



COMMITTEE OF THE WHOLE AGENDA
Board of Commissioners, St. Louis County, Minnesota

May 14, 2013

Immediately following the Board Meeting, which begins at 9:30 A.M.
Commissioners' Conference Room, St. Louis County Courthouse, Duluth, MN

CONSENT AGENDA:

All matters listed under the consent agenda are considered routine and/or non-controversial and will be enacted by one unanimous motion. If a commissioner requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.

Minutes of May 7, 2013

Environment & Natural Resources Committee – Commissioner Nelson, Chair

1. Cancellation of Contracts for Purchase of State Tax Forfeited Land – Lindberg, Wright [13-184]
2. Cancellation of Contract for Repurchase of State Tax Forfeited Land – Pocrnich [13-185]
3. Utility Easement across State Tax Forfeited Land to City of Duluth [13-186]
4. Emergency Purchase for Building Demolition – Aurora [13-187]
5. Temporary Construction Easement across State Tax Forfeited Land to WLSSD [13-188]

Public Works & Transportation Committee – Commissioner Forsman, Chair

6. Purchase of Truck Mounted Roadpatching Unit [13-189]
7. Rental of Five Belly Dump Trailers [13-190]
8. Acceptance of Flood Grant for Storm Project – CSAH 91/Haines Road (Duluth and Hermantown) [13-191]
9. Acceptance of Flood Grant for Storm Project Work Order 161821 and Rescind Resolution No. 12-557 [13-192]

Public Safety & Corrections Committee – Commissioner O'Neil, Chair

10. Amended NEMESIS Consulting Services Contract [13-193]
11. Authorization to Expend the 2010 ARMER Integration Grant for a Microwave Link from Sax ARMER Site to Hibbing Maple Hill Site [13-194]

REGULAR AGENDA:

For items on the Regular Agenda, citizens will be allowed to address the Board at the time a motion is on the floor.

Health & Human Services Committee – Commissioner Stauber, Chair

1. **Concurrence with Grant Acceptance by Center City Housing of Duluth [13-195]**
Resolution supporting Center City Housing's acceptance of a grant from the Minnesota Department of Human Services, Alcohol and Drug Abuse Division.

Public Works & Transportation Committee – Commissioner Forsman, Chair

1. **Award of Bids: Culvert Replacements (Midway Township and Proctor) and Crack Sealing [13-196]**
Bid opening on May 9. Bid results and recommendations for consideration will be provided at the Committee of the Whole meeting on May 14.

COMMISSIONER DISCUSSION ITEMS AND REPORTS:

At this time, Commissioners may introduce items for discussion or report on past and future activities.

ADJOURNED:

NEXT COMMITTEE OF THE WHOLE MEETING DATES:

May 28, 2013 **City Council Chambers, City Hall, 401 East 21st Street, Hibbing, MN**

June 4, 2013 **Commissioners' Conference Room, Courthouse, Duluth, MN**

June 11, 2013 **Commissioners' Conference Room, Courthouse, Duluth, MN**

BARRIER FREE: *All St. Louis County Board meetings are accessible to the handicapped. Attempts will be made to accommodate any other individual needs for special services. Please contact St. Louis County Property Management (218-725-5085) early so necessary arrangements can be made.*

COMMITTEE OF THE WHOLE ST. LOUIS COUNTY BOARD OF COMMISSIONERS

Tuesday, May 7, 2013

Location: St. Louis County Courthouse, Duluth, Minnesota

At 12:30 p.m., the Committee of the Whole convened into two consecutive closed sessions for labor negotiation purposes and litigation discussion. All Commissioners were present during the closed Committee of the Whole sessions (Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson, Raukar, and Chair Dahlberg).

At 2:15 p.m., the closed Committee of the Whole session adjourned.

At 3:33 p.m., Chair Dahlberg called the Committee of the Whole meeting to order.

Present: Commissioners Jewell, Forsman, Stauber, Nelson, Raukar, and Chair Dahlberg

Absent: Commissioner O'Neil

CONSENT AGENDA

Raukar/Forsman moved to approve the consent agenda without Item #12, 2013 First Quarter Budget Changes [13-171]. The motion passed. (6-0)

- Minutes of April 23, 2013
- Grant Application for MPCA GreenCorps Host Site Designation [13-160]
- Disposal Services Contract for Class I Demolition Waste [13-161]
- Final Plat Approval – Granite Ridge (Vermilion Lake) [13-162]
- Amend Zoning Ordinance No. 46, Zoning Map (Unorganized 53-16) [13-163]
- Cancellation of Contracts for Purchase of State Tax Forfeited Land - Ufford-Richards, Dominguez [13-164]
- Public Sale of State Tax Forfeited Lands on June 13, 2013 [13-165]
- Repurchase of State Tax Forfeited Land – Christenson [13-166]
- Acquisition of Right of Way - Replacement of County Bridge 213 (Cotton Township) [13-167]
- State Contract Purchase of Tandem Axel Diesel Trucks [13-168]
- Award of Bid for Liquid Chloride and Application [13-169]
- Rental of Five Mower Tractors [13-170]
- Abatement List for Board Approval [13-172]
- Lawful Gambling Applications (Greenwood and Vermilion Lake Townships) [13-173]
- Agreement for Miscellaneous Electrical Services [13-174]
- Sale of Surplus Fee Land Lot 15, Block 7, Lincoln Park Place (Duluth) [13-175]
- Sale of Surplus Fee Land Section 23, T51N, R16W (Grand Lake Township) [13-176]
- Establish Public Hearing to Consider an Amendment to the Capital Improvement Plan and on Intent to Issue Capital Improvement Bonds – Tuesday, June 4, 2013, 9:40 a.m., St. Louis County Courthouse, Duluth, MN [13-177]

County Auditor Don Dicklich introduced Terri Heaton, Senior Vice President/Client Representative of Springsted, Inc. Ms. Heaton gave a presentation regarding BABs refinancing and associated savings to St. Louis County.

REGULAR AGENDA

Health & Human Services

Stauber/ Nelson moved to authorize an increase to the staffing complement of Public Health and Human Services, and a corresponding adjustment to the department's budget for Medical Assistance expansion costs [13-178]. After lengthy discussion, the item was moved to the June 11, 2013, Board meeting without recommendation. The motion passed. (5-1, Forsman)

Commissioner Raukar exited the meeting at 5:05 p.m.

Public Works & Transportation

Forsman/Stauber moved to confirm the reappointment of James T. Foldesi as the St. Louis County Highway Engineer/Public Works Director [13-179]. After further discussion, the motion passed. (5-0)

Commissioner Forsman consulted with County Attorney Mark Rubin and the following construction bids were awarded by a blanket vote by the Committee of the Whole:

Forsman/Nelson moved to award a bid to Hammerlund Construction, Inc., of Grand Rapids, MN, in the amount of \$272,000.00 for project CP 0000-97053, Aggregate Crushing, South St. Louis County 2013 [13-180]. The motion passed. (5-0)

Forsman/Nelson moved to award a bid to AAA Striping Service Co., of St. Michael, MN, in the amount of \$518,703.50 for project CP 0000-97055, Maintenance Striping, St. Louis County and Others [13-180]. The motion passed. (5-0)

Forsman/Nelson moved to award a bid to KGM Contractors, Inc., of Angora, MN, in the amount of \$657,740.22 for project CP 0073-94660 (Low) & CP 0045-94661, Bituminous Pavement Reclamation, Culvert Replacement, Aggregate Base, Bituminous Surface and Aggregate Shouldering [13-180]. The motion passed. (5-0)

Forsman/Nelson moved to award a bid to Fahrner Asphalt Sealers, LLC., of Eau Claire, WI, in the amount of \$409,607.36 for project CP 0000-97054, Crack sealing St. Louis County and others 2013 [13-180]. The motion passed. (5-0)

Forsman/Nelson moved to award a bid to Redstone Construction Co., Inc., of Mora, MN, in the amount of \$580,515.11 for project SAP 69-697-005, CP 0097-9589, Bridge 69A12 and Approaches [13-180]. The motion passed. (5-0)

Central Management & Inter-Governmental

Jewell/Stauber moved to authorize the 2012-2014 Jail Corrections/Communications Unit bargaining agreement [13-181]. After further discussion, the motion passed. (5-0)

Public Safety & Corrections

Stauber/Jewell moved to authorize a contract with Arrowhead Regional Corrections for a St. Louis County Intensive Pre-Trial Supervision Program and St. Louis County Community Sanctions Program [13-182]. Sheriff Ross Litman discussed the programs and benefits to St. Louis County. After further discussion, the motion passed. (5-0)

Finance & Budget

Nelson/Jewell moved to authorize 2013 First Quarter Budget Changes [13-171]. The motion passed without recommendation. (5-0)

COMMISSIONER DISCUSSION ITEMS

Commissioner Nelson asked that the Administration Department work with the Land Department to determine if mountain bike trails are encumbering county owned land.

Commissioner Nelson expressed concern that \$2 million in uncommitted funds, decertified six years ago, remain in Duluth's TIF District No. 3.

At 5:41 p.m., Jewell/Forsman moved to adjourn the committee of the whole meeting. (5-0)

Chris Dahlberg, Chair of the County Board

Phil Chapman, Interim Clerk of the County Board

BOARD LETTER NO. 13 - 184

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 1

BOARD AGENDA NO.

DATE: May 14, 2013

RE: Cancellation of Contracts for
Purchase of State Tax
Forfeited Land - Lindberg,
Wright

FROM: Kevin Z. Gray
County Administrator

Mark Weber, Interim Director
Land and Minerals

Donald Dicklich
County Auditor

RELATED DEPARTMENT GOALS:

To perform public services; provide financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is requested to cancel contracts for purchase of state tax forfeited land.

BACKGROUND:

The County Auditor has attached information in reference to state tax forfeited land contracts which have been entered into under the provisions of Minn. Stat. § 282. The purchase agreements have defaulted due to the purchasers' failure to pay the required installments and taxes and failure to provide proof of insurance. The purchasers, Dennis Lindberg and Shelly Lindberg of Virginia, MN, and John Wright of Apple Valley, MN have been served with Notice of Cancellation of Contract by civil process but have failed to cure the defaults.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve cancellation of these contracts and authorize the disposal of abandoned personal property that may remain on the sites.

Dennis Lindberg and Shelly Lindberg, Virginia, MN

Legal Description	CITY OF VIRGINIA E 1/2 OF LOT 29 ALL LOT 30 AND W 5 FT OF LOT 31, BLOCK 29 VIRGINIA Parcel Code: 090-0010-07070 C22080321
Purchase Price	\$25,500.00
Principal Amount Remaining	\$18,360.00
Date of Last Payment	4/13/2011
Installment Payments Not Made	\$2,295.00
Subsequent Del Taxes and Fees	\$4,365.20
Amount Needed to Cure Default	\$6,660.20
Insurance	Failure to provide insurance

John Wright, Apple Valley, MN

Legal Description	CITY OF DULUTH SLY 3 FT OF WLY 40 FT OF LOT 18 AND ALL OF LOT 19, N 2 FT of LOT 20 and ALL EX NLY 2 FT of LOT 20, BLOCK 70 MYERS REARR BLK 70 DULUTH PROPER 2ND DIV Parcel Code: 010-1130-00370, 390, 400 C22060141
Purchase Price	\$8,500.00
Principal Amount Remaining	\$3,824.55
Date of Last Payment	1/11/2012
Installment Payments Not Made	\$764.91
Subsequent Del Taxes and Fees	\$504.66
Amount Needed to Cure Default	\$1,269.57
Insurance	N/A

Cancellation of Contract for Purchase of State Tax Forfeited Land - Lindberg

BY COMMISSIONER _____

WHEREAS, The contract with Dennis Lindberg and Shelly Lindberg of Virginia, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes and installments and failure to provide proof of insurance; and

WHEREAS, The purchasers were properly served with Notice of Cancellation of Contract by civil process and have failed to cure the default for lands legally described as:

CITY OF VIRGINIA
E 1/2 OF LOT 29 ALL LOT 30 AND W 5 FT OF LOT 31, BLOCK 29
VIRGINIA
Parcel Code: 090-0010-07070
C22080321

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

WHEREAS, The previous owners of the property will be notified by posting of 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 County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.



St. Louis County Land Department Tax Forfeited Land Sales

Cancellation of Contract

Legal : CITY OF VIRGINIA
E 1/2 OF LOT 29 ALL LOT 30 AND W
5 FT OF LOT 31, BLOCK 29
VIRGINIA

Parcel Code : 090-0010-07070

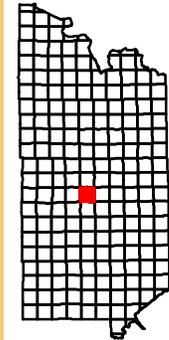
LDKEY : 62530



City of Virginia Sec: 8 Twp: 58 Rng: 17

Commissioner District # 6

-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract



St. Louis County, Minnesota

This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. This drawing is a compilation of recorded information and data located in various city, county, state and federal offices. St. Louis County is not responsible for any incorrectness herein.

**St. Louis County
Land Department**

May 2013



2003 NAIP Photo

Cancellation of Contract for Purchase of State Tax Forfeited Land - Wright

BY COMMISSIONER: _____

WHEREAS, The contract with John Wright of Apple Valley, 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:

CITY OF DULUTH
SLY 3 FT OF WLY 40 FT OF LOT 18 AND ALL OF LOT 19, N 2 FT of LOT 20,
and ALL EX NLY 2 FT of LOT 20 BLOCK 70
MYERS REARR BLK 70 DULUTH PROPER 2ND DIV
Parcel Code: 010-1130-00370, 390, 400
C22060141

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

WHEREAS, The previous owner of the property will be notified by posting of 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 County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.



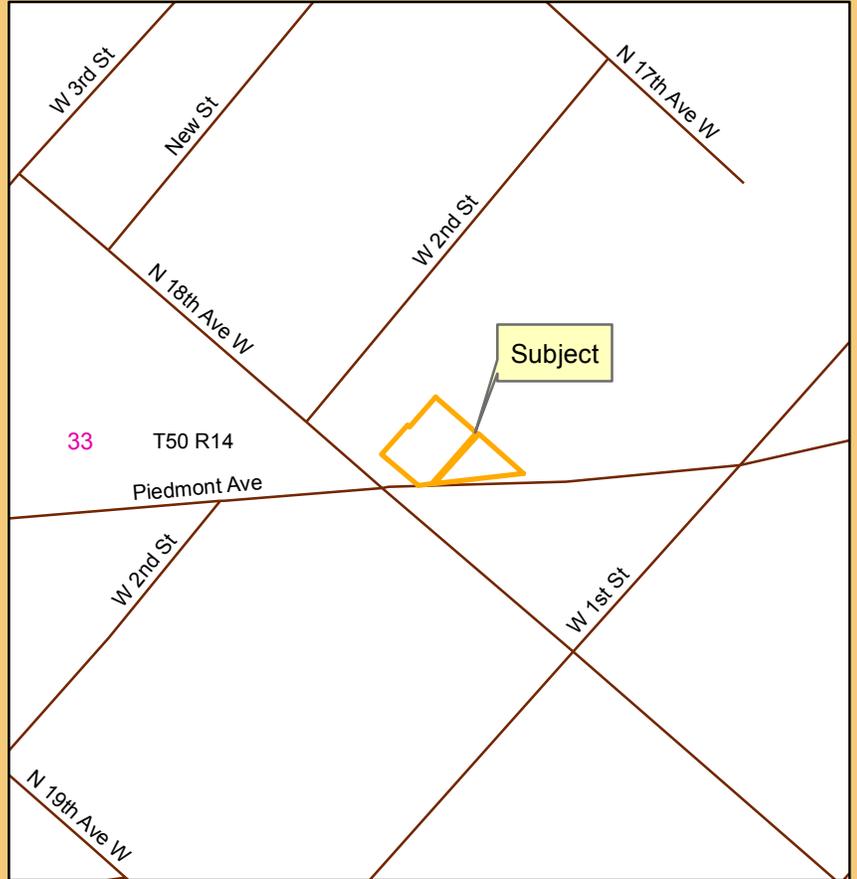
St. Louis County Land Department Tax Forfeited Land Sales

Cancellation of Contract

Legal : CITY OF DULUTH
SLY 3 FT OF WLY 40 FT OF LOT 18 AND
ALL OF LOT 19, N 2 FT of LOT 20 and
ALL EX NLY 2 FT of LOT 20, BLOCK 70
MYERS REARR BLK 70 DULUTH PROPER
2ND DIV

Parcel Code : 010-1130-00370,390,400

LDKEY : 62040

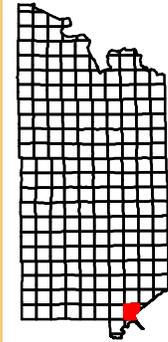


City of Duluth

Sec: 33 Twp: 50 Rng: 14

Commissioner District # 3

-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract



St. Louis County, Minnesota

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**St. Louis County
Land Department**

May 2013



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BOARD LETTER NO. 13 - 185

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 2

BOARD AGENDA NO.

DATE: May 14, 2013 **RE:** Cancellation of Contract for
Repurchase of State Tax
Forfeited Land - Pocrnich

FROM: Kevin Z. Gray
County Administrator

Mark Weber, Interim Director
Land and Minerals

Donald Dicklich
County Auditor

RELATED DEPARTMENT GOALS:

To perform public services; provide financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is requested to cancel a contract for repurchase of state tax forfeited land.

BACKGROUND:

The County Auditor has attached information in reference to a state tax forfeited land contract which has been entered into under the provisions of Minn. Stat. § 282. The repurchase agreement has defaulted due to the purchaser's failure to pay the required installments and taxes. The purchaser, the Estate of Nick Pocrnich c/o Marc Pocrnich of Hibbing, MN, has been served with Notice of Cancellation of Contract by civil process but has failed to cure the default.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve cancellation of this contract and authorize the disposal of abandoned personal property that may remain on the site.

Estate of Nick Pocrnich c/o Marc Pocrnich, Hibbing, MN

Legal Description	CITY OF HIBBING LOT: 0016 and LOT: 0025, BLOCK: 001 TOWNSITE OF LEETONIA CITY OF HIBBING Parcel Code: 141-0175-00160, 250 C22100111
Purchase Price	\$3,591.37
Principal Amount Remaining	\$3,232.23
Date of Last Payment	3/30/2011
Installment Payments Not Made	\$323.22
Subsequent Del Taxes and Fees	\$869.08
Amount Needed to Cure Default	\$1,192.30
Insurance	N/A

Cancellation of Contract for Repurchase of State Tax Forfeited Land - Pocrnich

BY COMMISSIONER _____

WHEREAS, The contract with the Estate of Nick Pocrnich c/o Marc Pocrnich of Hibbing, MN, for the repurchase 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:

CITY OF HIBBING
LOT: 0016 and LOT: 0025, BLOCK: 001
TOWNSITE OF LEETONIA CITY OF HIBBING
Parcel Code: 141-0175-00160, 250
C22100111

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

WHEREAS, The previous owner 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 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.



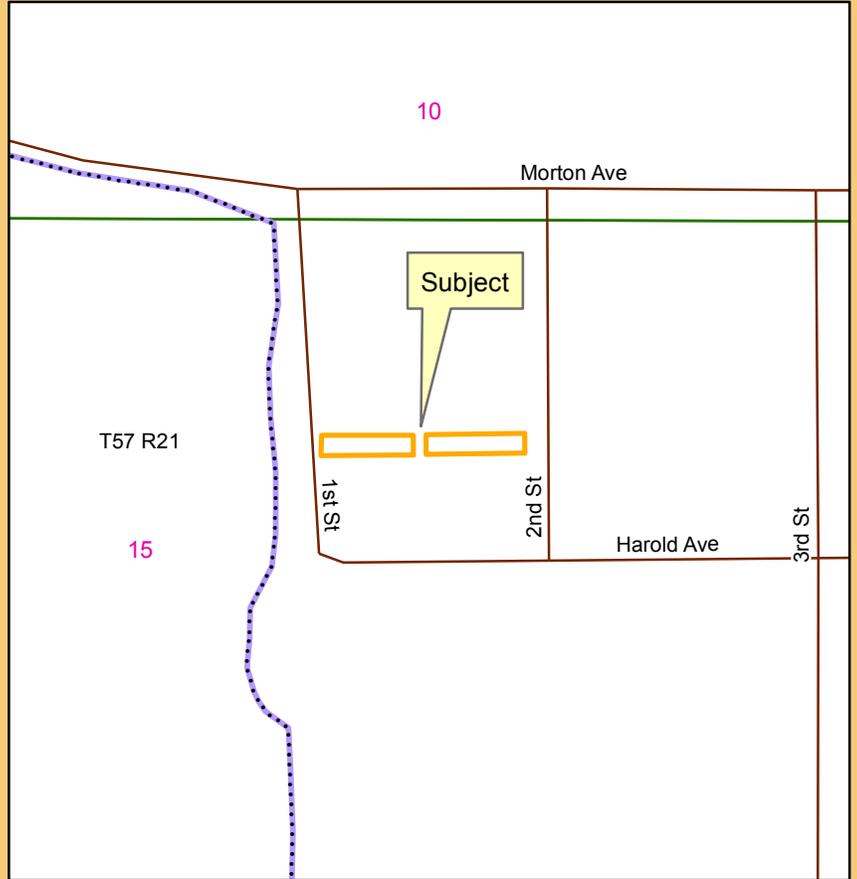
St. Louis County Land Department Tax Forfeited Land Sales

Cancellation of Contract

Legal : CITY OF HIBBING
LOT: 0016 and LOT: 0025, BLOCK:001
TOWNSHIP OF LEETONIA CITY OF
HIBBING

Parcel Code : 141-0175-00160, 250

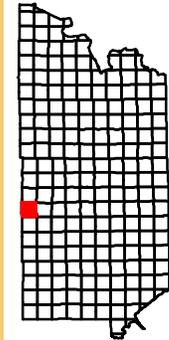
LDKEY : 70780



City of Hibbing Sec: 15 Twp: 57 Rng: 21

Commissioner District # 7

-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract

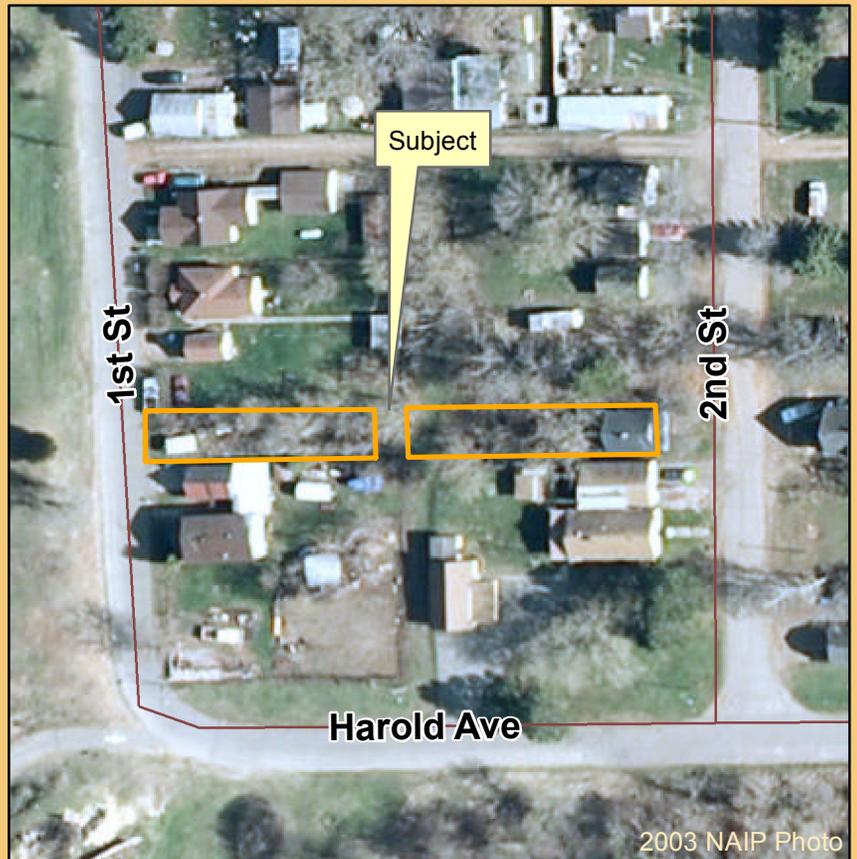


St. Louis County, Minnesota

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**St. Louis County
Land Department**

May 2013



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BOARD LETTER NO. 13 - 186

ENVIRONMENT & NATURAL RESOURCES COMMITTEE
CONSENT NO. 3

BOARD AGENDA NO.

DATE: May 14, 2013

RE: Utility Easement across State
Tax Forfeited Land to City of
Duluth

FROM: Kevin Z. Gray
County Administrator

Mark Weber, Interim Director
Land and Minerals

Donald Dicklich
County Auditor

RELATED DEPARTMENTAL GOALS:

Performing public services.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize a permanent easement, for the public purpose of storm water improvements, at 45th Avenue East and Peabody Lane, Duluth, MN.

BACKGROUND:

The City of Duluth is requesting a permanent easement for the rehabilitation of 45th Avenue East resulting from the July 2012 flood damage. As part of the project, twin 24" culverts will be replaced. A permanent easement is required to construct the outlet for the new culvert.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the granting of a utility easement across state tax forfeited land to the City of Duluth for the amount of \$2500 easement fee, \$50 administration fee, and \$46 recording fee; for a total of \$2596, to be deposited into Fund 240 (Forfeited Tax Fund).

Utility Easement across State Tax Forfeited Land to City of Duluth

BY COMMISSIONER _____

WHEREAS, The City of Duluth has requested a utility easement across state tax forfeited land to replace twin 24" culverts damaged in the July 2012 flood for the public purpose of storm water improvements located at 45th Avenue East and Peabody Lane in Duluth, MN; and

WHEREAS, Exercising the easement will not conflict with public use of land; and

WHEREAS, Minn. Stat. § 282.04, Subd. 4 authorizes the St. Louis County Auditor to grant easements for such purposes;

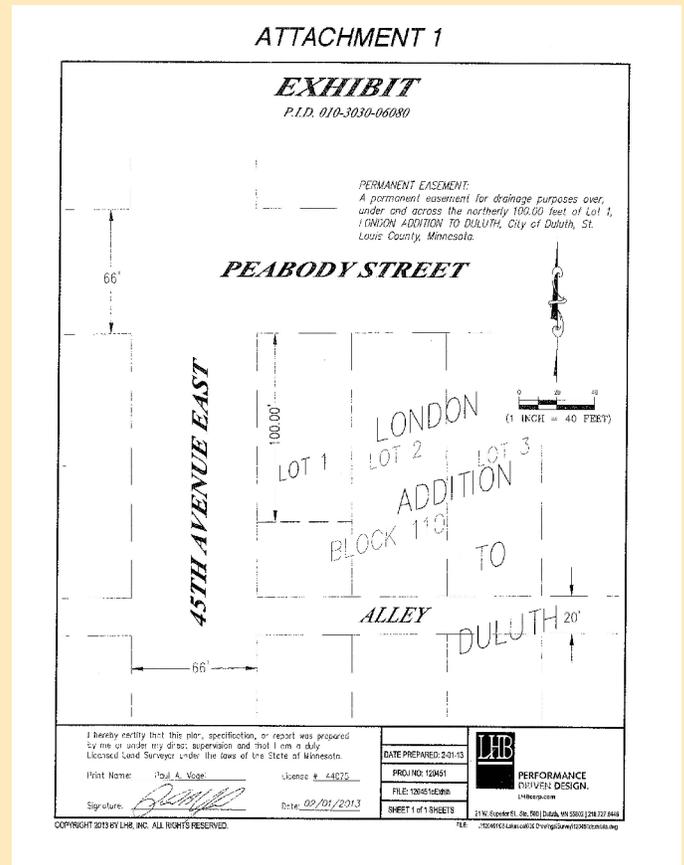
THEREFORE, BE IT RESOLVED That the St. Louis County Board authorizes the St. Louis County Auditor to grant a utility easement to the City of Duluth across state tax forfeited lands described as follows:

A permanent easement for drainage purposes over, under and across the northerly 100.00 feet of Lot 1, LONDON ADDITION TO DULUTH, City of Duluth, St. Louis County, MN

RESOLVED FURTHER, That the granting of this easement is conditioned upon payment of \$2500 easement fee, \$50 administration fee, and \$46 recording fee; for a total of \$2596, to be deposited into Fund 240 (Forfeited Tax Fund).

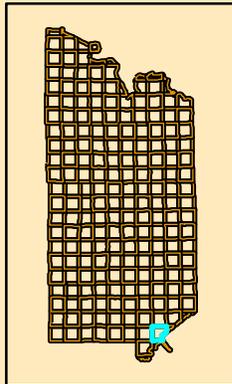


A permanent easement for drainage purposes over, under and across the northerly 100.00 feet of Lot 1, LONDON ADDITION TO DULUTH, City of Duluth, St. Louis County, MN



2nd Commissioner District

- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



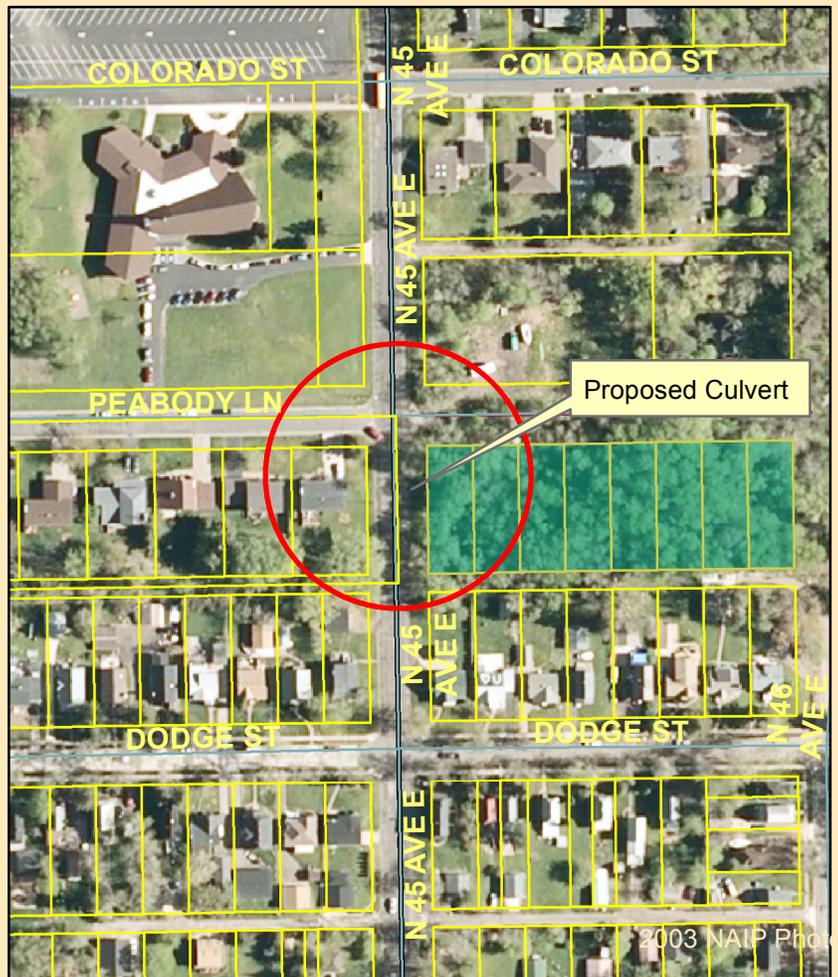
St. Louis County, Minnesota

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**St. Louis County
Land and Minerals
Department**



Map date 3/5/13



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BOARD LETTER NO. 13 - 187

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 4

BOARD AGENDA NO.

DATE: May 14, 2013 **RE:** Emergency Purchase for
Building Demolition - Aurora

FROM: Kevin Z. Gray
County Administrator

Mark Weber, Interim Director
Land and Minerals

RELATED DEPARTMENTAL GOALS:

Performing public services.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize emergency purchases for the demolition of a tax forfeited structure in the city of Aurora.

BACKGROUND:

A two-story commercial building located in the city of Aurora known as the "Other Garage" forfeited for nonpayment of taxes on December 7, 2011. On April 11, 2013, the Land and Minerals Department was notified by city officials that the building was collapsing due to heavy snow load. The condition of an adjacent building and the safety of its occupants were of serious concern creating an emergency situation. A consulting engineer investigated the site and determined that a complete or significant collapse could occur at any time, and recommended that a professional contractor be hired immediately to demolish the building. Max Gray Construction, Inc., Hibbing, MN, was selected to perform the demolition. The cost to demolish the building, remove the debris and restore the site was \$44,450. (Tipping fees for the waste material transported to the St. Louis County Landfill amounted to \$29,585 and were paid by the Land and Minerals Department).

St. Louis County Purchasing Rules and Regulations provide for an emergency purchase "arising from breakage, damage or decay in county property that cannot be allowed to wait for the time required to advertise for bids, or if the public health, safety, or welfare would suffer by delay..." In consultation with the County Attorney's Office, this situation was determined to be such an emergency. St. Louis County Purchasing Rules stipulate that for emergency purchases over \$25,000 the County Board must ratify the purchase at its next meeting.

RECOMMENDATION:

It is recommended that the St. Louis County Board ratify an emergency purchase of the services of Max Gray Construction Inc. for the remediation of a tax forfeited structure, including the cost of demolition (\$5,900), removal and restoration (\$38,550), payable from Fund 240, Agency 240002, with funds transferred from fund balance, Fund 290, Agency 290001, Object 311135.

Emergency Purchase for Building Demolition - Aurora

BY COMMISSIONER _____

WHEREAS, A tax forfeited structure located in the city of Aurora was in danger of collapsing into an adjacent building and threatened the safety of its occupants thereby creating an emergency situation; and

WHEREAS, A report from Northland Consulting Engineers recommended that a professional contractor be hired immediately to demolish the building (attached as County Board File No.____); and

WHEREAS, Max Gray Construction, Inc., Hibbing, MN, was selected to remedy the situation for a charge of \$44,450 for demolition, removal and site restoration; and

WHEREAS, St. Louis County Purchasing Rules and Regulations specify that emergency purchases exceeding \$25,000 must be referred to the County Board for consideration and ratification;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board ratifies the emergency purchase of the services of Max Gray Construction, Inc., Hibbing, MN, for the remediation of a tax forfeited structure located in the city of Aurora, including the cost of demolition (\$5,900), removal and restoration (\$38,550), payable from Fund 240, Agency 240002, with funds transferred from fund balance, Fund 290, Agency 290001, Object 311135.

March 12, 2013

Mr. Mark Weber
Resource Management Supervisor
St. Louis County Land and Minerals Department
320 West 2nd Street, Rm. 607
Duluth, MN 55802-1495

Re: 302 N. Main Street, Aurora, MN – The Other Garage
NCE Job No.: 13-080f

Dear Mark:

This is a report of our observations and recommendations regarding the existing Tax Forfeited structure located at 302 N. Main Street in Aurora, MN. We visited the building on March 11, 2013. The building is often referred to as "The Other Garage".

Discussion – For purposes of this investigation, we will assume that Main Street runs approximately North / South with the Main street side of the building to the West. Directly adjacent to this structure, to the South, is a two story wood and masonry building. The adjacent building is home to Big Guys Bar, and apparently includes two second floor apartments. The second floor portion of the adjacent building extends approximately ½ of the property depth.

At the time of our visit:

1. The existing "Other Garage" building roof system has collapsed. This collapse has apparently been on-going for some time.
2. The North and South masonry walls of the building appear to be leaning outward significantly. This movement appears to be a result of the roof failure, and the resulting pressures from debris and collapse.
3. The adjacent building to the North appears to be a safe distance from this structure. However, no visible fencing or warning cones are present at this time.
4. The North wall of the adjacent building to the South is located approximately 16" south of the failing building wall at the two story area, and approximately 4" (at the base) at the rear single story portion of the building.
5. At the rear ½ of the property, the top of the single story adjacent building wall to the south appears to be in contact with the adjacent, collapsing building. Based on our conversations, this condition has existed for some time.
6. The front parapet wall of the "Other Garage" building appears to be leaning inwards significantly.
7. A power pole is located near the rear and south corner of the building.

(See attached photo pages)

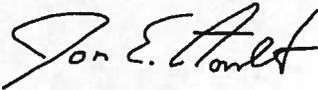
The failure and collapse of the structure may continue slowly over time if left to occur. However, complete or significant collapse of the building may occur at any time, since in our opinion, the structure is not currently in a stable condition. The prospect of sudden collapse must be considered in our opinion. If sudden complete or partial collapse were to occur, in our opinion,

at a minimum, the rear portion of the adjacent bar building could be subject to loadings and stresses that it is not capable of resisting.

Recommendations –

1. We recommend that a professional contractor be hired as soon as possible to demolish the existing "Other Garage" building. This contractor should be held responsible to ensure the safety of the existing adjacent buildings and utilities. This responsibility should include providing temporary shoring as required to allow the continued safe operation of the bar building, prior to, and during the demolition project.
2. Until such time that the rear, single story portion of the existing bar building is temporarily shored adequately to protect occupants from a sudden collapse of the adjacent building, or until the "Other Garage" building is taken down, the rear, single story portion of the bar building should not be occupied in our professional opinion.

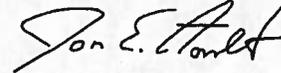
Sincerely yours,



Jon E. Aamodt, P.E.
Principal

I Hereby Certify that This Plan, Specification, or Report Was Prepared by Me or Under My Direct Supervision and That I am a Duly Licensed Professional Engineer Under the Laws of the State of Minnesota.

Signature:



Date: 3-12-13

Reg. # 24838

Jon E. Aamodt P.E.



Photo #1: Front - West Side of "The Other Garage and Big Guys Bar" Buildings - Main Street Side

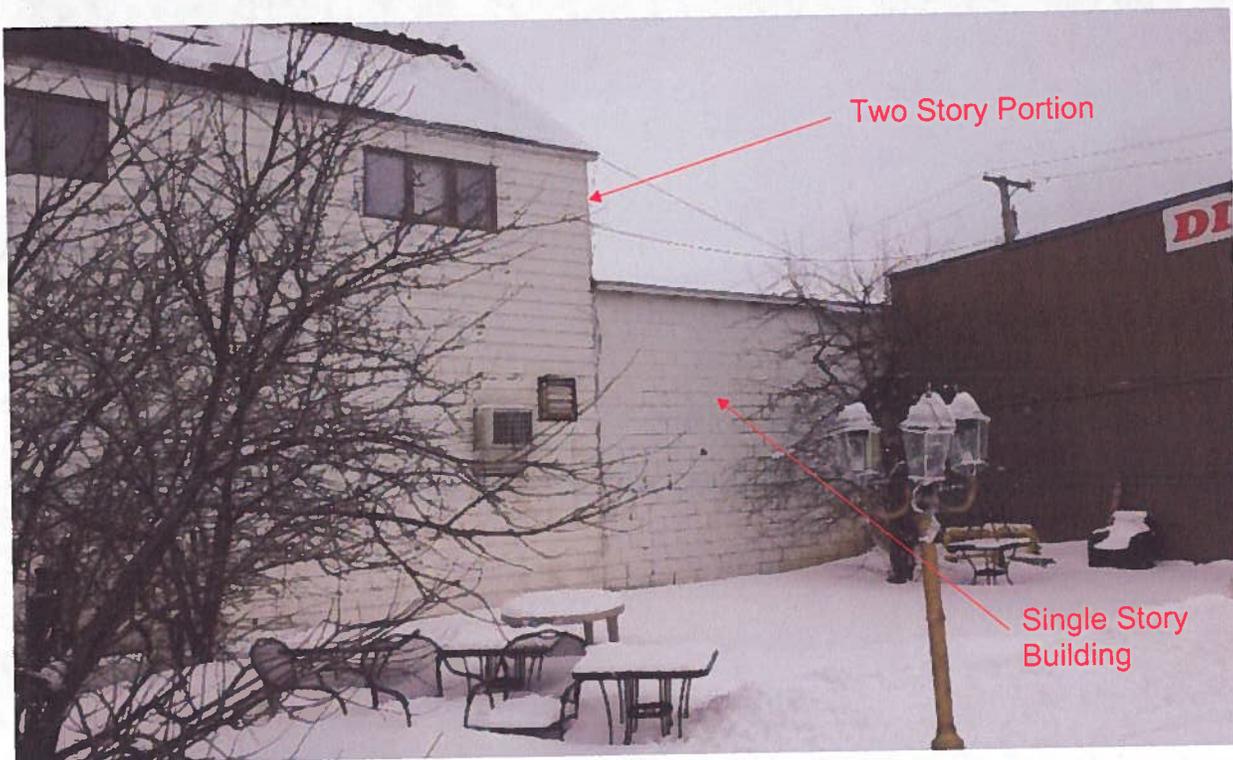


Photo #2: South Side of Big Guys Bar Building

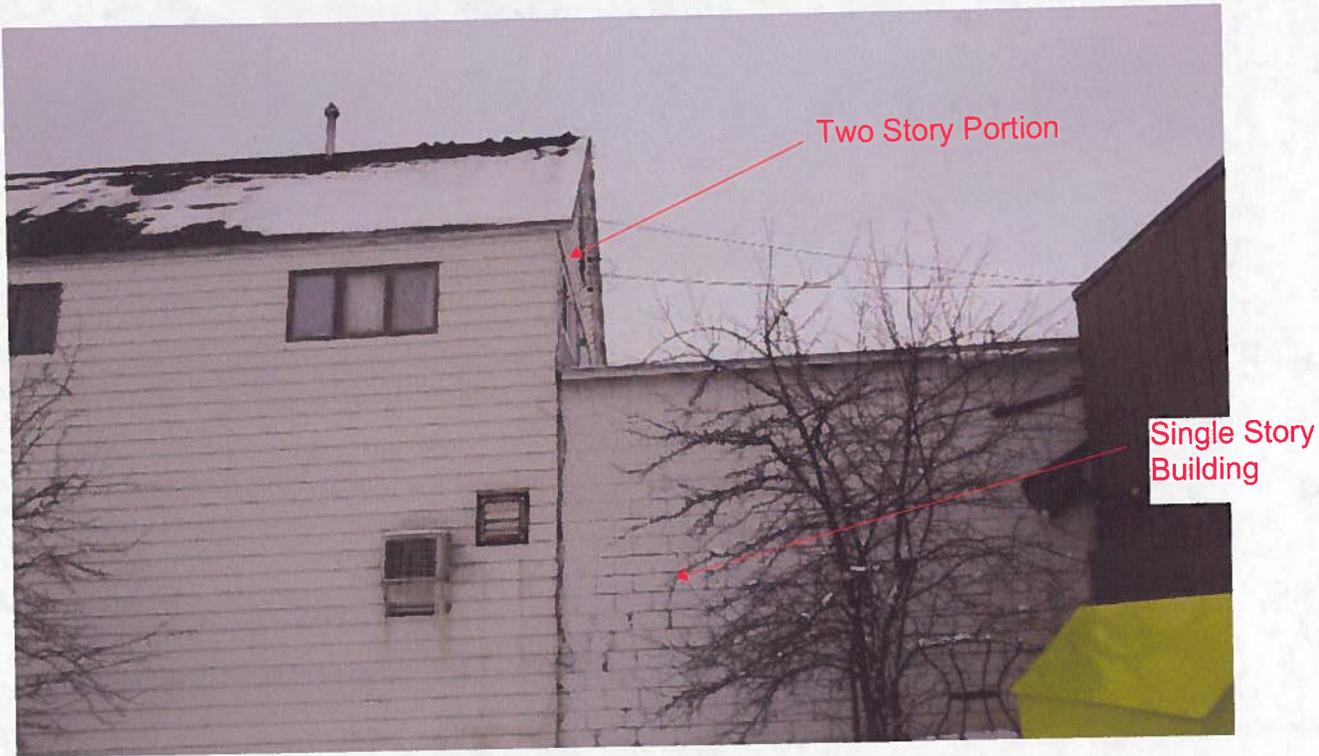


Photo #3: South Side of Big Guys Bar Building



Photo #4: Rear / East Side of Big Guys Bar and The Other Garage Building



Photo #5: Roof Collapse of "The Other Garage Building" - Looking East



Photo #6: North Wall of "The Other Garage Building" - Looking South.

BOARD LETTER NO. 13 - 188

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 5

BOARD AGENDA NO.

DATE: May 14, 2013

RE: Temporary Construction
Easement across State Tax
Forfeited Land to WLSSD

FROM: Kevin Z. Gray
County Administrator

Mark Weber, Interim Director
Land and Minerals

Donald Dicklich
County Auditor

RELATED DEPARTMENTAL GOALS:

Performing public services.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize a temporary construction easement across state tax forfeited land in the city of Duluth.

BACKGROUND:

The Western Lake Superior Sanitary District (WLSSD) wishes to construct or repair a wastewater pipeline and related apparatus and provide for an equipment staging area. WLSSD is requesting a temporary construction easement covering that portion of the project located on state tax forfeited lands in Gary New Duluth near the Becks Road. Exercising the easement will not cause significant adverse environmental or natural resource management impacts, and will not conflict with public use of the land.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the granting of a temporary construction easement across state tax forfeited lands located in Gary New Duluth, near the Becks Road, to WLSSD for the amount of \$150 land use fee and \$50 administration fee, for a total of \$200 to be deposited into Fund 240 (Forfeited Tax Fund).

Construction Easement across State Tax Forfeited Land to WLSSD

BY COMMISSIONER _____

WHEREAS, The Western Lake Superior Sanitary District (WLSSD) has requested a temporary construction easement across state tax forfeited land located in Gary New Duluth, near the Becks Road, to construct or repair a wastewater pipeline; and

WHEREAS, Exercising the easement will not conflict with public use of land; and

WHEREAS, Minn. Stat. § 282.04, Subd. 4 authorizes the St. Louis County Auditor to grant easements for such purposes;

THEREFORE, BE IT RESOLVED That the St. Louis County Board authorizes the St. Louis County Auditor to grant a temporary construction easement to WLSSD across state tax forfeited lands located in Gary New Duluth near the Becks Road, described in County Board File No. _____;

RESOLVED FURTHER, That the granting of this easement is conditioned upon payment of \$150 land use fee and \$50 administration fee; for a total of \$200 to be deposited into Fund 240 (Forfeited Tax Fund).

EXHIBIT A

LEGAL DESCRIPTION

Lots 1 through 16 inclusive, Block 12, and Lots 1 through 16 inclusive, Block 13, PITTSBURGH ADDITION.

AND

NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 3, Township 48 North, Range 15 West of the Fourth Principal Meridian, EXCEPT that part described as follows; Commencing at the northeast corner of said NE $\frac{1}{4}$ of NW $\frac{1}{4}$, thence south 0 degrees 20 minutes 34 seconds East, assumed bearing, along the east line of said NE $\frac{1}{4}$ of NW $\frac{1}{4}$ 223.52 feet to the point of beginning; thence South 89 degrees 38 minutes 41 seconds west 17.12 feet; thence westerly along a tangential curve concave to the north, radius 1332.40 feet, central angle 10 degrees 35 minutes 55 seconds, 246.47 feet; thence north 79 degrees 45 minutes 24 seconds west along tangent 15.43 feet; thence westerly along a tangential curve concave to the south, radius 1532.40 feet, central angle 17 degrees 20 minutes 47 seconds, 463.95 feet; thence south 82 degrees 53 minutes 49 seconds west along tangent 183.30 feet; thence north 7 degrees 6 minutes 11 seconds west 50 feet; thence south 82 degrees 53 minutes 49 seconds west 250 feet; thence south 7 degrees 6 minutes 11 seconds east 50 feet; thence south 82 degrees 53 minutes 49 seconds west 157.36 feet to a point on the west line of said NE $\frac{1}{4}$ of NW $\frac{1}{4}$ distant 259.55 feet south 0 degrees 9 minutes 20 seconds east of the northwest corner of said NE $\frac{1}{4}$ of NW $\frac{1}{4}$; thence south 0 degrees 9 minutes 20 seconds east along said west line 201.48 feet; thence north 82 degrees 53 minutes 49 seconds east 281.74 feet; thence south 7 degrees 6 minutes 11 seconds east 50 feet; thence north 82 degrees 53 minutes 49 seconds east 300 feet; thence north 7 degrees 6 minutes 11 seconds west 50 feet; thence north 82 degrees 53 minutes 49 seconds east 33.30 feet; thence easterly along a tangential curve concave to the south, radius 1332.40 feet, central angle 17 degrees 20 minutes 47 seconds 403.39 feet; thence south 79 degrees 45 minutes 24 seconds east along tangent 15.43 feet; thence easterly along a tangential curve concave to the north, radius 1532.40 feet, central angle 10 degrees 35 minutes 55 seconds, 283.47 feet; thence north 89 degrees 38 minutes 41 seconds east along tangent 17.16 feet to the east line of said NE $\frac{1}{4}$ of NW $\frac{1}{4}$; thence north 0 degrees 20 minutes 34 seconds west along said east line 200 feet to the point of beginning.

AND

NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 4, Township 48 North, Range 15 West of the Fourth Principal Meridian, EXCEPT the following, to-wit: A strip of land 200 feet in width, being 100 feet on either side of the center line of the Spirit Lake Transfer Railway as the same is now surveyed, located and staked through, over and across the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4, Township 48 North, Range 15 West of the Fourth Principal Meridian, containing in all 1.27 acres more or less, AND FURTHER EXCEPT the following, to-wit: Commencing at the Northeast corner of the W $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$; thence S'y along said East line of said W $\frac{1}{2}$ 320 feet to the point of beginning; thence S'y along said East line 409.05 feet to the NW'y right-of-way line of Becks Road; thence SW'y along said right-of-way 780.08 feet to the South line of said W $\frac{1}{2}$; thence W'y along South line 126.93 feet to the Southwest corner of said W $\frac{1}{2}$; thence N'y along the West

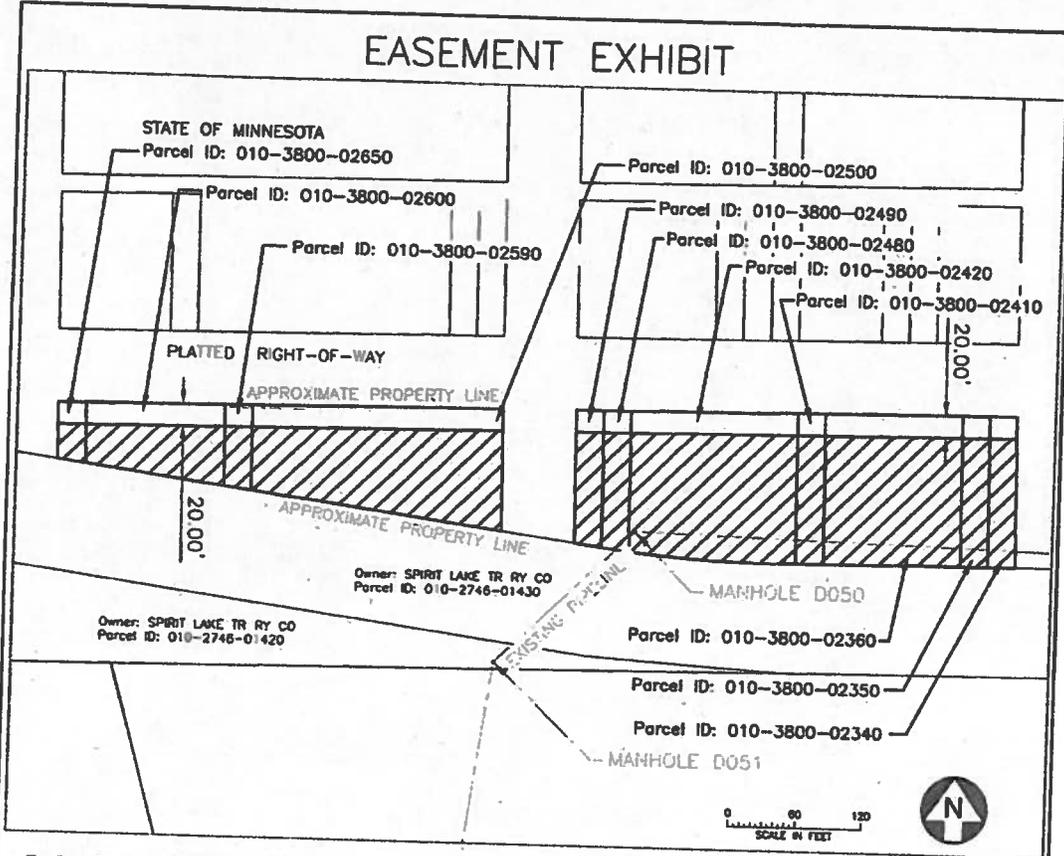
line of said $W\frac{1}{2}$ to a point on the SE'ly right-of-way line of the DM&IR Railroad said point being 49 feet South of the South line of the North 320 feet of $NE\frac{1}{4}$ of $NE\frac{1}{4}$; thence NE'ly along said right-of-way line 58 feet to the South line of the North 320 feet of the $W\frac{1}{2}$ of $NE\frac{1}{4}$ of $NE\frac{1}{4}$; thence E'ly along the South line 631 feet to the point of beginning.

AND

That tract or parcel of land in the $NW\frac{1}{4}$ of $NW\frac{1}{4}$, Section 3, Township 48 North, Range 15 West, lying West of the center line of a roadway, said center line being described as follows: Beginning at a point on the South line of the $NW\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 3, Township 48 North, Range 15 West, which is 581.90 feet East of the SW corner of the $NW\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 3, Township 48 North, Range 15 West, said point of beginning being the intersection of the center line of 108th Avenue West and the South line of the $NW\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 3, Township 48 North, Range 15 West; thence along the center line of 108th Avenue West produced, a distance of 717.29 feet; thence on 5 degree curve to the left a distance of 300.76 feet; thence on a tangent to said curve a distance of 286.21 feet to the North line of said Section 3, Township 48 North, Range 15 West of the Fourth Principal Meridian, containing in all 14.943 acres, more or less, EXCEPT that part described as follows: All that part of the $NW\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 3, in Township 48 North, Range 15 West of the Fourth Principal Meridian which lies within the following boundaries: Commencing at the intersection of the center line of 108th Avenue West produced and a point on the South line of said $NW\frac{1}{4}$ of $NW\frac{1}{4}$ which is 581.90 feet East of the SW corner of said $NW\frac{1}{4}$ of $NW\frac{1}{4}$; running thence along the South line of said $NW\frac{1}{4}$ of $NW\frac{1}{4}$ to the intersection with the West line; thence running North along the West line of said $NW\frac{1}{4}$ of $NW\frac{1}{4}$ a distance of 145 feet to a point thereon; thence running at right angles from said point to the said center line of 108th Avenue West and thence running along said center line to the point of beginning on the South line of said $NW\frac{1}{4}$ of $NW\frac{1}{4}$.

EXHIBIT B

EASEMENT EXHIBIT



PARCEL ID: 010-3800-02650, 010-3800-02600, 010-3800-02590,
010-3800-02500, 010-3800-02490, 010-3800-02480, 010-3800-02420,
010-3800-02410, 010-3800-02360, 010-3800-02350, 010-3800-02340
OWNER: State of Minnesota

Description

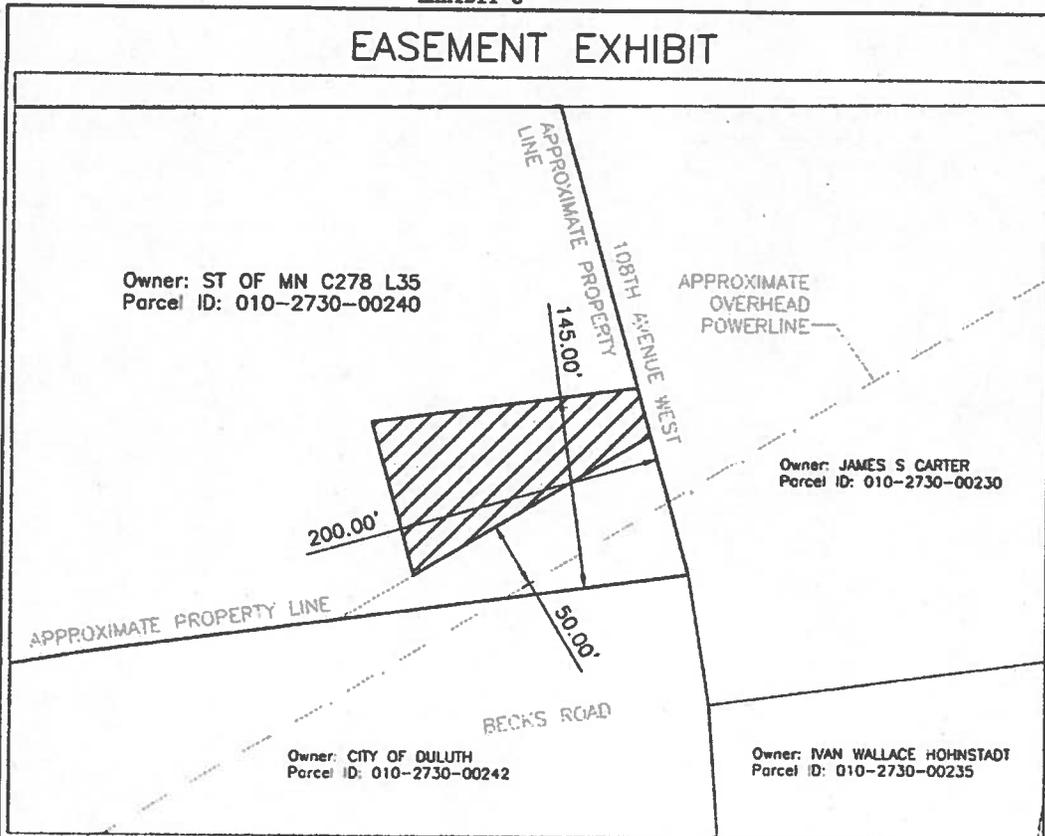
A temporary construction easement over, under and across Parcel #010-3800-02650, 010-3800-02600, 010-3800-02590, 010-3800-02500, 010-3800-02490, 010-3800-02480, 010-3800-02420, 010-3800-02410, 010-3800-02360, 010-3800-02350, 010-3800-02340, described as follows:

That part of said parcels lying southerly of a line 20.00 feet southerly and parallel to the north property line of said parcels.

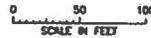
BARR	Project Office:
	BARR ENGINEERING CO. 3128 14TH AVENUE EAST HIBBING, MN 55746
Corporate Headquarters: Minneapolis, Minnesota Ph: 1-800-632-2277	Ph: 1-800-225-1966 Fax: (218) 262-3460 www.barr.com

EXHIBIT C

EASEMENT EXHIBIT



PARCEL ID: 010-2730-00240
OWNER: State of Minnesota C278 L35



Description

A temporary construction easement over, under, and across Parcel #010-2730-00240, described as follows:

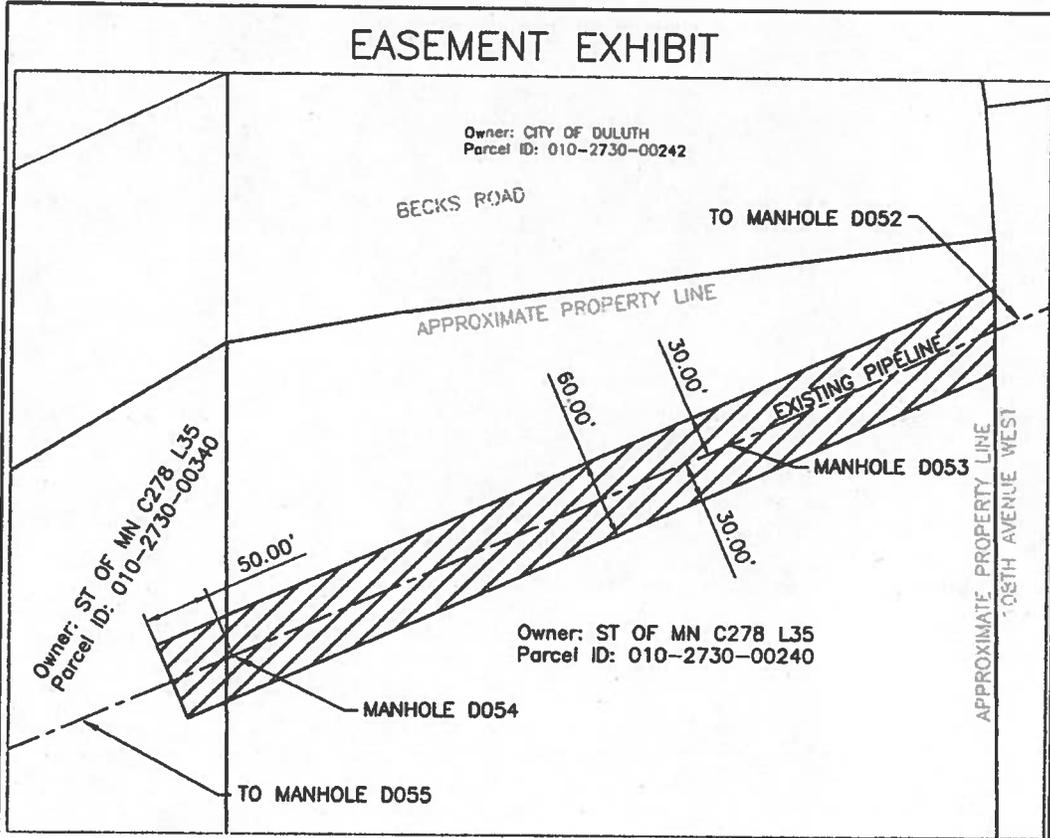
That part of Parcel #010-2730-00240 lying 145.00 feet northerly of the north line of Parcel #010-2730-00242 and 200.00 feet westerly of the east line of said Parcel #010-2730-00240, except that part lying south of a line 50.00 feet northerly and parallel to the existing powerline.

DRAFT

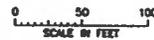
BARR	Project Office:
	BARR ENGINEERING CO. 3128 14TH AVENUE EAST HIBBING, MN 55746
Corporate Headquarters: Minneapolis, Minnesota Ph: 1-800-632-2277	Ph: 1-800-225-1966 Fax: (218) 262-3460 www.barr.com

EXHIBIT D

EASEMENT EXHIBIT



PARCEL ID: 010-2730-00340 & 010-2730-00240
OWNER: State of Minnesota C278 L35

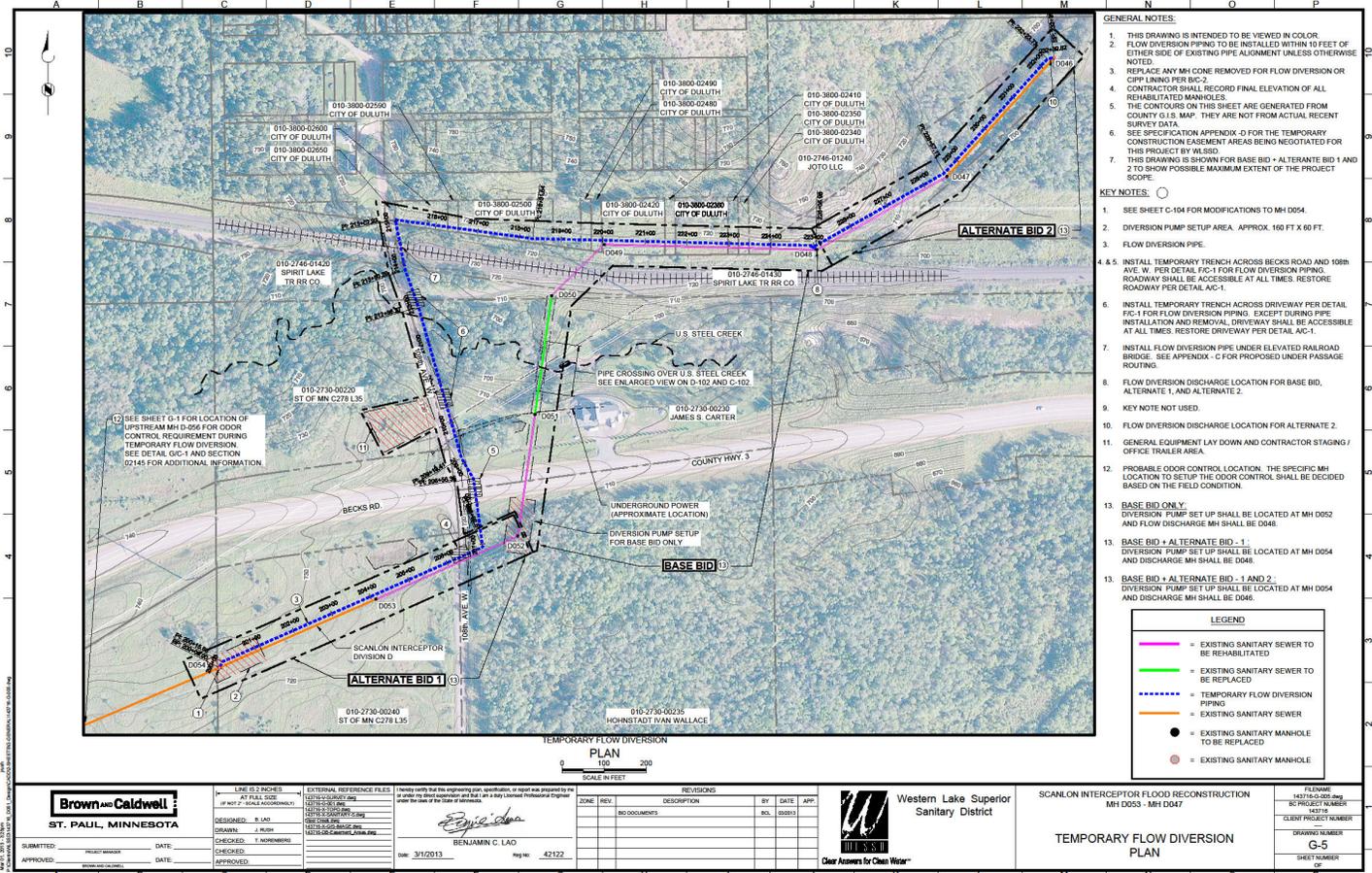


Description

A 60.00 foot temporary construction easement over, under, and across Parcel #010-2730-00340 and #010-2730-00240, the centerline of said easement described as follows:

Commencing at a point 50.00 feet southwesterly of Manhole D054, on the existing pipe alignment between Manhole D054 and D055; thence northeasterly, along said alignment, to Manhole D054; thence northeasterly, along the existing pipe alignment to Manhole D053; thence northeasterly, along the existing pipe alignment towards Manhole D052, to the east line of Parcel #010-2730-00240 and there terminating.

BARR	Project Office:
	BARR ENGINEERING CO. 3128 14TH AVENUE EAST HIBBING, MN 55746
Corporate Headquarters: Minneapolis, Minnesota Ph: 1-800-632-2277	Ph: 1-800-225-1988 Fax: (218) 262-3460 www.barr.com



Brown and Caldwell
ST. PAUL, MINNESOTA

DATE: 3/12/2013
PROJECT NUMBER: 42122

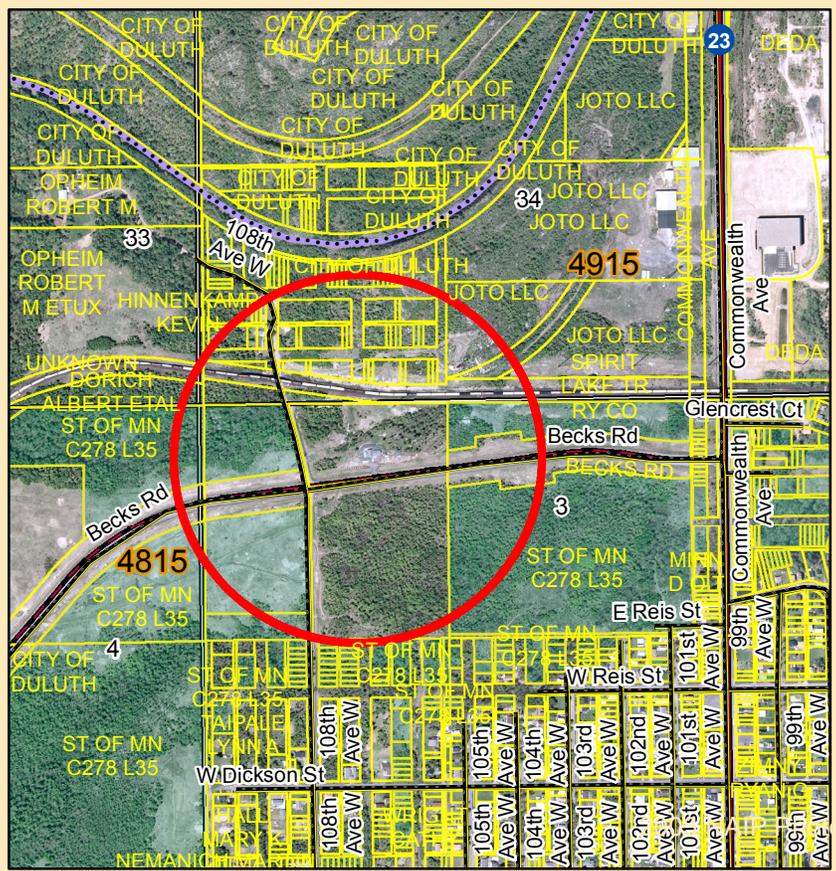
Benjamin C. Lao

St. Louis County, Minnesota

- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract

This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. This drawing is a compilation of recorded information and data located in various city, county, state and federal offices. St. Louis County is not responsible for any incorrectness herein.

St. Louis County Land and Minerals Department



BOARD LETTER NO. 13 - 189

PUBLIC WORKS & TRANSPORTATION COMMITTEE
CONSENT NO. 6

BOARD AGENDA NO.

DATE: May 14, 2013 **RE:** Purchase of Truck Mounted
Roadpatching Unit

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
County Engineer/Public Works Director

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED

The St. Louis County Board is requested to approve the purchase of one Schwarze model RP006 Roadpatcher from RCM Equipment Company of Cottage Grove, Minnesota.

BACKGROUND:

The Public Works Department's 2013 equipment budget includes the replacement of unit A3323, a 1999 RP005 truck mounted roadpatching unit. The Public Works Department currently owns four similar machines. These machines have resulted in a substantial cost savings to the county in road maintenance. With less manpower and reduced funding for road replacement, this machine will extend the life of paved roads. Using this machine, one operator can accomplish the same work as four operators using traditional methods. The new unit will be located at the Linden Grove facility.

Public Works along with the Purchasing Division prepared specifications for new and near new machines and broadcast on DemandStar. Prices were received from two vendors selling roadpatchers acceptable to the department. The following are the bid responses:

RCM Equipment Company Cottage Grove, MN Schwarze RP006	Near new unit (422 hrs) with trade in	\$111,000.00
Ruffridge-Johnson, Inc. Minneapolis, MN ROSCO RA-400	Near new unit (269 hrs) with trade in	\$159,831.00

The cost is within that budgeted for the purchase. The Public Works Department will save approximately \$72,000 by buying a “near new” unit as compared to purchasing a new unit off of the State Contract.

RECOMMENDATION

It is recommended that the St. Louis County Board authorize the purchase of one Schwarze Model RP006 Roadpatcher from RCM Equipment Inc. of Cottage Grove, MN, in the amount of \$111,000, plus state sales tax of \$7,631.25, for a total cost of \$118,631.25, payable from Fund 407, Agency 407001, and Object 666400.

Purchase of Truck Mounted Roadpatching Unit

BY COMMISSIONER _____

WHEREAS, The Public Works Department equipment budget includes the purchase of one truck mounted roadpatching unit; and

WHEREAS, RCM Equipment Inc. of Cottage Grove, MN, responded with the low bid price for one truck mounted roadpatching unit for \$111,000; and

WHEREAS, The purchase is subject to State of Minnesota sales tax of \$7,631.25 for a total cost of \$118,631.25.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of one truck mounted roadpatching unit (Schwarze Model RP006 Roadpatcher) from RCM Equipment Inc. of Cottage Grove, MN, for \$118,631.25, payable from Fund 407, Agency 407001, Object 666400.

BOARD LETTER NO. 13 - 190

PUBLIC WORKS & TRANSPORTATION COMMITTEE
CONSENT NO. 7

BOARD AGENDA NO.

DATE: May 14, 2013 **RE:** Rental of Five Belly Dump Trailers

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Highway Engineer/Public Works Director

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED:

The St. Louis County Board is requested to approve a rental agreement for five belly dump trailers.

BACKGROUND:

The Public Works Department's 2013 budget includes the rental of five belly dump trailers. It is recommended to rent these units instead of owning due to the limited seasonal use associated with gravel hauling. The need is for five units for five months each. Renting the units allows Public Works to complete all gravel hauling operations effectively, without the expense of purchasing, storing, and maintaining owned units. Zeigler Inc. and Road Machinery & Supplies Co., have actively competed for this business in the past. This year they have declined to participate in this agreement. Unfortunately, there is no available State Contract for renting belly dump trailers, other than with Zeigler. NUSS Truck and Equipment of Roseville, MN, a single source supplier for these rental units, has agreed to provide five units for five months for a cost of \$62,500 plus 6.875% state sales tax of \$4,296.88 for a total of \$66,796.88. The cost is within that budgeted for this purchase.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the rental of five belly dump trailers from NUSS Truck and Equipment of Roseville, Minnesota at the agreed rental price of \$66,796.88, payable from Fund 202, Agency 202002, and Object 634100.

Rental of Five Belly Dump Trailers

BY COMMISSIONER _____

WHEREAS, The Public Works Department budget includes rental of five belly dump trailers for gravel hauling operations; and

WHEREAS, The Public Works Department and Purchasing Division presented specifications and requested pricing for belly dump trailers, based on the department's needs; and

WHEREAS, NUSS Truck and Equipment of Roseville, MN responded with the only price for five belly dump trailers of \$62,500, plus 6.875% state sales tax of \$4,296.88, for a total cost of \$66,796.88;

THEREFORE, BE IT RESOLVED, The St. Louis County Board authorizes the rental of five belly dump trailers from NUSS Truck and Equipment of Roseville, MN, for a total cost of \$66,796.88, payable from Fund 202, Agency 202002, and Object 634100.

BOARD LETTER NO. 13 - 191

PUBLIC WORKS & TRANSPORTATION COMMITTEE
CONSENT NO. 8

BOARD AGENDA NO.

DATE: May 14, 2013

RE: Acceptance of Flood Grant for
Storm Project – CSAH 91/Haines
Road (Duluth and Hermantown)

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Public Works Director/Highway Engineer

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize an agreement accepting a Minnesota State Transportation Flood grant and committing to the use of Federal Emergency Relief (ER) funds to pay for that portion of the cost which exceeds the grant amount for the reconstruction of County State Aid Highway (CSAH) 91, Haines Road in Duluth and Hermantown.

BACKGROUND:

Bids for the reconstruction of CSAH 91 (Haines Road), CP 8269; SP 69-691-020(Low)/SP 69-691-027) were let on November 29, 2012 and the project was awarded by Resolution No. 12-703 on December 18, 2012. Hammerlund Construction, Inc. submitted the successful bid of \$10,820,000 for this project. The project was split for funding purposes, with the SP 69-691-027 portion receiving Federal ER funds and Flood Bond funds. Approval of a grant for road reconstruction from the Minnesota State Transportation Flood Bond was received on October 30, 2012 in the amount of \$1,072,562.50. The grant will offset \$4,290,250 in Federal capped ER funds which were anticipated for this portion of the project for construction.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize an agreement with the Minnesota Department of Transportation, which accepts Minnesota State Transportation Flood Bond funds, and commit to the use of Federal ER funds for costs of Project SP 69-691-027 which exceed the grant amount.

**Acceptance of Flood Grant for Storm Project – CSAH 91 Haines Road
(Duluth and Hermantown)**

BY COMMISSIONER _____

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the road construction of project SP 69-691-020(Low)/SP 69-691-027 on County State Aid Highway 91 (Haines Rd) in Duluth, MN; and

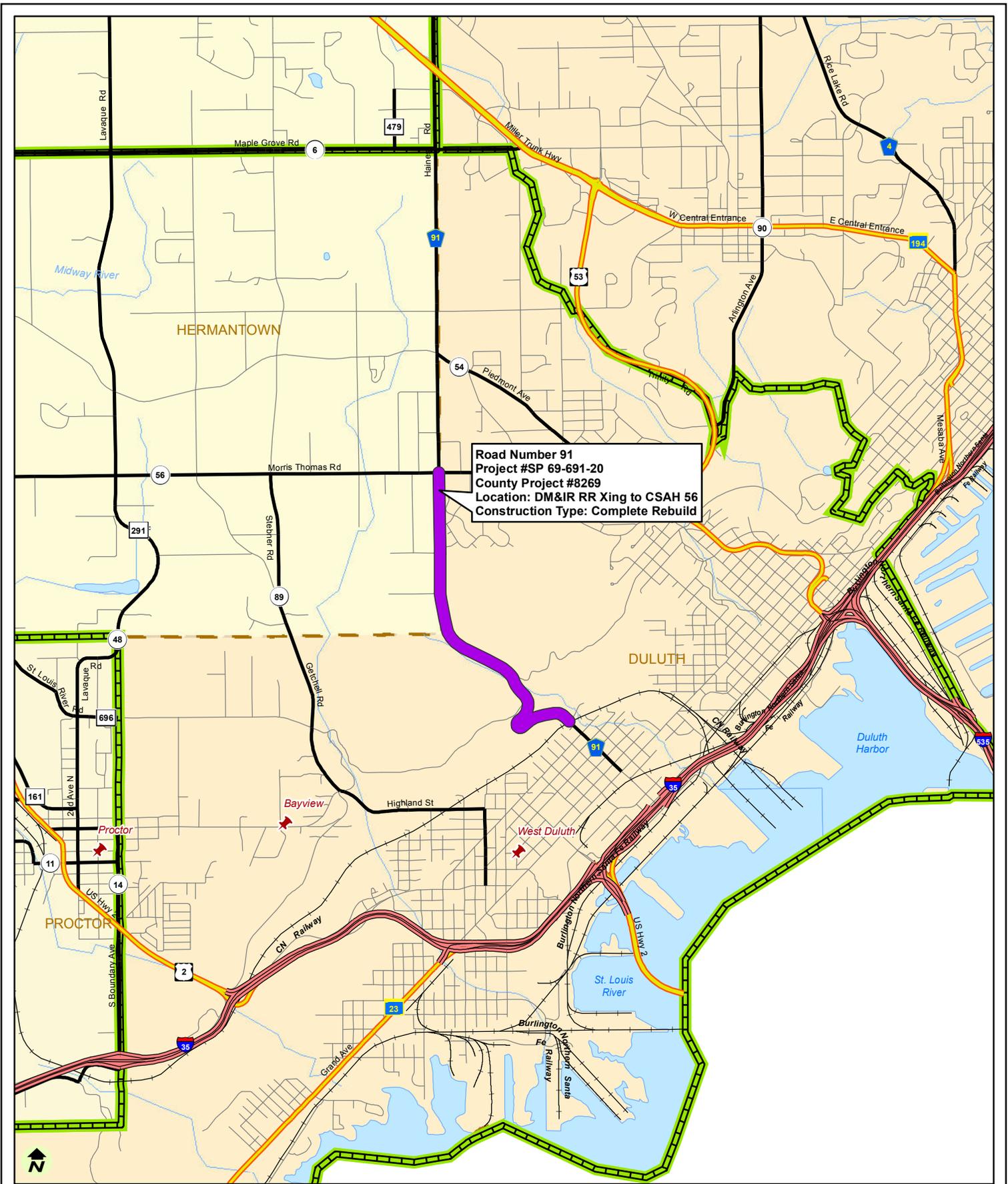
WHEREAS, The Commissioner of Transportation has given notice that funding for this project is available in the amount of \$1,072,562.50;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § Section 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 road reconstruction but not required;

RESOLVED FURTHER, That St. Louis County commits to the use of Federal Emergency Relief funds to pay costs of project SP-69-691-027 which exceed the Minnesota State Transportation Fund grant amount;

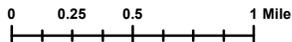
RESOLVED FURTHER, That the appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	\$ 1,072,562.50 Construction
Federal ER Funds	\$ 4,290,250.00
Total SP 69-691-027 portion	\$ 5,362,812.50
Total Combined Project:	\$10,820,000.00 Construction



Road Number 91
Project #SP 69-691-20
County Project #8269
Location: DM&IR RR Xing to CSAH 56
Construction Type: Complete Rebuild

St. Louis County 2010 Road & Bridge Construction



Map Components

- | | | | |
|--|--------------------|--|-----------------------|
| | Interstate Highway | | Commissioner District |
| | U.S./State Highway | | Township |
| | Paved County Road | | City/Town |
| | Gravel County Road | | Lake |
| | Railroad | | |
| | Complete Rebuild | | |

BOARD LETTER NO. 13 - 192

PUBLIC WORKS & TRANSPORTATION COMMITTEE
CONSENT NO. 9

BOARD AGENDA NO.

DATE: May 14, 2013 **RE:** Acceptance of Flood Grant
for Storm Project Work Order
161821 and Rescind
Resolution No. 12-557

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Public Works Director/Highway Engineer

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize an agreement accepting a Minnesota State Transportation Flood grant (Bond) and committing to the use of Federal Emergency Relief (ER) funds. The funds are to pay for that portion of the cost of emergency bridge assessment needs resulting from the June 2012 flood event covered by Disaster Declaration DR-4069 for facilities in St. Louis, Carlton and Lake counties; and also for facilities in the city of Duluth within St. Louis County, which exceeds the grant amount for County Project Storm Work Order 161821, SP 69-030-024/SP 88-070-036.

BACKGROUND:

The flood event of June 2012 resulted in substantial damage to the road and bridge infrastructure in St. Louis, Carlton and Lake counties and in the city of Duluth. Under Master Agreement 92630, Work Order No. 7, the state authorized St. Louis County to solicit professional services for emergency bridge inspections, damage assessments and cost estimates for the local agencies impacted by the disaster. An agreement was drafted County Board Resolution No. 12-557 was adopted October 23, 2012 for payment of the costs of the assessment using state funds.

Recent authorization was granted by the Commissioner of Transportation for the special assessment costs to be paid by a combination of Federal ER and State Flood Bonds. This grant will offset \$51,847.02 in Federal capped ER funds which were anticipated for this portion of the project.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize an agreement with the Minnesota Department of Transportation (No. 03655), which accepts Minnesota State Transportation Flood Bond funds, and commit to the use of Federal ER funds for costs of County Project Storm Work Order 161821 (SP 69-030-024/SP 88-070-036) which exceed the grant amount. It is further recommended the County Board rescind Resolution No. 12-557, dated October 23, 2012 which is now obsolete. Flood Bond funds from the state will be receipted into Fund 225, Agency 161821, Object 530404.

**Acceptance of Flood Grant for Storm Project Work Order 161821 and
Rescind Resolution No. 12-557**

BY COMMISSIONER _____

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for emergency bridge assessment needs (project SP 69-030-024/SP 88-070-036) in St. Louis, Carlton and Lake counties; and also for facilities in the city of Duluth; and

WHEREAS, The Commissioner of Transportation has given notice that grant funding for this project is available in the amount of \$103,694.04;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § Section 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 road reconstruction but not required;

RESOLVED FURTHER, That the appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant with funds from the state to be receipted into Fund 225, Agency 161821, Object 530404.

Acct 266 Flood Bond Funds	\$103,694.04	Special Assessment
Federal ER Funds	\$51,847.02	
Total Combined Project:	\$155,541.06	Special Assessment

RESOLVED FURTHER, that County Board Resolution No. 12-557, dated October 23, 2012, is hereby rescinded.



*Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: October 23, 2012 Resolution No. 12-557
Offered by Commissioner: Sweeney*

**Grant Contract with MnDOT for Emergency Bridge Assessments
June 2012 Flood**

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to sign grant contract No. 02153 with the State of Minnesota, Commissioner of Transportation, and any amendments approved by the County Attorney's office, whereby the State will pay the cost of emergency bridge assessment needs resulting from the June 2012 flood event up to \$160,000. Funds will be receipted into Fund 225, Agency 161821, Object 521617.

Commissioner Sweeney moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Jewell, O'Neil, Dahlberg, Forsman, Sweeney, and Chair Nelson - 6
Nays – None
Absent – Commissioner Raukar - 1

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, DONALD DICKLICH, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 23rd day of October, A.D. 2012, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 23rd day of October, A.D., 2012.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board

BOARD LETTER NO. 13 – 193

PUBLIC SAFETY & CORRECTIONS COMMITTEE

CONSENT NO. 10

BOARD AGENDA NO.

DATE: May 14, 2013 **RE:** Amended NEMESIS Consulting Services Contract

FROM: Kevin Z. Gray
County Administrator

Ross Litman
Sheriff

RELATED DEPARTMENT GOAL:

To serve the citizens and the public safety community by providing a fast, effective emergency and non-emergency public safety communication systems.

ACTION REQUESTED:

The St. Louis County Board is requested to amend the current contract with Advance! Training and Consulting to ensure continued system development and training services.

BACKGROUND:

On June 26, 2012, the St. Louis County Board adopted Resolution No. 12-367 authorizing a contract with Angie VanDeHey, Advance! Training and Consulting, to provide training and development services for Northeast Minnesota Enforcement and Safety Information System (NEMESIS).

A key component to the success of NEMESIS is the availability of progressive, comprehensive training so users can develop the skills to fully benefit from the system. The current contract with Ms. VanDeHey is for the period July 1, 2012 through June 30, 2013 and the NEMESIS Partners are requesting an amended contract be implemented to provide the service through December 31, 2013. Ms. VanDeHey will train new and existing users, maintain and further develop the NEMESIS website, assist in developing document templates, forms, and Ad Hoc Reports, and perform other duties.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize an amended contract with Angie VanDeHey, Advance! Training and Consulting, for the period July 1, 2013 through December 31, 2013 at the hourly rate of \$60, not to exceed \$40,000, with \$30,000 to be payable from NEMESIS Subscriber fees - Fund 150, Agency 150001, Object 629900, and \$10,000 to be payable from Fund 100, Agency 129003, Object 629900.

Amended NEMESIS Consulting Services Contract

BY COMMISSIONER _____

WHEREAS, the St. Louis County Board supports the sharing of criminal justice information and systems throughout the region and in sharing the costs of providing those systems among the subscribing public safety agencies in the region; and

WHEREAS, the Northeast Minnesota Enforcement and Safety Information System (NEMESIS) continues to be developed and implemented in support of these efforts; and

WHEREAS, Ms. Angie VanDeHey, Advance! Training and Consulting, is able to provide the training and development services needed as the NEMESIS system evolves;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an amended contract with Angie VanDeHey, Advance! Training and Consulting, for the period July 1, 2013 through December 31, 2013 at the hourly rate of \$60, not to exceed \$40,000, with \$30,000 to be payable from NEMESIS Subscriber fees - Fund 150, Agency 150001, Object 629900, and \$10,000 to be payable from Fund 100, Agency 129003, Object 629900.

BOARD LETTER NO. 13 – 194

PUBLIC SAFETY & CORRECTIONS COMMITTEE

CONSENT NO. 11

BOARD AGENDA NO.

DATE: May 14, 2013

RE: Authorization to Expend the
2010 ARMER Integration Grant
for a Microwave Link from Sax
ARMER Site to Hibbing Maple
Hill Site

FROM: Kevin Z. Gray
County Administrator

Ross Litman
Sheriff

RELATED DEPARTMENT GOAL:

To enhance public safety.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the expenditure from the 2010 Allied Radio Matrix for Emergency Response (ARMER) integration grant for the purchase of a microwave link from the Sax ARMER site to the Hibbing Maple Hill site.

BACKGROUND:

On August 10, 2011, St. Louis County received an ARMER Integration Grant from the Minnesota Department of Public Safety, Emergency Communication Networks Division for the Northeast Regional Radio Board to switch to ARMER. The grant expires on June 30, 2013. The microwave link requested will be from the Sax ARMER site to the Hibbing Maple Hill site and purchased from Microwave Networks, Inc., Stafford, TX, for \$114,469.54.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize expenditure of the 2010 ARMER Integration Grant in the amount of \$114,469.54 (\$107,106 plus \$7,363.54 state use tax) for the purchase of a microwave link from Microwave Networks, Inc., Stafford, TX, from the Sax ARMER site to the Hibbing Maple Hill Site, to be accounted for in Fund 100, Agency 136999, Grant 13603, Year 2010.

**Authorization to Expend the 2010 ARMER Integration
for a Microwave Link from Sax ARMER Site to Hibbing Maple Hill Site**

BY COMMISSIONER _____

WHEREAS, On August 10, 2011, St. Louis County received an Allied Radio Matrix for Emergency Response (ARMER) Integration Grant from the Minnesota Department of Public Safety, Emergency Communication Networks Division for the Northeast Regional Radio Board to switch to ARMER, which expires on June 30, 2013; and

WHEREAS, The purchase of a microwave link from Microwave Network, Inc., Stafford, TX, will be built from the Sax ARMER site to the Hibbing Maple Hill site;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the expenditure of \$114,469.54 (\$107,106 plus \$7,363.54 state use tax) for the purchase of a microwave link from Microwave Networks, Inc., Stafford, TX, from the Sax ARMER Site to the Hibbing Maple Hill site, to be accounted for in Fund 100 Agency 136999 Grant 13603; and

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

with Center City Housing with host county approval as required under Minn. Stat. § 254A.07.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve Center City Housing's acceptance of a grant from the Minnesota Department of Human Services, Alcohol and Drug Abuse Division.

Concurrence with Grant Acceptance by Center City Housing of Duluth

BY COMMISSIONER _____

WHEREAS, Center City Housing of Duluth has applied for funding from the state under the category of chronic public inebriates and has been awarded \$400,000 for the period July 1, 2013, to June 30, 2015, for group residential housing services at Rivercrest Program in St. Cloud in the amount of \$200,000, and the San Marco Project in Duluth in the amount of \$200,000; and

WHEREAS, Minn. Stat. § 254A.07 requires that local agencies applying for funding from the Alcohol and Drug Abuse Division of the Department of Human Services must obtain approval from their host county board before the state can execute a contract with such entities; and

WHEREAS, St. Louis County will not receive any funding, will not serve as fiscal agent, and will not be involved in the use of the grant funds; and

THEREFORE, BE IT RESOLVED, that the St. Louis County Board supports Center City Housing's acceptance of a grant from the Minnesota Department of Human Services, Alcohol and Drug Abuse Division.

PROJECT ABSTRACT/EXECUTIVE SUMMARY

Project title: The New San Marco and River Crest
Project period: July 2013 – June 2015
Applicant organization: Center City Housing Corp.
Total Amount requested: \$200,000

1. Description of the problem(s) to be addressed.

The New San Marco (NSM) (2007) and River Crest (2010) were developed following three decades of community effort to address the impact of untreated alcoholism on affected individuals and the community. The loss of transient housing, closure of State Hospitals, and the disappearance of casual labor markets combined to produce a growing population of homeless, late-stage alcoholics who were frequent users of detoxification services, emergency rooms, and law enforcement. For the affected individuals, homelessness led to an increase in mortality due to accidents, violence, exposure, and untreated medical problems.

2. Statement of the importance of addressing these issues.

The services provided at these programs reduce costs of public services such as detoxification services (*0 detox admissions at NSM during final quarter 2012 reporting period, compared to 63 in the year before admission*) and law enforcement (*At NSM, arrests and citations decreased from 461 prior to admission to 88 in the year after entry*); increase housing stability (*average stay of 973 days at NSM*), address immediate medical needs (*70% of River Crest tenants had a visit to a primary care visit over the past two years*), and decrease social isolation (*70% of residents at NSM and 80% at River Crest reported family contact*).

3. Summary of the project model which will address the problem(s).

Two conceptual frameworks are utilized. 1) Stable housing is the first and primary need for any homeless individual irrespective of existing medical, psychiatric, or behavioral conditions. In other words, pre-existing conditions are not a barrier to housing. This is now known as the "housing first" model. 2) Harm reduction seeks to reduce the negative consequences of high-risk behaviors. Harm reduction has also been known as damage limitation, casualty reduction, harm minimization (Duncan, 1994), or risk reduction (Marlatt, 1993). Harm reduction is based on a set of principles and assumptions about how individuals make changes (Ostrow, 1996): that the desire for change must come from the individual, and that change occurs in small, achievable, and realistic steps. Harm reduction also affirms the individual as the primary agent of change and engages them in a voluntary process of goal setting.

4. Intended target group, how long they will be served, and how participants will be recruited.

The target population is homeless chronic public inebriate individuals. To date, 96% of the 132 individuals served at the New San Marco and 91% of 87 individuals admitted to River Crest were classified as Long-term homeless. A chronic public inebriate is an alcohol dependent individual who has frequent, regular contact with law enforcement, detox centers, and emergency services including hospitals. Resident selection is based on a primary diagnosis of alcohol dependency, history of frequent detoxification admissions, previous attempts at primary treatment for addictions, long-term or frequent episodes of homelessness, medical and/or mental health co-morbidity, fragility, and personal vulnerability.

5. Desired outcome(s) for both individual consumers and the program.

Center City Housing will achieve significant, measurable outcomes in the following areas:

1. Increase housing stability of individuals with chronic alcoholism, improving their overall quality of life.
2. Improve the health of residents with chronic alcoholism.
3. Encourage greater self-efficacy in residents
4. Engage the community and other systems in providing support for individuals with chronic alcoholism.

6. Continuation of an existing program.

Grant funds are requested to continue service funding at New San Marco and River Crest as no other sources of funding are currently available for services to this population.

7. Organization's longevity and significant accomplishments.

Center City Housing Corp (CCHC) began developing and housing homeless and low-income households in 1988. Initially, it was started by a collaborative group of churches who were part of Churches United in Ministry (CHUM). CCHC then became its own 501(c) in order to better serve the community. CCHC's mission is to develop, own, manage and operate affordable housing for people of no/low to moderate incomes. Serving high needs with least means families and individuals.

Center City Housing owns and operates over 400 affordable housing units throughout the State of Minnesota. We currently own and manage housing in Duluth, St. Cloud and Rochester. Our units include single room occupancy units, efficiencies and multi-bedroom apartments. CCHC houses single individuals and families.

CCHC owns and manages three permanent supportive housing projects that house long-term homeless chronic alcoholic single men and women. In Duluth, CCHC opened the New San Marco project in May, 2007, which has 30 single room occupancy (SRO) units. In July 2010, we opened River Crest in St. Cloud, which serves the same population with 40 SRO units. As a result of the success of those programs, Olmsted County asked us to develop a similar facility in Rochester. Silver Creek Corner, also a 40 unit facility, opened in December 2011.

CCHC is also a low income housing developer. We work with the community to identify affordable housing needs and bring together teams to develop identified type housing. In recent years, all of our housing development projects have included supportive services because the model of housing without services has proven to be less successful with some people, especially those who have experienced repeated cycles of homelessness.

8. Organizational flow chart.

CCCH's Executive Director supervised the Regional Housing Director who supervises the Site Directors. The Site Directors over-see all operations and all other staff in the buildings.

9. Organization's longevity and significant accomplishments.

CCHC has been pursuing the organization mission for 25 years. Significant accomplishments include:

- When CCHC opened each facility (New San Marco, River Crest, and Silver Creek), there was a 90% reduction in detox admissions for the residents. Over time, a reduction of 85% has been maintained.
- Center City creates successful partnerships to maximize outcomes in the projects it develops, owns, and manages. CCHC partners with the Center for Alcohol and Drug Treatment Center to provide case management services to each person living at the New San Marco. In St. Cloud, the partner for case management services is Recovery Plus treatment center. DW Jones provides property management services for all of Center City's properties except for New San Marco, River Crest, and Silver Creek, which are self-managed.
- Center City has administrative staff who has experience with budgeting, billing, compliance, and reporting with multiple, complex funding sources.
- In 2010, CCHC acquired the assets of a failing nonprofit. This included 88 units of housing, supportive services staff, debt and funding contracts. In addition to preserving these units, CCHC developed and implemented innovative programming for children birth to 18 years old. We have implemented new case management support designed for the entire family with a conscious effort on reducing generational homelessness.
- CCHC commissioned documentary filmmaker Dan Woods to tell the story of the once controversial, now successful New San Marco Project. The film, "[*No Losers*](#)" explores the transformations of individuals from

lives of chronic homelessness to living and doing well. Distributed widely, the film has had a significant impact in giving a face and voice to persons affected by chronic alcoholism and homelessness.

- Richard Klun, Center City Executive Director, received the Bruce Vento Distinguished Service Award at the 2012 Minnesota Coalition for the Homeless Annual Conference.
- Nationally recognized: many organizations and American Indian Tribes from across the county have come to learn from us and have hired us to help them design and implement programs like the New San Marco, River Crest and Silver Creek Corner.

10. Major project(s) currently being implemented and what is the funding source(s).

In addition to the developments described in the preceding section, Center City Housing continues to respond to community needs by developing new affordable housing options for low income and homeless households as well as redeveloping buildings to continue offering affordable housing for the long term.

In October 2012, Center City Housing was awarded new capital funding for a 44 unit permanent supportive housing project for very high barrier homeless families with children in Duluth. The primary capital funding source will be Low Income Housing Tax Credits through the Minnesota Housing Finance Agency.

While developing Silver Creek in Rochester, we identified a need for permanent supportive housing for homeless families with children and homeless unaccompanied youth. A needs assessment, "Families and Children Without Stable Housing in Rochester, 2012" identified a need for 60 units of housing. The project is in the pre-development stage. Capital funding will primarily be requested from Minnesota Housing. Service Funding sources will be Olmsted County, United Way of Greater Rochester, and the HUD Continuum of Care.

11. Staff/supervisory qualifications including experience, training.

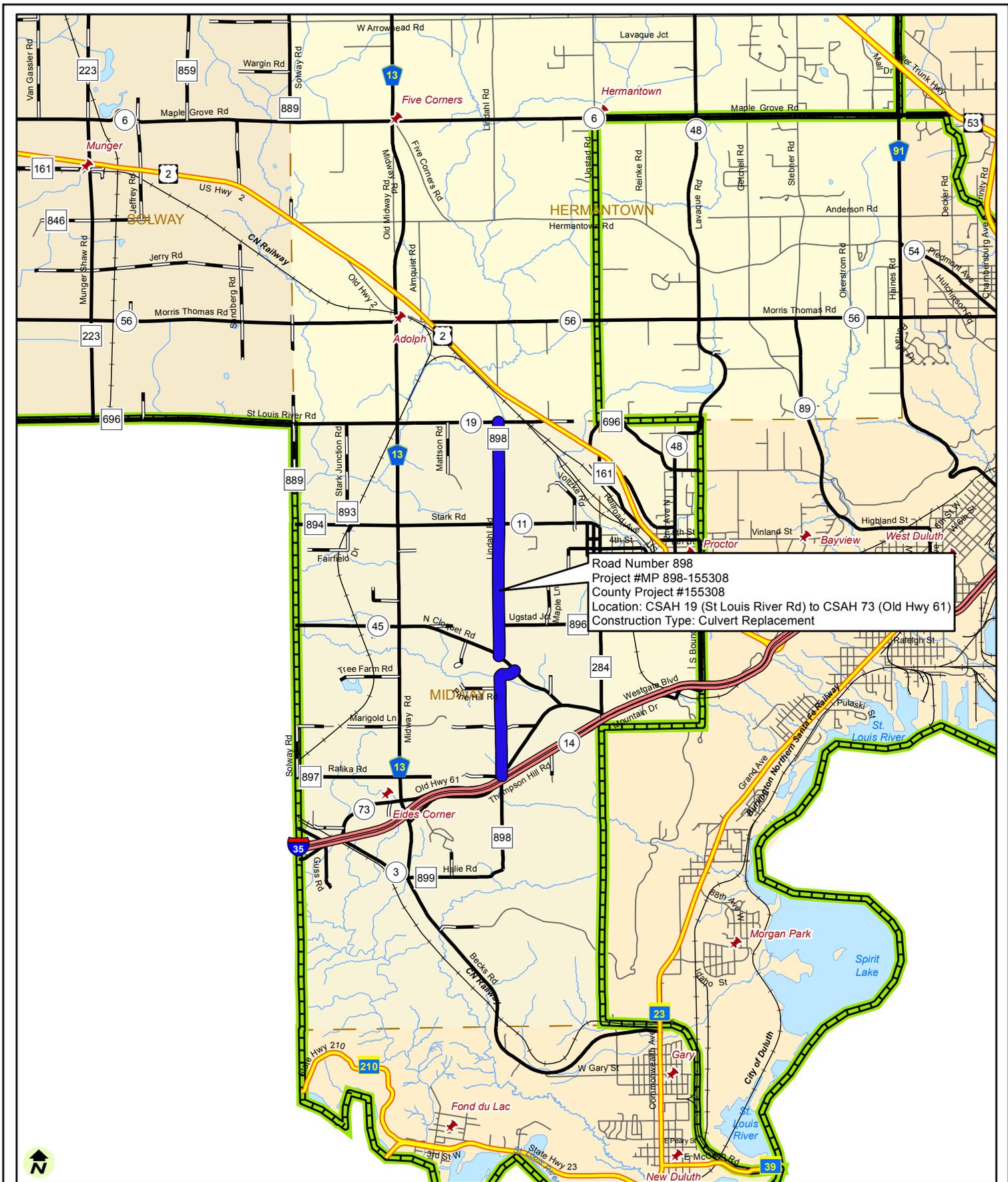
The Regional Housing Director, Lori Reilly, has 20 years of experience managing housing for homeless individuals. She started with CCHC prior to the opening of the New San Marco. She hired all staff and developed practices and procedures implemented when residents moved in to the building. Ms. Reilly supervises the Site Directors at the New San Marco, River Crest Apartments and Silver Creek Corner.

Each site has a Unified Service team comprised of the facility staff: case manager, nurse, site supervisor and housing support staff. In Duluth, The Center For Alcohol and Drug Treatment (CADT) is our primary partner in administering services to tenants. CADT operates multiple programs including inpatient and out-patient treatment and the detoxification center. They provide the nurse and a case manager who works full time in the facility and who is supervised by an LADC. In St. Cloud, Recovery Plus Treatment Center is our primary partner in administering service to tenants. Recovery Plus operates multiple programs including inpatient and outpatient treatment programs. They also provide the nurse and a case manager who is an LADC and who works full time in the facility.

Kira Kallberg, the Site Director at NSM is a LSW and has 18 years of experience working with homeless individuals and families, managing supportive housing programs and working directly with chronic alcoholics at Detox. Bryan, the Site Director at River Crest has been on staff since its opening and was promoted to Site Director in 2012, he has a BA in Elementary Education and was instrumental in all start up activities, has strong supervisory and budgeting experience.

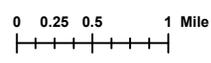
12. Organization capability of designing and effectively implementing the proposed services outlined in this RFP.

CCHC is uniquely poised to administer the DHS grant funding because CCHC has a long history and successful record of housing very difficult to house homeless families and individuals. We understand the population and the issues they bring with them when they move in. We also have experience in implementing the Harm Reduction model of housing, adhere to the principles of the Housing First Model, and provide person centered services and housing.

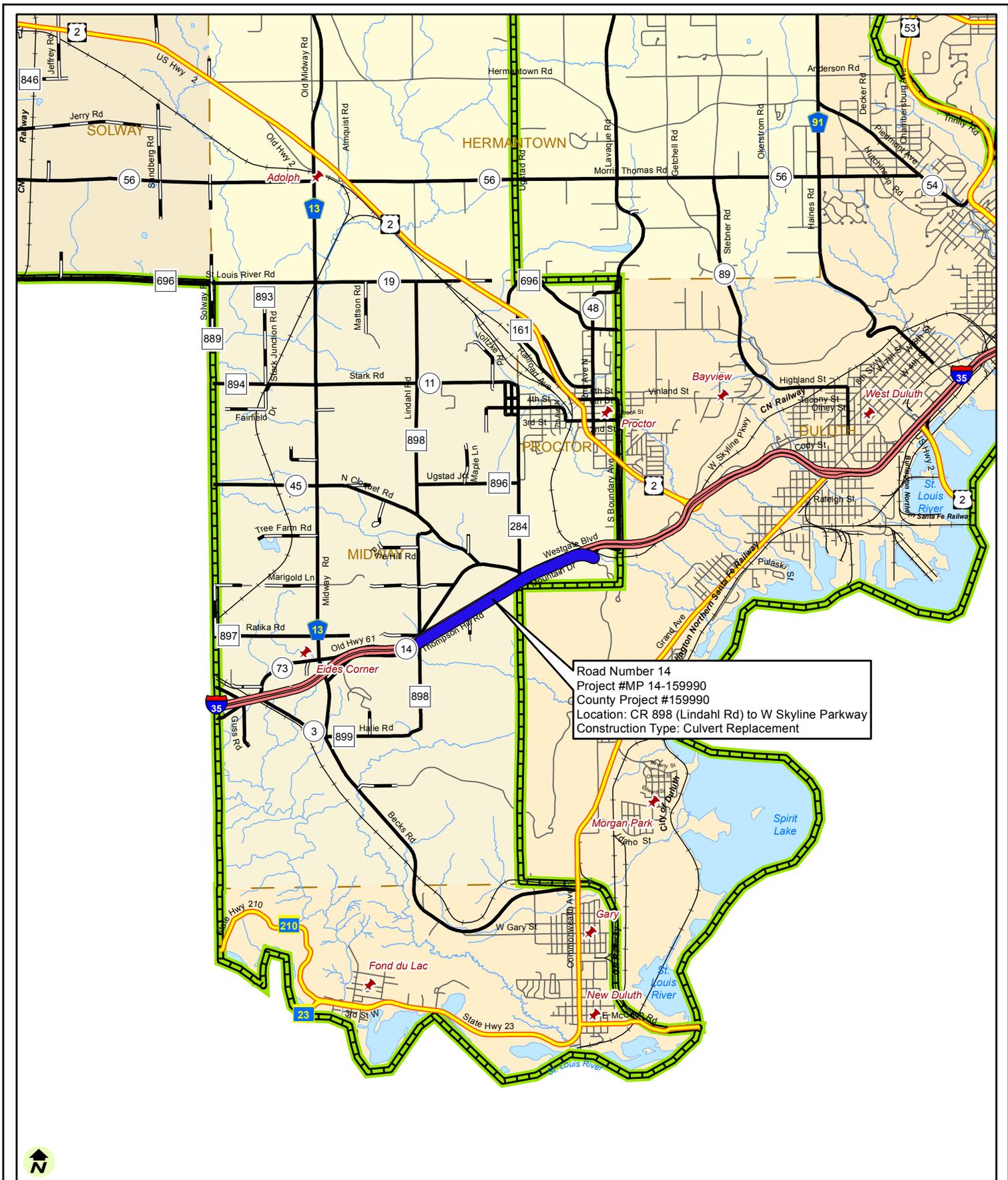


Road Number 898
 Project #MP 898-155308
 County Project #155308
 Location: CSAH 19 (St Louis River Rd) to CSAH 73 (Old Hwy 61)
 Construction Type: Culvert Replacement

St. Louis County 2013 Road & Bridge Construction

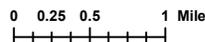


Map Components	
2013 Road & Bridge Construction	County Road - Paved
Culvert Replacement	County Road - Gravel
Interstate Highway	Local Road/City Street
U.S./State Highway	Railroad
	Commissioner District
	Township Boundary
	City/Town
	Lake
	River/Stream



Road Number 14
 Project #MP 14-159990
 County Project #159990
 Location: CR 898 (Lindahl Rd) to W Skyline Parkway
 Construction Type: Culvert Replacement

St. Louis County 2013 Road & Bridge Construction



Map Components	
2013 Road & Bridge Construction	
Culvert Replacement	County Road - Paved
Interstate Highway	County Road - Gravel
U.S./State Highway	Local Road/City Street
	Railroad
	Commissioner District
	Township Boundary
	City/Town
	Lake
	River/Stream