**OFFICIAL PROCEEDINGS OF THE MEETING**
**OF THE BOARD OF COUNTY COMMISSIONERS**
**OF THE COUNTY OF ST. LOUIS, MINNESOTA,**
**HELD ON APRIL 26, 2016**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 26th day of April 2016, at 9:41 a.m., at the McDavitt Town Hall, Zim, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Chris Dahlberg, Tom Rukavina, Pete Stauber, Keith Nelson, and Chair Steve Raukar - 7. Absent: None - 0.

Chair Raukar asked for a moment of silence to honor U.S. troops, their families, and for all innocent victims of war and conflict, and asked that everyone pray that mankind comes to the realization that our commonalities far outweigh our differences on a global scale, followed by the pledge of allegiance.

McDavitt Township Chair Dennis Zinter welcomed the Board to McDavitt Township.

County Auditor Don Dicklich offered his "Words of Wisdom" by reading various quotes from Mark Twain.

Chair Raukar then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda, and no one came forth.

Commissioner Nelson, supported by Commissioner Rukavina, moved to approve the consent agenda without Item #3, Increase the PHHS staffing complement by up to seven (7) FTE employees: 5 social workers, 1 public health nurse, and 1 supervisor, to handle the increased reassessment responsibilities under MnCHOICES; and further, convert an existing vacant 1.0 Information Specialist I position to a Social Services Specialist. *[16-175]*. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Rukavina, moved to add parcel 040-0205-00309 to a list of tax forfeited lands to be filed with the County Auditor to be withheld from repurchase for one year because the County Board is of the opinion that the property may be acquired by the City of Eveleth for public purposes. Eveleth Mayor Robert Vlaisavljevich spoke in favor of the resolution. After further discussion, the motion passed; seven yeas, zero nays. Resolution No. 16-279.

Commissioner Stauber, supported by Commissioner Boyle, moved to consider a resolution to establish an additional public hearing on the ATV Ordinance to occur on Tuesday, May 10, 2016, at 9:45 a.m. at the St. Louis County Courthouse, Duluth, MN; the item had not been to committee. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Boyle, moved establish an additional public hearing on the proposed ATV Ordinance to occur on Tuesday, May 10, 2016, at 9:45 a.m. at the St. Louis County Courthouse, Duluth, MN. The public hearing on the ATV Ordinance will then be continued to the already-established time and date of Tuesday, May 24, 2016, at 9:40 a.m. in the

Hibbing City Hall, Hibbing, MN. The motion passed; seven yeas, zero nays. Resolution No. 16-280.

Commissioner Boyle, supported by Commissioner Jewell, moved to authorize increases to the Public Health and Human Services Department (PHHS) staffing complement by up to seven (7) full-time equivalent (FTE) employees: five (5) social workers, one (1) public health nurse, and one (1) supervisor in order to handle the increased reassessment responsibilities under MnCHOICES. Commissioner Rukavina inquired as to where the jobs would be located. Administrator Gray said the jobs would be assigned across the county based on need. The motion passed; seven yeas, zero nays. Resolution No. 16-258.

Commissioner Nelson stated that Neil Anderson, of Zim, will be taking the Honor Flight to Washington D.C.

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. 16-158, Acceptance of Grant for Respite Services for Children with Autism.—60353

Kevin Gray, County Administrator, and Ann Busche, Public Health and Human Services Director, submitting Board Letter No. 16-174, Appointments to the Public Health and Human Services Advisory Committee.—60354

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 16-170, Personal Property Tax Collection.—60355

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 16-173, Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License (Greenwood Township).—60356

Dan Ralidak, Meadowlands, MN, submitting a petition for repairs to County Road 29 and an article published in The Floodwood Forum: "County Road 29 Repair Petition Available in Local Businesses".—60357

Robert Vlaisavljevich, City of Eveleth Mayor, submitting a letter regarding adding parcel 040-0205-00309 to the list of tax forfeited lands to be filed with the County Auditor to be withheld from repurchase for one year.—60358

Minnesota Special Supplement Nutrition Program for Women, Infants, and Children (WIC) Grant Project Agreement, SLC Contract #90146, between the Carlton-Cook-Lake-St. Louis Community Health Board and St. Louis County Public Health and Human Services for the period January 1, 2016 – December 31, 2020.—16-415

Minnesota Department of Health WIC Peer Breastfeeding Support Program Grant Project Agreement, SLC Contract #90145, between the Carlton-Cook-Lake-St. Louis Community Health

Board and St. Louis County Public Health and Human Services for the period January 1, 2016 – December 31, 2020.—16-416

Professional Services Agreement between the County of St. Louis and DS Solutions, Inc., St. Cloud, MN, for an Online Election Judge Training course.—16-417

Service Contract between the County of St. Louis and SUIT, LLC, Duluth, MN, to perform space verification, planning, interviewing and design for the Assessor's Office at the Duluth Courthouse due to relocation of several staff members.—16-418

Amendment to Professional Services Agreement, Damion No. 2014-008738, between the County of St. Louis and CR-Building Performance Specialists, Inc., Duluth, MN, for the Virginia Area Future Office Space Needs Investigation project.—16-419

Amendment to Professional Services Agreement, Damion No. 2015-009676, between the County of St. Louis and Northland Consulting Engineers, LLP, Duluth, MN, for additional design work including revisions of construction documents and the provisions of new structural details to address the realities of how the A. P. Cook Building was originally constructed, A. P. Cook Building – Exterior Wall and Roof Repair project.—16-420

Purchase of Service Agreement, Contract No. 15761, between the St. Louis County Board of Commissioners and Fond du Lac Reservation, Cloquet, MN, for Family-Based Crisis Services during the period January 1, 2016 to December 31, 2016.—16-421

Agreement for Professional Services between St. Louis County and North St. Louis Soil and Water Conservation District for Lake and Street Protection Projects, Outreach and Education, Technical Assistance to Landowners and other Agencies, and District Administration during the period January 1, 2016 to December 31, 2016.—16-422

St. Louis County Aquatic Invasive Species (AIS) Prevention Program Grant Agreement between St. Louis County and Sportsmen's Club of Lake Vermilion for activities and objectives consistent with the AIS Program regulations during the period March 10, 2016 through December 31, 2017.—16-423

St. Louis County Aquatic Invasive Species Prevention Program Grant Agreement between St. Louis County and the City of Babbitt for activities and objectives consistent with the AIS Program regulations during the period April 1, 2016 through December 31, 2017.—16-424

Agreement between the County of St. Louis and Canosia Township for 2016 Crack Sealing on Township paved streets and highways during 2016 (CP 0000-277015).—16-425

Cooperative Agreement between Aitkin County, Carlton County, Itasca County, Lake County and St. Louis County for the Installation of 6-Inch Wide Wet Reflective Epoxy Edgeline on county highways (SP 088-070-045 Parent Project Number; SP 069-070-020, CP 0000-225072 St. Louis County Project Number.)—16-426

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland

Brothers, Cloquet, MN, for culvert replacement, full depth reclamation, aggregate base, aggregate base stabilization, plant mixed bituminous surface, aggregate shouldering and bituminous seal coat on CSAH 38/Normanna Road (CP 0038-283104 TST Low); CSAH 40 and County Road (CR) 254/North Tischer Road (CP 0040-244394 TST & CP 0254-244395 TST); and CR 675/Arnold Road (CP 0675-244408 TST.—16-427

Agreement between the County of St. Louis, Arrowhead Regional Corrections and Nuvantage Employee Resource, Duluth, MN, for employee assistance services.—16-428

Boundary Waters Drug and Violent Crime Task Force Joint Powers/Mutual Aid Agreement.—16-429

Documents related to the Special Sale of State Tax Forfeited Land to the Minnesota Department of Transportation for the improvement of Trunk Highway 1, Eagles Nest.—16-430

Agreement between the County of St. Louis and the St. Louis & Lake Counties Regional Railroad Authority for accounting services during the period January 1, 2016 to December 31, 2016.—16-431

Purchase of Service Agreement, Contract No. 15669, between the St. Louis County Board of Commissioners and Tim Schmalz, Hibbing, MN, for chore services during the period January 1, 2016 to June 30, 2016.—16-432

Purchase of Service Agreement, Contract No. 15783, between the St. Louis County Board of Commissioners and Arrowhead Lawyers Care Volunteer Attorney Program, Duluth, MN, for Legal Advisement and Representation during the period January 1, 2016 to December 31, 2016.—16-433

Purchase of Service Agreement, Contract No. 15787, between the St. Louis County Board of Commissioners and First Witness Child Advocacy Center, Duluth, MN, for Forensic Interviews and Forensic Child Interview Training during the period January 1, 2016 to December 31, 2016.—16-434

Purchase of Service Agreement, Contract No. 15799, between the St. Louis County Board of Commissioners and Indian Legal Assistance Program, Duluth, MN, for Legal Services during the period January 1, 2016 to December 31, 2016.—16-435

Purchase of Service Agreement, Contract No. 15780, between the St. Louis County Board of Commissioners and Lake Superior Community Health Center, Duluth, MN, for Medical, Behavioral and Mental Health services during the period January 1, 2016 to December 31, 2016.—16-436

Purchase of Service Agreement, Contract No. 15813, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for chore services during the period January 1, 2016 to June 30, 2016.—16-437

Purchase of Service Agreement, Contract No. 15814, between the St. Louis County Board of Commissioners and Jeremy Powell, Virginia, MN, for chore services during the period January 1, 2016 to June 30, 2016.—16-438

Service Contract between the County of St. Louis and UHL/ABE Company, Duluth, MN, to operate the building heating, venting and air conditioning (HVAC) systems, measure and verify HVAC performance, provide building commissioning report, and assist the county with B-3 Benchmarking report submission for the North Rescue Squad Building in Virginia, MN.—16-439

Service Contract between the County of St. Louis and LHB, Inc., Duluth, MN, for Phase I Predesign for the Arrowhead Economic Opportunity Agency (AEOA) and Range Mental Health Center (RMHC) facility construction project in Virginia, MN, during the period April 1, 2016 through July 31, 2016.—16-440

Upon motion by Commissioner Nelson, supported by Commissioner Rukavina, resolutions numbered 16-255 through 16-257 and 16-259 through 16-278, 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 April 12, 2016, are hereby approved.

Adopted April 26, 2016. No. 16-255

WHEREAS, The Minnesota Department of Human Services (DHS) has grant funds that were authorized by the Minnesota Legislature in 2014, specifically, chapter 312, article 30, section 2, subdivision 4 (e); applicants must be a county or tribe and the fiscal host can use up to 10 percent of the grant funds for administration; and

WHEREAS, The grant funds can pay for short-term planned and emergency respite care services for individuals with a diagnosis of autism spectrum disorder including Asperger's Syndrome and pervasive developmental disorder; and

WHEREAS, On January 12, 2016, the County Board adopted Resolution No. 16-51, authorizing the Public Health and Human Services Department (PHHS) to apply for these grant funds; and

WHEREAS, DHS has selected PHHS's proposal as suited to meeting the state's needs as set forth in the grant application; and

WHEREAS, The grant funding awarded to St. Louis County for the period March 1, 2016 through June 30, 2018 is in the amount of $850,000; $600,000 for the first year with an additional $250,000 available in the second year upon completion of agreed-upon deliverables; and

WHEREAS, The grant includes funding for a 0.5 FTE project coordinator and the Human Resources Department has allocated this position to be a social worker;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board accepts grant funding from the Minnesota Department of Human Services for Respite Services for Children with Autism in the amount of $850,000 for the period March 1, 2016 through June 30, 2018;

RESOLVED FURTHER, That the PHHS budgeted revenues and expenditures are increased for budget year 2016, 2017, and 2018 and any remaining unspent funds in 2016 be included in the 2017 and 2018 budgets;

RESOLVED FURTHER, That the PHHS staffing complement is increased by 0.5 FTE social worker with the understanding that if the grant funding is eliminated, the position shall also be eliminated.

Budget References:
Autism Grant: March 1, 2016 – June 30, 2018
Expenditures: 230-232999-610100-23263-99999999-2016
230-232999-629900-23263-99999999-2016
230-232999-603200-23263-99999999-2016
Revenue: 230-232999-530668-23263-99999999-2016

Adopted April 26, 2016. No. 16-256

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

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

WHEREAS, There are currently six (6) vacancies on the PHHS Advisory Committee; and

WHEREAS, Two (2) applications were received from citizens wishing to serve on the Committee;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the following citizens to serve three-year terms on the Public Health and Human Services Advisory Committee:

| Member Name | Commissioner District | Term Expiration: |
|---|---|---|
| J. Reyna Crow | #3 | December 31, 2018 |
| Sarah Priest | At Large | December 31, 2016 |

Adopted April 26, 2016. No. 16-257

WHEREAS, Minnesota Session Laws, 2012, Chapter 236, Section 28, authorize 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. 60250 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 for 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/Shoreline Sales).

Adopted April 26, 2016. No. 16-259

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. 60349 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, June 9, 2016, at 10:00 a.m. at the Depot, 506 W. Michigan St., Duluth, MN. Funds from the auction are to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted April 26, 2016. No. 16-260

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, Margaret Lepak of Duluth, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH
LOT: 0004 BLOCK: 007
HAZELWOOD PARK DIVISION OF WEST DULUTH
Parcel Code: 010-2140-00830; 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 Margaret Lepak of Duluth, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of $12,083.41, service fee of $114, deed tax of $39.88, deed fee of $25, and recording fee of $46, for a total of $12,308.29 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted April 26, 2016. No. 16-261

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, Peter Howard Bertucci of Eveleth, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF VIRGINIA
LOTS 3 THRU 5, BLOCK 6
OLCOTT ADDITION TO VIRGINIA
Parcel Code: 090-0125-00670; 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 of this property will promote the use of lands that will best serve the public interest; and

WHEREAS, The County Board has determined that a repurchase by contract is not in the public interest;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the

repurchase application by Peter Howard Bertucci of Eveleth, MN, on file in County Board File No. 60327, subject to payment in full of taxes and assessments in the amount of $10,028.60, service fee of $114, deed tax of $33.09, deed fee of $25, and recording fee of $46, for a total of $10,246.69 by the end of business June 10, 2016, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted April 26, 2016. No. 16-262

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, Peter Howard Bertucci of Eveleth, MN, has applied to repurchase state tax forfeited land legally described as:

TOWN OF FAYAL
LOT: 0010 BLOCK: 000
BRUNO BEACH TOWN OF FAYAL
Parcel Code: 340-0030-00100; 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 of this property will promote the use of lands that will best serve the public interest; and

WHEREAS, The County Board has determined that a repurchase by contract is not in the public interest;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Peter Howard Bertucci of Eveleth, MN, on file in County Board File No. 60327, subject to payment in full of taxes and assessments in the amount of $3,552.70, service fee of $114, deed tax of $11.72, deed fee of $25, and recording fee of $46, for a total of $3,749.42, by the end of business June 10, 2016, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted April 26, 2016. No. 16-263

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, Peter Howard Bertucci of Eveleth, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF EVELETH
LOTS 37 & 38, BLOCK 28
REARRANGEMENT OF 1ST ADDN TO EVELETH
Parcel Code: 040-0010-02000; 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 of this property will promote the use of lands that will best serve the public interest; and

WHEREAS, The County Board has determined that a repurchase by contract is not in the public interest;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Peter Howard Bertucci of Eveleth, MN, on file in County Board File No.

60327, subject to payment in full of taxes and assessments in the amount of $12,111.80, service fee of $114, deed tax of $39.97, deed fee of $25, and recording fee of $46, for a total of $12,336.77, by the end of business June 10, 2016, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted April 26, 2016. No. 16-264

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, Northern Minnesota Rentals, Inc., of Eveleth, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF EVELETH
LOT: 0005 BLOCK: 073
KINGSTON ADDITION TO EVELETH
Parcel Code: 040-0140-00320; 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 of this property will promote the use of lands that will best serve the public interest; and

WHEREAS, The County Board has determined that a repurchase by contract is not in the public interest;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Northern Minnesota Rentals, Inc., of Eveleth, MN, on file in County Board File No. 60327, subject to payment in full of taxes and assessments in the amount of $4,655.10, service fee of $114, deed tax of $15.36, deed fee of $25, and recording fee of $46.00, for a total of $4,855.46, by the end of business June 10, 2016, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted April 26, 2016. No. 16-265

WHEREAS, The City of Duluth and St. Louis County have determined it is necessary to repave County State Aid Highway (CSAH) 34/Kenwood Avenue starting at West Arrowhead Road and continuing north for 1,700 feet; and

WHEREAS, The City of Duluth will also repave both approaches of West Arrowhead Road and the south leg of Kenwood Avenue at the intersection of West Arrowhead Road and Kenwood Avenue; and

WHEREAS, This additional work will be included in the project to replace the traffic signal at the intersection of West Arrowhead Road and Kenwood Avenue, further identified as CP 0034-278317; and

WHEREAS, The City of Duluth will prepare the project for bidding and bid the project in accordance with their standard competitive bidding process; and

WHEREAS, The City of Duluth will perform all contract administration, including certification of final payment; and

WHEREAS, The original cost participation of St. Louis County for this project is $75,000; and

WHEREAS, The total St. Louis County cost participation for this additional work is $60,000 for a total cost participation of $135,000;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the

appropriate county officials to approve Amendment No. 1 of the Cooperative Agreement with the City of Duluth (Damion No. 2016-10112) to repave a 1,700 foot segment of CSAH 34/Kenwood Avenue at the intersection with West Arrowhead Road. This project is identified as CP 0034-278317, payable from Fund 200, Agency 203421.

Adopted April 26, 2016. No. 16-266

WHEREAS, The City of Proctor has requested approval to install blinker stop signs at the intersection of County State Aid Highway (CSAH) 14/Fifth Street and Third Avenue; and

WHEREAS, Blinker stop signs are equipped with LED lights placed in the perimeter of the sign face that flash at a certain rate on a continuous basis and are intended to increase the visibility of the stop sign; and

WHEREAS, The Public Works Department approves of the installation of blinker stop signs at the intersection of CSAH 14/Fifth Street and Third Avenue in Proctor; and

WHEREAS, The cost to purchase the blinker stop signs will be shared at 50 percent between St. Louis County and the City of Proctor; and

WHEREAS, St. Louis County will install the blinker stop signs and the City of Proctor will be responsible to maintain the signs;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement with the City of Proctor, and any amendments approved by the County Attorney, to install and maintain blinker stop signs on CSAH 14/Fifth Street and Third Avenue in Proctor, with the funds to be receipted into Fund 200, Agency 205003, Object 551502.

Adopted April 26, 2016. No. 16-267

WHEREAS, The Public Works Department began a ten-year program to improve the gravel road system in the county in 2012, known as the Gravel Road Investment Program (GRIP); and

WHEREAS, The Public Works Department has begun to strategically incorporate aggregate base stabilizer into the base under bituminous roads in the Capital Improvement Program (CIP); and

WHEREAS, "Base One" material is an essential component to complete the projects in the Public Works Department CIP; and

WHEREAS, The Public Works Department has negotiated a cost for the material needed to stabilize additional roadways for the 2016 CIP with Team Lab Chemical Corporation of Detroit Lakes, MN (8,855 gallons) for $169,750.35 including delivery;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of "Base One" material for the 2016 CIP from Team Lab Chemical Corporation of Detroit Lakes, MN, for $169,750.35 payable from Fund 204 and Fund 444, as shown below:

| Project # | Funding | Object | Amount |
|---|---|---|---|
| CP 0016-289398 TST | 204035 | 652806 | $25,304.40 |
| CP 0018-289399 TST | 204036 | 652806 | $31,630.50 |
| CP 0133-289400 TST | 204037 | 652806 | $37,956.60 |
| CP 0696-244406 TST | 204032 | 652806 | $11,597.85 |
| CP 0896-277233 TST | 204033 | 652806 | $11,597.85 |
| CP 0897-276912 TST | 204034 | 652806 | $15,815.25 |
| CP 0040-244394 TST | 444077 | 652806 | $24,250.05 |

| | | | |
|---|---|---|---|
| CP 0254-244395 TST | 444078 | 652806 | $11,597.85 |

Adopted April 26, 2016. No. 16-268

WHEREAS, The St. Louis County Public Works Department plans to reconstruct and improve the intersection of County State Aid Highway (CSAH) 13/Midway Road and CSAH 6/Maple Grove Road (County Project 0006-243164) within the City of Hermantown, to improve safety and traffic flow; 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, 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 highway easements across tax forfeited lands for the necessary permanent highway easements and temporary construction easements for the project.

Adopted April 26, 2016. No. 16-269

WHEREAS, The St. Louis County Public Works Department plans to reconstruct and improve the intersection of County State Aid Highway (CSAH) 4/Rice Lake Road and CSAH 9/Martin Road within the City of Duluth, to improve traffic safety and traffic flow; 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, 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 highway easements across tax forfeited lands for the necessary permanent highway easements and temporary construction easements for the project.

Adopted April 26, 2016. No. 16-270

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

CP 0000-249397 Aggregate Crushing, various locations within Southern St. Louis County; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on April 7, 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:

| LOW BIDDER | ADDRESS | AMOUNT |
|---|---|---|
| Hammerlund Construction, Inc. | 40 County Road 63<br>Grand Rapids, MN 55744 | $182,725.00 |

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 200, Agency 201086, Object 650200, with additional revenue budgeted for expense:

| | | |
|---|---|---|
| Town of Brevator | Fund 200, Agency 201086, Rev. Obj. 551556 | $6,300.00 |
| Town of Halden | Fund 200, Agency 201086, Rev. Obj. 551569 | $1,050.00 |
| Town of Industrial | Fund 200, Agency 201086, Rev. Obj. 551554 | $3,150.00 |
| Town of Van Buren | Fund 200, Agency 201086, Rev. Obj. 551557 | $525.00 |
| St. Louis County Land & Minerals | Fund 200, Agency 201086, Rev. Obj. 553022 | $14,700.00 |

Adopted April 26, 2016. No. 16-271

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.

Adopted April 26, 2016. No. 16-272

WHEREAS, Minn. Stat. § 277.01 provides that "all unpaid personal property taxes shall be deemed delinquent on May 16 next after they become due or 21 days after the postmark date on the envelope containing the property tax statement, whichever is later"; and

WHEREAS, Real estate taxes are due and payable in equal installments on May 15 and October 15; and

WHEREAS, Minn. Stat. § 277.01, Subd. 1, paragraph 2, provides that "A county may provide by resolution that in the case of a property owner that has multiple personal property tax statements with aggregate taxes exceeding $50, payments may be made in installments as provided in this subdivision"; and

WHEREAS, It is desirable to provide qualifying personal property taxpayers with the same payment options and flexibility as real estate taxpayers;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes property owners that have multiple personal property tax statements with aggregate taxes exceeding $50 to pay personal property taxes in equal installments due May 15 and October 15.

Adopted April 26, 2016. No. 16-273

RESOLVED, That the St. Louis County Board establishes a public hearing at 9:40 a.m., on May 10, 2016, in the St. Louis County Courthouse, Duluth, MN, for the purpose of considering an Off-Sale Intoxicating Liquor License to BVL Properties, LLC d/b/a Bayview Lodge, Greenwood Township.

Adopted April 26, 2016. No. 16-274

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated April 15, 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.

Adopted April 26, 2016. No. 16-275

WHEREAS, When a vacancy occurs in the Public Health and Human Services Department (PHHS), a review is done to determine if that position should be filled as is or be reallocated to a

level more aligned with the needs of the Department; and

WHEREAS, PHHS conducted such a review when a Contract Services Representative became vacant in the Contract Management Unit and determined that a reallocation to an Information Specialist III would assist the Children's Division in its work to ensure the electronic data is entered into the state's computer systems accurately and timely in order to best maximize the collection of Federal Title IV-E revenue; and

WHEREAS, Because these positions are more than 3 pay grades apart, resulting in an annual decrease of $9,647, County Board approval is required;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the reallocation of a Contract Services Representative (Merit System Pay Grade MAE) position to an Information Specialist III (Civil Service Pay Grade 14) (Position Code 0437-001) in the Public Health and Human Services Department, resulting in an annual decrease of $9,647 to be accounted for in Fund 230, Agency 230026, Object 610100.

Adopted April 26, 2016. No. 16-276

WHEREAS, The Public Health and Human Services Department (PHHS) had a small technology unit made up of five (5) employees; and

WHEREAS, Following discussions with the Information Technology Department (IT), two (2) positions were transferred into IT along with their information technology-related job tasks and functions; and

WHEREAS, PHHS retained three (3) employees who were doing job tasks and functions associated with conversion to a paperless environment; and

WHEREAS, The supervisor of the PHHS technology unit no longer had an assigned unit, but was qualified to fill previously identified needs in the agency and a PHHS Program Analyst position was created to meet those needs; and

WHEREAS, The Minnesota Merit System has reviewed and allocated the proposed duties to the Information Technology Specialist, Sr. class and further permits St. Louis County to use an alternative job title of PHHS Program Analyst to avoid confusion with other county Information Technology Department job titles; and

WHEREAS, The St. Louis County Merit System Basic Unit reviewed and accepted the proposed salary range for PHHS Program Analyst;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to decrease its 2016 budget by $20,865 eliminating its staffing complement by 1.0 FTE Administrative Assistant II, and increase its staffing complement by 1.0 FTE PHHS Program Analyst position (Minnesota Merit System job class Information Technology Specialist, Sr.);

RESOLVED FURTHER, That the proposed PHHS Program Analyst 2016 salary range of $41,067-$60,645 is adopted.

Budget reference:
230-230037-610100

Adopted April 26, 2016. No. 16-277

WHEREAS, The U.S. Forest Service has made available Title III funding for St. Louis County to carry out Firewise Communities activities; and

WHEREAS, The St. Louis County Sheriff's Office will enhance its preparation for wildland

fires and emergency response as a result of this funding;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Sheriff's Office to use Title III funding in the amount of $40,433.23 for authorized Firewise Communities activities, to be accounted for in Fund 100, Agency 135999, Grant 13503, Year 2016.

Adopted April 26, 2016. No. 16-278

**BY COMMISSIONER BOYLE:**

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 federal Center for Medicare and Medicaid Services and the State of Minnesota, with both considering it a gatekeeping, administrative function and therefore require county staff to become certified assessors to perform this function; and

WHEREAS, Counties in Minnesota implemented MnCHOICES in phases with the St. Louis County Public Health and Human Services Department (PHHS) going live for new assessments in October 2014 and reassessments in September 2015; and

WHEREAS, The next phase is for reassessment to be done by the county of location versus the county of financial responsibility, which will be required as of September 2016, accounting for an additional 650-730 initial assessments and reassessments; and

WHEREAS, The additional work load will require five (5) additional social workers and one (1) additional public health nurse; and

WHEREAS, Because these assessments will require a high level of coordination with other counties, PHHS is requesting authorization to convert an existing vacant 1.0 Information Specialist I position to a Social Services Specialist, which is more than 3 pay grades and requires County Board approval; and

WHEREAS, There was not a supervisor added when staff was approved for the second phase of reassessments and this third phase of county of location and the additional staff needed also requires an additional supervisory position; and

WHEREAS, The state has directed that this is a funded mandate and based on the financial analysis done for other MnCHOICES assessment and reassessments revenue to date, the additional revenue collected does indeed cover all costs associated with this mandate; therefore, if the Board authorizes the additional FTEs there would be no levy impact;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes increases to the Public Health and Human Services Department (PHHS) staffing complement by up to seven (7) full-time equivalent (FTE) employees: five (5) social workers, one (1) public health nurse, and one (1) supervisor in order to handle the increased reassessment responsibilities under MnCHOICES;

RESOLVED FURTHER, That the County Board authorizes PHHS to convert an existing vacant 1.0 Information Specialist I position to a Social Services Specialist (Position Code 0411-055), which is more than three (3) pay grades;

RESOLVED FURTHER, That the PHHS 2016 expenditure budget be increased by $266,772.25 (230-232017-610100); revenue budget to be increased by $266,772.25 (230-232015-530662 by $133,386.13 and 230-232015-540263 by $133,386.12);

RESOLVED FURTHER, That PHHS will work with County Administration to include the

staffing and associated costs and revenues in future PHHS annual operating budgets.

Unanimously adopted April 26, 2016. No. 16-258

**BY COMMISSIONER NELSON:**

WHEREAS, Minn. Stat. § 282.322 authorizes county boards to file a list of forfeited lands with the county auditor to be withheld from repurchase if the board is of the opinion that such lands may be acquired by the state or any municipal subdivision for public purposes. If no proceeding to acquire such lands by the state or a municipal subdivision is started within one year after filing the list, the county board shall withdraw the list and the previous owner shall have one year in which to repurchase; and

WHEREAS, On November 19, 2015, the following described property forfeited to the State of Minnesota for nonpayment of taxes:

CITY OF EVELETH

W 300 FT OF SW1/4 OF NE1/4 LYING N OF A LINE BEG ON W LINE OF FORTY AT INTERSECTION WITH NLY LINE OF ALLEY ALONG NLY LINE OF WELTONS MORNINGSIDE ADD; THENCE ELY ALONG NLY LINE OF ALLEY EXTENDED TO A PT 46 FT ELY OF W LINE OF FORTY; THENCE SLY PARALLEL TO W LINE OF FORTY TO NW COR OF 1ST DIV EASTVIEW ADD TO EVELETH; THENCE ELY AT RT ANGLES TO W LINE TO WLY LINE OF HWY R/W EX SLY 5 FT OF WLY 158 FT, SECTION 32, TOWNSHIP 58 NORTH, RANGE 17 WEST

Parcel Code: 040-0205-00309; and

WHEREAS, The City of Eveleth has expressed an interest in acquiring the property for public purposes;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board shall add parcel 040-0205-00309 to a list of tax forfeited lands to be filed with the County Auditor to be withheld from repurchase for one year because the County Board is of the opinion that the property may be acquired by the City of Eveleth for public purposes.

Unanimously adopted April 26, 2016. No. 16-279

**BY COMMISSIONER NELSON:**

WHEREAS, Throughout early 2016, the St. Louis County Public Works Department 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 released the draft ATV Ordinance for a 45-day public comment period commencing on April 8, 2016; and

WHEREAS, By resolution dated April 12, 2016, the County Board established a public hearing on the ATV Ordinance to occur on Tuesday, May 24, 2016 at 9:40 a.m. in the Hibbing City Hall, Hibbing, MN; and

WHEREAS, After the county's release of the ATV Ordinance for public comment, the

Duluth City Council passed a resolution requesting that an additional public hearing on the ATV Ordinance be held in the city of Duluth;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners hereby sets an additional public hearing on the proposed ATV Ordinance to occur on Tuesday, May 10, 2016, at 9:45 a.m. at the St. Louis County Courthouse, Duluth, MN. The public hearing on the ATV Ordinance will then be continued to the already-established time and date of Tuesday, May 24, 2016, at 9:40 a.m. in the Hibbing City Hall, Hibbing, MN.

Unanimously adopted April 26, 2016. No. 16-280

At 10:41 a.m., April 26, 2016, Commissioner Nelson, supported by Commissioner Jewell, moved to adjourn the meeting. The motion passed; seven yeas, zero nays.

Steve Raukar, 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)