Junction CSAH 122 and North Junction CSAH 122; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 5, 2016, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Utility Systems of America, Inc.	P.O. Box 706 Eveleth, MN 55734	\$275,977.50

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

CP 0122-254632 (Low)	Fund 200, Agency 203382, Object 652800	\$ 96,868.75
CP 0123-254633/	Fund 220, Agency 220402, Object 652700	\$179,108.75
SAP 69-723-006 (Tied)		

Adopted May 24, 2016. No. 16-330

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

CP 0223-244397 (Low) TST, CR 223 (Munger Shaw Road) between CR 696 (St. Louis River Road) and CSAH 6 (Maple Grove Road);  
 CP 0297-284942 TST, CR 297 (Lavaque Road) between south end of CR 297 and CSAH 48 (Lavaque Bypass Road);  
 CP 0897-276912 TST, CR 897 (Ratika & Grandview Roads) between CR 889 (Solway Road) and 0.3 mile east of CSAH 13 (Midway Road);  
 CP 0284-295016 TST, CR 284 (Ugstad Road) between CSAH 48 (Lavaque Bypass Road) and CSAH 9 (Martin Road); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 5, 2016, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$1,787,689.64

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

CP 0223-244397 (Low) TST	Fund 444, Agency 444085, Object 652806	\$818,686.78
CP 0297-284942 TST (Tied)	Fund 444, Agency 444086, Object 652806	\$223,489.50
CP 0897-276912 TST (Tied)	Fund 204, Agency 204034, Object 652806	\$434,256.28
CP 0284-295016 TST (Tied)	Fund 204, Agency 204041, Object 652806	\$311,257.08

Adopted May 24, 2016. No. 16-331

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

CP 0000-277015 (Low), various locations within St. Louis County;  
 CP 0061-292087/SAP 69-661-020 (Tied), CSAH 61 (North Shore Drive) between 1200' SW of CSAH 33 (McQuade Road) and Lake County line; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 5, 2016, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
ASTECH Corp.	P.O. Box 1025 St. Cloud, MN 56302	\$580,594.08

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the

Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

CP 0000-277015 (Low)	Fund 200, Agency 201085, Object 653300	\$453,071.13
CP 0061-292087/	Fund 220, Agency 220401, Object 652700	\$127,522.95
SAP 69-661-020 (Tied)		

With additional revenue budgeted for expense:

City of Aurora	Fund 200, Agency 201085, Rev. Obj. 551525	\$10,968.00
City of Buhl	Fund 200, Agency 201085, Rev. Obj. 551528	\$3,313.50
City of Chisholm	Fund 200, Agency 201085, Rev. Obj. 551530	\$11,349.00
City of Rice Lake	Fund 200, Agency 201085, Rev. Obj. 551521	\$1,231.50
Town of Canosia	Fund 200, Agency 201085, Rev. Obj. 551511	\$39,086.41
Town of Fayal	Fund 200, Agency 201085, Rev. Obj. 551537	\$5,572.50

Adopted May 24, 2016. No. 16-332

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. 60288.

Adopted May 24, 2016. No. 16-333

WHEREAS, St. Louis County is in need of Medical Examiner services and has determined that the best qualified entity to provide this service is the Midwest Medical Examiner's Office operating out of Anoka County, MN; and

WHEREAS, Quinn Strobl, M.D., the Chief Medical Examiner for Anoka County and a forensic pathologist certified by the American Board of Pathology, is willing to serve as St. Louis County's Chief Medical Examiner, as set forth in Minn. Stat. Chapter 390.33, under the terms of a contract with the Midwest Medical Examiner's Office; and

WHEREAS, The scope of services to be provided by the Midwest Medical Examiner's Office is consistent with the needs of St. Louis County and addresses the desire for a local presence and continuity in the form of continued services provided by many of the same death scene investigators used by the county's former Medical Examiner services provider; and

WHEREAS, The 2017 cost structure of the Midwest Medical Examiner's Office is based on a per-capita rate of \$2.48 and a St. Louis County population of 200,211 at a monthly cost of \$41,461.25, for a total annual cost of \$497,535, with projected compensation for renewals of the agreement increased or decreased accordingly;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a contract agreement with the Midwest Medical Examiner's Office, 14341 Rhinestone Street NW, Ramsey, MN, for Medical Examiner services from January 1, 2017 through December 31, 2017, with monthly payments of \$41,461.25, for a total annual amount of \$497,535 payable from General Fund 100, Agency 131001, Object 627500;

RESOLVED FURTHER, That the agreement will automatically renew for four (4) additional years from January 1, 2018 until December 31, 2021, unless it is terminated under the contract provisions;

RESOLVED FURTHER, That the St. Louis County Board hereby reappoints Quinn Strobl, M.D., a forensic pathologist certified by the American Board of Pathology, as Chief Medical Examiner for St. Louis County during the term of the contract with the Midwest Medical Examiner's

Office.

Adopted May 24, 2016. No. 16-334

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. 60275, are hereby approved and the County Auditor shall issue checks in the following amounts:

**January 2016**

100	General Fund	\$6,932,179.50
148	Volunteer Fire Departments	272,154.30
149	Personal Service Fund	237.13
150	Sheriff's NEMESIS Fund Group	64,191.73
160	MN Trail Assistance	24,054.57
167	Attorney's Forfeitures	7,200.00
168	Sheriff's State Forfeitures	1,060.00
169	Attorney Trust Accounts-VW	1,239.77
173	Emergency Shelter Grant	434.10
176	Revolving Loan Fund	251.93
178	Economic Development – Tax Forf.	9,090.00
179	Enhanced 9-1-1	1,243.26
180	Law Library	29,368.45
183	City/County Communications	321.34
184	Extension Service	93,066.59
200	Public Works	2,562,126.55
204	Local Option Transit Sales Tax	4,501.09
220	State Road Aid	408,348.60
225	PW – June 2012 Flood	302.50
230	Public Health & Human Services	5,586,821.06
240	Forfeited Tax	389,345.24
260	CDBG Grant	65,200.52
270	HOME Grant	44,271.47
281	SLC Septic Loans	1,350.66
290	Forest Resources	47,242.46
321	2013C Refunding 2004A&2005A	1,968.50
400	County Facilities	321,696.75
402	Depreciation Reserve Fund	51,563.32
405	Public Works Building Const.	17,934.50
407	Public Works – Equipment	169,498.00
440	2013A Capital Improvement Bond	65,969.15
444	2015C – Capital Improvement Bond	750,625.01
600	Environmental Services	434,379.84
616	On-Site Waste Water Division	56,342.81
715	County Garage	41,216.89
720	Property Casualty Liability	13,574.26

730	Workers Compensation	372,449.67
740	Medical Dental Insurance	1,978,660.71
770	Retired Employees Health Ins.	<u>1,488.00</u>
		<b>\$20,822,970.23</b>

Adopted May 24, 2016. No. 16-335

WHEREAS, Pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for intoxicating liquor licenses is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60311; and

WHEREAS, Said licenses are approved contingent upon license holder paying real estate or personal property taxes when due; and

WHEREAS, Said licenses are approved contingent on Environmental Services approval; and

WHEREAS, If named license holder sells their licensed place of business, the County Board may, at its discretion and after an investigation, transfer the licenses to a new owner, but without prorated refund of the license fees to the license holder;

THEREFORE, BE IT RESOLVED, That said licenses shall be effective through June 30, 2017:

Max's Marina, Inc., d/b/a The Blue Max, Fredenberg Township, Combination On/Off-Sale and Sunday On-Sale Intoxicating Liquor Licenses, change of corporate officer.

Adopted May 24, 2016. No. 16-336

WHEREAS, Pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for intoxicating liquor licenses is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60311; and

WHEREAS, Said licenses are approved contingent upon license holder paying real estate or personal property taxes when due; and

WHEREAS, Said licenses are approved contingent upon proof of Workers' Compensation insurance; and

WHEREAS, If named license holder sells their licensed place of business, the County Board may, at its discretion and after an investigation, transfer the licenses to a new owner, but without prorated refund of the license fees to the license holder;

THEREFORE, BE IT RESOLVED, That said licenses shall be effective through June 30, 2017:

Random ACT Inc d/b/a Kountry Krossroads, Pike Township, On-Sale and Sunday On-Sale Intoxicating Liquor License, transfer.

Adopted May 24, 2016. No. 16-337

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for a temporary on-sale intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60311:

Morse Fall Lake Fire Relief Association, Morse Township, Temporary On-Sale

Intoxicating Liquor License, for August 19-20, 2016.

Adopted May 24, 2016. No. 16-338

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subd. 11.06, authorization is hereby granted to Fry & Fry, Inc. d/b/a Northland Lodge, Leiding Township, to sell/serve outside the designated serving area of the County Liquor License for the dates of August 11-13, 2016, as per application on file in the office of the County Auditor, identified as County Board File No. 60311.

Adopted May 24, 2016. No. 16-339

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subdivision 11.06, authorization is hereby granted to Dawghouse Bar & Grill, LLC d/b/a Dawghouse Bar & Grill, Northland Township, to sell/serve liquor outside the designated serving area of the County Liquor License for the dates of June 11-12, 2016, as per application on file in the office of the County Auditor, identified as County Board File No. 60311.

Adopted May 24, 2016. No. 16-340

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for 3.2 percent malt liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60273;

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

RESOLVED FURTHER, That said license is approved contingent upon proof of Liquor Liability and Workers' Compensation insurance information;

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

RESOLVED FURTHER, That said license shall be effective June 1, 2016 through June 30, 2016:

Hugo's, Inc. d/b/a Hugo's, Ault Township, On/Off-Sale 3.2 Percent Malt Liquor License, transfer.

Adopted May 24, 2016. No. 16-341

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for permit authorizing the consumption and display of intoxicating liquor is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60297:

Hugo's, Inc., d/b/a Hugo's, Ault Township, transfer;

RESOLVED FURTHER, That said license is approved contingent upon proof of Workers' Compensation insurance information.

Adopted May 24, 2016. No. 16-342

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22,

1978, as amended, the following application for an on-sale wine license with authorization to sell/serve strong beer on-sale is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60311;

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

RESOLVED FURTHER, That said license is approved contingent upon proof of Liquor Liability and Workers' Compensation insurance;

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

RESOLVED FURTHER, That said license shall be effective June 1, 2016 through June 30, 2016:

Hugo's, Inc. d/b/a Hugo's, Ault Township, On-Sale Wine License with Authorization to Sell/Serve Strong Beer On-Sale, transfer.

Adopted May 24, 2016. No. 16-343

RESOLVED, That pursuant to St. Louis County Ordinance No. 51, the application for license to sell tobacco products at retail, on file in the office of the County Auditor, identified as County Board File No. 60372, is hereby approved and the County Auditor is authorized to issue the license to the following establishment:

Hugo's, Inc., d/b/a Hugo's, Ault Township, transfer;

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

RESOLVED FURTHER, That said license is effective June 1, 2016 through December 31, 2016.

Adopted May 24, 2016. No. 16-344

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated May 13, 2016, on file in the office of the County Auditor, identified as County Board File No. 60274, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted May 24, 2016. No. 16-345

WHEREAS, Whenever an employment vacancy occurs, a review is done to determine if that position should be filled as is or if it should be reallocated to a level more aligned with the needs of the Department and the customers it serves; and

WHEREAS, Human Resources, in collaboration with the Public Health and Human Services Department, has determined that reallocation of an Information Specialist II to Child Support Officer I will increase the Department's ability to improve collections, including the enforcement of child support court orders; and

WHEREAS, The Minnesota Department of Human Services has estimated an increase in the number of Child Support cases associated with Public Assistance between 286 and 1,144 cases due to the Medical Assistance Expansion; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the reallocation of an Information Specialist II position (Pay Grade 12) to a Child Support Officer I position (Pay Grade 18) in the Public Health and Human Services Department;

RESOLVED FURTHER, That the reallocation will result in an annual cost increase of approximately \$3,096, to be accounted for in Fund 230, Agency 231009, Object 610100.

Adopted May 24, 2016. No. 16-346

**BY COMMISSIONER RUKAVINA:**

WHEREAS, Minn. Stat. §§ 84.92–84.928 regulate the operation of all-terrain vehicles (ATVs); and

WHEREAS, Minn. Stat. §§ 84.928 Subd. 1(a) and 84.928 Subd. 1(k) authorize counties to enact an ordinance which provides for the operation of ATVs on a public road or street under its jurisdiction to access businesses and residences and to make trail connections; and

WHEREAS, In the fall of 2015, the St. Louis County Board voted that an ATV usage policy is needed, recognizing that there are many ATV trails within the county that would require use of county roads to travel from one trail to the next; and

WHEREAS, St. Louis County has a general interest in allowing expanded use by ATVs of the public road right-of-way of roads under the county’s jurisdiction to make connections to businesses, residences and trail connections, and because most ditches and outside slopes are impassible; and

WHEREAS, The St. Louis County Board held a public hearing on May 10, 2016 at 9:45 a.m. in the County Board Room, St. Louis County Courthouse, 100 N. 5<sup>th</sup> Avenue West, Duluth, MN, and continued said hearing to May 24, 2016 at 9:40 a.m. in the City Council Chambers, Hibbing City Hall, 401 East 21<sup>st</sup> Street, Hibbing, MN, to consider testimony on proposed Ordinance Number 64;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners hereby adopts St. Louis County Ordinance Number 64, “The Management and Permitting of All-Terrain Vehicles within the Public Right-of-Way of Roads under the County’s Jurisdiction”, as found in County Board File No. 60351;

RESOLVED FURTHER, That the effective date for St. Louis County Ordinance Number 64 shall be May 24, 2016.

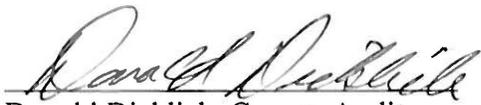
Unanimously adopted May 24, 2016. No. 16-347

At 11:50 a.m., May 24, 2016, Commissioner Jewell, supported by Commissioner Boyle, moved to adjourn the meeting. The motion passed; seven yeas, zero nays.



*Pete STAUER*  
Steve Raukar, 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)