

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JULY 14, 2015**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 14th day of July 2015, at 9:38 a.m., at the St. Louis County Courthouse, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Chris Dahlberg, Tom Rukavina, Keith Nelson, Steve Raukar, and Chair Pete Stauber - 7. Absent: None - 0.

Chair Stauber asked for a moment of silence to pray for the safety of service men and women, their families, and for all innocent victims of war and acts of terrorism followed by the pledge of allegiance.

Commissioner Nelson, supported by Commissioner Dahlberg, moved that the St. Louis County Board hereby acknowledges the completion of all 2012 flood-related repairs with a special event on Thursday, July 16, at 11:00 a.m. at the intersection of Highland Street and Skyline Parkway in Duluth, and proclaims this day as the "Official Completion of Flood Repairs Day" by St. Louis County, and a day to honor the dedication and sacrifice of the hardworking employees of the St. Louis County Public Works Department. The motion passed; seven yeas, zero nays. Resolution No. 15-450.

Chair Stauber then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Todd Youngberg, of Duluth, discussed various property concerns. Scott Dane, Executive Director of the Associated Contract Loggers & Truckers of Minnesota, discussed logging issues including the decrease in private wood sales and asked the Board to consider increasing the public wood offering by 10%.

Commissioner Nelson, supported by Commissioner Jewell, moved to approve the consent agenda without Item #17, Execute 2015 HUD Contracts - CDBG, HOME and ESG Entitlement Grants. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Raukar, moved to consider a resolution to authorize the purchase of property and related insurance coverage; the item had not been to committee. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Raukar, moved to authorize the purchase of property and related insurance coverage on major structures and equipment, amended contents, and boiler and machinery from Chubb Group of Insurance Companies through Otis-Magie Insurance Agency of Duluth, MN, for the period July 24, 2015 to July 24, 2016 at the annual premium of \$236,451; and further, that the Purchasing Division is authorized to add or delete county properties to the policy, or increase the base amount on future determination of valuation of county structures during the policy period. St. Louis County Purchasing Manager Donna Viskoe and Otis-Magie Insurance Agent Bob Heimbach discussed the agreement. The motion passed; seven yeas, zero nays. Resolution No. 15-451.

Commissioner Nelson, supported by Commissioner Raukar, moved to accept the 2015 HUD grants and authorize the St. Louis County Planning and Community Development Director to execute the grant agreements on behalf of St. Louis County, along with all the necessary forms, attachments, addendums, certifications, and subsequent forms to implement the programs and complete the agreements between St. Louis County and the U.S. Department of Housing and Urban Development. Commissioner Nelson noted that the need for an amended resolution was due to a clerical error resulting in an omission of a line item. The motion passed; seven yeas, zero nays. Resolution No. 15-443.

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

Kevin Gray, County Administrator, and Mark Weber, Land and Minerals Director, submitting Board Letter No. 15-298, Request for Free Conveyance of State Tax Forfeited Land to the City of Duluth – Cross City Trail.—60149

Kevin Gray, County Administrator, and Mark Weber, Land and Minerals Director, submitting Board Letter No. 15-299, Request for Free Conveyance of State Tax Forfeited Land to the City of Duluth – Quarry Park.—60150

Kevin Gray, County Administrator, and Mark Weber, Land and Minerals Director, submitting Board Letter No. 15-300, Request for Free Conveyance of State Tax Forfeited Land to the City of Duluth – Western Waterfront Trail.—60151

Kevin Gray, County Administrator, and James Gottschald, Human Resources Director, submitting Board Letter No. 15-304, Revised St. Louis County Vacation Donation Policy and Rescind Resolution No. 96-324.—60152

Kevin Gray, County Administrator, and Ann Busche, Public Health and Human Services Director, submitting Board Letter No. 15-284, Acceptance of Family Homeless Prevention and Assistance Program Grant Award.—60153

Kevin Gray, County Administrator, and Ann Busche, Public Health & Human Services Director, submitting Board Letter No. 15-301, Bois Forte Appointment to the Heading Home St. Louis County Leadership Council.—60154

Kevin Gray, County Administrator, and Barbara Hayden, Planning and Community Development Director, submitting Board Letter No. 15-294, Execute 2015 HUD Contracts – CDBG, HOME and ESG Entitlement Grants.—60155

Kevin Gray, County Administrator, submitting Board Letter No. 15-297, Relief of Penalties for Late Receipt of First Half 2015 Real Estate Taxes.—60156

Proclamation – Official Completion of Flood Repairs Day, July 16, 2015.—60157

Kevin Gray, County Administrator, Gary Eckenberg, Director of Purchasing, and Donna Viskoe, Procurement Manager, submitting Board Letter No. 15-305, Purchase of Property and Related Insurance.—60158

Purchase of Service Agreement, Contract No. 15492, between the St. Louis County Board of Commissioners and Mark Musakka, Angora, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-558

Purchase of Service Agreement, Contract No. 15493, between the St. Louis County Board of Commissioners and Mark Musakka, Angora, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-559

Purchase of Service Agreement, Contract No. 15504, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-560

Purchase of Service Agreement, Contract No. 15505, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-561

Purchase of Service Agreement, Contract No. 15506, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-562

Purchase of Service Agreement, Contract No. 15507, between the St. Louis County Board of Commissioners and Jamey Johnson, Chisholm, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-563

Purchase of Service Agreement, Contract No. 15508, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-564

Purchase of Service Agreement, Contract No. 15513, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-565

Purchase of Service Agreement, Contract No. 15514, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-566

Purchase of Service Agreement, Contract No. 15517, between the St. Louis County Board of Commissioners and Donald Driscoll, Aurora, MN, for Chore Services during the period June 1, 2015 through December 31, 2015.—15-567

Group Residential Housing Rate Agreement, Contract No. 52620, by and between the St. Louis County Board of Commissioners and A & E Homes, Inc. – 405, Duluth, MN.—15-568

Group Residential Housing Rate Agreement, Contract No. 52622, by and between the St. Louis County Board of Commissioners and A & E Homes, Inc. – London, Duluth, MN.—15-569

Group Residential Housing Rate Agreement, Contract No. 52623, by and between the St. Louis County Board of Commissioners and A & E Homes, Inc. – 405, Duluth, MN.—15-570

Group Residential Housing Rate Agreement, Contract No. 52624, by and between the St. Louis County Board of Commissioners and A & E Homes, Inc. – Hutch, Duluth, MN.—15-571

Group Residential Housing Rate Agreement, Contract No. 52625, by and between the St. Louis County Board of Commissioners and A & E Homes, Inc. – London, Duluth, MN.—15-572

Group Residential Housing Rate Agreement, Contract No. 52868, by and between the St. Louis County Board of Commissioners and Hillside Homes I, Duluth, MN.—15-573

Group Residential Housing Rate Agreement, Contract No. 52869, by and between the St. Louis County Board of Commissioners and Hillside Homes II, Duluth, MN.—15-574

Group Residential Housing Rate Agreement, Contract No. 52939, by and between the St. Louis County Board of Commissioners and Peace of Mind – Glenwood, Duluth, MN. [Base Rate effective 7/1/15: \$29.29 daily, \$891 monthly.—15-575

Group Residential Housing Rate Agreement, Contract No. 52940, by and between the St. Louis County Board of Commissioners and Peace of Mind - Morgan, Duluth, MN.—15-576

Group Residential Housing Rate Agreement, Contract No. 52941, by and between the St. Louis County Board of Commissioners and Peace of Mind – Pike Lake, Duluth, MN.—15-577

Group Residential Housing Rate Agreement, Contract No. 52942, by and between the St. Louis County Board of Commissioners and Peace of Mind - Redbud, Duluth, MN.—15-578

Group Residential Housing Rate Agreement, Contract No. 52943, by and between the St. Louis County Board of Commissioners and Peace of Mind - Superior, Duluth, MN.—15-579

Group Residential Housing Rate Agreement, Contract No. 52944, by and between the St. Louis County Board of Commissioners and Peace of Mind - Woodland, Duluth, MN.—15-580

Group Residential Housing Rate Agreement, Contract No. 52948, by and between the St. Louis County Board of Commissioners and Transitions Plus – McCamus, Brookston, MN.—15-581

Group Residential Housing Rate Agreement, Contract No. 52964, by and between the St. Louis County Board of Commissioners and Arrowhead House West, Duluth, MN.—15-582

Upon motion by Commissioner Nelson, supported by Commissioner Jewell, resolutions numbered 15-426 through 15-442 and 15-444 through 15-449, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER NELSON:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of July 7, 2015, are hereby approved.

Adopted July 14, 2015. No. 15-426

WHEREAS, The Minnesota Housing Finance Agency (MHFA) awards grant funds to counties to fund services for the homeless and those at risk of homelessness; and

WHEREAS, On March 10, 2015, the St. Louis County Board adopted Resolution No. 15-141 authorizing the Public Health & Human Services Department to submit a grant application to the MHFA Family Homeless Prevention and Assistance Program for the 2015-2017 biennium;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to accept a grant award in the amount of \$689,188 from the Minnesota Housing Finance Agency for the Family Homelessness Prevention and Assistance Program for the period July 1, 2015 through June 30, 2017;

RESOLVED FURTHER, That St. Louis County shall serve as fiscal agent for the grant;

RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate county officials to execute agreements with various community agencies to deliver services funded by the grant, to be paid from Fund 230, Agency 232001, Object 607200, Grant 23204, Grant Year 2015;

RESOLVED FURTHER, That the 2015 revenue and expenditure budgets be increased as follows with any adjustments to be made in the 2016 and 2017 budgets accordingly if there are any unspent funds or overspent funds not to exceed the grant funding of \$689,188:

Fund 230, Agency 232001, Object 629900, Grant 23204, Grant Year 2015

Fund 230, Agency 232001, Object 607200, Grant 23204, Grant Year 2015

Fund 230, Agency 232001, Object 530701, Grant 23204, Grant Year 2015

Adopted July 14, 2015. No. 15-427

WHEREAS, St. Louis County purchases Day Training and Habilitation (DT&H) and Semi-Independent Living Services (SILS) for residents with developmental disabilities;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute contract documents to purchase Day Training and Habilitation (DT&H) and Semi-Independent Living Services (SILS) for St. Louis County clients;

RESOLVED FURTHER, That rates for DT&H will be set by the State Disability Waiver Rate Management System on a client by client basis while SILS will remain at FY 2015 levels.

Day Training and Habilitation (DT&H) rates for all county-funded persons are individually determined using the Rate Management System established by the Minnesota Department of Human Services for the following providers to be paid from Fund 230, Agency 232006, Object 604800:

CHOICE, Unlimited - CHOICE

CHOICE, Unlimited – OPTIONS

East Range DAC

Floodwood Services & Training, Inc.

Pinewood, Inc.

Range Center, Inc.

UDAC, Inc.

Semi-Independent Living Services (SILS) rates are \$27.76 per hour for the following providers of

SILS services to be paid from Fund 230, Agency 232006, Object 605200:
 Duluth Regional Care Center \$27.76 per hour
 Northern Habilitative Services, Inc. of Chisholm \$27.76 per hour
 Trillium Services, Inc. \$27.76 per hour

Adopted July 14, 2015. No. 15-428

WHEREAS, St. Louis County has a variety of children’s services available in the community that are Federal Title IV-E eligible, with the county paying the entire cost for any child who does not have private insurance coverage or is not eligible for Medical Assistance; and

WHEREAS, The Public Health and Human Services Department wishes to contract with Lakeview Neuro Rehab Midwest of Waterford, WI, to provide needed children’s services on behalf of the county;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a Purchase of Service Agreement for the period June 16, 2015 through December 31, 2015 with Lakeview Neuro Rehab Midwest, Waterford, WI, for an out-of-state contract for Residential Treatment Services to Families and Children at the per diem rates listed below:

Residential Treatment:

<u>Lakeview Neuro Rehab Midwest</u>	<u>Requested Rate</u>
Care and Supervision	\$ 491.14/day
Intensive Supervision	\$ 23.76/hour
School	\$ 225.00/day

Budget References for Out-of-Home Placement

Fund	230	Social Services
Agency	232008	Children’s Services
Expense Objects	601200	Out-of-Home Placement Costs
	601600	Children’s Mental Health Services

Adopted July 14, 2015. No. 15-429

WHEREAS, On November 25, 2014, the St. Louis County Board adopted Resolution No. 14-655 in which three (3) applicants were appointed and three (3) applicants were re-appointed to fill vacancies on the Heading Home St. Louis County Leadership Council, with one (1) vacancy still remaining for the Bois Forte Reservation Representative; and

WHEREAS, It is the protocol to request an appointment from the Bois Forte Band regarding vacancies in Reservation Representative positions on the Leadership Council; and

WHEREAS, An appointment was received on May 18, 2015, from the Bois Forte Tribal Council to fill the current vacancy;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board affirms and supports the following appointment to a vacancy that currently exists on the Heading Home St. Louis County Leadership Council:

<u>Representative</u>	<u>Appointment</u>	<u>3-Year Term</u>
Bois Forte Reservation	Pamela M. Hughes	Expiring 12/31/18

Adopted July 14, 2015. No. 15-430

WHEREAS, As a result of the findings of the Governor’s Task Force for the Protection of Children, the 2015 Minnesota Legislature has allocated \$23 million per year for the next biennium for additional funding to counties for Child Protection staffing; and

WHEREAS, Using the formula devised by the Department of Human Services, St. Louis County has been allocated \$786,400 for the State Fiscal Years 2016 and 2017; and

WHEREAS, The level of funding provides revenue for 10 additional child protection staff; and

WHEREAS, The Public Health and Human Services Department has recommended that the 10 staff be located in the following duties and areas:

Initial Intervention: North – 2 social workers; South – 3 social workers

Ongoing Child Protection: North – 2 social workers; South – 2 social workers

Indian Child Welfare (ICWA): South – 1 social worker;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the increases the Public Health and Human Services Department staffing complement by 10.0 FTE social workers;

RESOLVED FURTHER, That should the state allocation be reduced or eliminated, these positions shall be reduced or eliminated in a proportionate manner.

Budget references:

230-232024-610100

230-232024-530665

Adopted July 14, 2015. No. 15-431

WHEREAS, The contract with Peter Tryon of Duluth, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes and installments; and

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

UNORGANIZED TOWNSHIP 53-16

LOT 2

SECTION 5, TOWNSHIP 53 NORTH, RANGE 16 WEST

Parcel Code: 673-0010-00700

C22120090; and

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

WHEREAS, The previous 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 purchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21;

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

Adopted July 14, 2015. No. 15-432

WHEREAS, The Duluth Housing and Redevelopment Authority (HRA) has requested to purchase the following described state tax forfeited lands for the market value of \$12,000, plus fees,

for the purpose of economic development:

Legal: City of Duluth
TRACT C RLS NO. 50
Parcel Code: 010-3907-00030
LDKey: 117270

Legal: City of Duluth
LOT: 0007 BLOCK: 002
GLEN AVON 9TH DIVISION OF DULUTH
Parcel Code: 010-1910-00180
LDKey: 101587

Legal: City of Duluth
EX N 40 FT OF S 120 OF LOT: 8 BLOCK: 2
LEMAGIE PARK DIVISION OF DULUTH
Parcel Code: 010-2810-00060
LDKey: 102771; and

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

WHEREAS, These parcels of land have not been withdrawn from sale pursuant to Minn. Stat. §§ 85.012, 92.461, 282.01, Subd. 8; and 282.018, and other statutes that require the withholding of state tax forfeited lands from sale; and

WHEREAS, Parcel 010-3907-00030 has been classified as non-conservation land pursuant to Minnesota Stat. § 282.01; and

WHEREAS, The Land and Minerals Department recommends that parcels 010-1910-00180 and 010-2810-00060 be classified as 'non-conservation' after considering many factors including the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, the suitability or desirability for particular uses and the suitability of the forest resources on the land for multiple use and sustained yield management; and

WHEREAS, These parcels of land are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification and sale of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The classification of these parcels will be deemed approved if the County Board does not receive notice of a municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerk of the municipality or town in which the parcel is located;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the reclassification and sale of state tax forfeited land, as described, to the Duluth HRA for the market value of \$12,000 plus the following fees: 3% assurance fee of \$360, deed fee of \$25, deed tax of \$39.60, recording fee of \$46 and appraisal fee of \$800; for a total of \$13,270.60, to be deposited into Fund 240 (Forfeited Tax Fund);

RESOLVED FURTHER, That the County Auditor shall offer for sale at public auction the state tax forfeited land described here if the Duluth HRA does not purchase the land by December 31, 2015.

Adopted July 14, 2015. No. 15-433

WHEREAS, Buyers of parcels created by metes and bounds descriptions must cross state tax-forfeited land to access a public road; and

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

WHEREAS, Minn. Stat. § 282.04, Subd. 4 and Minn. Stat. § 507.47 authorize the County Auditor to impose easements across state tax forfeited land for such purposes;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to impose easements to access shoreland lease parcels across state tax forfeited lands as described in County Board File No. 60012.

Adopted July 14, 2015. No. 15-434

WHEREAS, Pursuant to Minn. Stat. § 282.01a, Subd. 1, upon recommendation of the county board, the Commissioner of Revenue may convey state tax forfeited land to another governmental subdivision for an authorized public use; and

WHEREAS, The City of Duluth has requested a free conveyance of state tax forfeited parcels as described in County Board File No. 60149 for trail purposes; and

WHEREAS, The Land and Minerals Department recommends that these parcels be classified as 'non-conservation' after considering many factors including the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, the suitability or desirability for particular uses and the suitability of the forest resources on the land for multiple use and sustained yield management; and

WHEREAS, These parcels are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The reclassification will be deemed approved if the County Board does not receive notice of a municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerk of the municipality or town in which the parcels are located;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends reclassification of the above described state tax forfeited land, and that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Duluth to be used for public trail purposes, upon payment of \$250 administrative fee, \$250 Department of Revenue fee, \$1.65 deed tax, \$25 deed fee, and \$46 recording fee; for a total of \$572.65, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted July 14, 2015. No. 15-435

WHEREAS, Pursuant to Minn. Stat. § 282.01a, Subd. 1, upon recommendation of the county board, the Commissioner of Revenue may convey state tax forfeited land to another governmental subdivision for an authorized public use; and

WHEREAS, The City of Duluth has requested a free conveyance of the state tax forfeited parcels as described in County Board File No. 60150 for park and trail purposes; and

WHEREAS, The Land and Minerals Department recommends that these parcels be classified as 'non-conservation' after considering many factors including the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, the suitability or desirability for particular uses and the suitability of the forest resources on the land for multiple use and sustained yield management; and

WHEREAS, These parcels are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The reclassification will be deemed approved if the County Board does not receive notice of a municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerk of the municipality or town in which the parcels are located;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends reclassification of the above described state tax forfeited land, and that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Duluth to be used for public trail purposes, upon payment of \$250 administrative fee, \$250 Department of Revenue fee, \$1.65 deed tax, \$25 deed fee, and \$46 recording fee; for a total of \$572.65, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted July 14, 2015. No. 15-436

WHEREAS, Pursuant to Minn. Stat. § 282.01a, Subd. 1, upon recommendation of the county board, the Commissioner of Revenue may convey state tax forfeited land to another governmental subdivision for an authorized public use; and

WHEREAS, The City of Duluth has requested a free conveyance of state tax forfeited parcels as described in County Board File No. 60151 for trail purposes; and

WHEREAS, The Land and Minerals Department recommends that these parcels be classified as 'non-conservation' after considering many factors including the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, the suitability or desirability for particular uses and the suitability of the forest resources on the land for multiple use and sustained yield management; and

WHEREAS, These parcels are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The reclassification will be deemed approved if the County Board does not receive notice of a municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerk of the municipality or town in which the parcels are located;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends reclassification of the above described state tax forfeited land, and that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Duluth to be used for public trail purposes, upon payment of \$250 administrative fee, \$250 Department of Revenue fee, \$1.65 deed tax, \$25 deed fee, and \$46 recording fee; for a total of \$572.65, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted July 14, 2015. No. 15-437

RESOLVED, That the appraisal reports for the sale of timber to be offered at PUBLIC

INTERMEDIATE ORAL TIMBER AUCTION, Tracts 1 through 35 (totaling \$1,227,322.87), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 60009, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports;

RESOLVED FURTHER, That the St. Louis County Board approves the terms and conditions as outlined in County Board File No. 60009.

Adopted July 14, 2015. No. 15-438

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of the Itasca Road (County Road 916) and to replace the existing bridge (County Bridge 650) over the Bear River in Morcom Township, County Project 0916-243933; and

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

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

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

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

The West 30 acres of Government Lot 3, Section 7, Township 61 North of Range 21 West of the Fourth Principal Meridian (Parcel ID No. 460-0010-01070).

Adopted July 14, 2015. No. 15-439

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of the Wood Road (County Road 937) and to replace the existing bridge (County Bridge 655) over the Flint Creek in Field Township, County Project 0937-243934; and

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

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

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

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

Government Lot 4, Section 1, Township 62 North, Range 19 West EXCEPT Railroad Right of Way (Parcel ID No. 350-0010-00060).

Adopted July 14, 2015. No. 15-440

RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments authorized by the County Attorney, with LHB Corp., of Duluth, MN, for construction

administration and inspection services on bridge project CP 0004-213068/SAP 69-604-076, Br 414. The total cost of these services is \$96,764, payable from Fund 220, Agency 220365, Object 626600. Adopted July 14, 2015. No. 15-441

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

CP 0406-213065 TST, Bridge 69K30, located on CR 406 (Chisholm Road) between CSAH 114 (Olson Road West) and CSAH 74 (Willow River Road) and;

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on June 25, 2015, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hoover Construction Company	P.O. Box 1007 Virginia, MN 55792	\$436,699.65

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 444, Agency 444033, Object 652806.

Adopted July 14, 2015. No. 15-442

WHEREAS, The Hibbing Courthouse Annex north parking lot has reached the end of its useful life and is in need of significant repairs; and

WHEREAS, This parking area provides access to the new Motor Pool vehicle canopy and for emergency vehicles to the north side of the Annex; and

WHEREAS, St. Louis County Purchasing solicited bids on June 17, 2015 with Bougalis Incorporated of Hibbing, MN, providing the low qualified bid;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract with Bougalis Incorporated of Hibbing, MN, for repairs to the Hibbing Courthouse Annex north parking lot in an amount not to exceed \$78,400, payable from Fund 402, Agency 402006.

Adopted July 14, 2015. No. 15-444

RESOLVED, That the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 60032.

Adopted July 14, 2015. No. 15-445

WHEREAS, Several Commissioners have heard from citizens whose first half property tax payments, due on May 15, 2015, were received late and they have been charged a penalty for the late payment; and

WHEREAS, These citizens are requesting relief from the late fees due to recent changes implemented by the United States Postal Service at the Duluth Post Office that have affected mail pick up times at mail boxes around the region; and

WHEREAS, The change implemented in April, 2015 at the Duluth mail processing center is unique and a new development for county citizens; and

WHEREAS, According to its policies, the County Board, pursuant to Minn. Stat. 279.01,

Subd. 2, delegates authority to the County Auditor to abate penalties due on current year taxes if the imposition of the penalty would be unjust or unreasonable;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board requests that the County Auditor/Treasurer develop a one-time procedure for the relief of penalties for late receipt of first half real estate tax payments, due to changes to mail pick up times implemented by the United States Postal Service in April 2015;

RESOLVED FURTHER, That the County Auditor will bring the procedure back to the County Board for final approval.

Adopted July 14, 2015. No. 15-446

RESOLVED, That the application for a Temporary On-Sale 3.2 Percent Malt Liquor License, on file in the office of the County Auditor, identified as County Board File No. 60102, is hereby approved and the County Auditor is authorized to issue the license to the applicant:

Buyck Volunteer Fire Department, Town of Portage, Temporary On-Sale 3.2 Percent Malt Liquor License for August 1, 2015.

Adopted July 14, 2015. No. 15-447

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subd. 11.06, authorization is hereby approved for the following application to sell/serve outside the designated serving area of the County Liquor License, as per application on file in the office of the County Auditor, identified as County Board File No. 60027:

Fryes' Lake Place, LLC d/b/a Island Lake Inn, Gnesen Township, August 8, 2015;

RESOLVED FURTHER, That said license is approved contingent upon Gnesen Township and Minnesota Department of Health approval, and jurisdiction approval by appropriate planning department.

Adopted July 14, 2015. No. 15-448

RESOLVED, That the St. Louis County Board adopts the revised St. Louis County Vacation Donation Policy as contained in Board File No. 60152;

RESOLVED FURTHER, That the previous St. Louis County Vacation Donation Policy, as found in County Board Resolution No. 96-324, dated April 23, 1996, is hereby rescinded;

RESOLVED FURTHER, That the Board directs the Human Resources Director to continue to review, determine eligibility and process vacation donation requests on behalf of employees of St. Louis County.

Adopted July 14, 2015. No. 15-449

BY COMMISSIONER NELSON:

-Proclamation-

**OFFICIAL COMPLETION OF FLOOD REPAIRS DAY
July 16, 2015**

WHEREAS, Anyone who has suffered in the aftermath of the 2012 flood knows what a long three years this has been, with many people still trying to recover; and

WHEREAS, The final reconstruction of Highland Street in West Duluth will mark the completion of all 2012 flood repairs for St. Louis County Public Works, and recognition is due to the

employees of the St. Louis County Public Works Department for their hard work and perseverance in getting us to this day; and

WHEREAS, The \$12 million “Highland Street Project” is the second largest project ever for the County and involved rebuilding 1.5 miles of County State Aid Highway 89; reconfiguring the intersection where Highland Street, Vinland Street, Getchell Road and Skyline Parkway meet into a standard intersection; sidewalk additions; and installation of a 183’ bridge spanning Keene Creek; and

WHEREAS, 1,430 miles of road and bridges sustained damage in the 2012 flood – nearly half the county’s 3,000 miles of infrastructure – have now been repaired or rebuilt;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board hereby acknowledges the completion of all flood-related repairs with a special event on Thursday, July 16, at 11:00 a.m. at Highland Street and Skyline Parkway, and proclaims this day as the official end of flood repairs by St. Louis County, and a day to honor the dedication and sacrifice of the hardworking employees of the St. Louis County Public Works Department.

Unanimously adopted July 14, 2015. No. 15-450

BY COMMISSIONER NELSON:

WHEREAS, St. Louis County has in excess of \$234,025,000 in property to insure; and

WHEREAS, St. Louis County has been purchasing property insurance on a loss limit basis which is less expensive with lower deductibles than a scheduled buildings type of insurance; and

WHEREAS, The current policy expires on July 24, 2015, and St. Louis County received a proposal from the current insurer, Chubb Group of Insurance Companies, through Otis-Magie Insurance Agency of Duluth, MN, to provide coverage at the same terms at a rate of \$.0642 per \$100 of value for the coming year;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of Property and Related Insurance coverage on major structures and equipment, amended contents, and boiler and machinery from Chubb Group of Insurance Companies through Otis-Magie Insurance Agency of Duluth, MN, for the period July 24, 2015 to July 24, 2016 at the annual premium of \$236,451, payable from Fund 720 (Property, Casualty, Liability), Agency 720001 (Property, Casualty, Liability), Object 635100 (Insurance);

RESOLVED FURTHER, That the Purchasing Division is authorized to add or delete county properties to the policy, or increase the base amount on future determination of valuation of county structures during the policy period.

Unanimously adopted July 14, 2015. No. 15-451

BY COMMISSIONER NELSON:

WHEREAS, The 2015-2019 Consolidated Plan and 2015 Action Plan was submitted on April 9, 2015 to the U.S. Department of Housing and Urban Development (HUD) for the 2015 Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) programs; and

WHEREAS, The U.S. Department of Housing and Urban Development has approved the 2015-2019 Consolidated Plan and 2015 Action Plan and provided program allocations to St. Louis County of \$1,795,997 for the CDBG program, \$423,656 for the HOME program, and \$162,335 for the ESG program; and

WHEREAS, The St. Louis County Board approved the CDBG Citizen Advisory Committee

recommendation for 2015 Community Development Block Grant program awards by Resolution No. 15-140 on March 10, 2015; and

WHEREAS, The advisory committee for the Northeast Minnesota HOME Consortium recommends the award of \$431,291 in HOME funding for housing activities identified in the Consolidated Plan in the five-county region; and

WHEREAS, The Planning and Community Development and Public Health and Human Services Departments conducted a process to allocate the 2015 ESG funding. The process included county staff members, the Rural Housing Coalition, and the Heading Home Governance Board of the St. Louis County Homeless Continuum of Care. ESG funding supports essential services, homeless prevention activities, and emergency shelter and transitional housing operations;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board accepts the 2015 HUD grants and authorizes the St. Louis County Planning and Community Development Director to execute the grant agreements on behalf of St. Louis County, along with all the necessary forms, attachments, addendums, certifications, and subsequent forms to implement the programs and complete the agreements between St. Louis County and the U.S. Department of Housing and Urban Development;

RESOLVED FURTHER, That grant funds will be allocated as follows:

- \$ 1,795,997 CDBG Grant 2015 to Fund 260
- \$ 423,656 HOME Grant 2015 to Fund 270
- \$ 162,335 ESG Grant 2015 to Fund 173

RESOLVED FURTHER, That the St. Louis County Board allocates 2015 projects from grants, program income and reprogrammed funds and authorizes the Planning and Community Development Director and a representative of the County Attorney to execute agreements for approved projects and that disbursements related to the CDBG sub-recipient agreements be made from CDBG Fund 260, HOME agreements from HOME Fund 270, and ESG agreements from ESG Fund 173 according to the following schedule:

Agency – CDBG, Fund 260

2015 CDBG Program Proposed Uses of Funding				
Project	Objective	Outcome	Indicator	Amount
Housing				
AEOA Single Family Housing Rehabilitation	Decent Housing	Sustainability	14 units	310,000
Avinity-LEE Center Rehabilitation	Decent Housing	Sustainability	95 units	35,000
North St. Louis County Habitat for Humanity	Decent Housing	Accessibility	2 units	30,000
One Roof Community Housing	Decent Housing	Accessibility	1 unit	25,000
Subtotal				400,000
Economic Development				
Entrepreneur Fund Micro-enterprise	Econ Opportunities	Accessibility	10 people	20,000
Subtotal				20,000

Community Facilities and Public Infrastructure				
Community Facilities				
Cook: River Street Bridge	Suitable Living	Sustainability	1 public facility	35,000
Proctor: Commercial Rehabilitation	Suitable Living	Sustainability	2 businesses	25,000
Tourist Center Seniors: Accessibility	Suitable Living	Sustainability	1 public facility	10,000
Public Infrastructure				
Babbitt Infrastructure	Suitable Living	Sustainability	767 people	150,000
Ely Infrastructure	Suitable Living	Sustainability	3,600	100,000
Eveleth Infrastructure	Suitable Living	Sustainability	1,220 people	90,000
Floodwood Infrastructure	Suitable Living	Sustainability	485 people	197,000
Hibbing Infrastructure	Suitable Living	Sustainability	1,035 people	100,000
Mt. Iron Infrastructure	Suitable Living	Sustainability	32 people	50,000
Orr Infrastructure	Suitable Living	Sustainability	176 people	50,000
Tower-Breitung Wastewater Board Infrastructure	Suitable Living	Sustainability	605 people	60,000
Virginia Infrastructure	Suitable Living	Sustainability	745	150,000
St. Louis County Neighborhood Revitalization Program	Suitable Living	Sustainability		0
Subtotal				1,017,000
Public Service				
Advocates for Family Peace Children's Program	Suitable Living	Accessibility	150 people	24,000
AEOA Homeless Shelter Operations	Suitable Living	Accessibility	126 people	41,000
AEOA Homeless Youth Services	Suitable Living	Accessibility	50 people	24,000
Legal Aid Service of NE MN Housing Counseling	Suitable Living	Accessibility	250 people	34,000
Range Transitional Housing	Suitable Living	Accessibility	50 people	44,000
Salvation Army Hibbing Melting Pot Meals Program	Suitable Living	Accessibility	3,100 people	17,000
Salvation Army Virginia Virginia Supper Club Meals Program	Suitable Living	Accessibility	3,600 people	17,000
Sexual Assault Youth Outreach Services	Suitable Living	Accessibility	150 people	24,000
SOAR Career Solutions	Econ Opportunities	Accessibility	30 people	20,000
Subtotal				245,000
Administration	N/A	N/A	1 org	338,997

Total FY 2015 CDBG Program	
Housing	400,000
Economic Development	20,000
Physical Improvements	1,017,000
Public Service	245,000
Administration	338,997
Total	2,020,997

Agency – HOME Fund 270

2015 HOME Program Northeast Minnesota HOME Consortium	
Project	Amount
AEOA Home Ownership Assistance Program – down payment assistance	190,000
AEOA CHDO Operating	7,060
KOOTASCA Community Action Home Ownership Assistance Program - down payment assistance	150,111
KOOTASCA Community Action CHDO Operating	7,060
One Roof Community Housing CHDO Set-Aside	70,000
One Roof Community Housing CHDO Operating	7,060
St. Louis County Administration	42,365
Total	473,656

Agency-ESG Fund 173

2015 ESG Program St. Louis County	
Project	Amount
Arrowhead Economic Opportunity Agency – Homeless Assistance (Shelter Operations)	\$44,063
Arrowhead Economic Opportunity Agency – Flex Fund Administration (Rapid Re-Housing)	\$57,697
Range Transitional Housing – Homeless Assistance (Case Management)	\$25,400
Legal Aid Service of NE Minnesota Virginia Office – Legal Services	\$15,000
Amherst H. Wilder Foundation – HMIS (data collection and reporting)	8,000
St. Louis County – Administration	\$12,175
Total - ESG	\$162,335

Unanimously adopted July 14, 2015. No. 15-443

At 10:10 a.m., July 14, 2015, Commissioner Dahlberg, supported by Commissioner Jewell, moved to adjourn the meeting. The motion passed; seven yeas, zero nays.

Pete Stauber, Chair of the Board
of County Commissioners

Attest:

Nancy Nilsen - Chief Deputy Auditor
Donald Dicklich, County Auditor
and Ex-Officio Clerk of the Board
of County Commissioners

(Seal of the County Auditor)