



AGENDA

REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF ST. LOUIS COUNTY, MINNESOTA

Tuesday, May 12, 2015, 9:30 A.M.

**County Board Room, Second Floor
St. Louis County Courthouse
100 N. 5th Avenue West
Duluth, Minnesota**

**PETE STAUBER, Chair
Fifth District**

**FRANK JEWELL
First District**

**PATRICK BOYLE
Second District**

**CHRIS DAHLBERG
Third District**

**TOM RUKAVINA
Fourth District**

**KEITH NELSON
Sixth District**

**STEVE RAUKAR, Vice-Chair
Seventh District**

County Auditor
Donald Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Phil Chapman

The St. Louis County Board of Commissioners welcomes you to this meeting. This agenda contains a brief description of each item to be considered. The Board encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Board when a motion is on the floor. If you wish to speak on a matter that does not appear on the agenda, you may do so during the public comment period at the beginning of the meeting. Except as otherwise provided by the Standing Rules of the County Board, no action shall be taken on any item not appearing in the agenda.

When addressing the Board, please sign in at the podium and state your name and address for the record. Please address the Board as a whole through the Chair. Comments to individual Commissioners or staff are not permitted. The St. Louis County Board promotes adherence to civility in conducting the business of the County. Civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issue before the Board. Tools of civility include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility [County Board Resolution No. 560, adopted on September 9, 2003]. Speakers will be limited to five (5) minutes.

****In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify Property Management 72 hours prior to the meeting at (218)725-5085.****

All supporting documentation is available for public review in the County Auditor's Office, 100 North 5th Avenue West - Room No. 214, St. Louis County Courthouse, Duluth, MN, during regular business hours 8:00 A.M. - 4:30 P.M., Monday through Friday. Agenda is also available on our website at <http://www.stlouiscountymn.gov/GOVERNMENT/BoardofCommissioners.aspx>

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9:30 A.M. Moment of Silence
Pledge of Allegiance
Roll Call

Employee and Retiree Longevity Recognition

Proclamation: Child Welfare Staff Appreciation

AT THIS TIME CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD ON ITEMS NOT ON THE AGENDA. [Speakers will be limited to 5 minutes each.]

FOR ITEMS LISTED ON THE BOARD AGENDA OR COMMITTEE OF THE WHOLE AGENDA, CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

9:40 A.M. PUBLIC HEARING, pursuant to Resolution No. 15-225, adopted April 28, 2015, to consider testimony on proposed Ordinance Number 63, "Prohibiting Electronic Delivery Devices in Public Places, Retail Environments and Places of Work".
{15-199}

CONSENT AGENDA

All matters listed on 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.

REGULAR AGENDA

Health & Human Services Committee – Commissioner Boyle, Chair

1. Appoint Melanie F. Shepard (District 1) and Janet Kennedy (District 3) to serve as members of the Public Health and Human Services Advisory Committee with terms expiring December 31, 2017. {15-195} [Without recommendation.]

Finance & Budget Committee – Commissioner Nelson, Chair

2. Application for On-sale and Sunday On-sale intoxicating liquor license by Fryes' Lake Place, LLC d/b/a Island Lake Inn, Gnesen Township. {15-201} [Has not been to committee; requires consent of the Board to be considered.]

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

3. Appoint Doug Hoffbauer and Megan Brant as members of the St. Louis County Cooperative Extension Committee with terms expiring December 31, 2017. {15-198} [Without recommendation.]

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TIME SPECIFIC:

10:30 A.M. General Obligation Capital Improvement Bonds, Series 2015C

Resolution of the Board of County Commissioners of St. Louis County, Minnesota, Providing for the Issuance, Sale and Delivery of \$40,000,000 General Obligation Capital Improvement Bonds, Series 2015C; Establishing the Terms and Form Thereof; Creating a Debt Service Fund Therefor; and Awarding the Sale Thereof.
{15-200}

ADJOURNED:



S A I N T
LOUIS
COUNTY
M I N N E S O T A



- Proclamation -

CHILD WELFARE STAFF APPRECIATION

May 12, 2015

WHEREAS, Children are our most valuable resource and will shape the future of St. Louis County; and

WHEREAS, Children of all ages have the basic right to a family and a safe, loving and supportive home that promotes their social, emotional and developmental well-being; and

WHEREAS, Child abuse and neglect is a serious problem affecting every segment of our community, and finding solutions requires input and action from everyone; and

WHEREAS, Child abuse can have long-term psychological, emotional, and physical effects that can have lifelong consequences; and

WHEREAS, Child protection is a core function of county government in the state of Minnesota, with abuse and neglect prevention remaining the best defense for our children and families; and

WHEREAS, The ability to protect children at risk for abuse and neglect rests on the dedication and professionalism of St. Louis County's Child Welfare Staff, often working under extreme stress because of their commitment to the children who need them;

NOW, THEREFORE BE IT RESOLVED, That the St. Louis County Board of Commissioners, committed to ensuring the safety and well-being of all children in our community, hereby proclaims its gratitude and recognition of the Public Health and Human Services Department Child Welfare Staff, who provide a continuum of services from prevention to child protection, for their dedication and essential work on behalf of the county's most vulnerable children.

At its March 11, 2015 meeting, the Public Health and Human Services Advisory Committee heard a presentation on the dangers of e-cigarettes, and has unanimously supported the passing of such an ordinance that would prohibit the use of e-cigarettes indoors, anywhere that traditional smoking is prohibited by the Minnesota Clean Indoor Air Act. The committee's letter of support is also attached.

RECOMMENDATION:

It is recommended that the St. Louis County Board consider testimony on the proposed Ordinance Number 63, "Prohibiting Electronic Delivery Devices in Public Places, Retail Environments and Places of Work," and approve the ordinance by resolution.

**Public Hearing to Consider Ordinance Number 63 –
“Prohibiting Electronic Delivery Devices in Public Places,
Retail Environments and Places of Work”**

BY COMMISSIONER _____

WHEREAS, E-cigarettes produce a vapor of undetermined and potentially harmful substances, which may appear similar to smoke emitted by traditional tobacco products;

WHEREAS, The United States Food and Drug Administration has determined that various samples of e-cigarettes from two leading manufacturers contained not only nicotine, but also detectable levels of known carcinogens and toxic chemicals; and

WHEREAS, St. Louis County Ordinance Number 63 “Prohibiting Electronic Delivery Devices in Public Places, Retail Environments and Places of Work” was recommended for passage by the Public Health & Human Services Advisory Committee; and

WHEREAS, The St. Louis County Board held a public hearing on May 12, 2015 at 9:40 a.m., in the County Board Room, St. Louis County Courthouse, 100 N. 5th Avenue West, Duluth, MN, to consider testimony on proposed Ordinance Number 63;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners adopts St. Louis County Ordinance Number 63, “Prohibiting Electronic Delivery Devices in Public Places, Retail Environments and Places of Work”;

RESOLVED FURTHER, That the effective date for St. Louis County Ordinance Number 63 will be July 1, 2015.



Saint Louis County

Public Health and Human Services
Advisory Committee

March 25, 2015

Commissioner Pete Stauber, Chair
St Louis County Board of Commissioners
100 North 5th Avenue West
Duluth, MN 55802

Dear Chair Stauber:

The St Louis County Public Health and Human Services Advisory Committee heard a presentation at our March 11, 2015 meeting on the dangers of e-cigarettes. A brief synopsis of some of the information is as follows:

- E-cigarettes and the liquid refills, known as e-juice, are not regulated by the Food and Drug Administration; labelling is not accurate.
- Products are packaged to look like candy and the e-juice has hundreds of flavors including many that are candy flavored clearly marketing to children and it appears to be producing results. More youth are using e-cigarettes than are using tobacco cigarettes, even though this product is relatively new on the market.
- Poisoning of children through ingestion of e-juice has increased significantly.
- Contrary to marketing, e-cigarettes are not "harmless water vapor" but contain many dangerous ingredients known to be harmful to human health.
- There are many proven smoking cessation products and programs available; e-cigs are being promoted to allow smokers to use e-cigs where they can't smoke regular cigarettes and some advertising even says 'why quit, just use e-cigs where you can't smoke.'

Duluth was the first community to pass an ordinance which banned e-cigarettes in the same public places as tobacco cigarettes; to date, 23 cities and 7 counties have passed similar ordinances including Cloquet, Hermantown and Ely. In addition, over 40 cities and nine counties in Minnesota have also prohibited the sampling of tobacco products, including e-cigarettes, in retail stores.

The Public Health and Human Services Advisory Committee voted unanimously in support of the St Louis County Board of Commissioner passing an ordinance that prohibits the use of e-cigarettes indoors, anywhere that traditional smoking is prohibited by the Minnesota Clean Indoor Air Act.

Sincerely,

Pat Ives, Chair

On behalf of Advisory Committee Members

Sue Bratulich, District 7
Cindy Lustig, District 4
Rudy Semeja, District 6
Tina Welsh, At Large

Kathy Heltzer, District 2
Amber Madoll, District 1
John Soghigian, District 4
Mary Zupancich, At Large

Tony Kuznik, District 7
Sarah Priest, District 3
Jim Taray, At Large

ORDINANCE NUMBER 63
SAINT LOUIS COUNTY, MINNESOTA

**Prohibiting Electronic Delivery Devices in Public Places,
Retail Environments and Places of Work**

The St. Louis County Board of Commissioners ordains:

SECTION 1. Title. This Ordinance shall be known and referenced as the St. Louis County Ordinance Number 63 Prohibiting Electronic Delivery Devices in Public Places, Retail Environments and Places of Work.

SECTION II. Purpose and Jurisdiction.

Subsection A. The purpose of this Ordinance is to protect the health, safety and general welfare of the people of St. Louis County from the adverse effects of unregulated electronic delivery devices, commonly referred to as electronic cigarettes, or e-cigarettes, which closely resemble and purposefully mimic the act of smoking by having users inhale vaporized liquid nicotine or other substances created by heat through an electronic ignition system.

E-cigarettes produce a vapor of undetermined and potentially harmful substances, which may appear similar to smoke emitted by traditional tobacco products. Their use in workplaces and public places where smoking of traditional tobacco products is prohibited creates concern and confusion and leads to difficulties in enforcing smoking prohibitions.

After testing a number of e-cigarettes from two leading manufacturers, the Food and Drug Administration (FDA) determined that various samples tested contained not only nicotine but also detectable levels of known carcinogens and toxic chemicals, including tobacco-specific nitrosamines and diethylene glycol, a toxic chemical used in antifreeze. FDA testing also suggested that quality control processes used to manufacture these products are inconsistent or non-existent. (“Summary of results: Laboratory analysis of electronic cigarettes conducted by Food and Drug Administration,” July 22, 2009)

Subsection B. Pursuant to Minnesota Statutes § 145A.05, this Ordinance applies throughout all of St. Louis County, including the municipalities therein.

Subsection C. Nothing in this Ordinance shall prevent other local levels of government within St. Louis County from adopting more restrictive measures to protect citizens from the dangers of electronic cigarettes or other electronic delivery devices.

SECTION III. Definitions.

Except as may otherwise be provided or clearly implied by context, all terms shall be given their commonly accepted definitions. For the purpose of this Ordinance, the following definitions shall apply:

Subsection A. “Electronic Delivery Device” means any product containing or delivering nicotine, lobelia, marijuana or any other substance intended for human consumption that can be used by a person to simulate smoking in the delivery of nicotine or any other substance through inhalation of vapor from the product. Electronic delivery device shall include any component part of such a product whether or not sold separately. Electronic delivery device shall not include any product that has been approved or otherwise certified by the United States Food and Drug Administration for legal sales for use in tobacco cessation treatment or other medical purposes, and is being marketed and sold solely for that approved purpose.

Subsection B. “Indoor Area” means all space between a floor and a ceiling that is bounded by walls, doorways, or windows, whether open or closed, covering more than 50 percent of the combined surface area of the vertical planes constituting the perimeter of the area. A wall includes any retractable divider, garage door, or other physical barrier, whether temporary or permanent. A 0.011 gauge window screen with an 18 by 16 mesh count is not a wall.

Subsection C. “Use” means the inhaling or exhaling of vapor from any electronic delivery device. Use shall also mean carrying an electronic delivery device that is turned on or otherwise activated.

SECTION IV. Prohibition

The use of any electronic delivery device is prohibited anywhere smoking is prohibited by the Minnesota Clean Indoor Air Act, Minnesota Statutes §§ 144.414-417 and any amendments that may be made thereto.

SECTION V. Responsibilities of Proprietors

Subsection A. The proprietor or other person, firm, limited liability company, corporation, or other entity that owns, leases, manages, operates or otherwise controls the use of a public place, public transportation, place of employment, or public meeting shall make reasonable efforts to prevent the use of any electronic delivery device in the public place, public transportation, place of employment, or public meeting by:

- (1) posting appropriate signs or by any other means which may be appropriate; and
- (2) asking any person who uses an electronic delivery device in an area where the use of electronic delivery devices is prohibited to refrain from using such device and, if the person does not refrain from using an electronic delivery device after being asked to do so, asking the person to leave. If the person refuses to leave, the proprietor, person or entity in charge shall handle the situation consistent with lawful methods for handling other persons acting in a disorderly manner or as a trespasser.

Subsection B. The proprietor or other person or entity in charge of a public place, public meeting, public transportation, or place of employment must not provide any equipment that facilitates the use of electronic delivery devices where such use is prohibited. Nothing in this Ordinance shall prohibit the proprietor or other person or entity in charge from taking more stringent measures than those contained in this Ordinance or the Minnesota Clean Indoor Air Act

to protect individuals from secondhand smoke or vapor. The proprietor or other person or entity in charge of a restaurant or bar may not serve an individual who is in violation of this Ordinance.

SECTION V. Smoking in Retail Tobacco Establishments

For purposes of this section, “smoking” shall mean the inhaling or exhaling smoke from any lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant product, or inhaling or exhaling vapor from any electronic delivery device. Smoking shall include carrying a lighted or heated cigar, cigarette, pipe, or any other lighted or heated tobacco or plant product intended for inhalation.

Smoking shall not be permitted and no person shall smoke within the indoor area of any establishment with a tobacco retailer license. Smoking for the purposes of sampling tobacco, tobacco products, tobacco-related devices, or electronic delivery devices is prohibited.

SECTION VI. Other Applicable Laws

This Ordinance is intended to complement the Minnesota Clean Indoor Air Act, Minnesota Statute Sec. 144.411 to 144.417, as amended from time to time. Nothing in this Ordinance authorizes smoking or the use of an electronic delivery device in any location that is restricted by other applicable laws or regulations.

SECTION VII. Violation and Penalties

Subsection A. Use Where Prohibited. It is a violation of this Ordinance for any person to smoke or use an electronic delivery device in an area where prohibited by this Ordinance, or where prohibited by a private policy established by the proprietor or other person in charge of the area, as authorized by Section VI of this Ordinance.

Subsection B. Proprietors. It is a violation of this Ordinance for the proprietor, person, or entity that owns, leases, manages, operates, or otherwise controls the use of an area subject to this Ordinance to knowingly fail to comply with these provisions.

Subsection C. Penalties. A person who violates any provision of this Ordinance shall be guilty of a petty misdemeanor. Each day of violation constitutes a separate offense.

SECTION VIII. Severability. If any portion of this Ordinance is held unenforceable, then such provision will be modified to reflect the purpose of this Ordinance. All remaining provisions of this Ordinance shall remain in full force and effect.

SECTION IX. Effective Date. This Ordinance shall take effect _____, 2015.

Passed this ____ day of _____, 2015.

COUNTY OF ST. LOUIS

BY _____

Pete Stauber, Chairman of the County Board

ATTEST:

Published this ____ day of _____, 2015.

In addition, PHHS has contacted the Fond du Lac and Bois Forte Bands for designation of one tribal representative from each Band to serve on the committee, but has not received a response.

RECOMMENDATION:

It is recommended that the St. Louis County Board appoint members to the Public Health and Human Services Advisory Committee.

Appointment of Public Health and Human Services Advisory Committee Members

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Health and Human Services (PHHS) Advisory Committee was established to make recommendations relative to the public health and human service needs of St. Louis County communities; and

WHEREAS, Members of the PHHS Advisory Committee are appointed by the St. Louis County Board to serve three-year staggered terms of membership;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the following citizens to serve as members of the PHHS Advisory Committee with terms expiring on December 31, 2017:

District 1 Melanie F. Shepard

District 2 _____

District 3 Janet E. Kennedy

District 5 _____

District 5 _____

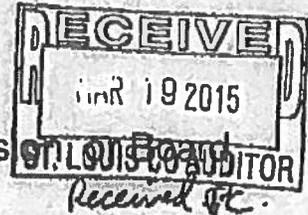
District 6 _____



Revised 1-2008
APP-CACCB

Application

Citizen Advisory Committee, Commission or Board
St. Louis County



Return Application to:
Clerk of the County Board
100 N. 5th Avenue West, #214
Duluth, MN 55802-1293

Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For: Public Health & Human Services Advisory Committee

Please list the committee, commission, or board for which you are applying

Applicant Name: Kennedy Janet E Mr. Mrs. Ms.
Last Name First Name Middle Initial

Home Address: 4328 West 6th Street
Street

Duluth MN 55807
City State Zip

Telephone/Fax/ E-Mail: 218-349-8057 jkennedy8057@gmail.com
Home Work Fax E-mail Address

1. How long have you lived in St. Louis County? 48 years

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

Cross Cultural Alliance of Duluth
League of Women Voters
Health and Wellness Table
Americorps Alumni

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

I have an interest in health and wellness related to disparities in our community. Our community will need to begin the tough task of inclusion within decision making bodies to affect change in the populations that need it the most. We cannot survive and prosper if we are not walking on even ground.

4. Please describe your education, employment, areas of interest, and expertise.

I have worked twenty-two years in the health field of physical therapy as a physical therapy assistant. I have management experience owning my personal training business (1999-2005), also recent experience in management for rehab services for physical, occupational, and speech at a local health facility in Duluth. Currently a senior at UWS distance learning earning a bachelors degree in health and human services management

5. Please provide additional information you believe is important in considering your application?

I want to help build a better community by fostering inclusiveness in the processes that affects all citizens. A greater diverse voice/body bodies will for greater citizen involvement in the community at large.

6. Please list two references including name, address, and telephone number.

Annie Harala annieh@communityhealthboard.org 218-310-8993

Louise Anderson Louise@communityhealthboard.org 218-830-9895

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature: Janet Kennedy

Date: 4/18/2015

THANK YOU!

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Office Use Only

Date Received

Appointment Date

Date Entered

Term End Date

Commissioner District

Retention Date

Appointed: Yes No

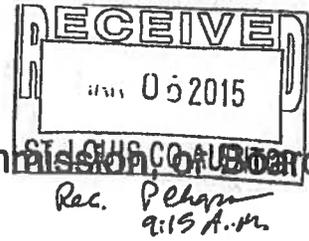
Committee/Board/Commission:



Revised 1-2006
APP-CACCB

Application

Citizen Advisory Committee, Commission, or Board
St. Louis County



Return Application to:

Clerk of the County Board
100 N. 5th Avenue West, #214
Duluth, MN 55802-1293

OR e-mail at: chapmanp@stlouiscountymn.gov

Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For:

Public Health and Human Services Advisory Committee
Please list the committee, commission, or board for which you are applying

Applicant Name:

Shepard Melanie F
Last Name First Name Middle Initial

Mr. Mrs. Ms.

Home Address:

1414 Boulevard Po.
Street
Duluth MN 55811
City State Zip

Telephone/Fax/
E-Mail:

218-724-4960 Home Work Fax
mshpard@d.umn.edu E-mail Address

1. How long have you lived in St. Louis County? 35 years

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

United Way Funding Panels, Research Committee
Duluth Area Family Services Collaborative Evaluation Team
Duluth Citywide Citizens Advisory Committee, served as President
Damiano board, served as President
Duluth Community Action Program board
DFZ Nominations and Endorsement Committee

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

I have many years of relevant experience in the field of human services as a social worker, researcher, administrator and community volunteer. I would like to make a contribution to our community and believe that I have the most to offer in this area.

4. Please describe your education, employment, areas of interest, and expertise.

I have a PhD, MSW and bachelors degree in social work. Recently, I retired as Faculty Emerita at UMD where I taught social work and served as Department Head. I have worked as a social worker in child welfare, mental health and domestic violence. I am licensed as a clinical social worker.

5. Please provide additional information you believe is important in considering your application?

I have extensive experience in program evaluation and administering grants.

6. Please list two references including name, address, and telephone number.

^{dfalk@d.umn.edu, 218-726-8862}
Dennis Falk, Department of Social Work, 1207 Ord. Crt., Duluth, MN 55812
Priscilla Day, Dept. Head, Dept. of Social Work, 1207 Ordean Ct., Duluth, MN 55812 218-726-7221, pday@d.umn.edu

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature:

Date

3/3/15

THANK YOU!

Office Use Only

Date Received

Date Entered

Commissioner District _____

Appointed: Yes No

Appointment Date

Term End Date

Retention Date

| Member | Commissioner District | Term Expires December 31 of | Terms Served |
|----------------|------------------------------|------------------------------------|-------------------------|
| Cindy Lustig | 4 | 2015 | In 4 th term |
| Sarah Priest | 3 | 2015 | In 3 rd term |
| John Soghigian | 4 | 2015 | In 1 st term |
| Tina Welsh | At Large | 2015 | In 3 rd term |
| | | | |
| Sue Bratulich | 7 | 2016 | In 4 th term |
| Kathy Heltzer | 2 | 2016 | In 5 th term |
| Tony Kuznik | 7 | 2016 | In 4 th term |
| Rudy Semeja | 6 | 2016 | In 4 th term |
| Jim Taray | At Large | 2016 | In 4 th term |
| | | | |
| Pat Ives | At Large | 2017 | In 5 th term |
| Amber Madoll | 1 | 2017 | In 1 st term |
| Mary Zupancich | At Large | 2017 | In 3 rd term |

**Application for On-Sale and Sunday On-Sale Intoxicating Liquor License
(Gnesen Township)**

BY COMMISSIONER _____

WHEREAS, Pursuant to the provisions of Minn. Stat. Section 340A, as amended, and Rules and Regulations adopted by the St. Louis County Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60027; and

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

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

THEREFORE, BE IT RESOLVED, Said license shall be effective May 12, 2015 through June 30, 2016:

Fryes' Lake Place, LLC d/b/a Island Lake Inn, Gnesen Township, On-Sale and Sunday On-Sale Intoxicating Liquor License.

Appointments to the St. Louis County Cooperative Extension Committee

BY COMMISSIONER _____

WHEREAS, The St. Louis County Board appoints citizens to serve on the St. Louis County Cooperative Extension Committee and attempts to appoint citizen members who represent a geographical balance across the county; and

WHEREAS, There are two current openings on the Cooperative Extension Committee and three applications have been received from Douglas Hoffbauer, Lesley Lenox and Megan Brant; all residents of Duluth, MN;

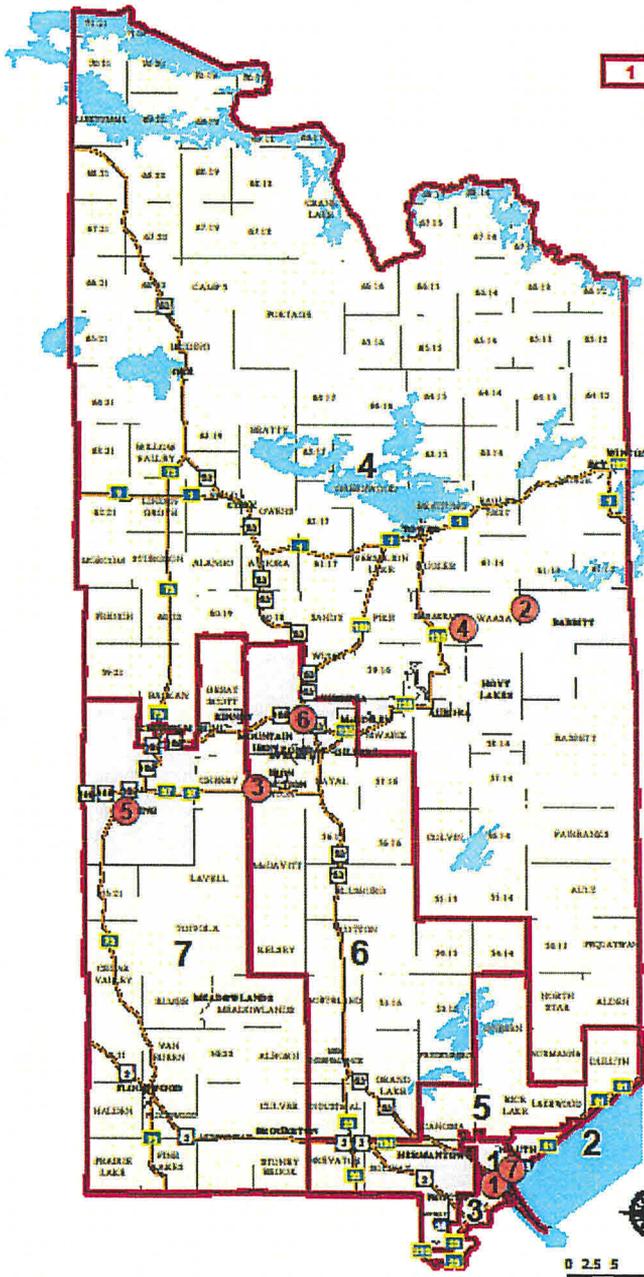
THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the following two individuals to the St. Louis County Cooperative Extension Committee with terms expiring December 31, 2017:

Doug A. Hoffbauer _____

Megan E. Brant _____

County Extension Committee Members

St. Louis County



1 Current Commissioner Districts

● County Extension Committee Members

- 1- County Auditor Don Dicklich
100 N. 5th Ave W.
Duluth, MN 55802-1202
- 2- Richard Pierce
7839 Hilltop Rd
Embarass, MN 55732
- 3- Jim Takala (CEC Chair)
9281 Hwy 37
Iron, MN 55751
- 4- Gary Rantala (CEC Vice Chair)
4790 Saio Rd
Embarass, MN 55732
- 5- Roger Sabin
12147 Lilliquist Rd
Hibbing, MN 55748
- 6- Commissioner Keith Nelson (District 6)
Courthouse, 300 S. 5th Avenue
Virginia, MN 55792
- 7- Commissioner Frank Jewell (District 1)
100 N. 5th Ave W.
Duluth, MN 55802-1202
- 8- Vacant
- 9- Vacant

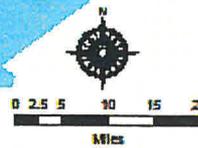
Prepared By: Auditor's Office
100 N 5th Ave W, Rm 214
(218) 725-2380
www.auditor.state.mn.us

Team Credits: Planning, Land, Public Works, 911

Source: St. Louis County, DNR

Map Created: 4/7/2015

Disclaimer
This is a compilation of records as they appear in the Saint Louis County Offices reflecting the area shown. This drawing is to be used only for reference purposes and the County is not responsible for any inaccuracies herein contained.



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St. Louis County MN

2015 ST. LOUIS COUNTY EXTENSION COMMITTEE MEMBERS:

Term Ends (Dec. 31, year):

| | | |
|------|---|------------------------------|
| 2015 | Richard E. Pierce, 7839 Hilltop Road, Embarrass, MN 55732 Email: rpierce@isd2142.k12.mn.us | (H) 290-5370 |
| 2015 | Jim Takala, 9281 Highway 37, Iron, MN 55751 Email: jlgtak@hotmail.com | (H) 744-1162 (C) 750-0104 |
| 2016 | Gary Rantala, 4790 Salo Road, Embarrass, MN 55732 Email: rantala@frontiernet.net | (H) 984-3601 |
| 2016 | Roger Sabin, 12147 Lilliquist Road, Hibbing, MN 55746 Email: sabin@northlc.com | (H) 262-1876 |
| 2016 | Vacancy | |
| 2017 | Vacancy | |

CEC Chair: Jim Takala
CEC Vice Chair: Gary Rantala

COUNTY BOARD OF COMMISSIONERS and AUDITOR EXTENSION COMMITTEE MEMBERS:

Commissioner Frank Jewell, Courthouse, 100 N. 5th Ave W., Duluth , MN 55802-1202
(W) 726-2450 Email: jewellf@stlouiscountymn.gov

Commissioner Keith Nelson, Courthouse, 300 S. 5th Avenue, Virginia, MN 55792
(W) 749-7108 Email: nelsonk@stlouiscountymn.gov

Auditor Don Dicklich, Courthouse, 100 N. 5th Ave W., Duluth, MN 55802-1202
(W) 726-2380 Email: dicklichd@stlouiscountymn.gov

OTHER COMMISSIONERS:

| | |
|---|--------------|
| Mr. Tom Rukavina, SLC Service Center, 320 Miners Drive E., Ely, MN 55731 | (W) 365-8200 |
| Mr. Patrick Boyle, Courthouse, 100 N. 5th Ave. W., Duluth, MN 55802-1202 | (W) 726-2359 |
| Mr. Pete Stauber, Courthouse, 100 N. 5 th Ave. W., Duluth, MN 55802-1202 | (W) 726-2450 |
| Mr. Stephen Raukar, Courthouse, 1810 E. 12th Ave, Hibbing, MN 55746-1680 | (W) 262-0201 |
| Mr. Chris Dahlberg, Courthouse, 100 N. 5th Ave. W., Duluth, MN 55802-1202 | (W) 726-2562 |

County Commissioner Chair: Pete Stauber

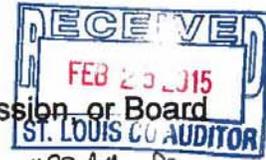


Revised 1-2006
APP-CACCB

Application

Citizen Advisory Committee, Commission, or Board

St. Louis County



Return Application to:

Clerk of the County Board
100 N. 5th Avenue West, #214
Duluth, MN 55802-1293

Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

OR e-mail at: chapmanp@stlouiscountymn.gov

Application For:

Extension Committee
Please list the committee, commission, or board for which you are applying

Applicant Name:

Hoffbauer, Doug A. Mr. Mrs. Ms.
Last Name First Name Middle Initial

Home Address:

3361 Lindahl Road
Street
Duluth, MN 55810
City State Zip

Telephone/Fax/
E-Mail:

218 721-2011 doug@farmerdoug.com
Home Work Fax E-mail Address

1. How long have you lived in St. Louis County? entire life

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

- 1) past member + chair of St. Louis Co. Ext-committee
- 2) past member CEC - U of M
- 3) Chair person of Duluth Market Gardeners assoc
- 4) Board member of Minnesota Farmers market association
- 5) Board member of Minnesota Fruit + Vegetable Association
- 6) MARL class VI

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

As a farmer I am interested in local ag issues as well as Nutrition + youth issues

4. Please describe your education, employment, areas of interest, and expertise.

BBS U of M college of Forestry 1976
23 years running greenhouse program at MERCC
currently self employed farmer

5. Please provide additional information you believe is important in considering your application?

6. Please list two references including name, address, and telephone number.

Bev Durgan, Dean of Extension
Dan Hoffman, Executive Director MARL-SWSM

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature: Dan Hoffman

Date: Feb 25-2015

THANK YOU!

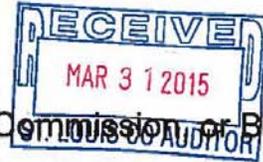
| Office Use Only | |
|---|----------------------|
| Date Received | <input type="text"/> |
| Date Entered | <input type="text"/> |
| Commissioner District | <input type="text"/> |
| Appointed: <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Committee/Board/Commission: | <input type="text"/> |
| Appointment Date | <input type="text"/> |
| Term End Date | <input type="text"/> |
| Retention Date | <input type="text"/> |



Revised 1-2006
APP-CACCB

Application

Citizen Advisory Committee, Commission, or Board
St. Louis County



Return Application to:
Clerk of the County Board
100 N. 5th Avenue West, #214
Duluth, MN 55802-1293

Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For: Extension Committee

Please list the committee, commission, or board for which you are applying

Applicant Name: Lenox Lesley S Mr. Mrs. Ms.
Last Name First Name Middle Initial

Home Address: 237 Garden Street
Street
Duluth MN 55812
City State Zip

Telephone/Fax/ E-Mail: 218-724-3868 lesleo@q.com
Home Work Fax E-mail Address

1. How long have you lived in St. Louis County? 22 years

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

North Shore Basket Guild
member of Whole Foods Coop

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

I am an avid gardener and strive to educate myself in nutrition and ways that individuals can maintain good health in their everyday choices. I have been to some programs provided by the Extension Service as well as read their published advice/information. This is a service I think our county is very fortunate to have.

4. Please describe your education, employment, areas of interest, and expertise.

My degree is in Graphic Design and my employment has been primarily in that capacity; 10 years with ProPrint as a production manager and the last 7 years as designer for The Senior Reporter magazine. I have a small home soap-making business, study aromatherapy and have researched and grown healing herbs to use in my soaps.

5. Please provide additional information you believe is important in considering your application?

I recently retired and am looking for an opportunity to volunteer.

6. Please list two references including name, address, and telephone number.

Bob Olen, 4845 Miller Lane, Duluth, MN 55803, 218-341-0438

Dr. Elizabeth Nelson, Dept. of Commun., Univ of MN Duluth, 55812 218-726-7519

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature:

Lesley S. Lenox

Date

3-30-2015

THANK YOU!

Page 2 of 2

| Office Use Only | | | |
|---|----------------------|------------------|----------------------|
| Date Received | <input type="text"/> | Appointment Date | <input type="text"/> |
| Date Entered | <input type="text"/> | Term End Date | <input type="text"/> |
| Commissioner District | <input type="text"/> | Retention Date | <input type="text"/> |
| Appointed: <input type="checkbox"/> Yes <input type="checkbox"/> No | | | |
| Committee/Board/Commission: <input type="text"/> | | | |



Revised 1-2008
APP-CACCB

Application

Citizen Advisory Committee, Commission, or Board

St. Louis County

Return Application to:

Clerk of the County Board
100 N. 5th Avenue West, #214
Duluth, MN 55802-1293

OR e-mail at: chapmanp@stlouiscountymn.gov



Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For:

St. Louis County Cooperative Extension Committee

Please list the committee, commission, or board for which you are applying

Applicant Name:

Brant Megan E
Last Name First Name Middle Initial

Mr. Mrs. Ms.

Home Address:

6809 Polk Street

Street

Duluth MN 55807
City State Zip

Telephone/Fax/
E-Mail:

Home

Work

Fax

E-mail Address

meganbrant@gmail.com

1. How long have you lived in St. Louis County?

Almost 2 years

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

Duluth Community Garden Program - staff
National Young Farmers Coalition - member
Sustainable Farming Association - member

board for which you are applying?

I've learned about Extension and had experiences with Extension before, and I'd like to continue learning and being involved at the Committee level. I am committed to helping strengthen the local food system in our region, and this committee seems like it would fit nicely with that goal. I like the focus on education and family/community health.

4. Please describe your education, employment, areas of interest, and expertise.

I graduated from Carleton College in spring of 2013 with a bachelors degree in Environmental Studies, focused on food and Agriculture. I studied ecology and entomology, and also completed an entomology research internship at the University of Illinois Champaign-Urbana. I am particularly interested in creating native pollinator habitat and building soil health. I have worked on a few small farms and am starting an urban farm on a city lot this season.

5. Please provide additional information you believe is important in considering your application?

I am familiar with Extension and greatly appreciate the research and Services Cooperative Extension provides to farmers and communities in general. My entomology research internship was with an IPM Professor & Extension Agent. I also did my thesis in college on how Extension could best utilize farmer networks to convince farmers to try sustainable ag technologies. I would love the opportunity to be connected to Cooperative Extension services efforts! (I did not see this opening until after the deadline posted - I thought I would apply in case there's still an opening)

6. Please list two references including name, address, and telephone number.

John Hibbs 218-461-5439 john@duluthcommunitygarden.org
Lindsay Guthrie 214-356-6336 lindsayleighguthrie@gmail.com

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature:

Megan Beart

Date

4/4/15

THANK YOU!

| Office Use Only | |
|---|----------------------|
| Date Received | <input type="text"/> |
| Date Entered | <input type="text"/> |
| Commissioner District | <input type="text"/> |
| Appointed: <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Appointment Date | <input type="text"/> |
| Term End Date | <input type="text"/> |
| Retention Date | <input type="text"/> |

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. LOUIS COUNTY, MINNESOTA PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF \$40,000,000 GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 2015C; ESTABLISHING THE TERMS AND FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR; AND AWARDING THE SALE THEREOF

BE IT RESOLVED, by the Board of Commissioners (the "Board") of St. Louis County, Minnesota (the "County"), as follows:

Section 1. Purpose and Authorization.

1.01 Under and pursuant to the authority contained in Minnesota Statutes, Section 373.40, and Minnesota Statutes, Chapter 475 (collectively the "Act"), the County is authorized to issue capital improvement bonds to provide funds for capital improvements pursuant to an approved capital improvement plan.

1.02 Pursuant to Resolution No. 15-114 adopted by the Board on March 3, 2015, the Board proposed an amendment to the County's Capital Improvement Plan, stated that it was considering issuing capital improvement bonds to finance capital improvements under the Capital Improvement Plan, as amended, and called for a public hearing to be held on March 24, 2015, regarding the plan amendment and the issuance of capital improvement bonds.

1.03 Following published notice and a public hearing according to the Act, the Board, pursuant to Resolution No. 15-168 adopted on March 24, 2015, approved the Capital Improvement Plan, as amended for the years 2015 through 2019 (the "Plan"), as presented to the Board and on file as County Board Document File No. 60051, and stated its intention to issue general obligation capital improvement bonds in the maximum amount of \$40,000,000 for the purpose of providing funds for the following capital improvements under the Plan and for the payment of costs of issuance of such bonds:

- Road and Bridge Improvements – a portion of the road and bridge improvements identified in the "St. Louis County Greater MN Transportation Sales and Use Tax Transportation Improvement Plan dated November 25, 2014," which is a part of the County's Capital Improvement Plan, as amended (the "Project").

1.04 No petition requesting a vote on the issuance of the bonds authorized pursuant to Resolution No. 15-168 has been filed with the County Auditor in accordance with the Act.

1.05 The Board has determined that it is necessary and expedient to issue its \$40,000,000 General Obligation Capital Improvement Bonds, Series 2015C, of the County (the "Bonds") to provide funds to finance the Project and the costs of issuance of the Bonds. The maximum amount of principal and interest to become due in any year on the Bonds and all the outstanding bonds issued pursuant to Section 373.40 of the Act will not equal or exceed 0.12 percent of the estimated market value of property in the County.

1.06 The County has solicited proposals for the sale of the Bonds and has received and considered all proposals presented pursuant to the Terms of Proposal and has determined that the most favorable proposal is that of _____ of _____, _____ (the "Purchaser"), to purchase the Bonds at a cash price of \$ _____, and upon condition that the Bonds mature and bear interest at the times and annual rates set forth in Section 2. The County, after due consideration, finds such offer reasonable and proper and the offer of the Purchaser is hereby accepted.

The Chair is authorized and directed to execute on the part of the County a contract for the sale of the Bonds in accordance with the Purchaser’s proposal. All actions of the Chair, the County Auditor, the Administrator and Springsted Incorporated, independent municipal advisor to the County, taken with regard to the sale of the Bonds are hereby ratified and approved.

Section 2. Terms, Execution, and Delivery of the Bonds.

2.01 A. The Bonds to be issued hereunder shall be dated the date of issuance of the Bonds, as the date of original issue, shall be issued in the denomination of \$5,000, or any integral multiple thereof, in fully registered form and lettered and numbered R-1 and upward. The Bonds shall mature on December 1 in the respective years and amounts stated and shall bear interest at the annual rates as follows:

| Year | Amount | Interest Rate |
|------|-------------|---------------|
| 2016 | \$2,275,000 | |
| 2017 | \$2,310,000 | |
| 2018 | \$2,345,000 | |
| 2019 | \$2,390,000 | |
| 2020 | \$2,435,000 | |
| 2021 | \$2,485,000 | |
| 2022 | \$2,535,000 | |
| 2023 | \$2,610,000 | |
| 2024 | \$2,690,000 | |
| 2025 | \$2,770,000 | |
| 2026 | \$2,855,000 | |
| 2027 | \$2,935,000 | |
| 2028 | \$3,025,000 | |
| 2029 | \$3,120,000 | |
| 2030 | \$3,220,000 | |

B. The Bonds maturing on December 1 in the year 20__ shall be subject to mandatory redemption prior to maturity pursuant to the requirements of this Section 2.01B at a redemption price equal to the stated principal amount thereof plus interest accrued thereon to the redemption date, without premium. The Bond Registrar, as designated below, shall select for redemption, by lot or other manner deemed fair, on December 1 in each of the following years the following stated principal amounts:

For Bonds maturing on December 1, 20__ (the “20__ Term Bonds”):

| YEAR | AMOUNT |
|------|--------|
| 20__ | |
| 20__ | |

* Final Maturity

2.02 The Bonds maturing in the years 2016 through 2024 shall not be subject to redemption and prepayment before maturity, but those maturing, or subject to mandatory redemption, in the year 2025 and in subsequent years shall each be subject to redemption and prepayment at the option of the County on December 1, 2024, and on any day thereafter, in whole or in part, and if in part, at the option of the County and in such manner as the County shall determine. If less than all the Bonds of a maturity

are called for redemption, the County, through the Bond Registrar, will notify The Depository Trust Company, New York, New York (“DTC”) of the particular amount of such maturity to be prepaid. DTC will determine by lot the amount of each participant’s interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interest in such maturity to be redeemed. All payments shall be at a price equal to the principal amount thereof plus accrued interest. No more than 60 days and no fewer than 30 days prior to the date fixed for redemption and prepayment of any Bonds, notice of redemption shall be mailed to each registered owner of a Bond to be redeemed, at the address shown on the registration books of the County.

2.03 The interest shall be payable semiannually on June 1 and December 1 in each year (each referred to herein as an “Interest Payment Date”), commencing December 1, 2015. Interest will be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The Bond Registrar designated below shall make all interest payments with respect to the Bonds by check or draft mailed to the registered owners of the Bonds shown on the bond registration records maintained by the Bond Registrar at the close of the business on the 15th day (whether or not on a business day) of the month next preceding the Interest Payment Date at such owners’ addresses shown on such bond registration records.

2.04 A. The Bonds shall be prepared for execution in accordance with the approved form and shall be signed by the facsimile or manual signature of the Chair and attested by the manual or facsimile signature of the Clerk of the County Board and the County Auditor. In case any officer whose signature shall appear on the Bonds shall cease to be an officer before delivery of the Bonds, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

B. The County Auditor is authorized and directed to obtain a copy of the proposed approving legal opinion of Fryberger, Buchanan, Smith & Frederick, P.A., Duluth, Minnesota, which is to be complete except as to dating thereof and cause the opinion to be printed on or attached to each Bond.

2.05 A. The Board hereby appoints the County Auditor as registrar, paying agent and transfer agent for the Bonds (the “Bond Registrar”). The County reserves the right to name a substitute, successor Bond Registrar upon giving prompt written notice to each registered bond holder. The manual signature of the County Auditor on the Bonds shall be conclusive evidence that it has been executed and delivered under this Resolution.

B. The County shall cause to be kept by the Bond Registrar at its principal office, a bond register in which, subject to such reasonable regulations as the Bond Registrar may prescribe, the County shall provide for the registration of the Bonds and the registration of transfers of the Bonds entitled to be registered or transferred as herein provided. In the event of the resignation or removal of the Bond Registrar or its incapability of acting as such, the bond registration records shall be maintained at the office of the successor Bond Registrar as may be appointed by the Board.

2.06 Book-Entry System.

A. In order to make the Bonds eligible for the services provided by DTC, the County has previously agreed to the applicable provisions set forth in the Blanket Issuer Letter of Representations which has been executed by the County and DTC (the “Representation Letter”).

B. Notwithstanding any provision herein to the contrary, so long as the Bonds shall be in Book-Entry Form, the provisions of this Section 2.06 shall govern.

C. All of the Bonds shall be registered in the name of Cede & Co., as nominee for DTC. Payment of interest on and principal of any Bond registered in the name of Cede & Co. shall be made by wire transfer or New York Clearing House or equivalent same day funds by 10:00 a.m. CT or as soon as possible thereafter following the Bond Registrar's receipt of funds from the County on each Interest Payment Date to the account of Cede & Co. on each Interest Payment Date at the address indicated in or pursuant to the Representation Letter.

D. DTC (or its nominees) shall be and remain recorded on the Bond Register as the holder of all Bonds which are in Book-Entry Form. No transfer of any Bond in Book-Entry Form shall be made, except from DTC to another depository (or its nominee) or except to terminate the Book-Entry Form. All Bonds of such stated maturity of any Bonds in Book-Entry Form shall be issued and remain in a single Bond certificate registered in the name of DTC (or its nominee); provided, however, that upon termination of the Book-Entry Form pursuant to the Representation Letter, the County shall, upon delivery of all Bonds of such series from DTC, promptly execute, and the Bond Registrar shall thereupon authenticate and delivery, Bonds of such series to all persons who were beneficial owners thereof immediately prior to such termination; and the Bond Registrar shall register such beneficial owners as holders of the applicable Bonds.

The Bond Registrar shall maintain accurate books and records of the principal balance, if any, of each such outstanding Bond in Book-Entry Form, which shall be conclusive for all purposes whatsoever. Upon the execution or the authentication of any new Bond in Book-Entry Form in exchange for a previous Bond, the Bond Registrar shall designate thereon the principal balance remaining on such bond according to the Bond Registrar's books and records.

No beneficial owner (other than DTC) shall be registered as the holder on the Bond Register for any Bond in Book-Entry Form or entitled to receive any bond certificate. The beneficial ownership interest in any Bond in Book-Entry Form shall be recorded, evidenced and transferred solely in accordance with the Book-Entry System.

Except as expressly provided to the contrary herein, the County and the Bond Registrar may treat and deem DTC to be the absolute owner of all Bonds of each series which are in Book-Entry Form (i) for the purpose of payment of the principal of and interest on such Bond, (ii) for the purpose of giving notices hereunder, and (iii) for all other purposes whatsoever.

E. The County and the Bond Registrar shall each give notices to DTC of such matters and at such times as are required by the Representation Letter, including the following:

- (i) with respect to notices of redemption; and
- (ii) with respect to any other notice required or permitted under this Bond Resolution to be given to any holder of a Bond.

All notices of any nature required or permitted hereunder to be delivered to a holder of a Bond in Book-Entry Form shall be transmitted to beneficial owners of such Bonds at such times and in such manners as shall be determined by DTC, the participants and indirect participants in accordance with the Book-Entry System and the Representation Letter.

F. All payments of principal, redemption price of and interest on any Bonds in Book-Entry Form shall be paid to DTC (or Cede & Co.) in accordance with the Book-Entry System and the Representation Letter in same day funds by wire transfer.

2.07 The principal of and interest on the Bonds shall be payable by the Bond Registrar in such funds as are legal tender for the payment of debts due the United States of America. The County shall pay the reasonable and customary charges of the Bond Registrar for the disbursement of principal and interest.

2.08 If a Bond becomes mutilated or is destroyed, stolen, or lost, the Bond Registrar will deliver a new Bond of like amount, number, maturity date, and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen, or lost, upon the payment of the reasonable expenses and charges of the Bond Registrar and the County in connection therewith, including the cost of printing new Bonds; and, in the case of a Bond destroyed, stolen, or lost, upon filing with the Bond Registrar and the County of evidence satisfactory to it and the County that the Bond was destroyed, stolen, or lost, and of the ownership thereof, and upon furnishing to the Bond Registrar of an appropriate bond or indemnity in form, substance, and amount satisfactory to it and the County and as provided by law, in which both the County and the Bond Registrar must be named as obligees. Bonds so surrendered to the Bond Registrar will be canceled by the Bond Registrar and evidence of such cancellation must be given to the County. If the mutilated, destroyed, stolen, or lost Bond has already matured or been called for redemption in accordance with its terms, it is not necessary to issue a new Bond prior to payment.

2.09 Delivery of the Bonds and payment of the purchase price shall be made at a place mutually satisfactory to the County and the Purchaser. Executed Bonds shall be furnished by the County without cost to the Purchaser. The Bonds, when prepared in accordance with this Resolution and executed, shall be delivered by or under the direction of the County Auditor to the Purchaser thereof upon receipt of the purchase price plus accrued interest.

Section 3. Form of the Bonds.

3.01 The Bonds shall be printed or typewritten in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MINNESOTA

ST. LOUIS COUNTY

GENERAL OBLIGATION CAPITAL IMPROVEMENT BOND,
SERIES 2015C

R-_____ \$_____

| <u>Rate</u> | <u>Maturity</u> | <u>Date of Original Issue</u> | <u>CUSIP</u> |
|-------------|------------------|-----------------------------------|--------------|
| _____% | December 1, 20__ | June __, 2015 | |

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: DOLLARS

St. Louis County, Minnesota (the "County"), for value received, promises to pay to the registered owner specified above, or registered assigns, the principal amount

specified above, on the maturity date specified above, and to pay interest on said principal amount to the registered owner hereof from the Date of Original Issue, or from the most recent Interest Payment Date to which interest has been paid or duly provided for, until the principal amount is paid or discharged, said interest being at the rate per annum specified above. Interest is payable semiannually on June 1 and December 1 of each year (each referred to herein as an "Interest Payment Date") commencing on December 1, 2015. Both principal hereof and interest hereon are payable in lawful money of the United States of America by check or draft at the main office of the County Auditor, as registrar, paying agent, authenticating agent and transfer agent (the "Bond Registrar"), or at the office of such successor registrar as may be designated by the Board of Commissioners. The Bond Registrar shall make all interest payments with respect to this Bond directly to the registered owner hereof shown on the bond registration records maintained on behalf of the County by the Bond Registrar at the close of business on the 15th day of the month next preceding the Interest Payment Date (whether or not a business day) at such owner's address shown on said bond registration records, without, except for payment of principal on the Bond, the presentation or surrender of this Bond, and all such payments shall discharge the obligations of the County to the extent of the payments so made. Payment of principal shall be made upon presentation and surrender of this Bond to the Bond Registrar when due. For the prompt and full payment of such principal and interest as they become due, the full faith and credit of the County are irrevocably pledged.

This Bond is one of a series issued by the County in the aggregate amount of \$40,000,000, all of like date and tenor, except as to number, amount, maturity date and interest rate, pursuant to the authority contained in Minnesota Statutes, Section 373.40 and Minnesota Statutes, Chapter 475, amendments to the County's Capital Improvement Plan approved by the governing board of the County on March 24, 2015 (the "Plan") and all other laws thereunto enabling, and pursuant to an authorizing resolution adopted by the governing body of the County on May 12, 2015 (the "Resolution"). This Bond is issued for the purpose of providing funds to finance road and bridge improvements, as more fully set forth in the Plan. The County has levied a direct, annual ad valorem tax upon all taxable property within the County which shall be extended upon the tax rolls for the years and in the amounts sufficient to produce sums not less than five percent in excess of the amounts of principal and interest on the Bonds, as such principal and interest respectively come due.

The Bonds maturing in the year 20__ shall be subject to mandatory redemption and redeemed in installments as provided in the Resolution, at par plus accrued interest to the date of redemption.

The Bonds of this series maturing in the years 2016 through 2024 are not subject to optional redemption before maturity, but those maturing, or subject to mandatory redemption, in the year 2025 and in subsequent years are each subject to redemption and prepayment at the option of the County on December 1, 2024, and on any day thereafter, in whole or in part, and if in part at the option of the County and in such manner as the County shall determine and by lot as to Bonds maturing in the same year, at a price of par plus accrued interest. Not less than 30 days nor more than 60 days prior to the date fixed for redemption and prepayment of any Bonds, notice of redemption shall be mailed to each registered owner of a Bond to be redeemed; however, so long as the Bonds are registered in the name of Cede & Co., as nominee for The Depository Trust Company, Jersey City, New Jersey ("DTC"), notice of redemption shall be given in accordance with

the terms of the Blanket Issuer Letter of Representations executed by the County and DTC. If any Bond is redeemed in part, upon surrender of the Bond being redeemed, the County shall deliver or cause to be delivered to the registered owner of such Bond, a Bond in like form in the principal amount equal to that portion of the Bond so surrendered not being redeemed.

The Bonds of this series are issued as fully registered obligations without coupons, in the denomination of \$5,000 or any integral multiple thereof. Subject to limitations set forth in the Resolution, the County will, at the request of the registered owner, issue one or more new fully registered Bonds in the name of the registered owner in the aggregate principal amount equal to the unpaid principal balance of this Bond, and of like tenor except as to number and principal amount. This Bond is transferable by the registered owner hereof upon surrender of this Bond for transfer at the principal corporate office of the Bond Registrar, duly endorsed or accompanied by a written instrument of transfer in form satisfactory to the Bond Registrar and executed by the registered owner hereof or the owner's attorney duly authorized in writing. Thereupon the County shall execute and the Bond Registrar shall authenticate if required by law or the Resolution, and deliver, in exchange for this Bond, one or more new fully registered Bonds in the name of the transferee, of an authorized denomination, in an aggregate principal amount equal to the unpaid principal amount of this Bond, of the same maturity, and bearing interest at the same rate. No service charge shall be made for any transfer or exchange hereinbefore referred to but the County may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection therewith.

IT IS CERTIFIED AND RECITED that all acts and conditions required by laws and the Constitution of the State of Minnesota to be done and to exist precedent to and in the issuance of this Bond, in order to make it a valid and binding general obligation of the County in accordance with its terms, have been done and do exist in form, time and manner as so required; that all taxable property within the corporate limits of the County is subject to the levy of ad valorem taxes to the extent needed to pay the principal hereof and the interest thereon when due, without limitation as to rate or amount; and that the issuance of this Bond does not cause the indebtedness of the County to exceed any charter, constitutional or statutory limitation.

IN WITNESS WHEREOF, St. Louis County, Minnesota, by its governing body, has caused this Bond to be executed in its name by the manual or facsimile signatures of the Chair, the Clerk of the County Board and the County Auditor.

ATTEST:

(form-no signature required)
Clerk of the County Board

(form-no signature required)
Chair

(form-no signature required)
County Auditor

Certificate as to Legal Opinion

I certify that the above is a full, true and correct copy of the legal opinion rendered by Bond Counsel on the issuance of the Bonds, dated as of the date of delivery of and payment for the Bonds.

(form-no signature required)
County Auditor

Date of Execution: _____

REGISTRATION CERTIFICATE

This Bond must be registered as to both principal and interest in the name of the owner on the books to be kept by the County Auditor of St. Louis County, Minnesota, as Bond Registrar. No transfer of this Bond shall be valid unless made on said books by the registered owner or the owner's attorney thereunto duly authorized and similarly noted on the registration books. The ownership of the unpaid principal balance of this Bond and the interest accruing thereon is registered on the books of the County Auditor in the name of the registered owner last noted below.

| <u>Date</u> | <u>Registered Owner</u> | <u>Signature of County Auditor</u> |
|-------------|--|--|
| __/__/2015 | Cede and Co. c/o The Depository Trust Company 570 Washington Blvd. Jersey City, New Jersey 07310 Federal Taxpayer I.D. No. 13-2555119 | <i>(form-no signature required)</i> |

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto _____

(Name and Address of Assignee)

_____ Social Security or Other

_____ Identifying Number of Assignee

the within Bond and all rights thereunder and does hereby irrevocably constitute and appoint _____ attorney to transfer the said Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears upon the fact of the within Bond with every particular, without alteration or enlargement or any change whatsoever.

Signature Guaranteed:

(Bank, Trust Company, member of
National Securities Exchange)

Unless this Bond is presented by an authorized representative of The Depository Trust Company, a New York corporation (“DTC”), to the County or its agent for registration of transfer, exchange, or payment, and any Bond issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL, inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

Section 4. Covenants, Accounts and Representations.

4.01 The full faith and credit and taxing power of the County are irrevocably pledged for the prompt and full payment of the Bonds and the interest thereon, in accordance with the terms set forth in this Resolution.

4.02 On receipt of the purchase price of the Bonds, the County shall credit \$_____ of the proceeds from the sale of the Bonds to a separate construction fund, which is hereby created and designated as the “Series 2015C Capital Improvement Bonds Construction Account” in the Capital Projects Fund (the “Construction Fund”). The Construction Fund shall be used solely to pay costs of construction of the Project, and costs of issuance of the Bonds, as such payments become due.

4.03 A. Debt Service Fund. For the convenience and proper administration of the monies to be borrowed and repaid on the Bonds and to provide adequate and specific security for the Purchaser and holders from time to time of the Bonds, there is hereby created a special fund to be designated the 2015C General Obligation Capital Improvement Bonds Debt Service Fund (the “Debt Service Fund”) to be administered and maintained by the County Auditor as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the County. The Debt Service Fund shall be maintained in the manner herein specified until all of the Bonds and interest thereon have been fully paid.

B. To the Debt Service Fund there is hereby pledged and irrevocably appropriated and there shall be credited: (i) \$_____ of the County’s funds, as described in Section 4.05; (ii) all investment earnings on funds in the Debt Service Fund; (iii) rounding in the amount of \$_____; (iv) any taxes

levied to pay the principal and interest on the Bonds; and (v) any and all other monies which are properly available and are appropriated by the County to the Debt Service Fund.

The money in the Debt Service Fund shall be used for no purpose other than the payment of principal of and interest on the Bonds. If the balances in the Debt Service Fund are ever insufficient to pay all principal and interest then due on the Bonds, the County Auditor shall nevertheless provide sufficient money from any other funds of the County which are available for that purpose, and such other funds shall be reimbursed from the Debt Service Fund when the balance therein is sufficient.

4.04 A. To assure sufficient monies for the payment of the principal of and interest on the Bonds, there is hereby levied a direct, annual, ad valorem tax upon all taxable property in the County which shall be extended upon the tax rolls and collected with and as part of the other general property taxes in the County for the years and in the amounts as follows:

| Levy Year | Collection Year | Tax Levy |
|-----------|-----------------|----------|
| 2015 | 2016 | |
| 2016 | 2017 | |
| 2017 | 2018 | |
| 2018 | 2019 | |
| 2019 | 2020 | |
| 2020 | 2021 | |
| 2021 | 2022 | |
| 2022 | 2023 | |
| 2023 | 2024 | |
| 2024 | 2025 | |
| 2025 | 2026 | |
| 2026 | 2027 | |
| 2027 | 2028 | |
| 2028 | 2029 | |
| 2029 | 2030 | |

B. The tax levies are such that if collected in full they, together with the County’s deposit to the Debt Service Fund described in Sections 4.03B and 4.05 and the rounding amount, will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the Bonds. Such tax receipts shall be deposited in the Debt Service Fund. If the tax receipts from such levies are ever insufficient to pay all principal and interest on the Bonds when due, the County Auditor shall, nevertheless, provide sufficient monies from other funds of the County which are available and such other funds shall be reimbursed from such tax collections when received.

C. Such tax levies shall be irrevocable as long as any of the Bonds issued hereunder are outstanding and unpaid; provided, however, that prior to November 30 of each year, while any Bonds issued hereunder remain outstanding, the Board may reduce or cancel the above levies to the extent of the amount on deposit in and which has been appropriated to the Debt Service Fund to pay the principal of and interest on the Bonds, and may direct the County Auditor to reduce the levy for such year by that amount. The Board anticipates annually utilizing local option transit sales tax proceeds to cancel all or a portion of such tax levies.

4.05 The Board hereby appropriates from Fund 204 – Local Option Transit Sales Tax Fund to the Debt Service Fund \$_____ for payment of the interest due on the Bonds on December 1, 2015.

4.06 Monies on deposit in the Construction Fund and in the Debt Service Fund may, at the discretion of the County, be invested in securities permitted by Minnesota Statutes, Chapter 118A; provided, that any such investments shall mature at such times and in such amounts as will permit for payment of the principal and interest on the Bonds when due.

Section 5. Tax Covenants.

5.01 The County covenants and agrees with the holders of the Bonds that the County will (i) take all action on its part necessary to cause the interest on the Bonds to be exempt from federal income taxes including, without limitation, restricting, to the extent necessary, the yield on investments made with the proceeds of the Bonds and investment earnings thereon, making required payments to the federal government, if any, and maintaining books and records in a specified manner, where appropriate, and (ii) refrain from taking any action which would cause interest on the Bonds to be subject to federal income taxes, including, without limitation, refraining from spending the proceeds of the Bonds and investment earnings thereon on certain specified purposes.

5.02 A. No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (i) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued, and (ii) in addition to the above, in an amount not greater than the lesser of five percent of the proceeds of the Notes or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Debt Service Fund (or any other County account which will be used to pay principal and interest to become due on the Bonds) in excess of amounts which under the applicable federal arbitrage regulations may be invested without regard as to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by the arbitrage regulations on such investments after taking into account any applicable temporary periods of minor portion made available under the federal arbitrage regulations.

B. In addition, the proceeds of the Bonds and money in the Debt Service Fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof it and to the extent that such investment would cause the Bonds to be federally guaranteed within the meaning of Section 149(b) of the Internal Revenue code of 1986, as amended (the "Code").

C. The County hereby covenants not to use the proceeds of the Bonds, or to cause or permit them to be used, in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Sections 103 and 141 through 150 of the Code.

5.03 Unless the proceeds are spent pursuant to an arbitrage rebate spending exception, the County covenants to compute and cause the payment to the United States of all amounts required under the rebate requirement of Code Section 148(f), the regulations issued thereunder with regard to the Bonds. To this end, the County agrees to:

(1) maintain records identifying all "gross proceeds" as defined in Code Section 148(f)(6)(B) attributable to the Bonds, the yield at which such gross proceeds are invested, any arbitrage profit derived therefrom (earnings in excess of the yield on the Bonds) and any earnings derived from the investment of such arbitrage profit;

(2) make, or cause to be made within 30 days after the close of each fifth bond year, the annual determination of the amount, if any, of excess arbitrage required to be paid to the United States by the County (the "Rebate Amount");

(3) pay, or cause to be paid, to the United States at least once every five bond years the Rebate Amount, if any, including the last installment which must be made no later than 60 days after the day on which the Bonds are paid in full;

(4) retain all records of the annual determination of the foregoing amounts until six years after the Bonds have been fully paid.

5.04 The County shall use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designation made by this section.

Section 6. Miscellaneous.

6.01 The County Auditor is directed to file a certified copy of this Resolution and such other information as may be required, and to provide to bond counsel a certificate stating that the Bonds herein authorized have been duly entered on his register.

6.02 The officers of the County are authorized and directed to prepare and furnish to the Purchaser and to bond counsel, certified copies of all proceedings and records of the County relating to the legality and marketability of the Bonds, as such facts appear from the official books and records in the officers' custody or are otherwise known to them. All such certified copies, Bonds, and affidavits, including any heretofore furnished, constitute representations of the County as to the correctness of the facts recited therein and the action stated therein to have been taken.

6.03 The Chair and the County Auditor are hereby authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

6.04 In the event of the absence or disability of the Chair or the County Auditor, such officers as in the opinion of the County Attorney, may act in their behalf, shall without further act or authorization, execute and deliver the Bonds, and do all things and execute all instruments and documents required to be done or executed by such absent or disabled officers.

Section 7. Continuing Disclosure. The County acknowledges that the Bonds are subject to the continuing disclosure requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934 (17 C.F.R. § 240.15c2-12) (the "Rule"). The Rule governs the obligations of certain underwriters to require that issuers of municipal bonds enter into agreements for the benefit of the bondholders to provide continuing disclosure with respect to the bonds. To provide for the public availability of certain information relating to the Bonds and the security therefor and to permit underwriters of the Bonds to comply with the Rule, which will enhance the marketability of the Bonds, the Chair and the County Auditor are hereby authorized and directed to execute a Continuing Disclosure Certificate substantially in the form of the Certificate currently on file in the office of the County Auditor.

Section 8. Post-Issuance Compliance Policy and Procedures. The Board has previously approved a Post-Issuance Debt Compliance Policy and Post-Issuance Debt Compliance Procedures which applies to qualifying obligations to provide for compliance with all applicable federal regulations for tax-exempt obligations or tax-advantaged obligations (collectively, the "Policy and Procedures"). The Board

hereby approves the Policy and Procedures for the Bonds. The County Auditor continues to be designated to be responsible for post-issuance compliance in accordance with the Policy and Procedures.

Adopted: May 12, 2015.

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