

**OFFICIAL PROCEEDINGS OF THE MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF ST. LOUIS, MINNESOTA,  
HELD ON JUNE 7, 2016**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 7<sup>th</sup> day of June 2016, at 9:36 a.m., at the St. Louis County Courthouse, Duluth, Minnesota, with the following members present: Commissioners Patrick Boyle, Tom Rukavina, Pete Stauber, and Keith Nelson - 4. Absent: Commissioners Frank Jewell, Chris Dahlberg, and Chair Steve Raukar - 3.

Commissioner 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 violence, war, and acts of terrorism followed by the pledge of allegiance.

Commissioner Rukavina offered his “Words of Wisdom” by reading quotes from Mother Teresa, Albert Einstein, Oscar Wilde, Martin Luther King Jr., and Muhammad Ali. (Board File No. 60292)

An Employee Recognition Ceremony was held honoring St. Louis County employees and retirees with 25, 30, 35 and 40+ years of service to St. Louis County.

Commissioner Stauber then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Todd Youngberg, of Duluth, elaborated on concerns he had with St. Louis County while trying to resolve various property issues during 2015. Timothy Dwyer, of Duluth, discussed the denial of his request to conduct a smudging ceremony in St. Louis County offices. Ken Buehler, Executive Director of the Lake Superior Railroad Museum, said that a replica of the Abraham Lincoln funeral car will be on display at the Lake Superior Railroad Museum this summer. Mr. Buehler briefly discussed the history of the car and touched on various events being held at the museum this summer.

Commissioner Nelson, supported by Commissioner Boyle, moved to approve the consent agenda. The motion passed; four yeas, zero nays, three absent (Jewell, Dahlberg, Raukar).

Commissioner Boyle, supported by Commissioner Nelson, moved to consider an award of bid for a tied culvert project in Wuori Township; the item has not been to Committee of the Whole. The motion passed; four yeas, zero nays, three absent (Jewell, Dahlberg, Raukar).

Commissioner Rukavina, supported by Commissioner Nelson, moved to award a bid to Casper Construction, Inc., of Grand Rapids, MN, in the amount of \$114,435.90 for combined project: A.) CP 0307-225876(Low) located on County Road (CR) 307/Wuori Road approximately 90 feet West of CR 303/Trillium Road, length 0.01 mile; and B.) CP 0303-294361(Tied) located on CR 303/Trillium Road approximately 90 feet North of CR 307/Wuori Road, length 0.02 mile in Wuori Township. The motion passed; four yeas, zero nays, three absent (Jewell, Dahlberg, Raukar). Resolution No. 16-372.

Commissioner Nelson, supported by Commissioner Boyle, moved to consider an award of bid for a reconstruction project in Balkan Township and Chisholm; the item has not been to Committee of the Whole. The motion passed; four yeas, zero nays, three absent (Jewell, Dahlberg, Raukar).

Commissioner Rukavina, supported by Commissioner Boyle, moved to award a bid to Hoover Construction, Co., of Virginia, MN, in the amount of \$1,615,683.70 for project CP 0136-257592, located on County State Aid Highway (CSAH) 136 between CSAH 5 and Trunk Highway 73, length 1.17 miles in Balkan Township and Chisholm. The motion passed; four yeas, zero nays, three absent (Jewell, Dahlberg, Raukar). Resolution No. 16-373.

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

Kevin Gray, County Administrator, and Dave Lee, Public Health and Human Services Director, submitting Board Letter No. 16-216, CY 2016 Employment Services for Persons with Developmental Disabilities and Rescind County Board Resolution No. 16-43.—60374

Kevin Gray, County Administrator, and Dave Lee, Public Health and Human Services Director, submitting Board Letter No. 16-217, CY 2016 Detox and Hold Services Contracts and Rescind County Board Resolution No. 16-48.—60375

Kevin Gray, County Administrator, submitting Board Letter No. 16-225, Second Amendment to Professional Services Agreement for Agriculture and Environment Education.—60376

Kevin Gray, County Administrator, submitting Board Letter No. 16-226, Second Amendment to Professional Services Agreement for Horticulture/Educational Activities.—60377

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 16-229, Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License (Ault Township).—60378

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 16-230, Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License (Pike Township).—60379

Kevin Gray, County Administrator, and Barbara Hayden, Planning and Community Development Director, submitting Establishment of Public Hearing on Ely Northwood's Townhome Project Bonds Refinance.—60380

Kevin Gray, County Auditor, Mark Monacelli, Public Records and Property Valuation Director, and David Sipila, County Assessor, submitting Board Letter No. 16-234, Appointment of 2016 Special Board of Appeal and Equalization.—60381

Employee and Retiree Longevity Recognition Program.—60382

Ken Buehler, Executive Director, Lake Superior Railroad Museum, Duluth, MN, submitting a flyer for the Lincoln Funeral Car being displayed at the Lake Superior Railroad Museum at the Depot in

Duluth, MN, on June 8, 2016 from 5-7 p.m.—60383

Amendment No. 1, Original Damion No. 2014-008753, between the County of St. Louis and Northern Minnesota Recycling, Virginia, MN, for Compacted Solid Waste Roll-Off Haulage Service extending the terms of the Original Contract for an additional one (1) year term through June 30, 2017.—16-516

Service Contract between the County of St. Louis and Unique Security Incorporated, Montgomery, AL, to provide security system service and maintenance support at the County Jail for a one-year period.—16-517

Contract for County-State Aid Highway (CSAH) Project between the County of St. Louis and Century Fence Company, Forest Lake, MN, for 6" Solid Line Epoxy Ground In (Wet Reflective) on various county highways in Aitkin, Carlton, Itasca, Lake and St. Louis County (CP 0000-225072, SP 069-070-020).—16-518

Contract for County-State Aid Highway Project between the County of St. Louis and AAA Striping Service, St. Michael, MN, for 6" Solid Line Epoxy Ground In (Wet Reflective) on various County highways.—16-519

Cooperative Agreement between St. Louis County and the Town of White for 2016 Maintenance Striping (CP 0000-275364) whereby the township will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan.—16-520

Cooperative Agreement between St. Louis County and the City of Babbitt for 2016 Maintenance Striping (CP 0000-275364) whereby the city will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan.—16-521

Agreement between the County of St. Louis and the City of Mountain Iron for construction of a Pedestrian and Bike Trail.—16-522

Minnesota Department of Public Safety, Homeland Security and Emergency Management Division, Grant Agreement No. A-OPSG-2015-STLOUICO-007, for 2015 Operation Stonegarden Grant.—16-523

Safety & Risk Management Training Contract between St. Louis County and Onsite Medical Service, Inc., Delano, MN, for *Audiometric Testing & Training* on May 24-26, 2016 with the Public Works and Sheriff's Office employees.—16-524

FY 2016 State of Minnesota Board of Water and Soil Resources Competitive Grants Program Agreement between the State of Minnesota and St. Louis County in the amount of \$200,000 for St. Louis County Imminent Health Threat SSTS Abatement Program.—16-525

Contract for County-State Aid Highway Project between the County of St. Louis and Dallco, Inc., Brook Park, MN, for Approach Grading and Bridge No. 69A47 (County Bridge 355), Bridge No. 69A48 (County Bridge 369) and Bridge No. 69A31 (County Bridge 305) located on County Road (CR) 597, CR 779, and CR 936 in Angora Township.—16-526

Contract for County-State Aid Highway Project between the County of St. Louis and Hammerlund Construction, Inc., Grand Rapids, MN, for Crush, Screen and Stockpile Aggregate Base, Class 5 (Modified) North.—16-527

Contract for County-State Aid Highway Project between the County of St. Louis and Hawkinson Construction Co., Inc., Grand Rapids, MN, for Culvert Replacement, Bituminous Pavement Reclamation, Aggregate Base, Plant Mix Bituminous Surface and Aggregate Shouldering on CSAH 68, CR 405, and Unorganized Township (UT) 8116 in Sandy, Pike and Unorganized Township 60-18.—16-528

Contract for County-State Aid Highway Project between the County of St. Louis and Century Fence Company, Forest Lake, MN, for Centerline and Edgeline Pavement Markings on various CSAHs within St. Louis and Lake Counties.—16-529

Amendment No. 1, Original Damion No. 2016-10188, between the County of St. Louis and Twin Ports Testing, Inc., Superior, WI, for engineering services for a geotechnical investigation at the Northeast Regional Corrections (NERC) pit near Abrahamson Road.—16-530

Amendment No. 2, Original Damion No. 2015-9670, First Amendment Damion No. 2015-9955, between the County of St. Louis and Alliant Engineering, Inc., Minneapolis, MN, for engineering services to complete a systems engineering analysis for adaptive signal control for the Miller Hill area traffic signals under project CP 0000-259405, adding four (4) intersections.—16-531

Contract for County-State Aid Highway Project between the County of St. Louis and Northland Constructors of Duluth, LLC, for Approach Grading and Bridge No. 69A37 (County Bridge 361) located on CSAH 24 and Bridge No. 69A43 (County Bridge 344) located on UT 8121.—16-532

Purchase of Service Agreement, Contract No. 15812, between the St. Louis County Board of Commissioners and Amy Ross, Hibbing, MN, for Chore Services during the period January 1, 2016 to January 31, 2016.—16-533

Purchase of Service Agreement, Contract No. 15816, between the St. Louis County Board of Commissioners and Sean Johnson, Virginia, MN, for Chore Services during the period May 1, 2016 to June 30, 2016.—16-534

Purchase of Service Agreement, Contract No. 15818, between the St. Louis County Board of Commissioners and Scooters Snow and Lawn, Hibbing, MN, for Chore Services during the period May 1, 2016 to June 30, 2016.—16-535

Upon motion by Commissioner Nelson, supported by Commissioner Boyle, resolutions numbered 16-348 through 16-371, 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 May 24, 2016, are hereby approved.

Adopted June 7, 2016. No. 16-348

WHEREAS, St. Louis County purchases employment services for persons with disabilities; and

WHEREAS, The Public Health and Human Services Department (PHHS) has contracted with Occupational Development Center, Inc., (ODC) and Goodwill Industries Vocational Enterprises, Inc., (GIVE) for over 30 years to provide extended employment services for persons with disabilities and wishes to renew these agreements; and

WHEREAS, Upon in-depth review and conversation with ODC, PHHS program staff has determined a rate increase from last year's amounts is warranted for that provider; and

WHEREAS, The maximum amount to be expended under this contract remains the same, resulting in no increase in PHHS funding;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into purchase of service agreements with the Occupational Development Center, Inc., Virginia, MN, and Goodwill Industries Vocational Enterprises, Inc., Duluth, MN, for extended employment services at the rates listed below for shelter-based work, supported employment, and job coaching at the contract maximum of \$90,408 for each agreement for the period January 1, 2016 through December 31, 2016, payable from Fund 230, Agency 232006, Object 604800.

<u>Agency</u>	<u>Services</u>	<u>Rates</u>
ODC	Shelter-Based Work	\$20.00/worker/day
	Supported Employment	\$20.00/worker/day
	Job Coaching	\$55.00/hour
GIVE	Shelter-Based Work	\$15.00/worker/day
	Supported Employment	\$15.00/worker/day
	Job Coaching	\$30.00/hour

RESOLVED FURTHER, That County Board Resolution No. 16-43, dated January 12, 2016, be rescinded.

Adopted June 7, 2016. No. 16-349

WHEREAS, St. Louis County has supported detoxification and hold services from the Center for Alcohol and Drug Treatment (CADT) in Duluth and Range Mental Health Center in Virginia with county funds for over ten (10) years; and

WHEREAS, The Public Health and Human Services Department (PHHS) wishes to continue these grant agreements for Calendar Year 2016 committed for this purpose; and

WHEREAS, Upon in-depth review and conversation with CADT, PHHS program staff has determined that an increase in the CADT detoxification and hold services contract amount of \$59,000 is necessary; and

WHEREAS, The increased contract amount will be funded through the Consolidated Chemical Dependency Treatment Fund;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into agreements with the following providers for detoxification and hold services for the period January 1, 2016 through December 31, 2016, payable from Fund 230-232006-606000:

<u>Provider</u>	<u>2016</u>
Center for Alcohol and Drug Treatment	\$1,444,700.00

Range Mental Health Center

\$ 424,730.00

RESOLVED FURTHER, That County Board Resolution No. 16-48, dated January 12, 2016, be rescinded.

Adopted June 7, 2016. No. 16-350

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, Willard Enterprises, Inc., of Duluth, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH

LOT 9, BLOCK 35, EX NLY 10 FT FOR HIGHWAY NO. 23

NORTONS FAIRMOUNT PARK DIV OF DULUTH

Parcel Code: 010-3510-08450; 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 Willard Enterprises, Inc., of Duluth, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of \$1,016.12, service fee of \$114, deed tax of \$3.35, deed fee of \$25, and recording fee of \$46, for a total of \$1,204.47 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted June 7, 2016. No. 16-351

WHEREAS, The contract with Ronald Salvesson of Duluth, MN, for the repurchase of state tax forfeited land is in default for nonpayment of taxes and installments; and

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

CITY OF DULUTH

LOTS: 0027 and 0028, BLOCK: 027

NEW DULUTH 1ST DIVISION

Parcel Codes: 010-3430-08950 and 010-3430-08960

C22110123; and

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

WHEREAS, The previous owner of the property will be notified by posting of the property or by mail;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the cancellation of contract for the purchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21;

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

Adopted June 7, 2016. No. 16-352

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 Hibbing Taconite Company for the relocation/reconstruction of County State Aid Highway (CSAH) 5 and CSAH 136 in Balkan Township and the city of Chisholm, whereby Hibbing Taconite and St. Louis County will be responsible for costs and duties as outlined in the agreement.

Adopted June 7, 2016. No. 16-353

WHEREAS, Hibbing Taconite has notified St. Louis County of its intention to expand mining operations through the existing alignment of County State Aid Highway (CSAH) 5, located southwest of the city of Chisholm; and

WHEREAS, St. Louis County will realign CSAH 5 onto existing CSAH 136 to enter the city of Chisholm; and

WHEREAS, St. Louis County, in cooperation with the Minnesota Department of Transportation, the City of Chisholm, and Hibbing Taconite, has selected a roundabout as the preferred design for the intersection of the new CSAH 5 and MNTH-73; and

WHEREAS, The Public Works Department submitted a request for proposals to six (6) engineering consultants to request design services for this roundabout; and

WHEREAS, The Public Works Department selected Short Elliott Hendrickson, Inc., of Duluth, MN, as the engineering consultant through the quality-based selection method; and

WHEREAS, The cost of the proposal from Short Elliott Hendrickson, Inc., is \$120,000;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to process a professional services agreement with Short Elliott Hendrickson, Inc., of Duluth, MN, in the amount of \$120,000, to design a roundabout at the intersection of the new CSAH 5 and MNTH-73 in the city of Chisholm;

RESOLVED FURTHER, This project is identified as SAP 069-736-001, CP 0136-287483, and is payable from Fund 220, Agency 220405.

Adopted June 7, 2016. No. 16-354

WHEREAS, The St. Louis County Public Works Department acquired controlled access as part of a 1973 right of way project for the reconstruction of County State Aid Highway (CSAH) 4/Rice Lake Road, from Arrowhead Road to Normanna Road; and

WHEREAS, Acquiring controlled access limited the access points onto CSAH 4/Rice Lake Road and these limitations have made it difficult to safely and properly develop this corner without an additional access location;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with granting the relocation of one access and the addition of another;

RESOLVED FURTHER, That an additional sight triangle easement will be granted to St. Louis County Public Works as part of the granting of the additional controlled access. In addition, driveway permits must be obtained by the appropriate applicant for determination of specific sizing of the actual entrances.

Adopted June 7, 2016. No. 16-355

WHEREAS, The St. Louis County Public Works Department plans to reclaim and overlay County State Aid Highway (CSAH) 7, from CSAH 47 to CSAH 133, in the city of Meadowlands and

Alborn Township (SP 069-607-050, CP 0007-208919); and

WHEREAS, In addition to the existing road right of way, certain lands are required for said construction, together with some possible 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;

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. Right of Way acquisition is payable from Fund 200, Agency 203001.

Adopted June 7, 2016. No. 16-356

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

CP 0005-257589, SAP 69-605-048, CSAH 5 between Side Lake and 0.125 mile North of McCue Road; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 12, 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>
Hoover Construction Co.	P.O. Box 1007 Virginia, MN 55792	\$187,478.85

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 0005-257589/ SAP 69-605-048	Fund 220, Agency 220403, Object 652700	\$187,478.85
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Adopted June 7, 2016. No. 16-357

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

CP 0108-288984 TST, CSAH 108 between CSAH 16 and UT 9234 (Little Lake Road); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 12, 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>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$466,805.94

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 0108-288984 TST	Fund 204, Agency 204039, Object 652806	\$466,805.94
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Adopted June 7, 2016. No. 16-358

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

CP 0116-243925 TST, Bridge 69A39 (County Bridge 367) and Approaches; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 19, 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>
Redstone Construction, LLC	2183 Hwy. 65 North Mora, MN 55051	\$1,372,741.72

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 204, Agency 204012, Object 652806.

Adopted June 7, 2016. No. 16-359

WHEREAS, The Third Street parking ramp which serves the St. Louis County Courthouse, Duluth, MN, for public and staff parking was originally constructed in 1985 and receives annual structural and condition inspections; and

WHEREAS, The 2015 and 2016 engineer's inspections revealed expansion joint failures, section clip failures, surface spalling, waterproofing failures, and worn traffic coating, and restoration is necessary for proper maintenance and to prevent any significant structural damage; and

WHEREAS, The County Purchasing Division solicited bids on May 11, 2016, with RAM Construction of Blaine, MN, providing the low responsible bid;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract with RAM Construction of Blaine, MN, in an amount of \$247,247 for the restoration/repair of the Duluth Courthouse/Third Street Parking Ramp, payable from parking fund revenues by way of the General Fund, Fund 100 designated for parking and transferred to Fund 100, Agency 128010.

Adopted June 7, 2016. No. 16-360

WHEREAS, In January 2012, the St. Louis County Board authorized an Agreement for Professional Services with Kendall Dykhuis to provide agriculture and environment education and services for consumer and commercial audiences; and

WHEREAS, In January 2015, the County Board authorized an amendment to this agreement ending December 31, 2015; and

WHEREAS, A Second Amendment to Agreement for Professional Services is proposed for one (1) year beginning January 2, 2016 and terminating December 31, 2016, for a total contract price of \$33,287.75 (a rate of \$32.09 per hour, not to exceed 975 hours, plus appropriate reimbursements), with an annual renewal of up to three (3) years, upon compensation review;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to sign a Second Amendment to Agreement for Professional Services with Kendall Dykhuis to provide agriculture and environment education for the County Extension Office, totaling \$33,287.75, payable from Fund 184, Agency 184001, Object 629900 - \$31,287.75; and Fund 184, Agency 184001, Object 635500 - \$2,000.

Adopted June 7, 2016. No. 16-361

WHEREAS, In January 2012, the St. Louis County Board authorized an Agreement for Professional Services with Robert M. Olen to perform horticulture, food and environment education and services for consumer and commercial audiences; and

WHEREAS, In January 2015, the County Board authorized an amendment to this agreement ending December 31, 2015; and

WHEREAS, A Second Amendment to Agreement for Professional Services is proposed for one (1) year beginning January 2, 2016 and terminating December 31, 2016, for a total contract price of \$71,282 (a rate of \$34.76 per hour, not to exceed 1,950 hours, plus appropriate reimbursements), with an annual renewal of up to three (3) years, upon compensation review;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to sign a Second Amendment to Agreement for Professional Services with Robert M. Olen to provide horticulture, food and environment services for the County Extension Office, totaling \$71,282, payable from Fund 184, Agency 184001, Object 629900 - \$67,782; and Fund 184, Agency 184001, Object 635500 - \$3,500.

Adopted June 7, 2016. No. 16-362

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 June 7, 2016. No. 16-363

RESOLVED, That a public hearing will be held at 9:40 a.m., on June 28, 2016, in the Pike Town Hall, Embarrass, MN, for the purpose of considering an Off-Sale Intoxicating Liquor License for Hugo's, Inc., d/b/a Hugo's, Ault Township.

Adopted June 7, 2016. No. 16-364

RESOLVED, That a public hearing will be held at 9:45 a.m., on June 28, 2016, in the Pike Town Hall, Embarrass, MN, for the purpose of considering an Off-Sale Intoxicating Liquor License to Random ACT Inc d/b/a Kountry Krossroads, Pike Township.

Adopted June 7, 2016. No. 16-365

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

Section 1. Recitals. The Board makes the following recitals of fact:

A. The Housing and Redevelopment Authority of St. Louis County (the "HRA") was established by the County and is authorized to exercise housing and economic development powers among others.

B. In furtherance of the objectives of the HRA, the HRA and the Housing and Redevelopment Authority in and for the City of Ely, Minnesota (the "City HRA") undertook a qualified housing development project consisting of 26 units of housing for moderate income elderly persons (the "Project") located on Washington Street between Eighth and Tenth Avenues in the City of Ely, Minnesota (the "City"). The City HRA requested the HRA to assist in financing the Project.

C. The HRA and the City HRA prepared the Multifamily Housing Development Program for the Project (the "Program"). The Program was submitted to the Arrowhead Regional

Development Commission for review on September 14, 2006.

D. A public hearing on the Program was held by the County on October 3, 2006, after one publication of notice in a newspaper circulating generally within the jurisdiction of the HRA at least 15 days before the hearing.

E. In order to refinance the Project, the City HRA proposes to issue revenue bonds in the maximum principal amount of \$4,100,000 (the "Bonds") to refund the outstanding amount of the following obligations of the City HRA:

- i. Housing Development Revenue Bonds, Series 2006A (St. Louis County, Minnesota, General Obligation), dated November 16, 2006; and
- ii. Housing Development Revenue Bond, Series 2008, dated June 4, 2008 (the "2008 Bond").

F. The Project is and would continue to be jointly owned by the City HRA and the HRA and operated by the City HRA pursuant to an Operating Agreement between the City HRA and the HRA (the "Operating Agreement"), which contains an option to purchase the Project by the City HRA.

G. Under the Operating Agreement, the City HRA would operate the Project in a manner to generate rents in amounts sufficient to pay 110% of principal of and interest on the Bonds.

H. In order to provide additional security for the Bonds, the City HRA has requested that the County approve the pledge by the City HRA of the general obligation of the County, subject to the terms and conditions of a Joint Powers Agreement (the "JPA") between the City HRA, the City, the HRA and the County. Under the JPA, the City would indemnify the County for payment of a \$3,000,000 portion of principal of the Bonds plus accrued interest.

I. Fryberger, Buchanan, Smith & Frederick, P.A., bond counsel, has informed the HRA that since the 2008 Bond was not secured by the general obligation of the County, it is required by law that the principal portion of the Bonds to be secured by the pledge of the general obligation of the County be approved by the Board after a public hearing on the matter is held by both the HRA and the County at least 15 days but not more than 120 days before the sale of the Bonds.

Section 2. Intent. The Board expresses its present intention to provide the general obligation of the County to secure the Bonds up to a maximum principal amount of \$4,100,000.

Section 3. Hearing.

A. The Board will meet jointly with the governing body of the HRA on July 5, 2016, at 9:40 a.m. to conduct a public hearing on the Bonds.

B. The action of the County Auditor or his designee in publishing the notice of public hearing attached hereto as Exhibit A once in the *Duluth News Tribune*, and if deemed necessary by the County Auditor to comply with the policies of the County, the *Cook News-Herald*, no later than June 20, 2016.

## EXHIBIT A

### NOTICE OF PUBLIC HEARING BY ST. LOUIS COUNTY, MINNESOTA, AND THE HOUSING AND REDEVELOPMENT AUTHORITY OF ST. LOUIS COUNTY ON THE ISSUANCE OF GOVERNMENTAL HOUSING REVENUE REFUNDING BONDS

The Board of Commissioners of St. Louis County, Minnesota (the "County") and the Board of

Commissioners of the Housing and Redevelopment Authority of St. Louis County, Minnesota (the "HRA") will conduct a joint public hearing on Tuesday, July 5, 2016, at 9:30 a.m., or as soon thereafter as reasonably possible, in the County Boardroom, 2<sup>nd</sup> Floor, Courthouse, Duluth, Minnesota.

The joint public hearing/special meeting is being held on the proposal of the Housing and Redevelopment Authority in and for the City of Ely, Minnesota (the "City HRA") to issue its governmental housing revenue refunding bonds in an amount not exceeding \$4,100,000 (the "Bonds") to refinance obligations previously issued to finance the Multifamily Housing Development Program (the "Program") of the City HRA and the HRA, payment of which would be secured by the pledge of the general obligation of the County. The Program consists of the 26-unit qualified housing development project consisting of 26 units of housing located on Washington Street between Eighth and Tenth Avenues in the City of Ely, Minnesota, primarily for rental to moderate income elderly persons. The Program and the refinancing thereof, including the Bonds, are undertaken pursuant to the requirements of Minnesota Statutes, Section 469.034, Subdivision 2.

All persons interested may appear and be heard at the time and place set forth above or may submit written comments to the County or the HRA in advance of the hearing.

BY ORDER OF THE BOARD OF COMMISSIONERS  
 ST. LOUIS COUNTY, MINNESOTA  
 DONALD DICKLICH, COUNTY AUDITOR  
 By: Phil Chapman, Deputy Auditor/Clerk of County  
 Board

BY ORDER OF THE BOARD OF COMMISSIONERS  
 HOUSING AND REDEVELOPMENT AUTHORITY  
 OF  
 ST. LOUIS COUNTY  
 Barbara Hayden, Executive Director

Adopted June 7, 2016. No. 16-366

RESOLVED, That the recommendations of the Finance Committee for payment of claims and bills against the County of St. Louis, on file in the office of the County Auditor, identified as County Board File No. 60275, are hereby approved and the County Auditor shall issue checks in the following amounts:

<b>February 2016</b>		
100	General Fund	\$6,061,570.44
148	Volunteer Fire Departments	2,268.10
149	Personal Service Fund	1,416.46
150	Sheriff's NEMESIS Fund Group	289,361.68
160	MN Trail Assistance	93,082.35
166	Sheriff Fine Contingency	512.98
168	Sheriff's State Forfeitures	570.00
169	Attorney Trust Accounts-VW	1,412.77
170	Boundary Waters Forfeiture	10,000.00

172	Sheriff Federal Forfeitures	1,625.00
173	Emergency Shelter Grant	21,653.56
178	Economic Development – Tax Forf.	22,152.00
179	Enhanced 9-1-1	19,422.00
183	City/County Communications	399.24
184	Extension Service	44,448.54
200	Public Works	2,837,001.97
204	Local Option Transit Sales Tax	174,922.67
210	Road Maint – Unorg Townships	106.92
220	State Road Aid	324,465.60
225	PW – June 2012 Flood	39,067.14
230	Public Health & Human Services	6,227,192.89
240	Forfeited Tax	409,871.43
260	CDBG Grant	142,694.57
270	HOME Grant	215.39
290	Forest Resources	50,289.08
400	County Facilities	117,474.06
402	Depreciation Reserve Fund	30,841.35
405	Public Works Building Const.	44,895.00
407	Public Works – Equipment	334,825.81
444	2015C – Capital Improvement Bond	266,596.43
600	Environmental Services	481,945.81
616	On-Site Waste Water Division	40,254.92
715	County Garage	79,986.88
720	Property Casualty Liability	8,096.88
730	Workers Compensation	289,943.10
740	Medical Dental Insurance	<u>2,678,565.42</u>
		<b>\$21,149,148.44</b>

Adopted June 7, 2016. No. 16-367

RESOLVED, That the recommendations of the Finance Committee for payment of claims and bills against the County of St. Louis, on file in the office of the County Auditor, identified as County Board File No. 60275, are hereby approved and the County Auditor shall issue checks in the following amounts:

**March 2016**

100	General Fund	\$6,059,239.35
149	Personal Service Fund	1,305.45
150	Sheriff's NEMESIS Fund Group	7,009.10
160	MN Trail Assistance	50,546.20
168	Sheriff's State Forfeitures	1,056.20
169	Attorney Trust Accounts-VW	1,551.17
170	Boundary Waters Forfeiture	5,143.00
173	Emergency Shelter Grant	60,065.94
178	Economic Development – Tax Forf.	127,092.00
179	Enhanced 9-1-1	13,226.00

180	Law Library	69,239.69
183	City/County Communications	621.47
184	Extension Service	52,847.06
200	Public Works	3,036,180.37
204	Local Option Transit Sales Tax	3,290.00
210	Road Maint – Unorg Townships	5,504.11
220	State Road Aid	131,117.83
225	PW – June 2012 Flood	19,462.50
230	Public Health & Human Services	7,624,679.50
240	Forfeited Tax	418,808.75
260	CDBG Grant	394,906.64
261	CDBG Program Income	5,174.20
270	HOME Grant	35,673.24
280	Federal Septic Loan – EPA Fund	25,195.00
290	Forest Resources	71,677.73
400	County Facilities	245,740.30
402	Depreciation Reserve Fund	43,875.78
405	Public Works Building Const.	8,181.00
407	Public Works – Equipment	150,032.00
440	2013A Capital Improvement Bond	1,787.50
444	2015C – Capital Improvement Bond	61,238.58
600	Environmental Services	493,390.43
616	On-Site Waste Water Division	39,977.14
715	County Garage	61,218.80
720	Property Casualty Liability	9,860.92
730	Workers Compensation	343,903.35
740	Medical Dental Insurance	3,966,752.60
770	Retired Employee Health Ins	1,220.70
		<u>\$23,647,791.60</u>

Adopted June 7, 2016. No. 16-368

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated May 27, 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 June 7, 2016. No. 16-369

WHEREAS, The Auditor's Service Center, located at the Miller Hill Mall, Duluth, MN, has experienced a sustained increase in customer transactions over the last three years; and

WHEREAS, The increased transaction volume at the Auditor's Service Center is not anticipated to decrease; and

WHEREAS, The Auditor's Office has determined that a 0.5 increase to the FTE complement of the Service Center will allow the Center to better meet the needs of the office and the public given this increased work volume; and

WHEREAS, Funding for this increase is available in the Auditor's Office budget;

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

of an Information Specialist II 0.5 FTE (Civil Service Basic Unit Pay Plan, pay grade 10) to an Information Specialist II 1.0 FTE (Civil Service Basic Unit Pay Plan, pay grade 10) at the Auditor's Service Center. Funding for this increase is available in Fund 100, Agency 115004.

Adopted June 7, 2016. No. 16-370

WHEREAS, Minn. Stat. § 274.13 requires that county commissioners constitute a County Board of Appeal and Equalization each year to hear complaints of taxpayers and review assessments of real and personal property throughout the county; and

WHEREAS, The statute empowers the County Board of Appeal and Equalization to appoint a Special Board of Appeal and Equalization to which it may delegate all powers and duties of the County Board of Appeal and Equalization; and

WHEREAS, The St. Louis County Board, having reviewed the matter, determines it is in the public interest to appoint said Special Board;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the following individuals to serve as the Special Board of Appeal and Equalization for Assessment Year 2016:

- John Heino, Duluth                      Commissioner District #1
- John Doberstein, Duluth              Commissioner District #2
- Lee Conradi, Duluth                    Commissioner District #3
- Leonard Cersine, Ely                  Commissioner District #4
- Tim Peterson, Hermantown          Commissioner District #5
- Dawn Cole, Town of Fayal          Commissioner District #6
- Frank Bigelow, City of Hibbing      Commissioner District #7

RESOLVED FURTHER, That the Special Board of Appeal and Equalization is:

- Delegated all powers and duties of the County Board of Appeal and Equalization;
- To report the results of their deliberations back to the St. Louis County Board in the form of minutes kept by the Clerk of the County Board;
- Directed to hold at least one meeting day in the St. Louis County Courthouse, Duluth, and one day at the Northland Office Center, in Virginia, Minnesota;
- To be compensated at the rate of \$200 per meeting day (payable from Assessor's Department Fund 100, Agency 118001, Object 635300 - Non-employee fees) and be reimbursed for mileage and expenses at the current county rate (from Assessor's Department Object 635500 - Non-employee travel).
- Directed to convene at 10:00 a.m., June 15, 2016, in the Commissioner's Conference Room, St. Louis County Courthouse, Duluth, MN.

Adopted June 7, 2016. No. 16-371

**BY COMMISSIONER RUKAVINA:**

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

CP 0307-225876 (Low), CR 307 (Wuori Road) approximately 90' West of CR 303 (Trillium Road);

CP 0303-294361 (Tied), CR 303 (Trillium Road) approximately 90' North of CR 307 (Wuori Road); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works

Complex, Duluth, MN, on May 26, 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>
Casper Construction, Inc.	212 SE 10 <sup>th</sup> Street Grand Rapids, MN 55744	\$114,435.90

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 as follows:

CP 0307-225876 (Low)	Fund 200, Agency 203440, Object 652800	\$67,432.65
CP 0303-294361 (Tied)	Fund 200, Agency 203441, Object 652800	\$47,003.25

Unanimously adopted June 7, 2016. No. 16-372

**BY COMMISSIONER RUKAVINA:**

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

CP 0136-257592, CSAH 136 between CSAH 5 and TH 73; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on May 26, 2016, and the low responsible bid determined;

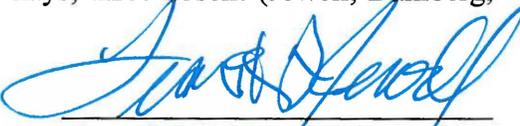
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hoover Construction Co.	P.O. Box 1007 Virginia, MN 55792	\$1,615,683.70

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 203442, Object 652800.

Unanimously adopted June 7, 2016. No. 16-373

At 10:12 a.m., June 7, 2016, Commissioner Nelson, supported by Commissioner Boyle, moved to adjourn the meeting. The motion passed; four yeas, zero nays, three absent (Jewell, Dahlberg, Raukar).



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)