

OFFICIAL PROCEEDINGS
OF THE
BOARD OF COUNTY COMMISSIONERS
OF ST. LOUIS COUNTY, MINNESOTA

JANUARY, 2009

ANNUAL SESSION

OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JANUARY 6, 2009

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 6th day of January, 2009, at 9:32 A.M. in the forenoon in the County Board Room, Courthouse, Duluth, Minnesota, in annual session, it being the first Tuesday after the first Monday in January, the date set by statute for such session. Upon a roll call by the Clerk, the following members were present: Commissioners Dennis Fink, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Keith Nelson, and Steve Raukar - 7. Absent: None.

Auditor Donald Dicklich called the annual organizational meeting to order and asked for nominations for Chair of the Board for 2009. Commissioner Nelson, supported by Commissioner Raukar, nominated Commissioner Fink as Chair. No other nominations were received and Commissioner Nelson, supported by Commissioner Forsman, moved to close nominations; seven yeas - zero nays. Commissioner Forsman, supported by Commissioner Nelson, moved to elect Commissioner Fink as Chair for 2009; seven yeas - zero nays.

Commissioner Forsman thanked everyone for their assistance during his tenure as Chair of the County Board in 2008.

Chair Fink welcomed newly-elected Third District Commissioner Chris Dahlberg to his first Board meeting. Commissioner Dahlberg said he was looking forward to working with Commissioners.

Chair Fink cited some of the extraordinary challenges faced by the Board in 2009 and outlined some of the initiatives needed to meet these challenges. During his term Chair Fink said he will enforce the following: starting on time; Robert's Rules of Order; insistence that any issue brought forward by a Commissioner must be passed by the appropriate committee chair before it is included on an agenda - no surprises. In keeping with the recent tradition of presenting an anecdote or recognizing a worthy volunteer at the beginning of each Board meeting, Chair Fink asked Commissioners and elected officials to take a turn at the beginning of a Board meeting to describe a favorite place in St. Louis County. Chair Fink presented the recently opened McQuade Access as his selection of a favorite place in the County.

Chair Fink asked for nominations for Vice-Chair of the Board for 2009. Commissioner Nelson nominated Commissioner Raukar. Because no other nominations were received, Commissioner Forsman, supported by Commissioner Nelson, moved to elect Commissioner Raukar as Vice-Chair by unanimous ballot; seven yeas - zero nays.

Chair Fink appointed the following as Chairs of the Standing Committees of the County Board: Commissioner Dahlberg - Health and Human Services; Commissioner Forsman - Environment and Natural Resources; Commissioner Raukar - Public Works and Transportation; Commissioner Nelson -

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Finance and Budget; Commissioner O'Neil - Central Management and Intergovernmental; Commissioner Sweeney - Public Safety and Corrections. Chair Fink said the Economic Development Committee will remain unfilled until at least the end of March to allow a subcommittee consisting of Commissioners Dahlberg, Sweeney and Nelson to discuss and study the issue of economic development. Chair Fink also established subcommittees for Health and Human Services (Commissioners O'Neil, Dahlberg and Forsman), Budgets (Commissioners Nelson, Raukar and Chair Fink) and Central Management to study possible intergovernmental services sharing with Duluth (Commissioner O'Neil, Chair Fink and Administration).

Chair Fink opened the meeting to persons who wanted to address the Board concerning issues not on the agenda and the following chose to do so:

Kevin Skwira-Brown, Duluth, applauded the Board for their actions establishing the IRS mileage reimbursement rate at the December 23 meeting in Ely.

Don Solem, representing the Hunting Shack leaseholders, asked the Board to keep his organization informed of any proposed changes to the lease program.

Jay Cole, Duluth, offered his company's video services for any Commissioner who needed assistance with their "favorite place" presentation. Mr. Cole applauded the McQuade Access, and submitted a copy of his proposal for school buildings to Commissioner Dahlberg.

Commissioner O'Neil, supported by Commissioner Nelson, moved to adopt a schedule for County Board meetings for 2009. After some discussion of location changes, it was the consensus of the Board to approve the schedule as submitted with changes made as needed throughout the year; seven yeas - zero nays. Resolution No. 1.

Commissioner Nelson, supported by Commissioner O'Neil, moved to adopt a schedule for Committee of the Whole meetings for 2009; seven yeas - zero nays. Resolution No. 2.

Note: All appointments listed below are for one-year terms unless otherwise indicated.

Commissioner Nelson, supported by Commissioner Raukar, moved to appoint Commissioners Fink and Nelson as representatives and Commissioner Dahlberg as alternate to Arrowhead Counties Association (ad hoc); seven yeas - zero nays. Resolution No. 3.

Commissioner Nelson, supported by Commissioner Forsman, moved to appoint Commissioner Fink as representative to the Arrowhead Emergency Medical Services Association Board of Directors; seven yeas - zero nays. Resolution No. 4.

Commissioner Nelson, supported by Commissioner Raukar moved to appoint Commissioners Dahlberg, O'Neil and Nelson as representatives and Commissioner Sweeney as alternate to Arrowhead Regional Corrections. Commissioner O'Neil offered a friendly amendment - accepted by the makers - to have Commissioner Sweeney serve as a representative and Commissioner O'Neil as alternate; seven yeas - zero nays. Resolution No. 5.

Commissioner Forsman, supported by Commissioner Sweeney, moved to appoint Commissioner O'Neil as representative and Commissioner Sweeney as alternate to the ARDC Metropolitan Interstate Committee; seven yeas - zero nays. Resolution No. 6.

Commissioner Nelson, supported by Commissioner Raukar, moved to appoint Commissioner Dahlberg as representative and Commissioner Sweeney as alternate to the Community Health Services Board for

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three-year terms; seven yeas - zero nays. Resolution No. 7.

Commissioner Sweeney, supported by Commissioner Raukar, moved to appoint Commissioners Forsman and Nelson as representatives to the St. Louis County Election Canvassing Board for 2009; seven yeas - zero nays. Resolution No. 8.

Commissioner Forsman, supported by Commissioner O'Neil, moved to appoint Commissioner Forsman as representative and Commissioners Sweeney and Dahlberg as alternates to the St. Louis County Grievance Board; seven yeas - zero nays. Resolution No. 9.

Commissioner Raukar, supported by Commissioner Nelson, moved to appoint Commissioner Forsman as representative and Commissioner Nelson as alternate to the Job Training Partnership Act; seven yeas - zero nays. Resolution No. 10.

Commissioner O'Neil, supported by Commissioner Raukar, moved to appoint Commissioner Sweeney as representative to the Law Library Board; seven yeas - zero nays. Resolution No. 11.

Commissioner Sweeney, supported by Commissioner O'Neil, moved to appoint Commissioner Nelson as representative to the Laurentian Resource and Development Council (RC & D); seven yeas - zero nays. Resolution No. 12.

Commissioner Raukar, supported by Commissioner Sweeney, moved to appoint Commissioners Dahlberg and Nelson as representatives to the St. Louis County Liquor Licensing Committee; seven yeas - zero nays. Resolution No. 13.

Commissioner Raukar, supported by Commissioner Dahlberg, moved to appoint Commissioner O'Neil and Raukar as representatives and Commissioner Sweeney as alternate to the Metropolitan Inter-County Association (MICA); seven yeas - zero nays. Resolution No. 14.

Commissioner Nelson, supported by Commissioner Dahlberg, moved to appoint Commissioners Nelson and Sweeney as representatives and Commissioners O'Neil and Forsman as alternates to the 9-1-1 Emergency System User Board; seven yeas - zero nays. Resolution No. 15.

Commissioner Nelson, supported by Commissioner Raukar, moved to appoint Commissioner Nelson as representative and Commissioner Dahlberg as alternate to the St. Louis County Planning Commission; seven yeas - zero nays. Resolution No. 16.

Commissioner Raukar, supported by Commissioner Dahlberg, moved to appoint Commissioners Sweeney and Nelson to the St. Louis County Promotional Bureau; seven yeas - zero nays. Resolution No. 17.

Commissioner Nelson, supported by Commissioner Raukar, moved to appoint Commissioner Dahlberg (as Chair of Health and Human Services Committee) and Commissioner O'Neil as representatives to the Public Health and Human Services Advisory Committee; seven yeas - zero nays. Resolution No. 18.

Commissioner Nelson, supported by Commissioner Sweeney, moved to appoint Commissioners Sweeney, Nelson and Raukar as representatives and Commissioners O'Neil and Dahlberg as alternates to the St. Louis/Lake Counties Regional Railroad Authority; seven yeas - zero nays. Resolution No. 19.

Commissioner Sweeney, supported by Commissioner O'Neil, moved to award bids for legal publications in St. Louis County to the Duluth News Tribune (legal notices; board proceedings, notice of expiration of redemption - 1st and 2nd publications; and financial statement - 1st publication) and the Gilbert

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Herald (financial statement - 2nd publication; and the delinquent tax list - 1st and 2nd publications). The following persons addressed the issue:

Dick Florey, Director of Purchasing, said there were only two responses to the bid proposal.

Melanie Ford, County Attorney, said newspapers must meet certain minimum qualifications to be considered.

At 11:10 A.M. in the forenoon of Tuesday, January 6, 2009, Chair Fink moved to recess the County Board meeting until 11:15 A.M. on January 6, 2009, in the County Board Room, Courthouse, Duluth, Minnesota.

The Board reconvened at 11:15 A.M. on Tuesday, January 6, 2009, and the regular order of business resumed with all members present.

Attorney Ford, in response to Commissioner questions, said the bid for legal publications must be awarded at the annual organizational meeting and she detailed the minimum requirements for a qualified newspaper. Alan Mitchell, County Administrator, said the law still requires a legal newspaper and Administration is looking at all options for legal notices. Commissioner Nelson, as Chair of Finance and Budget, said he will pursue alternate technologies for legal notices/publications. After further discussion, the bids were awarded; seven yeas - zero nays. Resolution No. 20.

Administrator Mitchell introduced the County's new Management Analyst, Erik Birkeland, to the Board.

Commissioner Nelson distributed copies of the new statute (M.S. 273.121) which allows property owners to receive their property valuation notice by email if desired and copies of forms related to the Green Acres agricultural tax deferral program.

Commissioner O'Neil detailed some of the events to be held in conjunction with Martin Luther King Day in Duluth.

Commissioner Nelson recognized Jack Jordan, Lake Vermilion, for his contribution of a \$350,000 fireboat for the west side of Lake Vermilion. The fireboat will be used for other lakes in the area if needed.

Commissioner Forsman said he has been working with MIS and the Assessor to give all Commissioners access to the property tax computer system (MCIS) to assist with constituent questions.

The following Board and Contract Files were created as a result of documents received at this Board meeting:

Keith Nelson, Sixth District Commissioner, submitting copy of the new statute (M.S. 273.121) which allows property owners to receive their property valuation notice by email if desired and Green Acres agricultural tax deferral program forms.--[58885](#)

BY COMMISSIONER O'NEIL:

RESOLVED, that the St. Louis County Board of Commissioners will meet in 2009 commencing at 9:30 A.M. on Tuesdays according to the following schedule:

January: 6th, 13th - Duluth Courthouse
 27th - Clinton Town Hall

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February: 3rd, 17th - Duluth Courthouse
24th - Hibbing City Council Chambers

March: 3rd, 17th - Duluth Courthouse
24th - Hoyt Lakes Community Center

April: 7th, 14th - Duluth Courthouse
28th - Fayal Town Hall

May: 5th, 12th - Duluth Courthouse
26th - Hibbing City Council Chambers

June: 2nd, 9th - Duluth Courthouse
23rd - Semer's Park Pavilion

July: 7th, 14th - Duluth Courthouse
21st - Hibbing City Council Chambers

August: 4th - Duluth Courthouse
11th - Mt. Iron Community Center

September: 1st, 8th - Duluth Courthouse
22nd - Morse Town Hall

October: 6th, 13th - Duluth Courthouse
27th - Fredenberg Town Hall

November: 3rd, 10th - Duluth Courthouse
24th - Hibbing City Council Chambers

December: 1st, 15th - Duluth Courthouse
22nd - Morse Town Hall

Unanimously adopted. January 6, 2009. No. 1

WHEREAS, the following are the Standing Committees of the St. Louis County Board with Chairs as appointed by the Chair of the County Board:

Health and Human Services Committee
Chair - Commissioner Chris Dahlberg

Environment and Natural Resources Committee
Chair - Commissioner Mike Forsman

Public Works and Transportation Committee
Chair - Commissioner Steve Raukar

Finance and Budget Committee
Chair - Commissioner Keith Nelson

Central Management and Inter-Governmental Committee
Chair - Commissioner Steve O'Neil

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Public Safety and Corrections Committee
Chair - Commissioner Peg Sweeney

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board of Commissioners will meet in 2009 as a Committee of the Whole immediately following the County Board meeting on Tuesdays, according to the following schedule:

January: 6th, 13th - Duluth Courthouse
27th - Clinton Town Hall

February: 3rd, 17th - Duluth Courthouse
24th - Hibbing City Council Chambers

March: 3rd, 17th - Duluth Courthouse
24th - Hoyt Lakes Community Center

April: 7th, 14th - Duluth Courthouse
28th - Fayal Town Hall

May: 5th, 12th - Duluth Courthouse
26th - Hibbing City Council Chambers

June: 2nd, 9th - Duluth Courthouse
23rd - Semer's Park Pavilion

July: 7th, 14th - Duluth Courthouse
21st - Hibbing City Council Chambers

August: 4th - Duluth Courthouse
11th - Mt. Iron Community Center

September: 1st, 8th - Duluth Courthouse
22nd - Morse Town Hall

October: 6th, 13th - Duluth Courthouse
27th - Fredenberg Town Hall

November: 3rd, 10th - Duluth Courthouse
24th - Hibbing City Council Chambers

December: 1st, 15th - Duluth Courthouse
22nd - Morse Town Hall

Unanimously adopted. January 6, 2009. No. 2

BY COMMISSIONER NELSON:

RESOLVED, that the St. Louis County Board hereby appoints the following as their representatives on the Arrowhead Counties Association (ad hoc) for one year terms expiring on December 31, 2009:

Commissioner Dennis Fink
Commissioner Keith Nelson
Commissioner Chris Dahlberg (alternate)

Unanimously adopted. January 6, 2009. No. 3

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RESOLVED, that the St. Louis County Board hereby appoints Commissioner Dennis Fink as a representative on the Arrowhead Emergency Medical Services Association Board of Directors for a one-year term expiring on December 31, 2009.
Unanimously adopted. January 6, 2009. No. 4

RESOLVED, that the St. Louis County Board hereby appoints three (3) Commissioners as representatives to Arrowhead Regional Corrections for one year terms which will expire on December 31, 2009:
Commissioner Chris Dahlberg
Commissioner Peg Sweeney
Commissioner Keith Nelson
Commissioner Steve O'Neil (alternate)
Unanimously adopted. January 6, 2009. No. 5

BY COMMISSIONER FORSMAN:

RESOLVED, that the St. Louis County Board hereby appoints the following as their representative on the Arrowhead Regional Development Commission Metropolitan Interstate Committee for a one-year term expiring December 31, 2009:
Commissioner Steve O'Neil
Commissioner Peg Sweeney (alternate)
Unanimously adopted. January 6, 2009. No. 6

BY COMMISSIONER NELSON:

RESOLVED, that the St. Louis County Board hereby appoints the following as a representative to the Community Health Services Board for a three-year term expiring December 31, 2011:
Commissioner Chris Dahlberg
Commissioner Peg Sweeney (alternate)
Unanimously adopted. January 6, 2009. No. 7

BY COMMISSIONER SWEENEY:

RESOLVED, that Commissioner Mike Forsman and Commissioner Keith Nelson are hereby appointed to the St. Louis County Election Canvassing Board for any elections to be held in the year 2009.
Unanimously adopted. January 6, 2009. No. 8

BY COMMISSIONER FORSMAN:

RESOLVED, that the St. Louis County Board hereby appoints one Commissioner as their representative to the St. Louis County Grievance Board for a one year term which will expire on December 31, 2009:
Commissioner Mike Forsman
Commissioner Peg Sweeney (alternate)
Commissioner Chris Dahlberg (alternate)
Unanimously adopted. January 6, 2009. No. 9

BY COMMISSIONER RAUKAR:

RESOLVED, that the St. Louis County Board hereby appoints one Commissioner as their representative on the Job Training Partnership Act for a one-year term expiring December 31, 2009:
Commissioner Mike Forsman
Commissioner Keith Nelson (alternate)
Unanimously adopted. January 6, 2009. No. 10

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BY COMMISSIONER O'NEIL:

RESOLVED, that the St. Louis County Board hereby appoints one Commissioner as their representative on the Law Library Board for a one-year term expiring December 31, 2009:

Commissioner Peg Sweeney

Unanimously adopted. January 6, 2009. No. 11

BY COMMISSIONER SWEENEY:

RESOLVED, that the St. Louis County Board hereby appoints one Commissioner as their representative to the Laurentian Resource and Development Council for a one-year term expiring December 31, 2009:

Commissioner Keith Nelson

Unanimously adopted. January 6, 2009. No. 12

BY COMMISSIONER RAUKAR:

RESOLVED, that the St. Louis County Board hereby appoints two Commissioners as their representatives on the Liquor Licensing Committee:

Commissioner Chris Dahlberg

Commissioner Keith Nelson

Unanimously adopted. January 6, 2009. No. 13

RESOLVED, that the St. Louis County Board hereby appoints two Commissioners as their representatives to the Metropolitan Inter-County Association (MICA) for one-year terms expiring on December 31, 2009:

Commissioner Steve O'Neil

Commissioner Steve Raukar

Commissioner Peg Sweeney (alternate)

Unanimously adopted. January 6, 2009. No. 14

BY COMMISSIONER NELSON:

RESOLVED, that the St. Louis County Board hereby appoints two Commissioners as their representatives to the 9-1-1 Emergency System User Board for one-year terms expiring on December 31, 2009:

Commissioner Keith Nelson

Commissioner Peg Sweeney

Commissioner Mike Forsman (alternate)

Commissioner Steve O'Neil (alternate)

Unanimously adopted. January 6, 2009. No. 15

RESOLVED, that the St. Louis County Board hereby appoints one Commissioner as their representative to the St. Louis County Planning Commission for a one year term which will expire on December 31, 2009:

Commissioner Keith Nelson

Commissioner Chris Dahlberg (alternate)

Unanimously adopted. January 6, 2009. No. 16

BY COMMISSIONER RAUKAR:

RESOLVED, that the St. Louis County Board hereby appoints two Commissioners as their representatives to the St. Louis County Promotional Bureau for one-year terms expiring on December 31, 2009:

Commissioner Peg Sweeney

Commissioner Keith Nelson

Unanimously adopted. January 6, 2009. No. 17

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BY COMMISSIONER NELSON:

RESOLVED, that the St. Louis County Board hereby appoints two Commissioners as their representatives to the Public Health and Human Services Advisory Committee for one-year terms expiring on December 31, 2009:

Commissioner Chris Dahlberg (Chair of HHS)

Commissioner Steve O'Neil

Unanimously adopted. January 6, 2009. No. 18

RESOLVED, that the St. Louis County Board hereby appoints three Commissioners as their representatives to the St. Louis/Lake Counties Regional Railroad Authority for one-year terms expiring on December 31, 2009:

Commissioner Peg Sweeney

Commissioner Keith Nelson

Commissioner Steve Raukar

Commissioner Chris Dahlberg (alternate)

Commissioner Steve O'Neil (alternate)

Unanimously adopted. January 6, 2009. No. 19

BY COMMISSIONER SWEENEY:

RESOLVED, that the St. Louis County Board authorizes the Director of Purchasing to enter into a contract with the Duluth News Tribune for the 2009 Official Newspaper, in accordance with the specifications of Bid No. 4797, and its bid as follows:

	<u>Index No.</u>
1. Official Newspaper	
A. Legal Notices	.24642
B. Board Proceedings	.24642
C. Notice of Expiration of Redemption	
1st Publication	.24642
2nd Publication	.24642
2. Financial Statement	
1st Publication	.24642

RESOLVED FURTHER, that the Director of Purchasing is authorized to enter into a contract with the Gilbert Herald for the 2009 Publication, in accordance with the specifications of Bid No. 4797, and its low bid as follows:

	<u>Index No.</u>
2. Financial Statement	
2nd Publication/Location	.0592
3. Delinquent Tax List	
1st Publication	.0462
2nd Publication	.0130

Unanimously adopted. January 6, 2009. No. 20

At 11:38 A.M. on Tuesday, January 6, 2009, upon motion of Commissioner Sweeney, supported by Commissioner O'Neil, the Board of County Commissioners adjourned.

Dennis Fink, Chair of the Board
of County Commissioners

Attest:

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

(Seal of the County Auditor)

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**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JANUARY 13, 2009**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 13th day of January, 2009, at 9:30 A.M. in the County Board Room, Courthouse, Duluth, Minnesota. The meeting was called to order by the Chair with the following members present: Commissioners Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Keith Nelson, Steve Raukar, and Chair Dennis Fink - 7. Absent: None.

Chair Fink asked for a moment of silence to honor U.S. troops serving throughout the world.

Chair Fink presented Commissioner Forsman with a plaque entitled "True Leader" for his service as Board Chair in 2008.

Commissioner O'Neil made a presentation regarding one of his favorite county places by highlighting Hartley Field/Nature Center in Duluth. Mike Horlocker, Duluth, presented a brief history of the area and detailed some of the programs and amenities available.

Jim Sanders, Forest Supervisor for the Superior National Forest, presented a plaque to the Board in recognition of the Community Wildfire Protection Plan. By preparing the Wildfire Plan, the County is eligible to apply for certain federal forest grants, according to Supervisor Sanders. Commissioners Forsman and Nelson noted the excellent relationship that has developed between the County, the U. S. Forest Service and the Minnesota Department of Natural Resources (DNR).

At 9:50 A.M., Commissioner Raukar left the meeting.

Chair Fink opened the meeting to persons who wanted to address the Board concerning issues not on the agenda and the following chose to do so:

Kevin Skwira-Brown, Duluth, representing the We Are Watching Group, presented a list of suggestions for changes to the County Code of Conduct to be discussed at the January 20 Board Workshop. In response to a request from Commissioners Nelson and Forsman for a membership list and copies of all We Are Watching meeting minutes, Mr. Skwira-Brown said he would discuss the request with his membership. Mr. Skwira-Brown also said Melanie Ford, County Attorney, is not a member and has never participated in the group.

Bob Tammen, Soudan, said Commissioners were badgering Mr. Skwira-Brown.

Commissioner Nelson, supported by Commissioner Sweeney, moved to approve purchase of thirty-one vehicles for various departments. Commissioner Nelson explained that some of the vehicles earmarked for the Sheriff are liable to state sales tax because they are for Arrowhead Regional Corrections use and not considered emergency vehicles. In response to other Commissioner concerns, Commissioner Nelson said the chrome bumper specification actually saved costs in the long run. After further discussion, the purchase was approved; six yeas - zero nays.

Commissioner Forsman said he attended the recent Laurentian Vision at Ironworld and listened to presentations from many mining companies about the future appearance of the Iron Range landscape.

Chair Fink said Governor Pawlenty recently complimented the Association of Minnesota Counties on their visions for the future of government.

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The following Board and Contract Files were created as a result of documents received at this Board meeting:

Workers' Compensation Reports for year 2009.--[58886](#)

Mia E. Thibodeau, Fryberger, Buchanan, Smith & Frederick, P.A., regarding Board of Manager Election Results for the Crane Lake Water and Sanitary District.--[58887](#)

Land Commissioner submitting applications for special sales of tax forfeited lands for the year 2009.--[58888](#)

County Auditor submitting lists of tax forfeited property declared in default during the year 2009.--[58889](#)

James Glancy, Director, Executive Services, Arrowhead Economic Opportunity Agency, Inc., submitting Financial Statements and Supplementary Information, Year Ended June 30, 2008.--[58890-D](#)

Robert M. Kaner, Attorney, submitting Summons and Complaint in the matter of Shelli L. Bevington versus St. Louis County and Kendra J. Wright.--[58891](#)

Mike Horlocker, Duluth, submitting information regarding the Hartley Nature Center and its programs.--[58892](#)

Kevin Skwira-Brown and Kathy Heltzer, representing the We Are Watching Group, submitting "Code of Conduct for Elected Officials Review and Recommendations".--[58893](#)

Balkan Township Canister Site Operating Agreement between the County of St. Louis and Balkan Township.--[09-01](#)

Service Contract Amendment between the County of St. Louis and Holmes Recycling Services, Inc.--[09-02](#)

Group Residential Housing Rate Agreement, Contract No. 50707, between the St. Louis County Board of Commissioners and At Home Living - Pike Lake.--[09-03ss](#)

Group Residential Housing Rate Agreement, Contract No. 50719, between the St. Louis County Board of Commissioners and Northland AFC, Inc.--[09-04ss](#)

Group Residential Housing Rate Agreement, Contract No. 50705, between the St. Louis County Board of Commissioners and TLC Maple Grove.--[09-05ss](#)

Group Residential Housing Rate Agreement, Contract No. 50649, between the St. Louis County Board of Commissioners and Heritage Haven IV.--[09-06ss](#)

Group Residential Housing Rate Agreement, Contract No. 50706, between the St. Louis County Board of Commissioners and TBI Residential and Community Services No. 35.--[09-07ss](#)

Addendum to Purchase Agreement, Contract No. 14094D, between the St. Louis County Board of Commissioners and Miller-Dwan Medical Center for Consolidated Chemical Dependency Treatment Fund Services.--[09-08ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14261B, between

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the St. Louis County Public Health and Human Services Department and At Home Living Facilities, Inc.--[09-09ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14352A, between the St. Louis County Public Health and Human Services Department, and St. Luke's Home Health Services.--[09-10ss](#)

Home and Community-Based Waiver Services Contract, Contract No. 14450, between the St. Louis County Public Health and Human Services Department, and Covenant Enabling Residences of Minnesota, Inc.--[09-11ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14320A, between the St. Louis County Public Health and Human Services Department and Tender Loving Care of Duluth, Inc.--[09-12ss](#)

Amendment to Contract between the County of St. Louis and Waste Management, Inc., for Regional Daily Operations.--[09-13](#)

Home and Community-Based Waiver Services Contract, Contract No. 14441, between the St. Louis County Board of Commissioners, through the Public Health and Human Services Department, and Possibilities Plus.--[09-14ss](#)

Home and Community-Based Waiver Services Contract, Contract No. 14455, between the St. Louis County Board of Commissioners, through the Public Health and Human Services Department, and EBI, Inc.--[09-15ss](#)

Purchase of Service Agreement, Contract No. 14451, between the St. Louis County Board of Commissioners and Northland AFC, Inc. - Respite (Ugstad).--[09-16ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14291B, between the St. Louis County Board of Commissioners, through the Public Health and Human Services Department, and Northland AFC, Inc.--[09-17ss](#)

Purchase of Service Agreement, Contract No. 14428, between the St. Louis County Board of Commissioners and Mary Jane Wentland for respite care services.--[09-18ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14313A, between the St. Louis County Public Health and Human Services Department and Arrowhead Senior Living Community, d/b/a St. Raphael's Health and Rehabilitation Center.--[09-19ss](#)

Purchase of Service Agreement, Contract No. 14405, between the St. Louis County Board of Commissioners and Jay Litman Construction/Remodeling Handyman Services, Inc., for adaptive aids/modifications.--[09-20ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14317A, between the St. Louis County Public Health and Human Services Department and KC Companies of Tower, Inc., d/b/a Golden Horizons.--[09-21ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14294A, between the St. Louis County Public Health and Human Services Department and Heritage Haven, Inc.--[09-22ss](#)

Home and Community-Based Waiver Services Contract, Contract No. 14410, between the St. Louis

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County Board of Commissioners, through the Public Health and Human Services Department, and Diamond Willow Living, LLC, d/b/a Diamond Willow Assisted Living Services.--[09-23ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14330A, between St. Louis County, through the Public Health and Human Services Department, and Hillside Homes of Duluth, Inc.--[09-24ss](#)

Home and Community-Based Waiver Services Contract, Contract No. 14438, between the St. Louis County Board of Commissioners, through the Public Health and Human Services Department, and Lutheran Social Service of Minnesota.--[09-25ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14283B, between the St. Louis County Public Health and Human Services Department and Golden Oaks, Inc.--[09-26ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14327A, between the St. Louis County Public Health and Human Services Department and Fairview Range Regional Health Services, d/b/a Greenview Residence.--[09-27ss](#)

Addendum to Purchase Agreement, Contract No. 14237A, between the St. Louis County Board of Commissioners and NHS - Northstar Specialized Services, Inc. - Grandview.--[09-28ss](#)

Grant Agreement, Contract No. 20806, between the St. Louis County Board of Commissioners and the City of Duluth for MFIP supported work services.--[09-29ss](#)

Agreement for Reimbursement for Hauling Mixed Solid Waste between St. Louis County and the City of Chisholm.--[09-30](#)

Employee Development Training Contract between St. Louis County and Maria Stalzer Wyant Cuzzo for two sessions of How to Handle Difficult Conversations.--[09-31](#)

Employee Development Training Contract between St. Louis County and Advance Training & Consulting, LLC, for two sessions of Word 2007.--[09-32](#)

Employee Development Training Contract between St. Louis County and Keenan Consulting, LLC, for two sessions of Peer to Supervisor.--[09-33](#)

Employee Development Training Contract between St. Louis County and ADR Services, LLC, for two sessions of Conflict Management for Organizational Leaders.--[09-34](#)

Group Residential Housing Rate Agreement, Contract No. 50717, between the St. Louis County Board of Commissioners and Community Connection - Lincoln.--[09-35ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14284E, between the St. Louis County Public Health and Human Services Department and Community Connection of Minnesota, Inc.--[09-36ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14284D, between the St. Louis County Public Health and Human Services Department and Community Connection of Minnesota, Inc.--[09-37ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14315A, between the St. Louis County Public Health and Human Services Department and Hughes Homes, Inc., d/b/a The

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Pointe Estates.--[09-38ss](#)

Group Residential Housing Rate Agreement, Contract No. 50718, between the St. Louis County Board of Commissioners and Michael Soder and Mary Soder.--[09-39ss](#)

Homes Plus Agreement, Contract No. 14416, between the St. Louis County Board of Commissioners and Michael Soder and Mary Soder for adult foster care/respice care.--[09-40ss](#)

Addendum to Contract No. 20784B, between the St. Louis County Board and Community Action Duluth for integrated services for participants of the Minnesota Family Investment Program Employment Services.--[09-41ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14333A, between the St. Louis County Public Health and Human Services Department and Accessible Space, Inc.--[09-42ss](#)

Group Residential Housing Rate Agreement, Contract No. 50694, between the St. Louis County Board of Commissioners and Westview Portage.--[09-43ss](#)

Group Residential Housing Rate Agreement, Contract No. 50695, between the St. Louis County Board of Commissioners and Westview Northland.--[09-44ss](#)

Group Residential Housing Rate Agreement, Contract No. 50696, between the St. Louis County Board of Commissioners and Westview Hutchinson.--[09-45ss](#)

Group Residential Housing Rate Agreement, Contract No. 50693, between the St. Louis County Board of Commissioners and Westview Grand.--[09-46ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14366A, between the St. Louis County Public Health and Human Services Department and TL Care Services, LLC, d/b/a Westview Services.--[09-47ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14295C, between the St. Louis County Public Health and Human Services Department, and Residential Services of Northeastern Minnesota, Inc.--[09-48ss](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14295D, between the St. Louis County Public Health and Human Services Department, and Residential Services of Northeastern Minnesota, Inc.--[09-49ss](#)

Group Residential Housing Rate Agreement, Contract No. 50720, between the St. Louis County Board of Commissioners and Residential Services of NE MN, Inc. (Maple Ridge).--[09-50ss](#)

Addendum to Contract No. 20780B, between the St. Louis County Board and the Arrowhead Economic Opportunity Agency for integrated services for participants of the Minnesota Family Investment Program Employment Services.--[09-51ss](#)

Addendum to Contract No. 20783B, between the St. Louis County Board and KOOTASCA Community Action, Inc., for integrated services for participants of the Minnesota Family Investment Program Employment Services.--[09-52ss](#)

Group Residential Housing Rate Agreement, Contract No. 50722, between the St. Louis County Board

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of Commissioners and WillowWood Assisted Living No. 2.--09-53ss

Group Residential Housing Rate Agreement, Contract No. 50721, between the St. Louis County Board of Commissioners and Transitional Senior Housing.--09-54ss

Group Residential Housing Agreement, Contract No. 50735, between the St. Louis County Board of Commissioners and Lee Adult Foster Care Home (V).--09-55ss

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14326B, between the St. Louis County Public Health and Human Services Department and Transitional Senior Housing.--09-56ss

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14326A, between the St. Louis County Public Health and Human Services Department and Transitional Senior Housing.--09-57ss

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14272A, between the St. Louis County Public Health and Human Services Department and Lakeside Manor, Inc.--09-58ss

Addendum to Purchase Agreement, Contract No. 14109D, between the St. Louis County Board of Commissioners and Range Mental Health Center for Consolidated Chemical Dependency Treatment Fund Services.--09-59ss

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14356A, between the St. Louis County Public Health and Human Services Department and St. Francis Health Services of Morris, Inc., d/b/a Home Care Service Options of Duluth.--09-60ss

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14368B, between the St. Louis County Public Health and Human Services Department and Salmi Homes, Inc.--09-61ss

Addendum to Purchase Agreement, Contract No. 14093D, between the St. Louis County Board of Commissioners and Center for Alcohol and Drug Treatment, Inc., for Consolidated Chemical Dependency Treatment Fund Services.--09-62ss

Contract between the County of St. Louis and H & R Construction Company for S.A.P. 69-030-016R, C.P. 22476, for Steel Plate Beam Guardrail.--09-63

Upon motion of Commissioner Nelson, supported by Commissioner Forsman, Resolutions No. 21 through 34, as submitted to this Board on the Consent Agenda were unanimously adopted as follows with Commissioner Raukar absent:

BY COMMISSIONER NELSON:

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of December 2, 2008, are hereby approved.
Adopted January 13, 2009. No. 21

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of December 16, 2008, are hereby approved.
Adopted January 13, 2009. No. 22

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of December 23, 2008, are hereby approved.

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Adopted January 13, 2009. No. 23

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated December 19, 2008, on file in the office of the County Auditor, identified as County Board File No. 58886, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted January 13, 2009. No. 24

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated January 2, 2009, on file in the office of the County Auditor, identified as County Board File No. 58886, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted January 13, 2009. No. 25

WHEREAS, the City of Gilbert has offered to purchase the following described State tax forfeited land for the purpose of maintaining access to the water towers and water reservoir:

W 162 5/10 FT OF SW 1/4 OF SW 1/4
SEC 23, TWP 58 N, R 17 W
CITY OF GILBERT
Parcel Code: 060-0052-01260

WHEREAS, Minn. Stat. § 282.01, Subd. 1(a), authorizes the sale of State tax forfeited land to an organized governmental subdivision for any public purpose for which the subdivision is authorized to acquire property; and

WHEREAS, said land has not been withdrawn from sale pursuant to Minn. Stat. §§ 84.012, 92.461, 282.01, Subd. 8; and 282.018, and other statutes that require the withholding of State tax forfeited lands from sale.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of the State tax forfeited land described herein to City of Gilbert for the appraised value of \$17,500.00 plus the following fees: 3% assurance fee of \$525.00, deed fee of \$25.00, deed tax of \$52.50, recording fee of \$46.00, and administration fee of \$500.00 for a total of \$18,648.50 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St. Louis County Auditor shall offer for sale at public auction the State tax forfeited land described if City of Gilbert does not purchase the land by March 1, 2009.

Adopted January 13, 2009. No. 26

WHEREAS, the contract with Jerome & Arlone Chapinski for the purchase of State tax forfeited land is in default for nonpayment of taxes or installments; and

WHEREAS, the purchasers were properly served with Notice of Cancellation of Contract and have failed to cure the default;

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the cancellation of contract for purchase of State tax forfeited land listed in County Board File No. 58889, 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.

Adopted January 13, 2009. No. 27

WHEREAS, the City of Duluth has offered to purchase the following described State tax forfeited land for the purpose of selling the property for a residential care facility:

Lots 1 thru 6 & 33 thru 37, Lester Park 4th Division of Duluth
Parcel Code: 010-2860-2950

WHEREAS, Minn. Stat. § 282.01, Subd. 1(a), authorizes the sale of State tax forfeited land to an

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organized governmental subdivision for any public purpose for which the subdivision is authorized to acquire property; and

WHEREAS, said land has not been withdrawn from sale pursuant to Minn. Stat. §§ 84.012, 92.461, 282.01, Subd. 8; and 282.018, and other statutes that require the withholding of State tax forfeited land from sale.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of the State tax forfeited land described to the City of Duluth for the appraised value of \$18,600.00 plus the following fees: 3% assurance fee of \$558.00, deed fee of \$25.00, deed tax of \$61.38, recording fee of \$46.00, and administration fee of \$450.00 for a total of \$19,740.38 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, the St. Louis County Auditor shall offer for sale at public auction the State tax forfeited land described if the City of Duluth does not purchase the land by April 1, 2009.

Adopted January 13, 2009. No. 28

RESOLVED, that the St. Louis County Board authorizes agreements with Qwest, Frontier Communications, CP Telecom and TDS Metrocom for the provision of voice services for a three-year period, payable from Fund 760, Multiple Agencies and Objects.

Adopted January 13, 2009. No. 29

WHEREAS, the State of Minnesota Department of Public Safety, through the Homeland Security and Emergency Management Division, has available an Operation Stonegarden Grant to enhance the security of the international border and ports of entry between St. Louis County and Canada.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the St. Louis County Sheriff to apply for and accept the 2008 Homeland Security Operation Stonegarden Grant, not to exceed \$520,000, and for the St. Louis County Auditor to act as fiscal agent for the grant.

RESOLVED FURTHER, the Sheriff, Auditor, and appropriate County officials are authorized to execute all agreements and contracts necessary to fulfill the application and acceptance of the 2008 Homeland Security Operation Stonegarden Grant.

RESOLVED FURTHER, that grant funds will be made payable to and expenditures paid from Fund 100, Agency 129999, Grant 12931, Year 2008.

Adopted January 13, 2009. No. 30

WHEREAS, watercraft operation safety on Lakes Vermilion, Burntside, and Shagawa is enhanced by buoys.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the St. Louis County Sheriff's Office to enter into a buoys contract with Vermilion Barging for a five-year period, from 2009 through 2013, for \$29,750 for the first three years and negotiable to reflect inflationary increases for the last two years, payable from Fund 100, Agency 130001, Object 629900.

Adopted January 13, 2009. No. 31

WHEREAS, the Public Works Department equipment budget includes replacement of tandem trucks for snow and ice control and gravel hauling; and

WHEREAS, the Public Works and Purchasing Departments presented specifications and requested State of Minnesota contract pricing for the Mack GU 713, due to its quality, department experience, savings in inventory, and mechanic familiarity; and

WHEREAS, Twin Cities Mack & Volvo of Roseville, MN, responded with the State of Minnesota contract price for eight 2009 Mack GU 713 tandem trucks of \$785,981.00, and the purchase will be subject to State of Minnesota sales taxes of \$51,088.77, for a total cost to the County of \$837,069.77.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the Director of Purchasing to issue a purchase order to Twin City Mack and Volvo Trucks of Roseville, Minnesota, for the purchase of eight 2009 Mack GU 713 tandem trucks at a total cost of \$837,069.77, payable from Fund 437, Agency 437001, Object 666300.

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Adopted January 13, 2009. No. 32

RESOLVED, that the St. Louis County Board authorizes a contract for voice-over internet protocol communications equipment guaranteed pricing on equipment for five years to Transcend Communications in the amount of \$584,570 and Northland Systems in the amount of \$452,750, payable during the period of the contract from Fund 760, Agency 760001, Object 662900.

Adopted January 13, 2009. No. 33

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

WHEREAS, the Management Information Systems (MIS) Department is an Internal Service Fund and their budget is allocated out to departments and agencies early in the budget process; and

WHEREAS, the PHS Department has requested a reduction in budgeted service level from MIS for 2009; and

WHEREAS, the PHS Department budget will still include funding for basic security and support functions from MIS; and

WHEREAS, the MIS budget process is designed to allow for adjustments in future years based on work performed; and

WHEREAS, the MIS department has already had requests for additional service from other departments for 2009.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board of Commissioners authorizes the adjustment of the MIS budget and PHS budget as follows:

- Adjust the MIS budget per the County's Financial Management System (FMS) to reduce budgeted expenditures by \$248,694.
- Adjust the MIS budget per FMS to reflect an anticipated use of fund balance of \$248,694.
- Adjust the PHS budget for MIS to reduce systems and programming costs by \$248,694 (Agency 230036 will be reduced by \$248,694).

Adopted January 13, 2009. No. 34

BY COMMISSIONER NELSON:

WHEREAS, the Purchasing Department prepared bid specifications for fleet vehicles up to one ton capacity; and

WHEREAS, bids were received and compared with the State of Minnesota contracts; and

WHEREAS, several vehicles were priced lower on the State of Minnesota contracts; and

WHEREAS, local qualifying bids within \$300.00 of the State of Minnesota Contract prices will be awarded.

NOW, THEREFORE, BE IT RESOLVED, that the Director of Purchasing is hereby authorized to purchase, in accordance with the specifications of Bid No. 4788, and State of Minnesota Contracts, vehicles as follows:

- 1.0 Two (2) Class III, full-size, four door sedans, with police package V-8, from Lundgren Motors of Eveleth, MN, at their low specification bid price of \$22,335.52 each delivered to Duluth for a total of \$44,671.04 (this vehicle is not subject to state sales tax), for a total purchase price of \$44,671.04, payable from Fund 100 (General), Agency 129003 (Sheriff), Object Code 666100 (Automobiles).
- 2.0 Three (3) Class IIA, mid-size, four door sedans, from Car/Truck City of Pine City, MN, at their State of Minnesota Contract price of \$16,377.00 each delivered to Duluth for a total of \$49,131.00, plus 6.5% State Sales Tax of \$3,193.53, for a total purchase price of \$52,324.53, payable from Fund 715 (County Garage), Agency 715001, Object Code 666100 (Automobiles).

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- 2.1 Five (5) Class IIA, mid-size, four door sedans, from Car/Truck City of Pine City, MN, at their State of Minnesota Contract price of \$16,377.00 each delivered to Virginia for a total of \$81,885.00, plus 6.5% State Sales Tax of \$5,322.55, for a total purchase price of \$87,207.55, payable from Fund 715 (County Garage), Agency 715001, Object Code 666100 (Automobiles).
- 3.0 Three (3) Class II, mid-size, four door sedans, from Denny Hecker Automall of Pine City, MN, at their State of Minnesota contract price of \$13,550.00 each delivered to Duluth for a total of \$40,650.00, plus 6.5% State Sales Tax of \$2,642.25, for a total purchase price of \$43,292.25, payable from Fund 715 (County Garage), Agency 715001, Object Code 666100 (Automobiles).
- 3.1 Three (3) Class II, mid-size, four door sedans, from Denny Hecker Automall of Pine City, MN, at their State of Minnesota contract price of \$13,550.00 each delivered to Virginia for a total of \$40,650.00, plus 6.5% State Sales Tax of \$2,642.25, for a total purchase price of \$43,292.25, payable from Fund 715 (County Garage), Agency 715001, Object Code 666100 (Automobiles).
- 4.0 Two (2) 6650 GVWR, full size, extended cab, 4-wheel drive, pickup trucks with short box, from Lundgren Motors of Eveleth, MN, at their low specification bid price of \$22,169.75 each delivered to Duluth for a total of \$44,339.50, plus 6.5% State Sales Tax of \$2,882.06, for a total purchase price of \$47,221.56, payable from Fund 240 (Forfeited Tax), Agency 241008 (Pike Lake), Object Code 666200 (Pickups/Vans).
- 4.1 Two (2) 6650 GVWR, full size, extended cab, 4-wheel drive, pickup trucks with short box, from Lundgren Motors of Eveleth, MN, at their low specification bid price of \$22,144.75 each delivered to Virginia for a total of \$44,289.50, plus 6.5% State Sales Tax of \$2,878.82, for a total purchase price of \$47,168.32, payable from Fund 240 (Forfeited Tax), Agency 241007 (Virginia), Object Code 666200 (Pickups/Vans).
- 4.2 One (1) 6650 GVWR, full size, extended cab, 4-wheel drive, pickup truck with short box, from Lundgren Motors of Eveleth, MN, at their low specification bid price of \$22,144.75 delivered to Virginia for a total of \$22,144.75, plus 6.5% State Sales Tax of \$1,439.41, for a total purchase price of \$23,584.16, payable from Fund 600 (Environmental Services), Agency 600001 (Administration), Object Code 666200 (Pickups/Vans).
- 5.0 One (1) 8500 GVWR, full size, 4-wheel drive, pickup truck with long box, from Lundgren Motors of Eveleth, MN, at their low specification bid price of \$20,377.61 delivered to Duluth for a total of \$20,377.61, plus 6.5% State Sales Tax of \$1,324.54, for a total purchase price of \$21,702.15, payable from Fund 100, Object 311105, Designated Fund Balance for Parking.
- 6.0 One (1) 5000 GVWR, mid size, 4-wheel drive, sport utility vehicle, from Lundgren Motors of Eveleth, MN, at their low specification bid price of \$22,435.50 delivered to Duluth for a total of \$22,435.50, plus 6.5% State Sales Tax of \$1,458.31, for a total purchase price of \$23,893.81, payable from Fund 240 (Forfeited Tax), Agency 241003 (Resource Manager), Object Code 666200 (Pickups/Vans).
- 7.0 Five (5) 6500 GVWR, full size, 4-wheel drive, sport utility vehicles with Special Service Package, from Car/Truck City of Pine City, MN, at their State of Minnesota contract price of \$25,877.00 each delivered to Virginia for a total of \$129,385.00 (this vehicle is not subject to state sales tax), for a total purchase price of \$129,385.00, payable from Fund 100

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(General), Agency 129003 (Sheriff), Object Code 666200 (Pickups/Vans).

- 8.0 One (1) 7 passenger minivan, from Denny Hecker Automall of Pine City, MN, at their State of Minnesota contract price of \$20,637.00 delivered to Duluth for a total of \$20,637.00, plus 6.5% State Sales Tax of \$1,341.41, for a total purchase price of \$21,978.41, payable from Fund 100 (General), Agency 129003 (Sheriff), Object 666200 (Pickups/Vans).
- 9.0 One (1) 7 passenger minivan, from Denny Hecker Automall of Pine City, MN, at their State of Minnesota contract price of \$20,218.00 delivered to Duluth for a total of \$20,218.00, plus 6.5% State Sales Tax of \$1,314.17, for a total purchase price of \$21,532.17, payable from Fund 715 (County Garage), Agency 715001 (Duluth Garage), Object 666200 (Pickups/Vans).
- 10.0 One (1) 9300 GVWR, diesel cargo van, from Nelson Auto Center of Fergus Falls, MN, at their low specification bid price of \$27,843.00 delivered to Duluth for a total of \$27,843.00, plus 6.5% State Sales Tax of \$1,809.80, for a total purchase price of \$29,652.80, payable from Fund 100 (General), Agency 137002 (Jail), Object Code 666200 (Pickups/Vans).
Yeas - Commissioners O'Neil, Dahlberg, Forsman, Sweeney, Nelson, and Chair Fink - 6
Nays - None
Absent - Commissioner Raukar - 1

Adopted January 13, 2009. No. 35

At 10:28 A.M. on Tuesday, January 13, 2009, upon motion of Commissioner Nelson, supported by Commissioner Forsman, the Board of County Commissioners adjourned.

Dennis Fink, 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)

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**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JANUARY 27, 2009**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 27th day of January, 2009, at 9:36 A.M. in the Clinton Town Hall, Highway 37, Iron, Minnesota. The meeting was called to order by the Chair with the following members present: Commissioners Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Keith Nelson, and Chair Dennis Fink - 6. Absent: Commissioner Steve Raukar - 1.

Chair Fink asked for a moment of silence to honor U.S. troops serving throughout the world.

Commissioner Nelson took his turn presenting a favorite place in St. Louis County - his family farm. Entitled "Tale of Three Barns", Commissioner Nelson presented a history of the family homestead in a slide show. Many of the buildings on his farm are typical of rural homesteads located throughout St. Louis County, according to Commissioner Nelson.

Chair Fink opened the meeting to persons who wanted to address the Board concerning issues not on the agenda but no one chose to do so.

Commissioner Nelson, supported by Commissioner Forsman, moved to suspend the rules to consider appointing Bill Kron to the Seaway Port Authority for a term expiring January 3, 2011; six years - zero nays. Commissioner O'Neil, supported by Commissioner Nelson, moved to appoint the former commissioner to fill the remainder of his unexpired term. Alan Mitchell, County Administrator, explained that when Bill Kron's term as a county commissioner ended, his appointment on the Seaway Port Authority also expired so a separate appointment is required to fill the vacancy; six years - zero nays. Resolution No. 48.

Commissioner Nelson said he was in St. Paul recently discussing the State Rail Plan, adding that a number of groups are vying for funding including the Northern Lights Express. Commissioner Nelson also attended the State of the Nation address by the Bois Forte Tribe and he received a gift including wild rice harvested by tribal members. Rather than turn down the gift and insult the tribe, Commissioner Nelson accepted the gift and presented it to the Chair of the County Board.

Chair Fink said he attended the recent Metropolitan Inter-County Association (MICA) annual meeting where there was discussion concerning attempts by MICA, the Association of Minnesota Counties (AMC) and the Arrowhead Counties Association (ACA), to have the legislature rescind certain "maintenance of effort" (MOE) mandates on counties. St. Louis County has also been cited by many other counties as an innovator in service provision, according to Chair Fink. He also attended the recent Arrowhead Emergency Medical Services annual conference which drew more than 700 participants.

Administrator Mitchell advised the Board that a recent resolution approving vehicle purchases will have to be amended and, in some cases, rebid because one of the vendors cancelled their state contract.

The following Board and Contract Files were created as a result of documents received at this Board meeting:

Land Commissioner submitting appraisal reports for the sale of timber for the year 2009.--58894

St. Louis County Board Committee of the Whole submitting minutes of their meetings for the year 2009.--58895

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Solid Waste Subcommittee submitting minutes and agendas for their meetings held during the year 2009.--58896

Sewage Subcommittee submitting minutes of their meetings for the year 2009.--58897

St. Louis and Lake Counties Regional Railroad Authority submitting agendas and minutes for their meetings held in the year 2009.--58898

Kenneth D. Butler, Attorney, submitting Summons, Verified Complaint, Notice of Motion and Motion for Temporary Injunction, Memorandum of Law, Affidavit of Robin Cullen and Chester Cullen, and Proposed Order in the matter of Chester Cullen and Robin Cullen versus St. Louis County.--58899

Mine Inspector submitting notices of inspections, accidents, and to fence mining property during the year 2009.--58900

Bayshore Health Center Contract with St. Louis County to provide professional bulk laundry services for Chris Jensen Health and Rehabilitation Center.--09-64

Assistant County Attorneys' 2008/2009 Bargaining Unit Agreement.--09-65

County Attorney Investigators 2008/2009 Bargaining Unit Agreement.--09-66

Northeast Minnesota Regional Radio Board Joint Powers Agreement.--09-67

Agreement for Professional Services between the County of St. Louis and Fredrikson & Byron for assisting with State Government Relation Services.--09-68

Amendment to Contract Damion No. 2008-004265 between St. Louis County and Louis Leustek and Sons, Inc., for Construction of Phase 5 at the Regional Landfill.--09-69

Amendment to Contract Damion No. 2008-4403 between the County of St. Louis and Waste Management, Inc., for Regional Landfill Daily Operations.--09-70

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14276C, between the St. Louis County Public Health and Human Services Department and TBI Residential and Community Services, Inc.--09-71ss

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14276B, between the St. Louis County Public Health and Human Services Department and TBI Residential and Community Services, Inc.--09-72ss

Agreement for Professional Services between the County of St. Louis and Northeast Technical Services, Inc., for Regional Landfill Environmental Engineering and Monitoring Services.--09-73

Grant Application for Minnesota's Lake Superior Coastal Program through the Planning and Development Department for Comprehensive and Community Planning Toolkit: Web GIS Project.--09-74

Grant Application for Minnesota's Lake Superior Coastal Program through the Planning and Development Department for Videos: Shoreland Best Practices and Land Use Project.--09-75

Addendum No. 3 to Lease 1999-001450 between the Iron Range Racing Association, Inc., and St. Louis

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County for lease of the premises known as the "Hibbing Raceway".--09-76

Amendment No. 2 to the State of Minnesota Department of Transportation Cooperative Construction Agreement No. 89154R between the State of Minnesota Department of Transportation, St. Louis County, City of Duluth and City of Hermantown for S.A.P. 69-601-001, C.P. 8293 & 3702.--09-77

Agreement for Professional Services between the County of St. Louis and LHB Engineers & Architects for Depot Train Museum Roof Repairs.--09-78

Agreement for Professional Services between the County of St. Louis and Mary Durward to assist with data entry of assessment details from physical records into the County's MCIS CAMA System.--09-79

Upon motion of Commissioner Nelson, supported by Commissioner Forsman, Resolutions No. 36 through 47, as submitted to this Board 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 January 6, 2009, are hereby approved.

Adopted January 27, 2009. No. 36

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of January 13, 2009, are hereby approved.

Adopted January 27, 2009. No. 37

RESOLVED, that the appraisal report for sale of timber, numbered Tract 1, as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 58894, is approved and the County Auditor is authorized to carry out the recommendation as listed in said appraisal report.

Adopted January 27, 2009. No. 38

RESOLVED, that the appraisal reports for the sale of timber to be offered at Sealed Bid Timber Auction, numbered Tracts 1 through 30 (totaling \$830,925.26), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 58894, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports.

Adopted January 27, 2009. No. 39

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated January 16, 2009, on file in the office of the County Auditor, identified as County Board File No. 58886, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted January 27, 2009. No. 40

RESOLVED, that the St. Louis County Board authorizes an agreement with the Commissioner of Transportation prescribing the terms and conditions of said state grant participation as set forth and contained in "Minnesota Department of Transportation Agency Grant Agreement - Construction Grant for the S.A.P. 69-030-019 Project" for guardrail construction under the Local Road Improvement Program, payable through Fund 220, Agency 220204, Object 652700.

Adopted January 27, 2009. No. 41

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) has announced the availability of housing assistance funding to promote family unification; and

WHEREAS, public housing authorities must collaborate with public child welfare agencies to submit grants and enter into a Memorandum of Understanding regarding service delivery and participant

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selection to be eligible for HUD funding; and

WHEREAS, both the Duluth Housing and Redevelopment Authority and the Virginia Housing and Redevelopment Authority are interested in applying for funding; and

WHEREAS, the St. Louis County Public Health and Human Service Department wishes to collaborate with the Duluth and Virginia Housing and Redevelopment Authorities to provide additional housing opportunities in St. Louis County.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate County officials to enter into Memorandums of Understanding with the Duluth and Virginia Housing and Redevelopment Authorities for the Family Unification Program.

Adopted January 27, 2009. No. 42

WHEREAS, the St. Louis County Sheriff is a member of the Boundary Waters Drug Task Force; and WHEREAS, the State of Minnesota has extended the time frame of the 2008 grant agreement to include 2009 and increased the amount of the grant by \$110,000 for 2009 activity.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the St. Louis County Sheriff to accept the 2008-2009 Boundary Waters Drug Task Force amended grant in the amount of \$110,000, to be accounted for in Fund 100, Agency 129999, Grant 12901, Year 2009.

Adopted January 27, 2009. No. 43

WHEREAS, the Minnesota Housing Finance Agency (MHFA) has issued a request for proposals for the Neighborhood Stabilization Program; and

WHEREAS, St. Louis County and the City of Duluth are eligible applicants for the program; and

WHEREAS, MHFA approval of the application will provide for the redevelopment of abandoned and foreclosed properties in St. Louis County neighborhoods.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the submission of a joint application with the City of Duluth for up to \$3 million under the Neighborhood Stabilization Program to the Minnesota Housing Finance Agency and authorizes the County Planning and Development Director to sign the application.

Adopted January 27, 2009. No. 44

WHEREAS, St. Louis County owns and operates Chris Jensen Health & Rehabilitation Center; and

WHEREAS, Bayshore Health Center is a qualified local provider of institutional laundry services; and

WHEREAS, Bayshore Health Center had the lowest clean weight price of the five qualified laundry services contacted and was the only service to provide seven day delivery and pick-up; and

WHEREAS, Chris Jensen Health and Rehabilitation Center will expect an immediate savings of over \$11,000 and future significant savings by initiating this contract; and

WHEREAS, St. Louis County desires to engage Bayshore Health Center to provide certain services and Bayshore desires to be so engaged.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes a contract with Bayshore Health Center as contained in Contract File No. 09-64, effective February 1, 2009, through February 1, 2011, to provide professional bulk laundry services for Chris Jensen Health and Rehabilitation Center, at the rate of \$.051 per pound for the first year and \$0.053 per pound for the second year, payable from Agency 625000-629900.

Adopted January 27, 2009. No. 45

RESOLVED, that the 2008/2009 Assistant County Attorneys' contract is approved and the appropriate County officials are authorized to execute the Bargaining Unit Agreement, a copy of which is on file in Contract File No. 09-65.

Adopted January 27, 2009. No. 46

RESOLVED, that the 2008/2009 County Attorney Investigators Unit contract is approved and the appropriate County officials are authorized to execute the Bargaining Unit Agreement, a copy of which

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is on file in Contract File No. 09-66.
Adopted January 27, 2009. No. 47

Upon motion of Commissioner Nelson, supported by Commissioner Forsman, the rules were suspended to adopt Resolution No. 48 which was not on the agenda.

BY COMMISSIONER O'NEIL:

RESOLVED, that the St. Louis County Board appoints Bill Kron to the vacancy on the Seaway Port Authority of Duluth, ending December 31, 2011.
Unanimously adopted. January 27, 2009. No. 48

At 10:15 A.M. on Tuesday, January 27, 2009, upon motion of Commissioner Sweeney, supported by Commissioner O'Neil, the Board of County Commissioners adjourned.

Dennis Fink, 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)

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