



AGENDA

REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF ST. LOUIS COUNTY, MINNESOTA

Tuesday, June 28, 2016, 9:30 A.M.

**Pike Town Hall
6862 Highway 68
Embarrass, Minnesota**

Directions: Highway 53 to the Highway 169 cutoff north of Virginia. Travel 8 miles on Highway 169 to Highway 68, turn right onto Highway 68, travel 0.6 mile. The Pike Town Hall is on the right.

**STEVE RAUKAR, Chair
Seventh District**

**FRANK JEWELL, Vice-Chair
First District**

**PATRICK BOYLE
Second District**

**CHRIS DAHLBERG
Third District**

**TOM RUKAVINA
Fourth District**

**PETE STAUBER
Fifth District**

**KEITH NELSON
Sixth District**

County Auditor
Donald Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Phil Chapman

The St. Louis County Board of Commissioners welcomes you to this meeting. This agenda contains a brief description of each item to be considered. The Board encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Board when a motion is on the floor. If you wish to speak on a matter that does not appear on the agenda, you may do so during the public comment period at the beginning of the meeting. Except as otherwise provided by the Standing Rules of the County Board, no action shall be taken on any item not appearing in the agenda.

When addressing the Board, please sign in at the podium and state your name and address for the record. Please address the Board as a whole through the Chair. Comments to individual Commissioners or staff are not permitted. The St. Louis County Board promotes adherence to civility in conducting the business of the County. Civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issue before the Board. Tools of civility include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility [County Board Resolution No. 560, adopted on September 9, 2003]. Speakers will be limited to five (5) minutes.

****In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify Property Management 72 hours prior to the meeting at (218)725-5085.****

All supporting documentation is available for public review in the County Auditor's Office, 100 North 5th Avenue West - Room No. 214, St. Louis County Courthouse, Duluth, MN, during regular business hours 8:00 A.M. - 4:30 P.M., Monday through Friday. Agenda is also available on our website at <http://www.stlouiscountymn.gov/GOVERNMENT/BoardofCommissioners.aspx>

AGENDA
St. Louis County Board
June 28, 2016
Page 2

9:30 A.M. Moment of Silence
Pledge of Allegiance
Roll Call

“Words of Wisdom” – Commissioner Nelson, Sixth District

AT THIS TIME CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD ON ITEMS NOT ON THE AGENDA. [Speakers will be limited to 5 minutes each.]

FOR ITEMS LISTED ON THE BOARD AGENDA OR COMMITTEE OF THE WHOLE AGENDA, CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

9:40 A.M. PUBLIC HEARING, pursuant to Resolution No. 16-364, adopted June 7, 2016, to consider the issuance of an Off-Sale Intoxicating Liquor License to Hugo’s, Inc., d/b/a Hugo’s, Ault Township. **{16-271}**

9:45 A.M. PUBLIC HEARING, pursuant to Resolution No. 16-365, adopted June 7, 2016, to consider the issuance of an Off-Sale Intoxicating Liquor License to Random ACT Inc. d/b/a Kountry Krossroads, Pike Township. **{16-272}**

CONSENT AGENDA

Approval of business submitted on the consent agenda.

REGULAR AGENDA

Public Works & Transportation Committee – Commissioner Stauber, Chair

1. Bid awarded to KGM Contractors, Inc., of Angora, MN, for the reconstruction of County State Aid Highway 9/4th Street in Duluth. **{16-273}** **[Has not been to committee; requires consent of the Board to be considered.]**

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

2. Appoint elections judges for unorganized townships and for the County Absentee Ballot Board, the Mail Ballot Board, and the Uniformed and Overseas Citizen Absentee Voting Act (UOCAVA) Ballot Board for the 2016 Primary and General Elections. **{16-270}** **[Without recommendation.]**

(Continued)

AGENDA
St. Louis County Board
June 28, 2016
Page 3

ADJOURNED:

NOTE: Immediately following the Board meeting, Commissioners and the public are invited to a watercraft inspection and decontamination demonstration by the North St. Louis Soil & Water Conservation District and the Sportsmen's Club of Lake Vermilion at the Y-Store, 6368 Highway 169, Tower, MN.

Watercraft Inspection and Decontamination Demonstration

(Immediately after the County Board and Committee of the Whole Meetings, June 28, 2016)

The Sportsmen's Club of Lake Vermilion (SCLV) and the North St. Louis Soil & Water Conservation District (NSLSWCD) invite St. Louis County Commissioners to see a watercraft inspection and decontamination after the County Board Meeting on June 28 in Pike Township. Watercraft inspections and decontaminations on Lake Vermilion are funded through the 2015 Aquatic Invasive Species grant to the SCLV.

The decontamination unit is stationed at the Y-Store (just 5.6 miles from Pike Town Hall). We will have a boat there that Phil Norvitch, Water Resources Specialist with NSLSWCD, will inspect and decontaminate. He will complete an inspection and decontamination in about 15 minutes and then answer questions. Members of the Sportsmen's Club and I will also be available to visit with St. Louis County Commissioners.

In addition, for those interested in learning more about Lake Vermilion itself and possibly seeing live inspections, we will host a tour of HooDoo Point upon completion at the Y-Store. HooDoo Point is 10 miles from the Y-Store.

We are excited to show County Commissioners what the Aquatic Invasive Species grant funding has allowed. Since fishing opener, we have inspected over 3,000 watercraft! Our target was to inspect 9,000 of the estimated 18,000 launches. It seems we will easily hit that target.

Anita Provinzino

District Administrator
North St Louis SWCD
307 First St S, Ste 114
Virginia MN 55792
218-471-7284

Directions to Y-Store (5.5 miles from Pike Town Hall)
Take left out of parking lot onto Hwy 68 (1/2 mile)
Take right onto Hwy 169 (5 miles)
Take right into Y-Store parking lot

Additional Tour of HooDoo Point on Lake Vermilion (10 miles from Y-Store) for those interested in learning more about the lake and possibly seeing live watercraft inspections:

Take right onto Hwy 169 (9 miles)
Turn left onto Cedar St.
Take the 2nd left onto 3rd St N
3rd St N becomes Hoodoo Point Rd – go 1 mile to Hoo Doo Point

BOARD LETTER NO. 16 – 271

FINANCE & BUDGET COMMITTEE

JUNE 28, 2016 BOARD AGENDA 9:40 A.M.
PUBLIC HEARING

DATE: June 28, 2016 **RE:** Public Hearing to Consider Off-Sale Intoxicating Liquor License (Hugo's, Ault Township)

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor/Treasurer

RELATED DEPARTMENT GOAL:

Provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St. Louis County Board is requested to consider an off-sale intoxicating liquor license for Hugo's, Inc., d/b/a Hugo's, Ault Township.

BACKGROUND:

Hugo's, Inc., has made application for an Off-Sale Intoxicating Liquor License for the establishment known as Hugo's, Ault Township. Minn. Stat. § 340A.405, Subd. 2(d), relating to the issuance of off-sale intoxicating liquor licenses provides that "No license may be issued under this subdivision unless a public hearing is held on the issuance of the license. Notice must be given to all interested parties and to any city located within three miles of the premises to be licensed. At the hearing the county board shall consider testimony and exhibits presented by interested parties and may base its decision to issue or deny a license upon the nature of the business to be conducted and its impact upon any municipality, and the character and reputation of the applicant, and the propriety of the location."

The County Liquor Licensing Committee considered and approved the application and recommends Board approval. According to the St. Louis County Fee Schedule, this establishment is an exclusive liquor store in an organized township and is applying for an Off-Sale Intoxicating Liquor License located in Area 3, and the annual license fee is \$500.

RECOMMENDATION:

It is recommended that the St. Louis County Board consider the testimony at the public hearing and barring any valid objection, approve the issuance of the off sale license.

**Public Hearing to Consider Off-Sale Intoxicating Liquor License
(Hugo's, Ault Township)**

BY COMMISSIONER _____

WHEREAS, Hugo's, Inc. d/b/a Hugo's, Ault Township, St. Louis County, Minnesota, has applied for an off-sale intoxicating liquor license; and

WHEREAS, Minn. Stat. § 340A.405, Subd. 2(d), requires that a public hearing be held prior to the issuance of an off-sale intoxicating liquor license; and

WHEREAS, A public hearing was held on June 28, 2016, at 9:40 a.m., in the Pike Town Hall, Embarrass, MN, for the purpose of considering the granting of the off-sale intoxicating liquor license; and

WHEREAS, With regard to the application for said license, Hugo's has complied in all respects with the requirements of Minnesota Law and St. Louis County Ordinance No. 28; and

WHEREAS, The Liquor Licensing Committee of the St. Louis County Board of Commissioners has considered the nature of the business to be conducted and the propriety of the location and has recommended approval of the application;

THEREFORE, BE IT RESOLVED, That an Off-Sale Intoxicating Liquor License shall be issued to Hugo's, Inc. d/b/a Hugo's, Ault Township, located in Area 3, and in accordance with the St. Louis County Fee Schedule the annual fee is \$500;

RESOLVED FURTHER, That said liquor license shall be effective through June 30, 2017;

RESOLVED FURTHER, That said license is approved contingent upon payment of real estate taxes when due;

RESOLVED FURTHER, That if named license holder sells the licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a new owner but without pro-rated refund of license fee to the license holder.

BOARD LETTER NO. 16 – 272

FINANCE & BUDGET COMMITTEE

JUNE 28, 2016 BOARD AGENDA 9:45 A.M.
PUBLIC HEARING

DATE: June 28, 2016 **RE:** Public Hearing to Consider Off-Sale Intoxicating Liquor License (Kountry Krossroads, Pike Township)

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor/Treasurer

RELATED DEPARTMENT GOAL:

Provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St. Louis County Board is requested to consider an off-sale intoxicating liquor license for Random ACT Inc d/b/a Kountry Krossroads, Pike Township.

BACKGROUND:

Random ACT Inc has made application for an Off-Sale Intoxicating Liquor License for the establishment known as Kountry Krossroads, Pike Township. Minn. Stat. § 340A.405, Subd. 2(d), relating to the issuance of off-sale intoxicating liquor licenses provides that "No license may be issued under this subdivision unless a public hearing is held on the issuance of the license. Notice must be given to all interested parties and to any city located within three miles of the premises to be licensed. At the hearing the county board shall consider testimony and exhibits presented by interested parties and may base its decision to issue or deny a license upon the nature of the business to be conducted and its impact upon any municipality, and the character and reputation of the applicant, and the propriety of the location."

The County Liquor Licensing Committee considered and approved the application and recommends Board approval. According to the St. Louis County Fee Schedule, this establishment is applying for an Off Sale Intoxicating Liquor License located in Area 3 and the annual license fee is \$250.

RECOMMENDATION:

It is recommended that the St. Louis County Board consider the testimony at the public hearing and barring any valid objection, approve the issuance of the off sale license.

**Public Hearing to Consider Off-Sale Intoxicating Liquor License
(Kountry Krossroads, Pike Township)**

BY COMMISSIONER _____

WHEREAS, Random ACT Inc d/b/a Kountry Krossroads, Pike Township, St. Louis County, Minnesota, has applied for an off-sale intoxicating liquor license; and

WHEREAS, Minn. Stat. § 340A.405, Subd. 2(d), requires that a public hearing be held prior to the issuance of an off-sale intoxicating liquor license; and

WHEREAS, A public hearing was held on June 28, 2016, at 9:45 a.m., in the Pike Town Hall, Embarrass, MN, for the purpose of considering the granting of the off-sale intoxicating liquor license; and

WHEREAS, With regard to the application for said license, Kountry Krossroads has complied in all respects with the requirements of Minnesota Law and St. Louis County Ordinance No. 28; and

WHEREAS, The Liquor Licensing Committee of the St. Louis County Board of Commissioners has considered the nature of the business to be conducted and the propriety of the location and has recommended approval of the application;

THEREFORE, BE IT RESOLVED, That an Off-Sale Intoxicating Liquor License shall be issued to Random ACT Inc d/b/a Kountry Krossroads, Pike Township, located in Area 3, and in accordance with the St. Louis County Fee Schedule the annual fee of \$250;

RESOLVED FURTHER, That said liquor license shall be effective through June 30, 2017;

RESOLVED FURTHER, That said license is approved contingent upon payment of real estate taxes when due;

RESOLVED FURTHER, That said license is approved contingent upon proof of Workers' Compensation insurance information;

RESOLVED FURTHER, That if named license holder sells the licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a new owner but without pro-rated refund of license fee to the license holder.

Anticipated Start Date: July 18, 2016
Anticipated Completion Date: November 30, 2017
Engineer's Estimate: \$12,355,999.35

Bids:
KGM Contractors, Inc. \$13,787,141.74 (+\$1,431,142.39, +11.58%)
 Angora, MN
Northland Constructors \$13,958,526.31
 Duluth, MN
Ulland Brothers, Inc. \$19,245,707.25
 Cloquet, MN

RECOMMENDATION:

It is recommended that the St. Louis County Board award County Project 0009-147349 TST, SP 69-609-040 to low bidder KGM Contractors of Angora in the amount of \$13,787,141.74, payable as follows:

Fund 220, Agency 220270, Object 652700 \$13,237,141.74 (\$4,800,000.00 Federal, \$4,630,102.90 St. Louis County State Aid, \$3,807,038.84 City of Duluth Revenue for Expense)

Fund 204, Agency 204042, Object 652806 \$550,000.00 (St. Louis County Transportation Sales Tax Funds).

Award of Bid: Reconstruction of CSAH 9/4th Street (Duluth)

BY COMMISSIONER _____

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

CP 0009-147349 TST/SAP 69-609-040, CSAH 9 (4th Street & Wallace Avenue) from 6th Avenue East to Arrowhead Road in Duluth; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on June 9, 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:

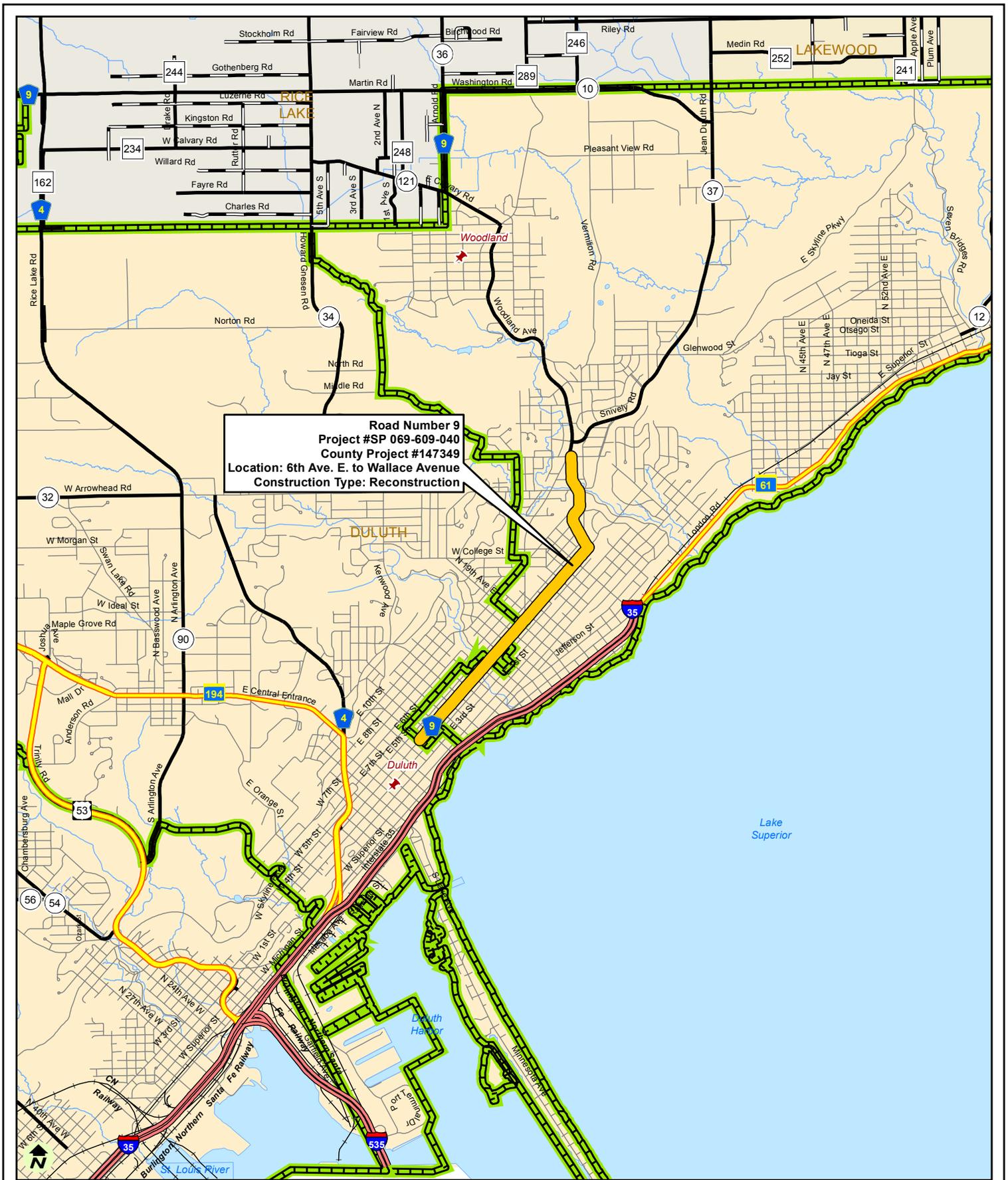
<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
KGM Contractors, Inc.	9211 Hwy. 53 Angora, MN 55703	\$13,787,141.74

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:

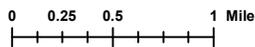
SP 69-609-040 TST	Fund 220, Agency 220270, Object 652700	\$13,237,141.74
	Fund 204, Agency 204042, Object 652806	\$ 550,000.00

With additional revenue budgeted for expense:

City of Duluth	Fund 220, Agency 220270, Rev. Obj. 551501	\$ 3,807,038.84
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St. Louis County 2016 Road & Bridge Construction



Map Components

- | | | |
|--|-------------------------|---------------------|
| 2016 Road & Bridge Construction | — County Road - Paved | — Township Boundary |
| — Reconstruction | — County Road - Gravel | ★ City/Town |
| — Interstate Highway | — Railroad | — Lake |
| — U.S./State Highway | — Commissioner District | — River/Stream |

BOARD LETTER NO. 16 – 270

CENTRAL MANAGEMENT & INTERGOVERNMENTAL COMMITTEE NO. 1

JUNE 28, 2016 BOARD AGENDA NO. 2

DATE: June 14, 2016 **RE:** Appointment of Election Judges
for Unorganized Townships, and
Absentee, UOCAVA, and Mail
Ballot Boards

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor/Treasurer

RELATED DEPARTMENT GOAL:

To comply with Minnesota Election Laws and to facilitate conduct of the 2016 elections.

ACTION REQUESTED:

The St. Louis County Board is requested to appoint election clerks/judges, set compensation rates, and designate polling places for precincts in the unorganized townships. The County Board is also requested to authorize appointment of election judges for the County Absentee Ballot Board, Mail Ballot Board and Uniformed and Overseas Citizen Absentee Voting Act (UOCAVA) Ballot Board.

BACKGROUND:

The County Board is the governing body for all unorganized townships within St. Louis County. As governing body, the Board is responsible for appointing election judges, setting compensation rates and designating polling places for state and county elections in unorganized townships not voting by mail ballot (a designation established by previous Board actions). The Board is also responsible for appointing election judges to process and tabulate votes from mail ballot precincts.

State legislation enacted in 2010 requires the County Board to appoint Absentee Ballot Board and UOCAVA Ballot Board members to accept, reject and count absentee ballots. The goal of the legislation is to bring uniformity to the absentee ballot process.

Minn. Stat. § 204B.31, sub. 1d, mandates that “election judges shall receive at least the prevailing Minnesota minimum wage for each hour spent carrying out their duties at the

polling place and attending training sessions.” The statute also requires mileage reimbursement at the current CONUS reimbursement rate (\$0.54 per mile).

RECOMMENDATION:

It is recommended that the St. Louis County Board appoint election judges for unorganized townships with polling places and those voting by mail, designate polling places and authorize appointment of the following boards: Absentee Ballot, Mail Ballot and UOCAVA ballot. Compensation shall be \$9.50 per hour - not including county staff- plus mileage of \$0.54 per mile Funding is included in the 2016 Auditor Election Budget (Fund 100, Agency 127001, Objects 635300 and 635500).

**Appointment of Election Judges for Unorganized Townships, and Absentee,
UOCAVA, and Mail Ballot Boards**

BY COMMISSIONER: _____

THEREFORE, BE IT RESOLVED, That the following unorganized townships are designated by the St. Louis County Board as election precincts with polling places as listed. Additionally, the below listed eligible voters are appointed as clerks and/or election judges for the 2016 Primary and General Elections:

UNORGANIZED TOWNSHIP 57-16 (Unorganized Precinct 14)

Clerk/Head Judge – Jan Dzwonkowski, 6317 Heritage Trail, Gilbert, MN, 55741
Judge – Elaine Elmquist, 4273 McKinley Road, Gilbert, MN, 55741
Judge – Wanda Lerol, 4493 Lilac Rd, Gilbert, MN, 55741
Judge – Shawn Herhusky, 22 Taconite Drive, Virginia, MN 55792
Polling Place - Lakeland Fire Hall, 4667 Vermilion Trail, Gilbert, MN, 55741

UNORGANIZED TOWNSHIP 60-18 (Unorganized Precinct 15)

Clerk/Head Judge – Mary Elaine Arola, 7354 Donnywood Road, Britt, MN, 55710
Judge – Kimberly Stokes, 7226 Sand Lake Road, Britt, MN, 55710
Judge – Susan Kolstad, 9204 Petola Road, Britt, MN, 55710
Judge – Kim Orton, 7182 N. Dark Lake Road, Britt, MN, 55710
Judge – Mary Jean Eilertson, 7364 Highway 53, Britt, MN, 55710
Polling Place – Sand Lake Chapel, 9038 Biss Road, Britt, MN, 55710

UNORGANIZED TOWNSHIP 60-19 (Unorganized Precinct 16)

Clerk/Head Judge – Victoria Emmons, 9659 Folsom Road, Britt, MN, 55710
Judge – Diane Falstrom, 9705 Folsom Road, Britt, MN, 55710
Judge – Margaret Morgan, 9783 Dickinson Lane, Brit, MN 55710
Judge – Elizabeth Hayes, 24 Merritt Drive, Virginia, MN, 55792
Polling Place – Evergreen Volunteer Fire Department, 10233 Hwy 65, Britt, MN, 55710

UNORGANIZED TOWNSHIP 56-16 (Unorganized Precinct 17)

Clerk/Head Judge – Lorraine Niskala, 6118 Long Lake Road, Makinen, MN, 55763
Judge – Sharon Wefel, 3722 Lost Lake Road, Gilbert, MN, 55741
Judge – Elaine Jarvi, 6104 Long Lake Road, Makinen, MN, 55763
Polling Place – Makinen Community Center, Makinen, MN, 55763

RESOLVED FURTHER, That the following eligible voters are appointed as election judges to process and tabulate votes in the St. Louis County Courthouse, Duluth, for unorganized townships voting by mail and/or to serve on the County Absentee Ballot Board, Uniformed and Overseas Citizen Absentee Voting Act (UOCAVA) Ballot Board and Mail Ballot Board:

Judge – Linda Derass, 3554 Prindle Road, Duluth, MN 55803
Judge – Catherine (Tina) Voce, 822 5th Avenue, Two Harbors, MN 55616
Judge – William Wise, 3618 Allendale, Duluth, MN 55803
Judge/Staff – Lisa Sweet, 100 N. 5th Ave. W. #214, Duluth, MN 55802
Judge/Staff – Wendy Johnson, 100 N. 5th Ave. W. #214, Duluth, MN 55802
Judge/Staff – Brenda George, 100 N. 5th Ave. W. #214, Duluth, MN 55802
Judge/Staff – Amy Gundersen, 100 N. 5th Ave. W. #214, Duluth, MN 55802
Judge/Staff – Lisa Hinnenkamp, 100 N. 5th Ave. W. #214, Duluth, MN 55802

RESOLVED FURTHER, That the following eligible voters are appointed as election judges to serve on the County Absentee, UOCAVA and Mail Ballot Boards in the Virginia Auditor's Office, Northland Office Center, 307 1st Street, Virginia, MN:

Judge/Staff – Cindy Palm, 307 1st Street, Virginia, MN 55792
Judge/Staff – Sheree Sweeney, 307 1st Street, Virginia, MN 55792
Judge/Staff – Jason Raida, 307 1st Street, Virginia, MN 55792
Judge/Staff – Jill Berg, 307 1st Street, Virginia, MN 55792

RESOLVED FURTHER, That the County Auditor and/or Clerk/Head Election Judge may make election judge appointments to fill vacancies should they occur.

RESOLVED FURTHER, That Compensation for 2016 election judge services - not including county staff - is established at \$9.50 per hour, and the current mileage reimbursement rate of \$0.54 per mile. Funding will be from Auditor/Elections: Fund 100, Agency 127001, Objects 635300 and 635500.