

CONSENT AGENDA
FOR THE MEETING
OF
ST. LOUIS COUNTY BOARD OF COMMISSIONERS

April 12, 2016

Rice Lake City Hall, 4107 W. Beyer Road, Duluth, Minnesota

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

RESOLUTIONS FOR APPROVAL:

Minutes for April 5, 2016.

Health & Human Services Committee – Commissioner Boyle, Chair

1. Purchase agreements and contracts authorized to implement the Electronic Health Record system, Nightingale Notes, for the PHHS Public Health Division at a total project cost of \$171,643. *[16-152]*

Environment & Natural Resources Committee – Commissioner Rukavina, Chair

2. Adjoining owner sale of state tax forfeited property described as an Undivided ½ interest of the Ely 69 feet of the Wly 564 feet of the NW ¼ of NE ¼, except Hwy R/W, Section 28, Township 57 North, Range 20 West (City of Hibbing) to the other owner of the undivided interest for a total purchase price of \$1,657.12. *[16-136]*
3. Applications for repurchase of state tax forfeited property by Tedpen, Inc., Biwabik, MN, and Prosperity House, LLC, Duluth, MN. *[16-137]* (Resolutions 3a and 3b.)
4. County Auditor authorized to sell or dispose of abandoned personal property from certain state tax forfeited properties. *[16-138]*
5. Non-exclusive access easement across state tax forfeited land located in the NE ¼ of the SW ¼, Section 15, Township 63 North, Range 12 West (Morse Township), to James J. Kuh upon total payment of \$763. *[16-139]*
6. Non-exclusive access easement across state tax forfeited land located in Sections 23, 24, 26 and 13, Township 62 North, Range 14 West, and Section 18, Township 62 North, Range 13 West (Eagles Nest and Morse Townships) to the St. Louis and Lake Counties Regional Rail Authority for the construction of a 2.8 mile segment of the Mesabi Trail, upon total payment of \$4,865. *[16-140]*
7. Non-exclusive access easement across state tax forfeited land located in Government Lot 2, Section 18, Township 62 North, Range 13 West (Morse Township) to American Bank of the North, upon total payment of \$2,778. *[16-141]*

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Public Works & Transportation Committee – Commissioner Stauber, Chair

8. Agreement with Fayal Township for 2016 Crack Sealing whereby the township will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan (CP 0000-277015). *[16-142]*
9. Acquisition of right of way and necessary easements over tax forfeited land located in the NE ¼ of SE ¼, Section 1, Township 56 North, Range 15 West, and Government Lot 6, Section 6, Township 56 North, Range 14 West, for the reconstruction of a small segment of Deer Forest Road (UT 9215/CR 340) and replacement of County Bridge 411/State Bridge 88663 over the South Branch of Water Hen Creek in Colvin Township and Unorganized Township 56-14 (CP 9215-271719). *[16-143]*
10. Agreement with the City of Mt. Iron whereby the city will transfer federal monies allocated for the city's project CP 0000-127242/SP 69-090-0290 to the county for use on its project CP 0004-136147/SP 69-604-073 and St. Louis County will pay the city up to \$247,560 in county funds for the federal funds received from the city. *[16-144]*
11. Agreement with the Minnesota Department of Transportation for the turnback of approximately 1.907 miles of Old Trunk Highway 1/169 to the County of St. Louis and designate it as County Road 526. *[16-145]*
12. Cooperative agreements with Lake County, City of Babbitt, Fayal Township and White Township for 2016 Maintenance Striping. *[16-146]* (Resolutions numbered 12a, 12b, 12c and 12d.)
13. Bid awarded to Envirotech Services, Inc., Evans, CO, for 530,000 gallons of 38% liquid calcium chloride for the bid price of \$0.879 per gallon for a total cost of \$465,870 for the gravel road summer dust abatement program (Bid #5303). *[16-147]*
14. Public hearing established for May 24, 2016, at 9:40 a.m. at the City Council Chambers, Hibbing, City Hall, Hibbing, MN, to receive evidence and testimony regarding the proposed "St. Louis County Ordinance No. 64: The Management and Permitting of All-Terrain Vehicles within the Public Right-of-Way of Roads under the County's Jurisdiction" (ATV Ordinance). *[16-153]*
15. Award of bids: *[16-154]*
 - a. **Northland Constructors of Duluth, LLC**, Duluth, MN, in the amount of **\$1,013,997.00** for grading, aggregate surfacing, Bridge No. 69A53/County Bridge 286 and guard rails located over the Birch River on County State Aid Highway (CSAH) 21 in Unorganized Township 61-13 (**CP 0021-215030 TST, SAP 69-621-934 Br 286**).

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- b. **Fahrner Asphalt Sealers, LLC**, Eau Claire, WI, in the amount of **\$1,645,209.51** for a tied scrub seal project in ten (10) locations in Alango, Angora, Beatty, Great Scott, and Sturgeon Townships, Unorganized Township 59-21, and the city of Mt. Iron (CP 0005-287158 (Low); CP 0022-287160; CP 0025-287161; CP 0025-287162; CP 0087-287163; CP 0101-287164; CP 0708-287165; CP 0910-287166; CP 0037-290908; CP 0098-290909).

Finance & Budget Committee – Commissioner Nelson, Chair

16. Lease agreements with Arrowhead Regional Corrections (ARC) for office and storage space in four (4) county facilities for the term January 1, 2016 through December 31, 2016 for a total one-term cost of \$433,790.55, with a lease extension option for nine (9) additional one-year terms (2017 to 2025). *[16-148]*
17. Abatement list for Board approval. *[16-149]*
18. Correction of legal description on the fee land exchange with Minnesota Power, a division of Allete, Inc., and rescind County Board Resolution No. 15-763, adopted December 15, 2015. *[16-150]*
19. Professional services contract with Mitchell Humphrey for FastTrackGov to set up, configure, and implement an additional nine (9) types of land use permit applications for the Planning and Community Development Department for a cost of \$86,500. *[16-151]*
20. Increase the County Attorney's Office Public Health & Human Services Division staffing compliment by 2.0 FTE Legal Secretaries at a cost of \$98,345. *[16-155]*
21. Workers' compensation report dated April 1, 2016.
22. Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses by John R. Rinne d/b/a Eveleth Golf Course, Fayal Township, new (changing from On-Sale 3.2 Percent Malt Liquor).
23. Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses by BVL Properties, LLC d/b/a Bayview Lodge, Greenwood Township, new.
24. Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses by Grand View Golf, LLC d/b/a Grand View Golf Links, Midway Township (changing from Seasonal On-Sale and Seasonal Sunday On-Sale).

Official Proceedings of the County Board of Commissioners

BY COMMISSIONER _____

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of April 5, 2016, are hereby approved.

Electronic Health Record System for PHHS Public Health Division

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Health and Human Services Department (PHHS) currently uses CareFacts software in its Public Health Division to record client related documentation; and

WHEREAS, CareFacts fails to meet the criteria that is mandated by the federal Health Information Technology for Economic and Clinical Health Act, enacted as part of the American Recovery and Reinvestment Act of 2009; and

WHEREAS, The PHHS Public Health Division began the process of exploring a new Electronic Health Record (EHR) using both the EHR Usability Toolkit developed for the Agency for Healthcare Research and Quality at the U.S. Department of Health and Human Services, and the Electronic Health Record Requirements for Public Health Agencies developed by the Public Health Informatics Institute; and

WHEREAS, Upon completion of this review, PHHS is recommending purchase and implementation of Champ Software's public health EHR product, Nightingale Notes; and

WHEREAS, PHHS has been working closely with the St. Louis County Information Technology Department through all stages of the review and selection process; and

WHEREAS, This project was reviewed and approved by the Information Technology Steering Committee;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department (PHHS) to execute the necessary purchase agreements and contracts to implement Nightingale Notes Electronic Health Record for the PHHS Public Health Division at a total project cost of \$171,643, payable from the PHHS Technology Improvements fund balance as outlined below:

Project Management (vendor: MJS Consulting, St. Louis Park, MN)	\$ 80,924
Software (vendor: Champ Software, Mankato, MN)	\$ 73,394
Hardware (vendor: various)	\$ 17,325

Budget References:

230-230040-629900 for \$80,924; 230-230040-634800 for \$73,394; and 230-230040-640400 for \$17,325, using Technology Fund Balance 230-999999-311401 of \$171,643.

Adjoining Owner Sale

BY COMMISSIONER _____

WHEREAS, St. Louis County desires to offer for sale a certain parcel of tax forfeited land described as:

City of Hibbing

UND ½ of ELY 69 FT of WLY 564 FT of NW ¼ of NE ¼ ex HWY R/W

Section 28, Township 57 North, Range 20 West

Acres: 1.98

Parcel Code: 141-0020-03776

LDKey: 117690

Zoning is I-1 (Light Industrial), which requires a minimum lot width of 100 feet; this parcel does not meet that requirement; and

WHEREAS, The parcel is 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 parcel cannot be improved because it is less than the minimum size, shape, frontage and/or access required by the applicable zoning ordinance; and

WHEREAS, The parcel consists of an undivided interest in land and may be sold to the other owner; and

WHEREAS, The County Auditor has determined that a non-public sale will promote the return of the land to the tax rolls; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of the parcel described here, and the County Auditor is authorized to offer the parcel at private sale to the other owner of undivided interest for the price of \$1,535 plus a 3% assurance fee of \$46.05, deed fee of \$25, deed tax of \$5.07 and recording fee of \$46, for a total of \$1,657.12 to be deposited into Fund 240 (Forfeited Tax Fund);

RESOLVED FURTHER, That the Land Commissioner shall give at least 30 day notice of the sale to other owner of undivided interest.

Repurchase of State Tax Forfeited Land – Tedpen, Inc.

BY COMMISSIONER: _____

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, Tedpen, Inc., of Biwabik, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF BIWABIK
LOT: 0008 BLOCK: 035
BIWABIK
Parcel Code: 015-0030-00590; 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 Tedpen, Inc., of Biwabik, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of \$4,085.13, service fee of \$114, deed tax of \$13.48, deed fee of \$25, and recording fee of \$46, for a total of \$4,283.61 to be deposited into Fund 240 (Forfeited Tax Fund).

Repurchase of State Tax Forfeited Land – Prosperity House, LLC

BY COMMISSIONER: _____

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, Prosperity House, LLC, of Duluth, MN has applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH
E ½ of LOT 3, BLOCK 5
NORTONS DIVISION OF DULUTH
Parcel Code: 010-3490-00280 ; 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 Prosperity House, LLC, of Duluth, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of \$17,789.22 service fee of \$114, deed tax of \$58.70, deed fee of \$25, recording fee of \$46, and maintenance costs of \$7,544.61 for a total of \$25,577.53 to be deposited into Fund 240 (Forfeited Tax Fund).

Sale and Disposal of Abandoned Personal Property

BY COMMISSIONER _____

WHEREAS, The County Auditor, with approval of the County Board, requests authorization to sell or dispose of abandoned personal property on state tax forfeited parcels described in County Board File No. _____ ; and

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d) and 504B.271 authorize the County Auditor to sell or dispose abandoned personal property on tax forfeited parcels; and

WHEREAS, The previous owners of the properties will be properly notified by posting of property or by mail;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to sell or dispose of abandoned personal property from the state tax forfeited properties described in County Board File No. _____.

**Access Easement across State Tax Forfeited Land to James J. Kuh
(Morse Township)**

BY COMMISSIONER _____

WHEREAS, James J. Kuh has requested a non-exclusive access easement across state tax forfeited land; and

WHEREAS, There are no reasonable alternatives to obtain access to Mr. Kuh's private property; and

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

WHEREAS, Minn. Stat. § 282.04, Subd. 4a, authorizes the 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 access easement to James J. Kuh across state tax forfeited lands as described in County Board File No. 60294;

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$617 land use fee, \$100 administration fee, and \$46 recording fee, for a total of \$763 to be deposited into Fund 240 (Forfeited Tax Fund).

**Access Easement across State Tax Forfeited Land for the Mesabi Trail
(Eagles Nest and Morse Townships)**

BY COMMISSIONER _____

WHEREAS, The St. Louis and Lake Counties Regional Rail Authority has requested a non-exclusive easement across state tax forfeited land located in Eagles Nest and Morse Townships for the Mesabi Trail; and

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

WHEREAS, Minn. Stat. § 282.04, Subd. 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 access easement to the St. Louis and Lake Counties Regional Rail Authority across state tax forfeited lands located in Eagles Nest and Morse Townships as described in County Board File No. 60294;

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$4,473 land use fee, \$300 administration fee, and \$92 recording fee, for a total of \$4,865 to be deposited into Fund 240 (Forfeited Tax Fund).

**Access Easement across State Tax Forfeited Land to American Bank of the North
(Morse Township)**

BY COMMISSIONER _____

WHEREAS, American Bank of the North has requested a non-exclusive access easement across state tax forfeited land located in Morse Township; and

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

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

WHEREAS, Minn. Stat. § 282.04, Subd. 4a, authorizes the 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 access easement to American Bank of the North across state tax forfeited lands located in Morse Township as described in County Board File No. 60294;

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$2,632 land use fee, \$100 administration fee, and \$46 recording fee, for a total of \$2,778 to be deposited into Fund 240 (Forfeited Tax Fund).

Agreement with Fayal Township for 2016 Crack Sealing

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with Fayal Township where the township will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as CP 0000-277015, Crack Sealing 2016, with the funds to be receipted into Fund 200, Agency 201085, Object 551537.

**Acquisition of Right of Way – Replacement of County Bridge 411
(Colvin Township & Unorganized Township 56-14)**

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of the Deer Forest Road (UT 9215/CR 340) and to replace the existing bridge (County Bridge 411, State Bridge 88663) over the South Branch of Water Hen Creek in Colvin Township and Unorganized Township 56-14 (County Project 9215-271719); 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 parcels:

1. The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$), Section 1, Township 56 North, Range 15 West. (Parcel ID No. 300-0010-00130)
2. Government Lot 6, Section 6, Township 56 North, Range 14 West. (Parcel ID No. 642-0010-00900)

Agreement with City of Mt. Iron for Fund Transfer for County Project 0000-127242

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Mt. Iron where the city will transfer federal monies allocated for the city's project CP 0000-127242/SP 69-090-029 to the county for use on its project CP 0004-136147/SP 69-604-073, and St. Louis County will pay the city up to \$247,560 in county funds for the federal funds received from the city. The transfer will be within Fund 220, Agency 220398.

Old Trunk Highway 1/169 Turnback Agreement with MnDOT

BY COMMISSIONER _____

RESOLVED, That St. Louis County enters into Turnback Agreement No. 1001868 with the State of Minnesota, Department of Transportation, for the following purposes:

State transfer of that portion of Old TH 1/169 from approximately 5.0 miles east of Tower, MN (Old TH 1/169 Ref. Pt. 269+00.335) to 1.079 miles west of County Road 599 at Old TH 1/169 (Ref. Pt. 271+00.242), approximately 1.907 mile in length to the County of St. Louis and designated as County Road 526;

RESOLVED FURTHER, That the County Board Chair, County Auditor, Public Works Director/Highway Engineer, and County Attorney are authorized to execute the agreement and any amendments to the agreement.

Agreement with Lake County for 2016 Maintenance Striping

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department maintains pavement markings on the county road system by an annual maintenance striping project, and invites other local agencies to partner with this project to maintain pavement markings on their highway and street systems; and

WHEREAS, Lake County has requested to participate in the 2016 Maintenance of Pavement Markings project; and

WHEREAS, The Public Works Department will prepare the plan and specifications, and perform all necessary contract administration from contract award to certification of final payment; and

WHEREAS, Lake County will pay St. Louis County the cost of its local share as detailed in the Proposal/Plan package, schedule of prices and as referenced in the cooperative agreement;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments approved by the County Attorney's Office, with Lake County where Lake County will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as CP 0000-275364, 2016 Maintenance of Pavement Markings, with the funds to be receipted into Fund 200, Agency 207001, Object 551508.

Agreement with City of Babbitt for 2016 Maintenance Striping

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department maintains pavement markings on the county road system by an annual maintenance striping project, and invites other local agencies to partner with this project to maintain pavement markings on their highway and street systems; and

WHEREAS, The City of Babbitt has requested to participate in the 2016 Maintenance of Pavement Markings project; and

WHEREAS, The Public Works Department will prepare the plan and specifications, and perform all necessary contract administration from contract award to certification of final payment; and

WHEREAS, The City of Babbitt will pay St. Louis County the cost of its local share as detailed in the Proposal/Plan package, schedule of prices and as referenced in the cooperative agreement;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments approved by the County Attorney's Office, with the City of Babbitt where the city will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as CP 0000-275364, 2016 Maintenance of Pavement Markings, with the funds to be receipted into Fund 200, Agency 207001, Object 551518.

Agreement with Fayal Township for 2016 Maintenance Striping

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department maintains pavement markings on the county road system by an annual maintenance striping project, and invites other local agencies to partner with this project to maintain pavement markings on their highway and street systems; and

WHEREAS, Fayal Township has requested to participate in the 2016 Maintenance of Pavement Markings project; and

WHEREAS, The Public Works Department will prepare the plan and specifications, and perform all necessary contract administration from contract award to certification of final payment; and

WHEREAS, Fayal Township will pay St. Louis County the cost of its local share as detailed in the Proposal/Plan package, schedule of prices and as referenced in the cooperative agreement;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments approved by the County Attorney's Office, with Fayal Township where the township will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as CP 0000-275364, 2016 Maintenance of Pavement Markings, with the funds to be receipted into Fund 200, Agency 207001, Object 551537.

Agreement with White Township for 2016 Maintenance Striping

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department maintains pavement markings on the county road system by an annual maintenance striping project, and invites other local agencies to partner with this project to maintain pavement markings on their highway and street systems; and

WHEREAS, White Township has requested to participate in the 2016 Maintenance of Pavement Markings project; and

WHEREAS, The Public Works Department will prepare the plan and specifications, and perform all necessary contract administration from contract award to certification of final payment; and

WHEREAS, White Township will pay St. Louis County the cost of its local share as detailed in the Proposal/Plan package, schedule of prices and as referenced in the cooperative agreement;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments approved by the County Attorney's Office, with White Township where the township will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as CP 0000-275364, 2016 Maintenance of Pavement Markings, with the funds to be receipted into Fund 200, Agency 207001, Object 551520.

Award of Bid for Liquid Calcium Chloride and Application

BY COMMISSIONER _____

WHEREAS, Bids have been received by the St. Louis County Purchasing Division for Bid #5303, Furnish and Apply 530,000 gallons of liquid chloride; and

WHEREAS, Bids were opened in the Purchasing Division on March 24, 2016, and the low acceptable bidder was Envirotech Services, Inc., of Evans, CO;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract with Envirotech Services, Inc., of Evans, CO, for 530,000 gallons of 38% liquid calcium chloride for the bid price of \$0.879 cents per gallon for a total cost of \$465,870 payable from Fund 200, Agency 207001, Object 653400.

**Establish a Public Hearing for Proposed “St. Louis County Ordinance No. 64:
The Management and Permitting of All-Terrain Vehicles within the Public
Right-of-Way of Roads under the County's Jurisdiction”**

BY COMMISSIONER _____

WHEREAS, Throughout early 2016, the St. Louis County Public Works Department has gathered information from and had discussions with representatives of political subdivisions and members of the public regarding a proposed county ordinance regulating all-terrain vehicle operation on county roads; and

WHEREAS, From the information gathered, the Public Works Department has drafted the proposed “St. Louis County Ordinance No. 64: The Management and Permitting of All-Terrain Vehicles within the Public Right-of-Way of Roads under the County's Jurisdiction” (ATV Ordinance); and

WHEREAS, The Public Works Department is releasing the draft ATV Ordinance for a 45-day public comment period on April 8, 2016; and

WHEREAS, It is desired that the County Board set the public hearing on the proposed ATV Ordinance to occur after the close of the comment period on May 24, 2016;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners establishes a public hearing on the proposed “St. Louis County Ordinance No. 64: The Management and Permitting of All-Terrain Vehicles within the Public Right-of-Way of Roads under the County's Jurisdiction,” to occur on Tuesday, May 24, 2016, at 9:40 a.m. at the City Council Chambers, Hibbing City Hall, Hibbing, MN.

Award of Bid: Bridge Project on CSAH 21 (Unorganized Township 61-13)

BY COMMISSIONER _____

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

CP 0021-215030 TST, SAP 69-621-034 Bridge 69A53 (County Bridge 286) and approaches; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on March 31, 2016, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Northland Constructors of Duluth, LLC	4843 Rice Lake Rd. Duluth, MN 55803	\$1,013,997.00

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 444081, Object 652806.

Award of Bid: Tied Scrub Seal Project (Various Townships and City of Mt. Iron)

BY COMMISSIONER _____

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

- CP 0005-287158 (Low)**, CSAH 5 from CSAH 84 to CSAH 81;
- CP 0022-287160 (Tied)**, CSAH 22 from TH 73 to 1,124' west of TH 53;
- CP 0025-287161 (Tied)**, CSAH 25 from CSAH 125 to CSAH 65 North Junction;
- CP 0025-287162 (Tied)**, CSAH 25 from UT 8163 to CSAH 82;
- CP 0087-287163 (Tied)**, CSAH 87 from 0.08 miles west of TH 53 to CSAH 78;
- CP 0101-287164 (Tied)**, CSAH 101 from 220' west of CR 955 to CSAH 7;
- CP 0708-287165 (Tied)**, CR 708 from TH 169 to CR 661;
- CP 0910-287166 (Tied)**, CR 910 from CSAH 24 to CSAH 24 and CR 78 Intersection;
- CP 0037-290908 (Tied)**, CSAH 37 from Glenwood St. to CSAH 44;
- CP 0098-290909 (Tied)**, CSAH 98 from TH 194 to CSAH 7; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on March 31, 2016, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Fahrner Asphalt Sealers, LLC	6615 US Hwy. 12 W Eau Claire, WI 54703	\$1,645,209.51

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

CP 0005-287158 (Low)	Fund 200, Agency 203425, Object 652800	\$74,941.84
CP 0022-287160 (Tied)	Fund 200, Agency 203426, Object 652800	\$290,369.66
CP 0025-287161 (Tied)	Fund 200, Agency 203427, Object 652800	\$370,612.57
CP 0025-287162 (Tied)	Fund 200, Agency 203428, Object 652800	\$88,920.24
CP 0087-287163 (Tied)	Fund 200, Agency 203429, Object 652800	\$113,666.20
CP 0101-287164 (Tied)	Fund 200, Agency 203430, Object 652800	\$24,100.70
CP 0708-287165 (Tied)	Fund 200, Agency 203431, Object 652800	\$65,325.30
CP 0910-287166 (Tied)	Fund 200, Agency 203432, Object 652800	\$80,332.08
CP 0037-290908 (Tied)	Fund 200, Agency 203437, Object 652800	\$426,805.09
CP 0098-290909 (Tied)	Fund 200, Agency 203438, Object 652800	\$110,135.83

Arrowhead Regional Corrections Office/Storage Space Leases

BY COMMISSIONER _____

WHEREAS, Arrowhead Regional Corrections (ARC) currently occupies office and storage space in four (4) county facilities including the St. Louis County Courthouses in Duluth, Virginia and Hibbing and the Government Services Center in Duluth; and

WHEREAS, ARC desires to continue occupancy of these office and storage spaces for the long term as follows:

St. Louis County Courthouse, Duluth –

- 4,525 square feet of office space from January 1, 2016 through December 31, 2016 at the rate of \$14.19 per square foot (monthly lease payment of \$5,350.81; total one term cost of \$64,209.75)
- 493 square feet of storage space from January 1, 2016 through December 31, 2016 at the rate of \$7.99 per square foot (monthly lease payment of \$328.26; total one term cost of \$3,939.07)

Combined office and storage areas, the monthly lease payment of \$5,679.07; total one term cost of **\$68,148.82**)

Government Services Center, Duluth –

- 9,854 square feet of office space from January 1, 2016 through December 31, 2016 at the rate of \$12.43 per square foot (total one term cost of **\$122,485.22**)

St. Louis County Courthouse, Virginia –

- 6,367 square feet of office space from January 1, 2016 through December 31, 2016 at the rate of \$21.31 per square foot (monthly lease payment of \$11,306.73; total one term cost of **\$135,680.77**)

St. Louis County Courthouse, Hibbing –

- 5,744 square feet of office space from January 1, 2016 through December 31, 2016 at the rate of \$18.46 per square foot (monthly lease payment of \$8,836.19; total one term cost of \$106,034.24)
- 150 square feet of storage space from January 1, 2016 through December 31, 2016 at the rate of \$9.61 per square foot (monthly lease payment of \$120.13; total one term cost of \$1,441.50)

Combined office and storage areas, the monthly lease payment of \$8,956.32; total one term cost of **\$107,475.74**); and

WHEREAS, Rent is due and payable in advance on the first day of each month

for the term of the lease for each county facility;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute 2016 leases with ARC for the rental of office and storage space in the above listed county facilities for a total cost of **\$433,790.55**;

RESOLVED FURTHER, That the St. Louis County Board approves a lease extension option for ARC to renew the lease at each facility for nine (9) additional one-year terms (2017 to 2025) upon the same terms, covenants, and conditions (provided ARC is not in default at the beginning of the renewal periods). Rent for the additional terms shall be set as the County Board approved rate for each facility for each one-year term from 2017 to 2025;

RESOLVED FURTHER, That proceeds from the rent of these facilities shall be deposited as follows:

Duluth Courthouse	Fund 100, 128002
Duluth GSC	Fund 100, 128003
Virginia Courthouse	Fund 100, 128008
Hibbing Courthouse	Fund 100, 128004

Abatement List for Board Approval

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 60288.

**Correction of Legal Description on Fee Land Exchange with Allete, Inc., and
Rescind County Board Resolution No. 15-763**

BY COMMISSIONER _____

WHEREAS, St. Louis County has fulfilled the requirements of Minn. Stat. § 373.01, Sub. 1(5)e, for a proposed land exchange with Minnesota Power, a division of Allete, Inc.; and

WHEREAS, St. Louis County Board Resolution No. 15-763 authorized an exchange of property between St. Louis County and Minnesota Power, a division of Allete, Inc., but a drafting error in the legal description of the county property was made and a corrective deed is desired to remedy this error;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the parcels described in County Board File No. 60232 to be exchanged between St. Louis County and Minnesota Power, a division of Allete, Inc., and authorizes the appropriate county officials to execute the necessary documents to complete this land exchange;

RESOLVED FURTHER, That County Board Resolution No. 15-763, dated December 15, 2015, is hereby rescinded.

FastTrackGov – Microsoft CRM Land Use Permit Implementation

BY COMMISSIONER _____

WHEREAS, St. Louis County has developed an E-Government Plan as part of its business improvement initiatives; and

WHEREAS, A key strategy of this E-Government Plan is to identify a software solution to roll out permits, applications, citizen requests and payment processing services through the county website; and

WHEREAS, Mitchell Humphrey's FastTrackGov solution using Microsoft Dynamics Customer Relationship Management platform was identified and purchased as the best solution for St. Louis County; and

WHEREAS, The Auditor's Office has completed FastTrackGov implementation, and the Planning and Community Development Department is in the final stages of round one of its FastTrackGov implementation; and

WHEREAS, The Planning and Community Development Department is ready to implement the next round of land use permit applications;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a contract and related documents with Mitchell Humphrey for FastTrackGov implementation of land use permit applications;

RESOLVED FURTHER, That funds for the \$86,500 set up, configuration and implementation are available from Planning and Community Development Department budget savings from 2015, which were deposited in the Information Technology Fund Balance for this expanded project (Fund 100, Object 311139). These funds will be transferred into the Information Technology operating budget for this contract (Fund 100, Agency 117051, Object 629900);

RESOLVED FURTHER, That amendments to the professional services agreement may be executed by the appropriate county officials provided the funding for requested changes are budgeted.

Attorney's Office Clerical Staffing

BY COMMISSIONER _____

WHEREAS, The County Attorney's Office Public Health and Human Services Division's caseloads have greatly increased over the past eight years; more specifically Children In Need of Protection or Services (CHIPS) petitions in southern St. Louis County have nearly tripled over the last eight years and Child Support Contempt caseloads have nearly doubled in northern St. Louis County, placing additional demands on clerical staff; and

WHEREAS, Changes to Juvenile Court Rules and the institution of the Youth Accountability Program throughout St. Louis County has added to the increasing clerical workloads; and

WHEREAS, The Public Health and Human Services Department Director is supportive of the additional 2.0 FTE positions; and

WHEREAS, Budget for these positions is available in the Attorney's Office, Public Health and Human Services, from anticipated personnel vacancies and additional cost reimbursement;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an increase to the St. Louis County Attorney's Office staffing compliment by 2.0 FTE Legal Secretaries at a cost of \$98,345, payable as follows:

Fund 100, Agency 113004, Object 610000	\$24,600
Fund 230, Agency 232006, Object 610000	\$38,245
Fund 230, Agency 232006, Object 540236	\$35,500

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated April 1, 2016, on file in the office of the County Auditor, identified as County Board File No. 60274, is hereby received and ratified as payable from Fund 730, Agency 730001.

**Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses
(Fayal Township)**

BY COMMISSIONER _____

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

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

WHEREAS, Said licenses are approved contingent upon approval from St. Louis County Planning, Fayal Township, Fayal Township Planning Committee and confirmation from City of Eveleth that the contract held by the applicant allows on-sale intoxicating liquor sales; and

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

THEREFORE, BE IT RESOLVED, That said licenses shall be effective through June 30, 2016:

John R. Rinne d/b/a Eveleth Golf Course, Fayal Township, On-Sale and Sunday On-Sale Intoxicating Liquor License, new (changing from On-Sale 3.2 Percent Malt Liquor.

**Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses
(Greenwood Township)**

BY COMMISSIONER _____

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

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

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

THEREFORE, BE IT RESOLVED, That said licenses shall be effective through June 30, 2016:

BVL Properties, LLC d/b/a Bayview Lodge, Greenwood Township, On-Sale and Sunday On-Sale Intoxicating Liquor License, new.

**Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses
(Midway Township)**

BY COMMISSIONER _____

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

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

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

THEREFORE, BE IT RESOLVED, That said licenses shall be effective through June 30, 2016:

Grand View Golf, LLC d/b/a Grand View Golf Links, Midway Township,
On-Sale and Sunday On-Sale Intoxicating Liquor License, changing from
Seasonal On-Sale/Seasonal Sunday On-Sale Intoxicating Liquor to On-
Sale/Sunday On-Sale Intoxicating Liquor.