

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON AUGUST 11, 2015**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 11th day of August 2015, at 9:41 a.m., at the Floodwood Fair Building, Floodwood, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Tom Rukavina, Keith Nelson, Steve Raukar, and Chair Pete Stauber - 6. Absent: Commissioner Dahlberg - 1.

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. Chair Stauber mentioned the passing of Representative David Dill and asked that his family be comforted. The pledge of allegiance followed.

Chair Stauber then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Floodwood Mayor Jeff Kletscher thanked the Board for holding their meeting in Floodwood and for voting to pass the Electronic Cigarette resolution earlier in the year. Mayor Kletscher discussed various topics including: the upcoming Floodwood Fair, the new Floodwood amphitheater, the 7th Avenue construction project, and issues Floodwood is having relating to tax forfeited properties.

Commissioner Nelson, supported by Commissioner Boyle, moved to approve the consent agenda. Commissioner Jewell stepped out of the meeting from 9:51 a.m. to 9:52 a.m. The motion passed; five yeas, zero nays, two absent (Dahlberg, Jewell).

At 9:53 a.m., the Board recessed. At 11:29 a.m., the County Board reconvened with the following members present: Commissioners Frank Jewell, Patrick Boyle, Tom Rukavina, Keith Nelson, Steve Raukar, and Chair Pete Stauber - 6. Absent: Commissioner Chris Dahlberg - 1.

Commissioner Nelson, supported by Commissioner Raukar, moved to approve a second consent agenda consisting of items passed at the Committee of the Whole meeting. The motion passed; six yeas, zero nays, one absent (Dahlberg).

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

Kevin Gray, County Administrator, and Ann Busche, Public Health and Human Services Director, submitting Board Letter No. 15-340, MIECHV Funds for Expansion of the Nurse-Family Partnership Home Visiting Program.—60174

Kevin Gray, County Administrator, and Ann Busche, Public Health and Human Services Director, submitting Board Letter No. 15-339, Contract with CHB to Accept Community Wellness Grant Funds.—60175

Kevin Gray, County Administrator, and Mark St. Lawrence, Environmental Services Director, submitting Board Letter No. 15-341, Authorization to Apply for SSTS Base, Incentive & Low-Income Fix-up Grant Funding.—60176

Kevin Gray, County Administrator, Mark Weber, Land and Minerals Director, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 15-345, Public Sale of Shoreland Lease Lots—60177

Kevin Gray, County Administrator, Donald Dicklich, County Auditor/Treasurer, and Ann Busche, Public Health and Human Services Director, submitting Board Letter No. 15-376, Approval of Addendum to the Procurement Card Policies and Procedures.—60178

Kevin Gray, County Administrator, and James Foldesi, Public Works Director/Highway Engineer, submitting Board Letter No. 15-370, Safe Route to School Pilot Study Force Account Agreement with MN Department of Transportation.—60179

Kevin Gray, County Administrator, Donald Dicklich, County Auditor/Treasurer, and Mark Rubin, County Attorney, submitting Board Letter No. 15-372, Violation of St. Louis County Ordinance No. 28, Hi Banks Resort (Fredenberg Township).—60180

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 15-374, Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License (Alborn Township).—60181

Kevin Gray, County Administrator, Donald Dicklich, County Auditor/Treasurer, and Mark Rubin, County Attorney, submitting Board Letter No. 15-375, Establish Public Hearing to Consider Allegation of Liquor Law Violation – A.P. Liquor (Gnesen Township).—60182

Floodwood Mayor Jeff Kletscher submitting a schedule of events for the Southwest St. Louis County Fair, August 21 – 23, 2015.—60183

Kevin Gray, County Administrator, and Barbara Hayden, Planning and Community Development Director, submitting Board Letter No. 15-371, Support for AEOA Rental Rehabilitation Deferred Loan Pilot Program.—60184

Service Contract between the County of St. Louis and Costin Group, Britt, MN, to provide the Voyageurs National Park Clean Water Joint Powers Board with governmental relations, planning, and funding identification assistance to develop community wastewater systems within the Voyageurs National Park during the period July 1, 2015 through June 30, 2016.—15-856

FY 2014 Continuum of Care Program Grant Agreement (re-executed) between the U.S. Dept. of Housing and Urban Development and St. Louis County in the amount of \$37,350 for the grant period of June 1, 2015 through June 30, 2016.—15-857

Upon motion by Commissioner Nelson, supported by Commissioner Boyle, resolutions numbered 15-493 through 15-510, 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 August 4, 2015, are hereby approved.

Adopted August 11, 2015. No. 15-493

WHEREAS, The Minnesota Department of Health has provided a four-year Community Wellness Grant (CWG) in the amount of \$652,000 per year to the Carlton-Cook-Lake-St. Louis Community Health Board (CHB) to implement active living and healthy lifestyle activities with the goal of decreasing obesity and chronic disease rates; and

WHEREAS, The CHB has awarded the St. Louis County Public Health and Human Services Department (PHHS) up to \$65,000 for the period of March 23, 2015 through September 29, 2016, as the county's portion of the Community Wellness Grant; and

WHEREAS, PHHS would perform eligible grant activities through the hiring of a 0.5 Public Health Educator for the northern portion of the county;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to contract with the Carlton-Cook-Lake-St. Louis Community Health Board in order to accept Community Wellness Grant funds in the amount up to \$65,000 for the period of March 23, 2015 through September 29, 2016;

RESOLVED FURTHER, That the County Board increases the PHHS staffing complement by 0.5 FTE Public Health Educator with the understanding that if the grant funding is eliminated the position will also be eliminated;

RESOLVED FURTHER, That the PHHS budgeted revenues and expenditures are increased for budget year 2015 and 2016 with any remaining unspent funds at the end of 2015 to be included in the 2016 budget.

Budget references:

Fund 230, Agency 233999, Grant 23328, Object 541231, Grant Year 2015

Fund 230, Agency 233999, Grant 23328, Object 610100, Grant Year 2015

Adopted August 11, 2015. No. 15-494

WHEREAS, The Minnesota Department of Health has made Federal Maternal, Infant, and Early Childhood Home Visiting (MIECHV) funds available for 28 counties with at-risk communities most in need of additional evidence-based home visiting services, with St. Louis County having been identified as one; and

WHEREAS, The Carlton-Cook-Lake-St. Louis Community Health Board has applied for and has been awarded funds, to be used to support the Nurse-Family Partnership models; and

WHEREAS, The St. Louis County Board adopted Resolution No. 13-39, dated January 15, 2013, which authorized the Public Health and Human Services Department (PHHS) to accept \$291,703 for a 27 month period ending in March 2015; and

WHEREAS, The County Board also adopted Resolution No. 15-74, dated February 10, 2015, authorizing the acceptance of \$30,000 for the period October 1, 2014 through March 30, 2015, and Resolution No. 15-303, dated May 26, 2015, authorizing the acceptance of \$32,500 for the period of April 1, 2015 through September 30, 2015; and

WHEREAS, The Community Health Board has now awarded St. Louis County an additional amount of \$70,000 for the period of October 1, 2015 through September 30, 2016;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to accept Federal Maternal, Infant, and Early Childhood Home Visiting (MIECHV) funds through a contract with the Carlton-Cook-Lake-St. Louis Community Health Board in the amount of \$70,000 for the period October 1, 2015 through September 30, 2016, and to increase the 2016 budget as follows, with any remaining unspent funds at the end of 2016 to be included in the 2017 budget:

MIECHV 1: Phase Five 10/1/15 – 9/30/16: \$70,000

Fund 230, Agency 233999, Grant 23321, Object 629900, Grant Year 2015

Fund 230, Agency 233999, Grant 23321, Object 541222, Grant Year 2015

Adopted August 11, 2015. No. 15-495

WHEREAS, MnCHOICES is a comprehensive web-based application that integrates assessment and support planning for people who need long-term services and supports in Minnesota; and

WHEREAS, MnCHOICES is a mandated function required by the federal Center for Medicare and Medicaid and the State of Minnesota, with both considering it a gatekeeping, administrative function and therefore requiring county staff to become certified assessors to perform this function; and

WHEREAS, Counties in Minnesota are implementing MnCHOICES in phases, with the St. Louis County Public Health and Human Services Department (PHHS) going live on reassessments in September 2015, anticipating a 50%-100% increase in the time it takes to fully complete a reassessment; and

WHEREAS, The state has asserted that MnCHOICES is a funded mandate and based on the financial analysis done for the MnCHOICES assessment unit, the additional revenue collected will cover all costs;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an increase in the Public Health and Human Services Department staffing complement by up to 14 full time equivalent (FTE) employees: 10 social workers and 4 public health nurses in order to handle the increased reassessment responsibilities under MnCHOICES;

RESOLVED FURTHER, That the PHHS Department's 2015 expenditure budget be increased by \$220,000 (230-232017-610100); and revenue budget be increased \$220,000 (230-232015-530662 by \$110,000, and 230-232015-540263 by \$110,000);

RESOLVED FURTHER, That should federal or state resources be discontinued, the positions associated with the MnCHOICES reassessment will be discontinued as well;

RESOLVED FURTHER, That the PHHS Director shall work with County Administration to include the staffing and associated costs and revenues in the PHHS annual operating budget.

Adopted August 11, 2015. No. 15-496

WHEREAS, On July 15, 2015, the Minnesota Pollution Control Agency notified the Environmental Services Department that funding is available to assist in subsurface sewage treatment systems (SSTS) program administration and the upgrade of substandard SSTS for low-income residents; and

WHEREAS, The St. Louis County Environmental Services Department has applied for and received funding through this grant since 2012;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Environmental Services Department to apply for \$74,000 in SSTS Base, Incentive & Low-Income Fix-up Grant Funding from the Minnesota Pollution Control Agency.

Adopted August 11, 2015. No. 15-497

WHEREAS, The Land and Minerals Department has initiated an effort to curb the devastation of deer and rabbit browse on its one to five year old plantations through a bud capping application to tree seedlings; and

WHEREAS, The Land and Minerals Department has identified 2,285.5 acres for treatment in 2015; and

WHEREAS, The Purchasing Division solicited bids for Bud Capping Application on state tax forfeited lands for the year of 2015; and

WHEREAS, Northwoods Forestry of Eleva, WI, submitted the only bid of \$98,962.15 on eighteen (18) tracts;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a contract with Northwoods Forestry of Eleva, WI, in the amount of \$98,962.15 for Bud Capping Application on state tax forfeited lands during the fall of 2015, in accordance with the specifications of Bid No. 5262, payable from Fund 290, Agency 290001, subject to approval by the County Attorney.

Adopted August 11, 2015. No. 15-498

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

WHEREAS, The applicant, Steven Carlson of Duluth, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH
LOT: 0006 BLOCK: 018
HAZELWOOD ADDITION TO ONEOTA DULUTH
Parcel Code: 010-2120-01180; and

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Steven Carlson of Duluth, MN, on file in County Board File No. 60090, subject to payments including total taxes and assessments of \$4,250.80, service fee of \$114, deed tax of \$14.03, deed fee of \$25, and recording fee of \$46 for a total of \$4,449.83, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted August 11, 2015. No. 15-499

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

WHEREAS, The parcels as described in County Board File No. 60043 have been classified as non-conservation as provided for in Minn. Stat. Chapter 282.01; and

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

WHEREAS, The Commissioner of Natural Resources has approved the sale of these lands, as required by Minn. Stat. Chapter 282;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to offer these lands at public sale for not less than the basic sale price in accordance with terms set forth in the Land and Minerals Department policy, and in a manner provided for by law on Thursday, October 8, 2015, at 11:00 a.m. at the Miners Memorial Building, 821 South 9th Avenue, Virginia, MN. Funds from the auction are to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted August 11, 2015. No. 15-500

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland lots currently under lease; and

WHEREAS, If a leaseholder chooses not to purchase a lot or continue leasing, the county may offer the lands for sale at public auction under the provisions of Minn. Stat. § 282.01, Subd. 3; and

WHEREAS, The parcels described in County Board File No. 60117 have not been purchased or leased by leaseholders;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to offer these lands at public sale at not less than the basic sale price in accordance with the provisions in Minnesota Session Laws, 2012, Chapter 236, Section 28. Net proceeds from the auction are to be deposited into Fund 500, Agency 500001 (Environmental Trust Fund).

Adopted August 11, 2015. No. 15-501

WHEREAS, The St. Louis County Purchasing Division solicited proposals for a two-year Low Resolution Inventory contract for August 17, 2015 through December 22, 2017; and

WHEREAS, Mutch's Forestry Service of Grand Rapids, MN, submitted a proposal in the amount of \$581,411.25 for the duration of the contract;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a contract with Mutch's Forestry Service of Grand Rapids, MN, in the amount of \$581,411.25 for a two-year Low Resolution Inventory contract for August 17, 2015 through December 22, 2017, in accordance with the specifications of Proposal No. 5254, payable from Fund 290, Agency 290001 (Forest Resources Fund), subject to approval of the County Attorney.

Adopted August 11, 2015. No. 15-502

WHEREAS, The St. Louis County Public Works Department has a project to reconstruct County State Aid Highway (CSAH) 9/4th Street between 6th Avenue East and Wallace Avenue; and

WHEREAS, This project will include the modification of the traffic signal at the intersection of CSAH 9/4th Street and 6th Avenue East, the renovation of the traffic signal at the intersection of CSAH 9/4th Street and 21st Avenue East, the installation of new decorative and intersection lighting, and the installation of a new interconnect;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and any amendments approved by the County Attorney's Office, with the City of Duluth specifying the construction and maintenance responsibilities of traffic signals, lighting and interconnect included in the reconstruction project on County State Aid Highway 9/4th Street, SP 069-609-040, CP 0009-147349 with funds to be receipted into Fund 220, Agency 220270, Object 551501.

Adopted August 11, 2015. No. 15-503

RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Duluth for the construction on County State Aid Highway 9/4th Street/Wallace Avenue, SAP 69-609-040, CP 0009-147349, whereby the City of Duluth will pay the "City of Duluth Non-Participating" local share items listed in the Plan. The funds from the City of Duluth for this project will be receipted into Fund 220, Agency 220270, Object 551501.

Adopted August 11, 2015. No. 15-504

WHEREAS, The St. Louis County Public Works Department was awarded federal funding through the Highway Safety Improvement Program by the Minnesota Department of Transportation to install rural intersection lighting at 57 intersections on various county highways; and

WHEREAS, A Public Interest Finding determined that the intersection lighting systems can be installed more economically using electric service provider forces; and

WHEREAS, Lake Country Power requires an agreement specifying construction and maintenance responsibilities for lighting systems installed by their forces;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and any amendments approved by the County Attorney's Office, with Lake Country Power of Mountain Iron, MN, specifying the construction and maintenance responsibilities of rural intersection lighting systems to be installed by Lake Country Power under the Rural Intersection Lighting project, SP 069-070-015, CP 0000-187066.

Adopted August 11, 2015. No. 15-505

WHEREAS, EIP Minnesota, LLC (EIP) submitted Petitions for Partial Abandonment of County Ditches #1 and #6. In those petitions, EIP mistakenly stated that certain ditches were located within County Ditch #1 though they are actually located in either State Ditch #53, an unidentified ditch system located in Sections 8, 16, 17, 20, 21, 28, 29 and 32 of Township 55 North, Range 17 West (the "Unidentified Ditch System"); and

WHEREAS, In a supplemental petition, EIP has requested that the county exercise its abandonment authority and abandon any interest and jurisdiction it may have in certain ditch segments located within in the Unidentified Ditch System; and

WHEREAS, Upon receipt of the supplemental petition, the county began proceedings to abandon those ditch segments within the Unidentified Ditch System and has provided notice to any lands or landowners who reasonably may have an interest in opposing abandonment or asserting that jurisdiction to abandon lies elsewhere; and

WHEREAS, The county and EIP have agreed that the county would be willing to exercise any abandonment authority it acquires by virtue of the impending proceedings, and to consider the abandonment of any interest or jurisdiction it may have in or over the ditch segments that EIP proposes to be abandoned in exchange for EIP's agreement to indemnify the county for any and all claims that may arise from such abandonment;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute the indemnification agreement between EIP Minnesota, LLC, and the county relative to the county's exercise of its Drainage Authority power to abandon certain ditch segments in the Unidentified Ditch System.

Adopted August 11, 2015. No. 15-506

WHEREAS, An affiliate of EIP, EIP Minnesota, LLC (Landowner), submitted petitions for the partial abandonment of ditches located in the Sax-Zim bog area of McDavitt, Ellsburg, Cotton and Kelsey Townships in connection with EIP's application for the establishment of the Lake Superior Wetland Bank (the Bank); and

WHEREAS, The county and its expert engineers, in concert with Landowner and its expert engineers, determined modifications to the proposed abandonments to eliminate, as much as possible, the likelihood of negative effects from the ditch abandonments; and

WHEREAS, Because the parties are unable to fully eliminate through engineering the possibility of all potential negative effects that may arise because of the proposed abandonments due

to weather, groundwater changes and the like, the county and EIP desire to create a fund from which damages incurred by neighboring property owners and caused by EIP's establishment of the Bank can be paid; and

WHEREAS, The parties have negotiated that EIP will deposit the sum of \$999,998.00 into an escrow account that will be available to pay successful drainage-related claims that may be occasioned by identified property owners adjacent to the Bank;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute the financial assurances agreement between EIP Credit Co., LLC and the county for the benefit of identified property owners adjacent to the proposed Lake Superior Wetland Bank.

Adopted August 11, 2015. No. 15-507

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

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

WHEREAS, Proposed budget adjustments are levy neutral;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners authorizes the following budget changes:

1. Increase Recorder Technology Fund revenue and expense budget to reflect actual asset trade-in value recognized as revenue (\$1,200.00).
2. Increase Elections revenue and expense budget to cover anticipated maintenance reimbursements from townships (\$34,000.00).
3. Use of Property Management's assigned parking fund balance to purchase sweeper for downtown Duluth parking areas (\$38,995.00).
4. Increase Property Management revenue and expense budget to reflect actual asset trade-in value recognized as revenue (\$10,400.00).
5. Transfer Emergency Shelter Grant budget from personnel to operating to cover training expense (\$350.00).
6. Increase Public Works revenue and expense budget to account for unbudgeted revenue that was received from the sale of GPS equipment (\$29,968.50).
7. Transfer Public Works fund balance to the Public Works capital equipment fund for equipment purchases in 2015 (\$2,000,000.00).
8. Increase Public Works revenue and expense budget for revenue received from City of Ely for SAP 069-755-001 (Resolution No. 15-239) (\$319,742.10).
9. Increase Public Works revenue and expense budgets to reflect actual asset trade-in values recognized as revenue (\$79,500.00).
10. Increase Public Health & Human Services revenue and expense budget for the Minnesota Family Investment Program Education & Training program due to an adjusted allocation from MN Department of Human Services (\$21,999.00).
11. Increase Public Health & Human Services revenue and expense budget due to a one-time increase in the Parent Support Outreach Program allocation by the Department of Human Services (\$29,636.00).
12. Increase Community Development Block Grant budget to reflect actual program income received (\$27,268.80).

13. Increase capital projects revenue and expense budget to account for rebates received from Minnesota Power (\$49,250.48).
14. Increase capital projects revenue and expense budget to account for conservation rebate received from the City of Ely (\$239.76).
15. Increase revenue and expense budget in 2010A Capital Improvement Bond, 2013B Capital Equipment Note, 2014A Capital Improvement Bond, and 2015C Capital Improvement Bond to match actual amount of year-to-date interest earned (\$7,815.84).
16. Increase Shoreline Sales expense budget to include prior year unspent funds (\$108,040.41).

	Fund	Agency	Object	Grant	Year	Expense Budget	Transfer Out	Accumulation of Fund Balance	Revenue Budget	Transfers In	Use of Fund Balance
1	100	121002	591000						(1,200.00)		
	100	121002	664700			1,200.00					
2	100	127001	583100						(34,000.00)		
	100	127001	634800			34,000.00					
3	100	999999	311105								(38,995.00)
	100	128010	666900			38,995.00					
4	100	128010	666900			10,400.00					
	100	128010	591000						(10,400.00)		
5	173	173999	610000			(350.00)					
	173	173999	629900			350.00					
6	200	200122	583209						(29,968.50)		
	200	200122	664800			29,968.50					
7	200	999999	311200								(2,000,000.00)
	200	205003	697600				2,000,000.00				
	407	407001	590100							(2,000,000.00)	
	407	407001	666300			2,000,000.00					
8	220	220333	551538						(319,742.10)		
	220	220333	652700			319,742.10					
9	200	200008	591000						(4,500.00)		
	200	200008	664800			4,500.00					
	407	407001	591000						(75,000.00)		
	407	407001	666300			75,000.00					
10	230	232020	603800			21,999.00			(21,999.00)		
	230	232020	540213								
11	230	232008	530660						(29,636.00)		
	230	232008	603200			29,636.00					
12	260	261003	629900			27,268.80			(27,268.80)		
	260	261003	540307								
13	400	400015	545137						(49,250.48)		
	400	400015	663100			49,250.48					
14	400	400015	545117						(239.76)		
	400	400015	663100			239.76					
15	440	440002	571000						(6,997.71)		
	440	440002	629900			6,997.71					
	441	441003	571000						(210.45)		
	441	441003	629900			210.45					
	443	443001	571000						(586.70)		
	443	443001	629900			586.70					
	444	444001	571000						(20.98)		
	444	444001	629900			20.98					
16	500	500001	695100			108,040.41					
	500	999999	311202								(108,040.41)

Adopted August 11, 2015. No. 15-508

WHEREAS, Pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as

amended, the following application for 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 their licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a new owner, but without prorated refund of the license fees to the license holder;

THEREFORE, BE IT RESOLVED, That said license shall be effective August 11, 2015 through June 30, 2016:

Alborn Tavern, Inc. d/b/a Alborn Tavern, Alborn Township, On-Sale and Sunday On-Sale Intoxicating Liquor License, transfer.

Adopted August 11, 2015. No. 15-509

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

Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township
68-19, August 20-22, 2015;

Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township
68-19, September 17-19, 2015;

RESOLVED FURTHER, That said licenses are approved contingent on Minnesota Department of Health and Alcohol Enforcement approval.

Adopted August 11, 2015. No. 15-510

Upon motion by Commissioner Nelson, supported by Commissioner Raukar, resolution numbered 15-511 through 15-535, as submitted on a second consent agenda, were unanimously adopted as follows:

BY COMMISSIONER NELSON:

WHEREAS, Minn. Stat. § 115A.1310 - 1330 prohibits the landfilling of video display devices and also requires that they be recycled; and

WHEREAS, The Environmental Services Department received quotes for the transportation and processing of collected video display devices;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Environmental Services Department to enter into a one (1) year contract with Dynamic Recycling, of Onalaska, WI, for the transportation and processing of waste electronics at an estimated total cost of \$104,000, payable from Fund 600, Agency 601003, subject to approval of the County Attorney.

Adopted August 11, 2015. No. 15-511

WHEREAS, The Minnesota Board of Water and Soil Resources (BWSR) notified the Environmental Services Department that grant funding is available to assist low-income households with the abatement and upgrade of subsurface sewage treatment systems identified as Imminent Threats to Public Health;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Environmental Services Department to apply for \$200,000 in grant funding from the Minnesota

Board of Water and Soil Resources Clean Water Fund to assist low-income households in St. Louis County with the abatement and upgrade of subsurface sewage treatment systems identified as Imminent Threats to Public Health.

Adopted August 11, 2015. No. 15-512

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Ban Lake South plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Ban Lake South, located in Beatty Township.

Adopted August 11, 2015. No. 15-513

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Ban Lake North plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Ban Lake North, located in Beatty Township.

Adopted August 11, 2015. No. 15-514

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax-forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Bird Nest plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Bird Nest, located in Eagles Nest Township.

Adopted August 11, 2015. No. 15-515

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Elephant East plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Elephant East, located in Camp 5 Township.

Adopted August 11, 2015. No. 15-516

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Olecranon plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to

the plat of Olecranon, located in Beatty Township.

Adopted August 11, 2015. No. 15-517

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Olecranon First Addition plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Olecranon First Addition, located in Beatty Township.

Adopted August 11, 2015. No. 15-518

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Olecranon Second Addition plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Olecranon Second Addition, located in Beatty Township.

Adopted August 11, 2015. No. 15-519

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax-forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Olecranon Third Addition plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Olecranon Third Addition, located in Beatty Township.

Adopted August 11, 2015. No. 15-520

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorizes St. Louis County to sell state tax forfeited shoreland parcels to current leaseholders, and directs that the parcels be surveyed and appraised prior to sale; and

WHEREAS, The final print of Olecranon West plat has been submitted and conforms with the requirements of the St. Louis County Surveyor;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Olecranon West, located in Beatty Township.

Adopted August 11, 2015. No. 15-521

WHEREAS, The Superior Hiking Trail Association has requested a trail easement across state tax forfeited land for a segment of the Superior Hiking Trail; and

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a non-exclusive trail easement to the Superior Hiking Trail Association across state tax forfeited lands as described in County Board File No. 60012;

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$810 land use fee, \$50 administration fee and \$46 recording fee, for a total of \$906 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted August 11, 2015. No. 15-522

WHEREAS, The Drift-Toppers Snowmobile Club has requested a trail easement across state tax forfeited land for a snowmobile trail; and

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a non-exclusive trail easement to the Drift-Toppers Snowmobile Club across state tax forfeited lands as described in County Board File No. 60012;

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$1,380 land use fee, \$50 administration fee and \$46 recording fee, for a total of \$1,476 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted August 11, 2015. No. 15-523

WHEREAS, On September 1, 2006, the State of Minnesota conveyed to the Rice Lake Township, the tax forfeited parcel described below to be used for an authorized public use:

TOWN OF RICE LAKE

Lot 1, Block 3

GLENWOOD PARK TOWN OF RICE LAKE

Parcel Code: 520-0100-00180; and

WHEREAS, Rice Lake Township either failed to put the property to the public use for which it was conveyed, or abandoned that public use, and now desires to purchase the property for an authorized public purpose under Minn. Stat. § 282.01, Subd. 1d(a), from the State of Minnesota;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax forfeited land, as described, to Rice Lake Township for the appraised value of \$28,000 plus the following fees: 3% assurance fee of \$840, deed fee of \$25, deed tax of \$92.40, recording fee of \$46, and appraisal fee of \$750, for a total of \$29,753.40, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted August 11, 2015. No. 15-524

WHEREAS, Pursuant to Laws of Minnesota, 2013, Chapter 73, Section 33, St. Louis County may sell by private sale the following described state tax forfeited land:

BEG 1088.74 FT N OF AN IRON MONUMENT MARKING THE E SIDE OF VERMILION RD 455.34 FT E OF THE SW COR OF SEC 10 AND EXTENDING ELY 231.49 FT THENCE SLY 100.46 FT THENCE WLY 238.82 FT TO THE E SIDE OF VERMILION RD THENCE NLY 100 FT TO THE PT OF BEG ALSO CALLED LOT 2 BLK 3 PRIVATE PLAT

AURORA LANDS IN THE CITY

Section 10, Township 58 North, Range 15 West

Parcel Code: 100-0080-00980; and

WHEREAS, This parcel of land has been classified as non-conservation land pursuant to Minn. Stat. § 282.01; and

WHEREAS, This parcel of land has 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;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax forfeited land, as described, to Paul Johnson of Aurora, MN, for the appraised value of \$2,000 plus the following fees: 3% assurance fee of \$60, deed fee of \$25, deed tax of \$6.60, recording fee of \$46, and appraisal fee of \$265, for a total of \$2,402.60, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted August 11, 2015. No. 15-525

RESOLVED, That the St. Louis County Board authorizes an agreement (Contract No. 5257 Areas A, C, D, E), and any amendments authorized by the County Attorney, whereby the county will purchase surveying services from Northern Lights Surveying Company of Virginia, MN, for the recovery, restoration and perpetuation of corners of the Public Land Survey System in northern St. Louis County (Contract No. 5257 Areas A, C, D, E) in the amount of \$145,955, payable from Fund 200, Agency 200122, Object 626600.

Adopted August 11, 2015. No. 15-526

RESOLVED, That the St. Louis County Board authorizes an agreement (Contract No. 5257 Areas B, F), and any amendments authorized by the County Attorney, whereby the county will purchase surveying services from Hayes Surveying & Mapping, PC of Grand Marais, MN, for the recovery, restoration and perpetuation of corners of the Public Land Survey System in northern St. Louis County (Contract No. 5257 Areas B, F) in the amount of \$88,250, payable from Fund 200, Agency 200122, Object 626600.

Adopted August 11, 2015. No. 15-527

WHEREAS, The Safe Routes to School program is a federal program that provides funding and resources to community and school groups to support students walking and biking to school; and

WHEREAS, The Minnesota Department of Transportation (MnDOT) administers the Safe Routes to School Program for the State of Minnesota; and

WHEREAS, MnDOT desires to complete a Safe Routes to School pilot study in St. Louis County for the Hibbing Public Schools and Assumption Catholic School in Hibbing; and

WHEREAS, St. Louis County will conduct the preliminary engineering by an engineering consultant for this pilot study; and

WHEREAS, The estimated cost of the preliminary engineering is \$71,500 which is anticipated to be paid for by 100 percent federal funds; and

WHEREAS, MnDOT must be designated as the fiscal agent by a force account agreement to accept and disburse federal funds for this project;

THEREFORE, BE IT RESOLVED, That pursuant to Minn. Stat. § 161.36, the Commissioner of Transportation be appointed as agent of St. Louis County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects;

RESOLVED FURTHER, That the appropriate county officials are hereby authorized and directed for and on behalf of the county to execute and enter into an agreement with the Commissioner of Transportation prescribing terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1000866", a copy of which was before the County Board and which is made a part hereof by reference. This project is identified as SP 069-591-004, CP 0000-266622 and will be accounted for in Fund 220, Agency 220370.

Adopted August 11, 2015. No. 15-528

WHEREAS, The St. Louis County HUD Consolidated Plan supports the need for rehabilitation of rental housing within the county; and

WHEREAS, The Minnesota Housing Finance Agency is requesting proposals for administrators of the Rental Rehabilitation Deferred Loan Pilot Program (RRDL) to address rental rehabilitation needs in Greater Minnesota; and

WHEREAS, The Arrowhead Economic Opportunity Agency, Inc., is an eligible RRDL Program applicant and is experienced in the delivery of housing rehabilitation programs; and

WHEREAS, The Arrowhead Economic Opportunity Agency, Inc., is proposing to apply for RRDL Pilot Program funding to serve St. Louis County, outside the city of Duluth;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports submission of the Arrowhead Economic Opportunity Agency, Inc., application to the Minnesota Housing Finance Agency – Rental Rehabilitation Deferred Loan Pilot Program Request for Proposals and authorizes the Arrowhead Economic Opportunity Agency, Inc., to administer the Rental Rehabilitation Deferred Loan Pilot Program within St. Louis County, outside the city of Duluth.

Adopted August 11, 2015. No. 15-529

WHEREAS, The St. Louis County Liquor Licensing Committee met on August 4, 2015, to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation on July 6, 2015, against Hi Banks Resort, Inc. d/b/a Hi Banks Resort, Fredenberg Township; and

WHEREAS, The Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$800 of the civil penalty stayed for one year with no same or similar violations during that year, and recommended that the County Attorney's Office propose this penalty to Hi Banks Resort, Inc.; and

WHEREAS, Hi Banks Resort, Inc., has agreed to accept the proposal if approved by the County Board;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute an agreement suspending the Combination On/Off-Sale and Sunday On-Sale Intoxicating Liquor License No. 16-CTCMBS-00023 issued to Hi Banks Resort, Inc. d/b/a Hi Banks Resort, Fredenberg Township, for ten (10) days and \$1,000 civil penalty, with nine (9) days and \$800 of the civil penalty stayed for one (1) year on the condition that the licensee have no same or similar violations during that year;

RESOLVED FURTHER, That the date of suspension of the liquor license will be September 8, 2015;

RESOLVED FURTHER, That a new violation within the next year (ending August 11, 2016) will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

Adopted August 11, 2015. No. 15-530

WHEREAS, On October 1, 2013, the St. Louis County Board adopted Resolution No. 13-610 authorizing the application and acceptance of the 2013 Hazardous Fuels Reduction Grant for the period of September 2013 through September 2015; and

WHEREAS, In order to complete the projects as requested, the Sheriff's Office has requested that the U.S. Forest Service extend the grant period through September 2016; and

WHEREAS, The U.S. Forest Service is willing to extend the grant period as requested;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an amendment to the 2013 Hazardous Fuels Reduction Grant funding on behalf of the Superior National Forest in the amount of \$232,000 for the period of September 2013 through September 30, 2016;

RESOLVED FURTHER, That St. Louis County will serve as fiscal agent, with funds to be accounted for in Fund 290, Agency 290999, Grant 29003, Year 2013.

Adopted August 11, 2015. No. 15-531

RESOLVED, That a public hearing will be held at 9:45 a.m. on September 1, 2015, in the St. Louis County Courthouse, Duluth, MN, for the purpose of considering an Off-Sale Intoxicating Liquor License to Alborn Tavern, Inc. d/b/a Alborn Tavern, Alborn Township.

Adopted August 11, 2015. No. 15-532

RESOLVED, That the St. Louis County Board establishes a public hearing at 9:50 a.m., on Tuesday, September 1, 2015, in the St. Louis County Courthouse, 100 North 5th Avenue West, Room 200, Duluth, MN 55802, for the consideration of the allegations and, if proven, the suspension or revocation of the liquor licenses issued to A. P. Inc. d/b/a A. P. Liquor, Gnesen Township, and/or the imposition of civil penalties for the violation.

Adopted August 11, 2015. No. 15-533

WHEREAS, There are times when Public Health and Human Services Department (PHHS) social workers encounter an emergency situation that requires the immediate purchase of an item for life and safety reasons (i.e. baby formula, diapers, food, cribs, baby gates, and cleaning supplies); and

WHEREAS, Authorizing the purchase of these items will allow the child to remain safe in the household and could avoid a more costly out of home placement; and

WHEREAS, The Auditor's Office, the Purchasing Division and PHHS have been working to develop a pilot program where procurement cards could be used to purchase these life and safety items in an emergency situation where other options are not available; and

WHEREAS, The pilot program will be conducted in Northern St. Louis County and involves assigning procurement cards to three (3) to six (6) PHHS employees, ending on February 29, 2016; and

WHEREAS, An assessment of the program will be made and if it is determined to be successful, a recommendation will be brought back to the Board to continue the use of procurement cards on an ongoing basis;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an addendum to the Procurement Card Policies and Procedures, as outlined in County Board File No. 60178, specifically to authorize a procurement card pilot program for Public Health and Human Services Department emergency client needs (Fund 230, Agency 232008, Object 602000);

RESOLVED FURTHER, That the pilot program will include three (3) to six (6) PHHS employees in Northern St. Louis County, ending on February 29, 2016.

Adopted August 11, 2015. No. 15-534

WHEREAS, Remodel of the Duluth Government Services Center (GSC) has made evident a need to conserve space by the elimination of as much paper storage as possible; and

WHEREAS, Approximately 1,400 banker boxes of documents awaiting conversion to digital format are presently being stored in leased office space in the Arvig Building; and

WHEREAS, The Public Health and Human Services Department (PHHS) does not have time

nor staffing capacity to complete a paper/electronic scanning project of these files prior to the Arvig lease expiration on December 31, 2015; and

WHEREAS, The Purchasing Division issued a Request for Proposals (RFP) for imaging of these documents; and

WHEREAS, Responses have been reviewed and evaluated by Purchasing and PHHS staff and they are recommending National Business Systems, Inc., Eagan, MN, to provide these services, as specified in the RFP;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract with National Business Systems, Inc., Eagan, MN, for document preparation and scanning, with a contract maximum of \$231,529;

RESOLVED FURTHER, That all expenses shall be payable from the PHHS Technology Improvements fund balance, Fund 230, Object 311401, with a corresponding increase to expenditure budget Fund 230, Agency 230011, Object 629900, to be placed into CY 2015 budget with all unexpended funds to be carried over into 2016 budget.

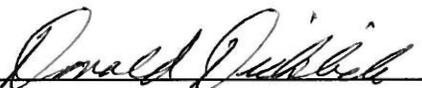
Adopted August 11, 2015. No. 15-535

At 11:30 a.m., August 11, 2015, Commissioner Boyle, supported by Commissioner Nelson, moved to adjourn the meeting. The motion passed; six yeas, zero nays, one absent (Dahlberg).



Pete Stauber, Chair of the Board
of County Commissioners

Attest:


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

(Seal of the County Auditor)