Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 169
Offered by Commissioner: Dahlberg

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the mortgagee subject to payment of delinquent taxes and assessments with penalties, costs, and interest; and

WHEREAS, the applicant, Associated Bank, National Association of Milwaukee, WI, has applied to repurchase state tax forfeited land; and

WHEREAS, the applicant was the mortgagee at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Associated Bank, National Association (mortgagee) of Milwaukee, WI, on file in County Board File No. 59199, subject to payments including total taxes and assessments of $124,720.08, service fee of $114, deed tax of $411.58, deed fee of $25, and recording fee of $46; for a total of $125,316.66, to be deposited into Fund 240 (Forfeited Tax Fund).

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 170
Offered by Commissioner: Dahlberg

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment of taxes and/or assessments and penalties, costs, and interest; and

WHEREAS, the applicants, Marc Pocrnich (the heir of Nick Pocrnich), Wings Financial Credit Union (mortgagee), and Roger Moller (previous owner) have applied to repurchase state tax forfeited land; and

WHEREAS, the applicants were the owner, the owner's heirs, or mortgagees at the time of forfeiture, and are eligible to repurchase the properties; and

WHEREAS, approving the repurchases will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Marc Pocrnich for the Estate of Nick Pocrnich of Duluth, MN, on file in County Board File No. 59199, subject to payments including total taxes and assessments of $224.83, service fee of $114, deed tax of $1.65, deed fee of $25, and recording fee of $46; for a total of $411.48, to be deposited into Fund 240 (Forfeited Tax Fund).

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 171
Offered by Commissioner: Dahlberg

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment of taxes and/or assessments and penalties, costs, and interest; and

WHEREAS, the applicants, Marc Pocrnich (the heir of Nick Pocrnich), Wings Financial Credit Union (mortgagee), and Roger Moller (previous owner) have applied to repurchase state tax forfeited land; and

WHEREAS, the applicants were the owner, the owner's heirs, or mortgagees at the time of forfeiture, and are eligible to repurchase the properties; and

WHEREAS, approving the repurchases will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Wings Financial Credit Union (mortgagee) of Apple Valley, MN, on file in County Board File No. 59199, subject to payments including total taxes and assessments of $14,610.01, service fee of $114, deed tax of $37.09, deed fee of $25, and recording fee of $46; for a total of $14,832.10, to be deposited into Fund 240 (Forfeited Tax Fund).

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 172
Offered by Commissioner: Dahlberg

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment of taxes and/or assessments and penalties, costs, and interest; and

WHEREAS, the applicants, Marc Pocrnich (the heir of Nick Pocrnich), Wings Financial Credit Union (mortgagee), and Roger Moller (previous owner) have applied to repurchase state tax forfeited land; and

WHEREAS, the applicants were the owner, the owner's heirs, or mortgagees at the time of forfeiture, and are eligible to repurchase the properties; and

WHEREAS, approving the repurchases will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Roger Moller of Eveleth, MN, on file in County Board File No. 59199, subject to payments including total taxes and assessments of $528.32, service fee of $114, deed tax of $1.74, deed fee of $25, and recording fee of $46; for a total of $715.06, to be deposited into Fund 240 (Forfeited Tax Fund).

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 173
Offered by Commissioner: Dahlberg

WHEREAS, the Land Department 2011 equipment budget includes the purchase of one excavator for the maintenance needs of the forest management road system; and

WHEREAS, specifications were presented and State of Minnesota contract pricing was requested for the Caterpillar 315DL excavator; and

WHEREAS, Zeigler, Inc., of Duluth, MN, responded with the State of MN contract price of $147,525, plus $10,142.34 state sales tax, for a total of $157,667.34.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase of one Caterpillar 315DL excavator from Zeigler, Inc., Duluth, MN, at the State of MN contract price of $147,525, plus $10,142.34 state sales tax, for a total of $157,667.34, payable from Forfeited Tax Fund 240, Agency 241005, Object 666400 (Heavy Equipment).

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 174
Offered by Commissioner: Dahlberg

WHEREAS, certain parcels forfeited to the State of Minnesota on November 30, 2010, for nonpayment of real estate taxes; and

WHEREAS, all parcels of land becoming the property of the State of Minnesota in Trust through forfeiture for nonpayment of real estate taxes shall be classified as 'conservation' or 'non-conservation' as required by Minn. Stat. § 282.01, Subd. 1; and

WHEREAS, the Land Department has recommended that the parcels be classified as 'conservation' after considering many factors including the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, the suitability or desirability for particular uses and the suitability of the forest resources on the land for multiple use and sustained yield management; and

WHEREAS, these parcels are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification and sale of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, classification of these parcels will be deemed approved if the County Board does not receive notice of the municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerks of the municipalities or towns in which the parcels are located.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board classifies the state tax forfeited parcels described in County Board file No. 59242 as 'conservation', and notice of the classification shall be transmitted by the Land Department to the clerks of the municipalities or towns in which the parcels are located.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 175
Offered by Commissioner: Dahlberg

WHEREAS, the parcels described here forfeited to the State of Minnesota on November 30, 2010, for nonpayment of real estate taxes; and

WHEREAS, all parcels of land becoming the property of the State of Minnesota in Trust through forfeiture for nonpayment of real estate taxes shall be classified as 'conservation' or 'non-conservation' as required by Minn. Stat. § 282.01, Subd. 1; and

WHEREAS, the Land Department has recommended that the parcels be classified as 'non-conservation' after considering many factors including the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, the suitability or desirability for particular uses and the suitability of the forest resources on the land for multiple use and sustained yield management; and

WHEREAS, the forfeited parcels may be located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification and sale of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, the classification of the parcels described here will be deemed approved if the County Board does not receive notice of a municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerks of the municipalities or towns in which the parcels are located.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board classifies the state tax forfeited parcels described in County Board File No. 59243 as 'non-conservation', and a notice of the classification shall be transmitted by the Land Department to the clerks of the municipalities or towns in which the parcels are located.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 176
Offered by Commissioner: Dahlberg

WHEREAS, the St. Louis County Environmental Services Department oversees subsurface sewage treatment system regulation within its boundaries; and

WHEREAS, the county is revising St. Louis County Ordinance 55 – Individual Sewage Treatment Systems, to bring the ordinance into compliance with state law and to consider potential policy alternatives; and

WHEREAS, the county wishes to create a formal advisory body to assist in considering policy alternatives.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the creation of a Subsurface Sewage Treatment Systems (SSTS) Advisory Committee for three-year terms expiring on April 13, 2014, as follows:

James Balogh
SPECTRUM RESEARCH, INC.
Duluth, MN

Dan Belden
WESTERN LAKE SUPERIOR SANITARY DISTRICT
Duluth, MN

James Bertucci
A-1 SEWAGE SERVICE
Eveleth, MN

Nick Bougalis
BOUGALIS CONSTRUCTION, INC.
Hibbing, MN

Bruce Dudley
DUDLEY EXCAVATING
Duluth, MN

Paul Ojanen
SOIL & WATER CONSERVATION DISTRICT
Virginia, MN

Barbara McCarthy
MINNESOTA POLLUTION CONTROL AGENCY
Duluth, MN

John Kangas
KANGAS EXCAVATING
Aurora, MN

Tom Rovinsky
LAKEHEAD TRUCKING, INC.
Duluth, MN

John Walsh
MINNESOTA ONSITE SPECIALTIES
Saginaw, MN

Bob Whitmyer
MATRIX SOILS & SYSTEMS
Duluth, MN

John Doberstein (Jewell appointee)
REMAX
Duluth, MN

Dave Stark (O'Neil appointee)
STARK ENTERPRISES, LLC
Duluth, MN

Tom Sershon (Dahlberg appointee)
Duluth, MN

Mark Drobac (Forsman appointee)
Tower, MN

Mitchum Johnson (Sweeney appointee)
SWAMPTHING ENVIRONMENTAL, INC.
Duluth, MN

Jim Hofsommer (Nelson appointee)
Colvin Township
Aurora, MN

Bill Vukich (Raukar appointee)
Side Lake, MN

RESOLVED FURTHER, that the non-governmental members of the SSTS Advisory Committee shall be reimbursed for vehicle mileage costs associated with attendance at its meetings, at the rates established by the Internal Revenue Service (CONUS) on an annual basis.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 177
Offered by Commissioner: Dahlberg

WHEREAS, County State Aid Highway (CSAH) 44 (Pequaywan Lake Road) was reconstructed and realigned in 1989-1990; and

WHEREAS, the new road design realignment shifted the road southeasterly, varying in distance of 0 to 300 feet from its original location within that part of NW ¼ of NW ¼ located in Section 17, Township 54 North, Range 12, and Govt. Lot 1, Section 18, Township 54 North, Range 12,Town of Pequaywan; and

WHEREAS, a request was made by property owners to vacate the old road segment lying within said parcels and to vacate an access easement; and

WHEREAS, the old road segment and the access connector segment is not necessary for county roadway purposes; and

WHEREAS, access agreements for ingress and egress across subject parcels affected by this vacation have been drafted and are in place at this time.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Minn. Stat. §163.11, Subdivision 4, the St. Louis County Board vacates that portion of the "Old Pequaywan Lake Road" and the access connector segment all described in the attached "Exhibit A", reserving all in place utilities.

RESOLVED FURTHER, that this road vacation and the access connector vacation be contingent upon the granting of private access agreements (into perpetuity), between all affected property owners to the existing public road (CSAH 44).

RESOLVED FURTHER, that St. Louis County Board Resolution No. 10-473, dated October 5, 2010, is rescinded.

Exhibit A

That part of "Old Pequaywan Lake Road" lying within the NW ¼ of NW ¼ located in Section 17, Township 54N, Range 12, (Town of Pequaywan),

And

That part of "Old Pequaywan Lake Road" lying within Govt. Lot 1, Section 18, Township 54N, Range 12, (Town of Pequaywan),

And

The Northwest Quarter of the Northwest Quarter (NW ¼ of NW ¼), Section Seventeen (17), Township Fifty-four (54) North, Range Twelve (12) West, lying Easterly of Pequaywan Lake Road as it existed on 8/30/77 described as follows:

That part lying Easterly of the West line of said NW ¼ of NW ¼ and Westerly of a line 60.00 feet to the left of the following described line: Commencing at the Northwest corner of said NW ¼ of NW ¼, thence South 5 degrees 1 minute 50 Seconds West, along the west line of NW ¼ of NW ¼ a distance of 1203.93 feet to the point of beginning, thence North 30 degrees 59 minutes 31 seconds East a distance of 201.46 feet (as referenced in easement document # 0476530 recorded June 6, 1989),

And

The Northwest Quarter of the Northwest Quarter (NW ¼ of NW ¼), Section Seventeen (17), Township Fifty-four (54) North, Range Twelve (12) West, lying Easterly of Pequaywan Lake Road as it existed on 8/30/77 described as follows:

That part lying Easterly of the West line of said NW ¼ of NW ¼, Southerly and Easterly of said Pequaywan Lake Road and Westerly of a line 50.00 feet to the left of the following described line: Beginning at the terminus of the last above described line, thence continue North 30 degrees 59 minutes 31 seconds East, a distance of 560.00 feet, and said line there terminating (as referenced in easement document # 0476530 recorded June 6, 1989.)

Government Lot One (1), Section Eighteen (18), Township Fifty-Four (54) North, Range Twelve (12) described as follows:

That part lying 25.00 feet to the right and 25.00 feet to the left of the following described line: Commencing at the Southeast corner of said Government Lot One (1), thence North 5 degrees 1 minute 50 seconds East, along the East line of said Government Lot One (1) a distance of 101.86 feet, thence North 30 degrees 59 minutes 31 seconds East a distance of 235.46 feet; thence North 59 degrees 00 minutes 29 seconds West a distance of 115.00 feet to the point of beginning of the described line; thence continue North 59 degrees 00 minutes 29 seconds West a distance of 75.00 feet and said line there terminating (as referenced in easement document # 0480701, recorded August 9, 1989.)

The side lines of said easement are prolonged or shortened to terminate on the East line of said Government Lot 1.

And

That part of the first described property, lying 70.00 feet to the right and 25.00 feet to the left of the following described line:

Beginning at the terminus of the above described line, thence continue North 59 degrees 00 minutes 29 seconds West a distance of 70.00 feet and said line there terminating.

And

Government Lot One (1), Section Eighteen (18), Township Fifty-Four (54) North, Range Twelve (12) described as follows:

That part lying 25.00 feet to the right and 25.00 feet to the left of the following described line: Beginning at the terminus of the last above described line, thence continue North 59 degrees 00 minutes 29 seconds West a distance of 65.00 feet and said line there terminating (as referenced in easement document # 0480701, recorded August 9, 1989.)

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH,** Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 178
Offered by Commissioner: Dahlberg

RESOLVED, that pursuant to Minn. Stat. Sec. 161.36, the Commissioner of Transportation be appointed as agent of St. Louis County to accept, as its agent, federal aid funds which may be made available for eligible transportation related projects.

RESOLVED FURTHER, the County Board Chair and County Auditor are authorized to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 98641", a copy of which was before the County Board and which is made a part by reference. This agreement corresponds with the AC Process for the county's share on SP 69-613-032, County Project No. 61938, with State Aid Funds, Fund 220, Agency 220262 used for the county share.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney – 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 179
Offered by Commissioner: Dahlberg

WHEREAS, the Public Works Department plans to reconstruct 2.3 miles of CSAH 91 (County Project 8269, SP 069-091-020) within the city of Duluth and the city of Hermantown, beginning at the Canadian National Railroad Tracks (40th Avenue West above 8th Street) and ending at CSAH 56 (Morris Thomas Road); and

WHEREAS, the improvement consists of widening and reconstructing the roadway as determined necessary to provide for the safety and convenience of the traveling public; and

WHEREAS, in addition to the existing highway right of way, certain lands are required for construction, the acquisition of which was authorized by County Board Resolution 09-165 adopted April 28, 2009; and

WHEREAS, a right of way plat would be beneficial for acquisition purposes and for future reference.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Public Works Department to prepare a Right of Way plat for the reconstruction of County State Aid Highway 91 (County Project 8269, SP 069-691-02) to be named "St. Louis County Highway Plat No. 32" to be filed with the County Recorder.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH,** Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 180
Offered by Commissioner: Dahlberg

WHEREAS, quotes have been received by the Public Works Department for the following project:

MP 840-86089, County Project 860898, for project materials for a bridge on County Road 840 in Floodwood Township, length 0.1 mi.

WHEREAS, on March 18, 2011, quotes were received at the Public Works Facility in Virginia, MN, and the low quote determined.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the quote for concrete culverts.

LOW QUOTE	ADDRESS	AMOUNT
Hancock Concrete Products, LLC Concrete Culverts	17 Atlantic Ave Hancock, MN 56244	$53,290.69

RESOLVED FURTHER, that the appropriate county officials are authorized to approve the contractor's quote for concrete culverts for the above listed project payable from Fund 200, Agency 203245, Object 651000.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 181
Offered by Commissioner: Dahlberg

WHEREAS, bids have been received by the County Auditor for the following project:

MP 43-21430, CP 21430 located on CSAH 43 (Emerson Rd.) from CSAH 4 (Rice Lake Rd.) to CSAH 34 (Howard Gnesen Rd.), in Gnesen Township, MN.

WHEREAS, bids were opened in the County Board Room at 10:00 a.m., April 4, 2011, and the low responsible bidder determined.

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

LOW BIDDER	ADDRESS	AMOUNT
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	$473,945.00

RESOLVED FURTHER, that the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 203242, Object 652800.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 182
Offered by Commissioner: Dahlberg

WHEREAS, bids have been received by the County Auditor for the following project:

MP 48-1019, CP 1019 located on CSAH 48 (Taft Road) from CR 223 (Munger Shaw Road) to Bridge 69534 (Over Cloquet River) in Fredenberg Township, MN.

WHEREAS, bids were opened in the County Board Room at 10:00 a.m., April 4, 2011, and the low responsible bidder determined.

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

LOW BIDDER	ADDRESS	AMOUNT
KGM Contractors, Inc.	P.O. Box 7 Angora, MN 55703	$1,297,240.57

RESOLVED FURTHER, that the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 203105, Object 652800.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 183
Offered by Commissioner: Dahlberg

WHEREAS, the Hibbing Courthouse main heating ventilation air conditioning compressor units failed in late summer 2010; and

WHEREAS, quotes were opened on March 18, 2011, with Bob Hecimovich Mechanical Contracting, Inc., of Hibbing, MN, submitting the low quote of $56,957.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis Board authorizes the appropriate county officials to execute an agreement with Bob Hecimovich Mechanical Contracting, Inc., of Hibbing, MN, for an amount of $56,957, payable from Fund 402, Agency 402001, Depreciation.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 184
Offered by Commissioner: Dahlberg

RESOLVED, that the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 59185.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 185
Offered by Commissioner: Dahlberg

WHEREAS, St. Louis County owns property which is being considered for sale; and

WHEREAS, it is the intent of the St. Louis County Board to preserve additional highway right of way necessary to construct and maintain said segments of road when the county owned parcels are sold or transferred.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Minn. Stat. § 163.11, the St. Louis County Board dedicates to the public the permanent highway easements described on the attached Exhibit A(s).

EXHIBIT A	Parcel 1	County State Aid Highway 128
EXHIBIT A	Parcel 2	County State Aid Highways 4 & 16
EXHIBIT A	Parcel 3	County State Aid Hwy 16
EXHIBIT A	Parcel 4	County State Aid Highway 48
EXHIBIT A	Parcel 5	County State Aid Highway 7

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

EXHIBIT A

Parcel 1
County State Aid Highway 128

Legal Description:

Lots 4, 5 and 6, BLOCK 10, EAGLES NEST

Rights to Be Acquired:

A PERMANENT EASEMENT for highway purposes over including all trees, shrubs and herbage, over, under and across Lots 4, 5 and 6, Block 10, Plat of EAGLES NEST located in Government Lot 2, Section 22, Township 62 North, Range 14 West and being a strip of land 125 feet, 60 feet to the right and 65 feet to the left of the following described line:

Commencing at the southeast corner of Govt. Lot 2, Section 22, T62N, R14W; thence west along the south line of said Government Lot 2, a distance of 251.83 feet; thence northeasterly deflecting to the right 104 degrees 47 minutes 30 seconds, a distance of 108.00 feet to the Point of Beginning of the line to be described: thence northeasterly along the last described course, a distance of 200 feet and said line there terminating.

Said easement contains approximately 0.34 acres

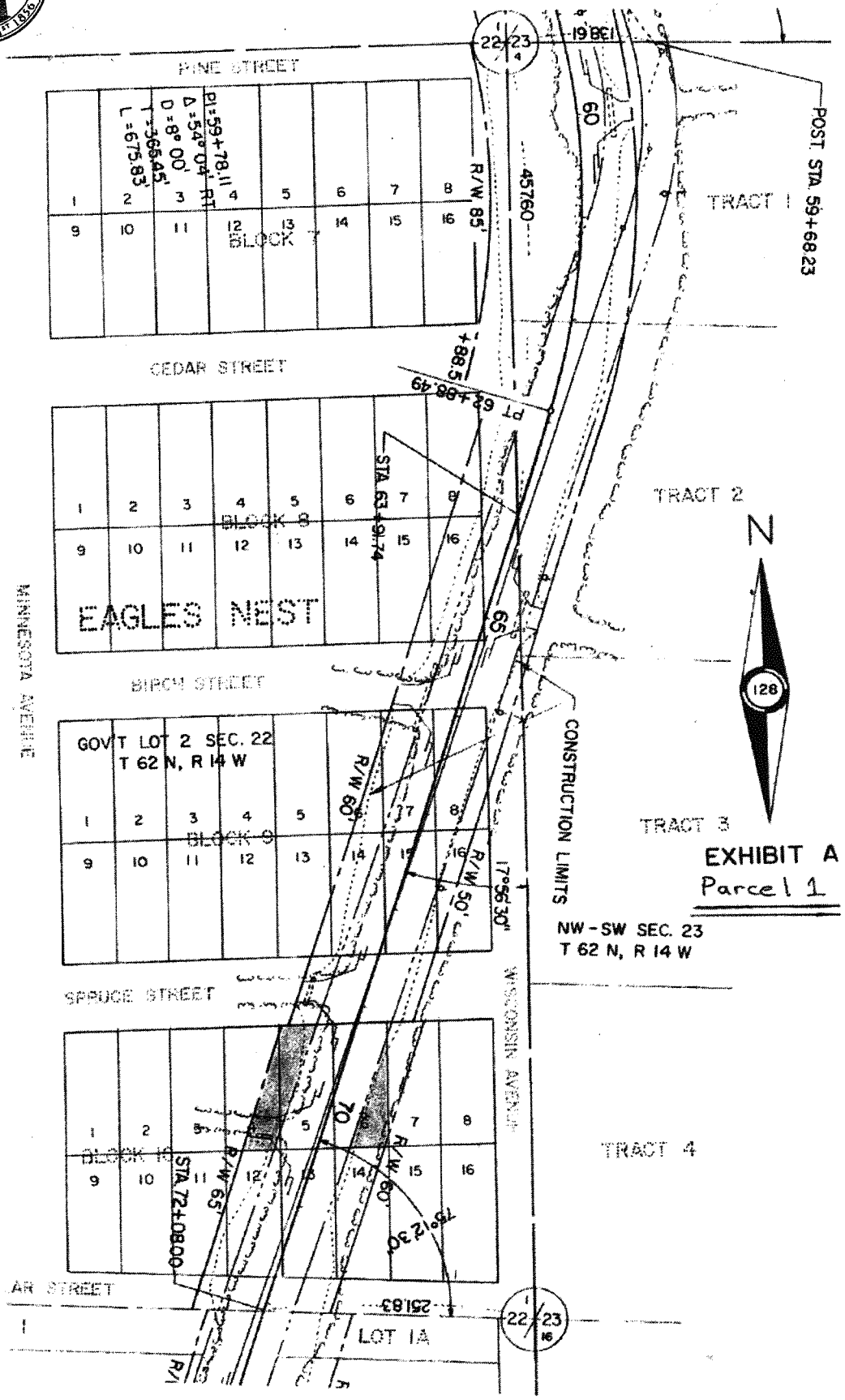

PINE STREET
CEDAR STREET
BIRCH STREET
SPRUCE STREET
MINNESOTA AVENUE
WISCONSIN AVENUE
BLOCK 7
BLOCK 8
BLOCK 9
BLOCK 10
EAGLES NEST
GOV'T LOT 2 SEC. 22
T 62 N, R 14 W
NW-SW SEC. 23
T 62 N, R 14 W
TRACT 1
TRACT 2
TRACT 3
TRACT 4
LOT 1A
CONSTRUCTION LIMITS
POST. STA. 59+68.23
PI=59+78.11
Δ=54° 04' RT
D=8° 00'
T=365.45'
L=675.83'
R/W 85'
R/W 60'
R/W 50'
R/W 65'
STA 63+91.74
STA 72+08.00
PT 62+88.49
17°56'30"
75°12'30"
251.83
N
128
EXHIBIT A
Parcel 1

EXHIBIT A

Parcel 2
County State Aid Highways 4 & 16

Legal Description:

A tract of land to be used as a County of St. Louis Garage Site, described as follows: Starting at the Section Corner common Sections 4 and 5, Township 56 N, Range 15 West; thence westerly along the boundary line common to Section 32, Twp 57 N, R 15 W. and Section 5, Township 56 N, R 15 W, a distance of 490.1 feet; Thence at an angle of 90° to the left, a distance of 33 feet to the south Right of Way Line of County Highway No. 16, the POINT OF BEGINNING: Thence continuing on the last named course a distance of 202 feet: Thence at an angle of 90° to the Left a distance of 244.8 feet to the westerly R.O.W. Line of State Aid Road No. 4. Thence in a northwesterly direction along the said westerly R.O.W. Line of State Aid Road No. 4. to the southerly R.O.W Line of County Highway No. 16; Thence westerly along the said southerly R.O.W. Line of County Highway No. 16; a distance of 199.8 feet to the Point of Beginning, containing an area of approximately one (1) Acre and lying wholly within Lot 1 (NE ¼ of NE ¼) Section 5, Township 56 N, R15W.

Rights to Be Acquired:

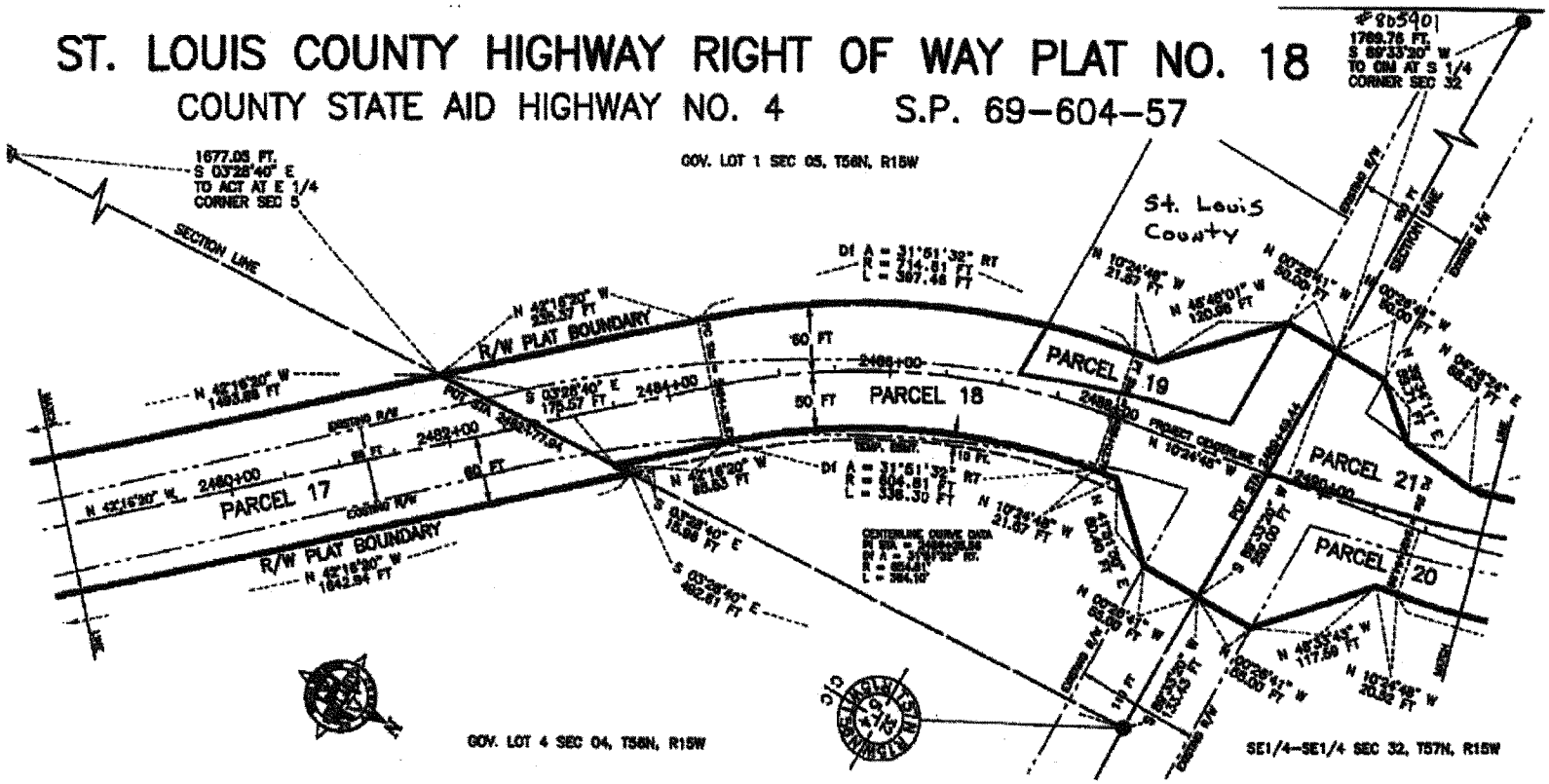
A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across the above described property shown as Parcel 19 on the plat designated as St. Louis County Highway Right of Way Plat NO. 18, recorded as document No. 805901 in the Office of the County Recorder in and for the County of St. Louis, Minnesota.

Said easement contains approximately 0.235 acres.

Parcel 2

ST. LOUIS COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 18

COUNTY STATE AID HIGHWAY NO. 4 S.P. 69-604-57



Scale 0 50 ft. 100 ft.

NOTE: ALL DIMENSIONS SHOWN ARE IN FEET AND DECIMAL OF FEET UNLESS SHOWN OTHERWISE.

NOTE: END LINES ON TEMPORARY EASEMENTS ARE PERPENDICULAR OR RADIAL TO PROJECT CENTERLINE UNLESS SHOWN OTHERWISE.

NOTE: (EXISTING R/W) DENOTES R/W EXISTING PRIOR TO PLATTING.

RIGHT OF WAY IN SECTIONS 04 AND 05 T56N R15W – SECTION 32 T57N R15W

PARCEL	OWNER	LOCATION	RECORDED DOCUMENT NUMBER OR BOOK/PAGE	TORRENS CERTIFICATE NUMBER	PARCEL CODE	EXISTING RIGHT OF WAY ACRES	NEW RIGHT OF WAY ACRES	TOTAL RIGHT OF WAY ACRES	TEMPORARY EASEMENT ACRES	TEMP. ESMT EXPIRES ON DATE	FEE OR ESMT
18	MATTSON, CHARLES M.	NE-NE, SEC 05	458148		300 0010 00880	1.191	0.575	1.766	0.076	12/31/05	ESMT
19	COUNTY OF ST. LOUIS	NE-NE, SEC 05	646/100		300 0010 00880	0.000	0.235	0.235			ESMT
20	DAUFELT, MICHAEL AND PATRICIA ANN	SE-ST, SEC 32	238619		570 0012 04482	0.554	0.513	1.067			ESMT
21	MATTSON, GERALD A.	SE-SE, SEC 32	805579		570 0012 04510	0.389	0.021	0.410			ESMT

SHEET 08 OF 23 SHEETS

EXHIBIT A

Parcel 3
County State Aid Hwy 16

Legal Description:

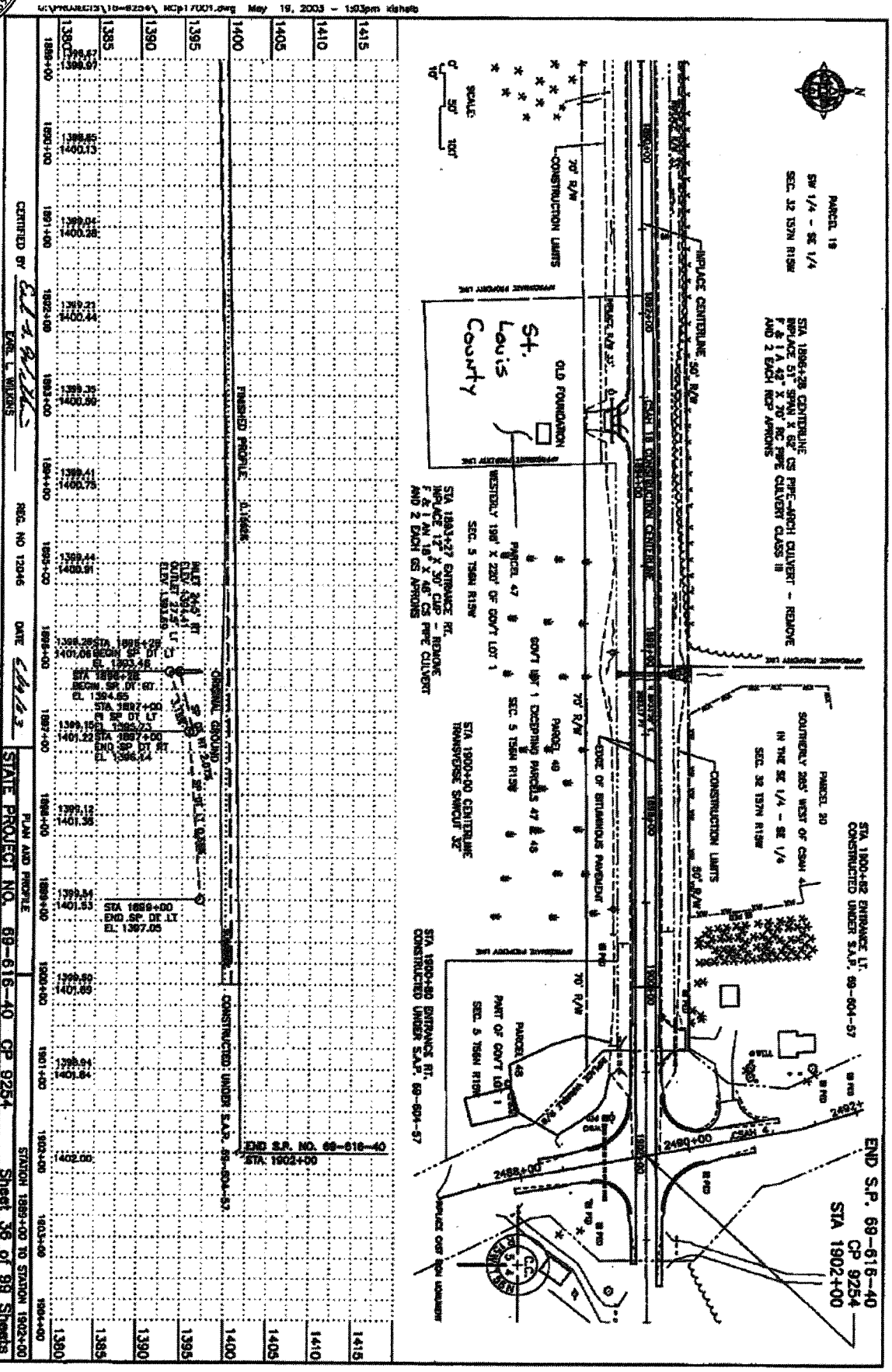
That part of Government Lot One (1), Section Five (5), Township Fifty-six (56) North of Range Fifteen (15) West of the Fourth Principal Meridian, according to the Government Survey thereof described as follows;

Beginning 1122 feet West of the Northeast Corner of Government Lot One (1), running thence South Two hundred twenty (220) feet, thence West One Hundred ninety-eight (198) feet, thence North Two Hundred Twenty (220) feet, thence East One Hundred Ninety-eight (198) feet to the Point of Beginning.

Rights to Be Acquired:

A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across the northerly 70.00 feet of the above described property.

Said easement contains approximately 0.32 acres.



PARCEL 3, EXHIBIT "A"

EXHIBIT A

Parcel 4
County State Aid Highway 48

Legal Description:

The South one-half of the Southeast one-quarter of the Northwest one-quarter of the Southeast one-quarter (S ½ of SE ¼ of NW ¼ of SE ¼) of Section Sixteen (16), Township Fifty-two (52) North, Range Fifteen (15) West containing 5.00 acres, more or less.

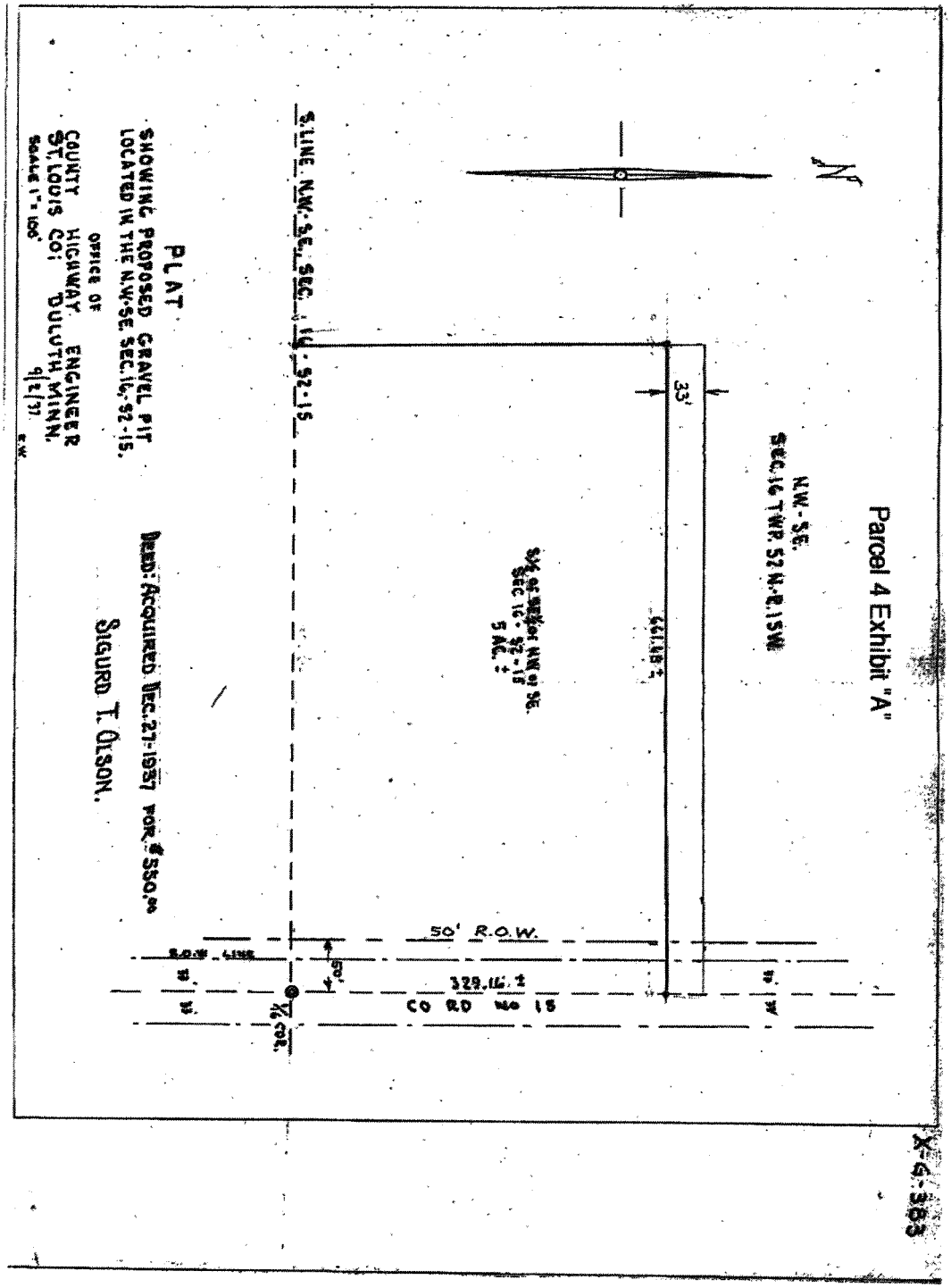
And

The southerly thirty-three (33) feet of the North one-half of the Southeast one-quarter of Northwest one-quarter of the Southeast one-quarter (N ½ of SE ¼ of NW ¼ of SE ¼) of Section Sixteen (16), Township Fifty-two, (52) North, Range Fifteen (15) West, containing 0.50 acres, more or less.

Rights to Be Acquired:

A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across the easterly 50.00 feet of the above described property.

Said easement contains approximately 0.42 acres.



PARCEL 4, EXHIBIT "A"

EXHIBIT A

Parcel 5
County State Aid Highway 7

Legal Description:

The West 440 feet of Government Lot Seven (7), Section Two (2), Township Fifty-six (56) North, Range Eighteen (18) West according to the U.S. Government Survey.

Rights to Be Acquired:

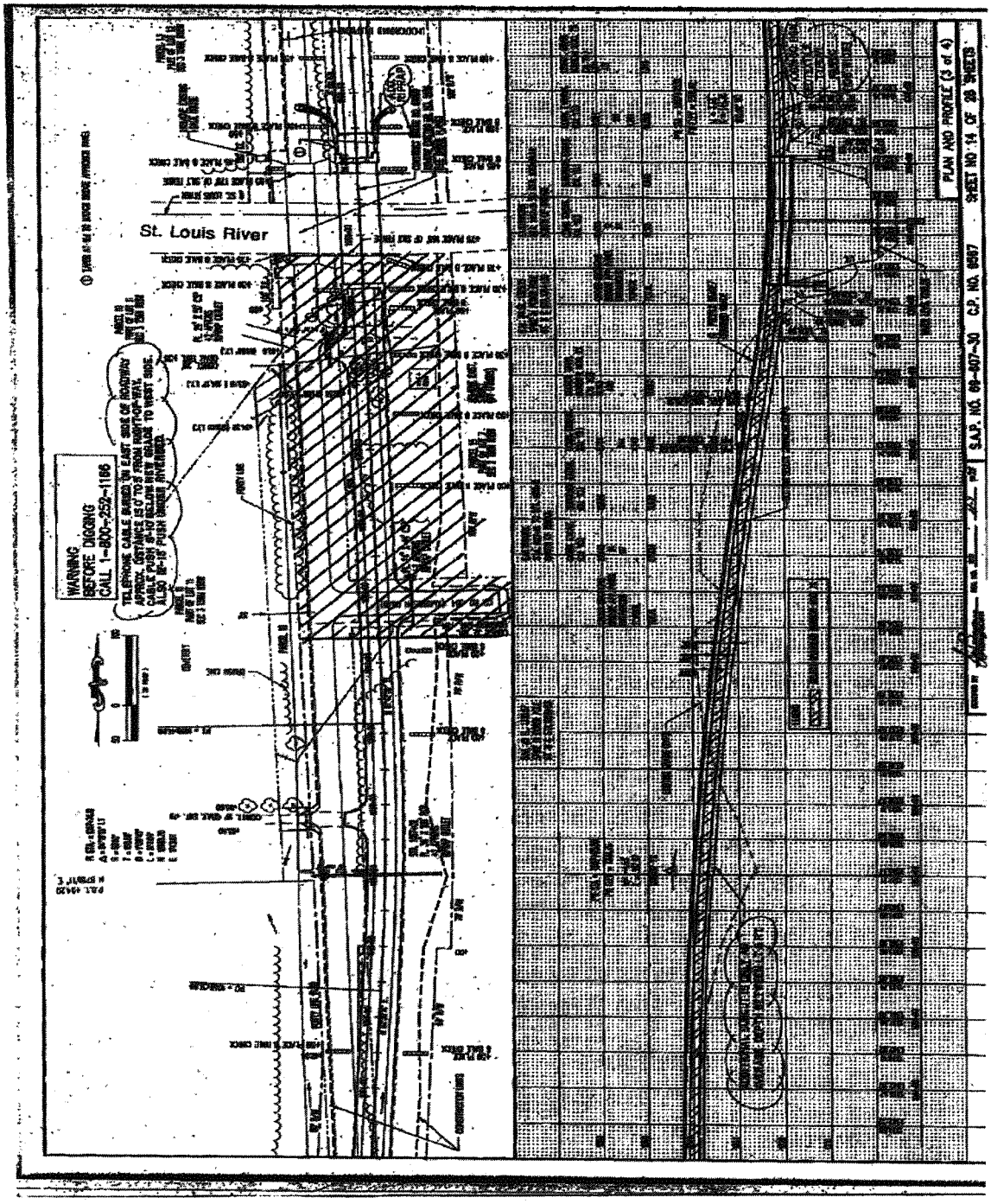
A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across part of the above described property, the centerline of said easement being described as follows.

COUNTY STATE AID HIGHWAY 7 CENTERLINE DESCRIPTION IN SECTIONS 2 AND 3, TOWNSHIP 56 NORTH, RANGE 18 WEST OF THE FOURTH PRINCIPAL MERIDIAN.

Commencing at the southwest corner of said Section 2, from which the west quarter corner of said Section 2 lies 2644.26 feet distant on an assumed bearing of North 02 degrees 19 minutes 15 seconds West; thence on an assumed bearing of South 89 degrees 37 minutes 57 seconds West a distance of 1.15 feet to a point on the south line of said Section 3, said point being Point on Tangent Station 1047+32.35 as shown on construction plan S.A.P. 69-607-30 (1998); thence continuing North 02 degrees 36 minutes 14 seconds East a distance of 805.22 feet to Point of Curvature Station 1055+37.60; thence northerly along a tangential curve, concave to the west, having a radius of 5000.00 feet, and a central angle of 04 degrees 19 minutes 12 seconds, a distance of 377.00 feet to Point of Tangency Station 1059+14.60; thence North 01 degrees 42 minutes 58 seconds West, tangent to said curve a distance of 1267.32 feet to Point of Curvature Station 1071+81.92 and said line there terminating.

Said PERMANENT EASEMENT being 100.00 feet in width on the east side of said centerline and all of the above described property on the west side of said centerline between the south and north boundaries of the above described property.

TOGETHER WITH A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across THE SOUTHERLY 75.00 FEET of the first above described property.



Parcel 5 Exhibit "A"

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 186
Offered by Commissioner: Dahlberg

WHEREAS, a request to sell county fee land in combination with county tax forfeit property was proposed by the St. Louis County Land Department and the County Property Acquisition Team deems the property to be non-conforming surplus property described as follows:

Lots 4, 5 and 6 EX HWY RT OF WAY, BLOCK 10, EAGLES NEST

WHEREAS, J. Michael Bowers and Mary Kay Bowers submitted a bid amount of $3,685 for the property.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the requirements and procedures of Minn. Stat. § 373.01 Subdivision (h), the appropriate county officials are authorized to execute and deliver a quit claim deed, conveying the above listed property to J. Michael Bowers and Mary Kay Bowers as joint tenants, for the bid amount of $3,685, payable to Fund 100, Agency 128014, Object 583100. Buyers are responsible for all recording fees and associated filing fees.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 187
Offered by Commissioner: Dahlberg

RESOLVED, that pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board approves the following Lawful Gambling License Application (Pull-tabs with dispensing device and Tipboards) on file in the office of the County Auditor, identified as County Board File No. 59219, for the following organization:

Gnesen Volunteer Fire to operate out of Boondocks Saloon & Grill, Gnesen Township, 7047 Rice Lake Road, Duluth, MN 55803, new.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 188
Offered by Commissioner: Dahlberg

RESOLVED, that a public hearing will be held at 9:35 A.M. on April 26, 2011, in the Northland Town Hall, Canyon, Minnesota, for the purpose of considering the granting of an Off-Sale Intoxicating Liquor License to Crane Lake Bar & Grill, LLC d/b/a Crane Lake Bar & Grill, Crane Lake Township.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 189
Offered by Commissioner: Dahlberg

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

WHEREAS, departments anticipate being notified of additional revenues throughout the year and need approval to increase revenue and expenditure budgets; and

WHEREAS, proposed budget adjustments are levy neutral.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the following budget changes:

1. Increase revenue and expense budget on Public Works project MP-10026, 2010 Central Crushing; Cedar Valley Township went over the amount initially budgeted (per resolution 349-10) and will be billed for the amount actually used ($27.30)
2. Increase revenue and expense budget on Public Works project MP-10029, 2010 South Crushing; Brevator Township went over the amount initially budgeted (per resolution 260-10) and will be billed for the amount actually used ($13.92)
3. Increase revenue and expense budgets in Natural Resources Block Grant due to revenue exceeding what was originally expected and budgeted ($1,500.00)
4. Use of parking fund balance for lower green lot reconstruction ($19,897.00)
5. Increase revenue and expense budgets to actual grant amounts for Emergency Shelter Grant ($36,954.70)
6. Assign general fund fund balance resulting from departmental savings and/or additional revenue for future unallotments ($2,899,276.63)

   Land Department accumulation of fund balance due to savings in operating budget ($161,358.72)

   Environmental Services accumulation of fund balance due to operating budget savings/changes in revenue budget ($1,107,621.16)

   Individual Sewage Treatment System accumulation of fund balance due to operating budget savings ($53,624.88)

7. Transfer excess personnel budget in Veterans Service Office to operating budget to cover higher than anticipated operating expenses, specifically for mailing and postage ($4,949.67)
8. Use of fund balance to cover third and fourth quarter unemployment expense in Community Foods and Assisted Living ($16,148.57)
9. Use of Attorney's Forfeitures fund balance for contributions to Juvenile Detention Alternatives Initiative (JDAI) and Specialty Courts ($25,156.04)
10. Remove revenue and expense budgets in Veterans Service Office grant 12403, grant year 2008; anticipated revenue was not received and budget was entered in error ($43,122.74)

11. Increase revenue and expense budget in Public Health & Human Services for higher than anticipated relative custody assistance pass-through funds from the state ($200,000.00)
12. Increase revenue and expense budget in Fund 280 Septic Loans to allow for the principal received in 2010 to be reprogrammed for new septic loans ($8,040.00)
13. Use of fund balance to pay 2010 Workers' Comp expenses related to software and reporting compliance which adopted budget was not sufficient to cover ($160,254.26)
14. Increase Northeast Law Enforcement Administrator's Council (NLEAC) meth grant revenue and expenditure budget to reflect amounts actually received ($1,577.02)
15. Carry forward 2010 budget into 2011 for MP 10022R Crack sealing project that had to be rebid, Resolution No. 10-599, dated December 21, 2010 ($196,502.95)
16. Use of fund balance to cover increased reimbursements for maintenance of unorganized township road system ($400,000.00)
17. Increase revenue and expense budget to reflect revenue actually received for county fee land sales ($22,566.93)
18. Transfer funds from Administration operating budget to Planning and Community Development personnel budget to cover overspending due to budget error ($23,252.48)
19. Increase Property Management expense and revenue budget by amount of City of Duluth reimbursement for retaining wall construction ($40,046.00)
20. Use of parking fund balance to cover overspending in parking agency caused by retainage expense ($16,584.13)
21. Per State Auditors, St. Louis County was required to add Fund 295 NLX as a SLC Fund in 2010, because St. Louis County is named on the grant agreement. Due to this change, this resolution is authorizing the matching revenue and expense budget for Northern Lights Express pass-through grant ($1,171,359.87).
22. Use of Public Works fund balance accumulated through 2010 gas/diesel savings to fund capital equipment purchases ($2,500,000.00)
23. Assign Public Works fund balance for Gas and Diesel variability ($962,947.00)
24. Assign Public Works fund balance for emergency contingency ($107,674.00)
25. Restrict Public Works fund balance for emergency contingency ($392,326.00)
26. Assign Public Works fund balance resulting from expense savings for future unallotments ($750,000)
27. Assign Public Health & Human Services fund balance for chemical dependency ($400,000.00)
28. Assign Public Health & Human Services fund balance for technology improvements ($1,274,331.00)
29. Assign Public Health & Human Services fund balance resulting from expense savings and additional revenue for future unallotments ($1,463,713.61)

Changes from initial GASB Statement 54 categories as presented in 2011 County Board Budget Resolution No. 10-574 dated December 27, 2010 for Comprehensive Annual Financial Report presentation purposes that do not require budget adjustments:

30. Per GASB 51, budget and actual personnel costs to be capitalized as part of a software project, will be presented as capital instead of personnel
31. Due to recommendation of State Auditor in entrance interview, change vesting sick leave fund balance from assigned to committed
32. Due to recommendation of State Auditor in entrance interview, change Forest Resources fund balance from assigned to committed for conservation of natural resources

Resolution No. 189
Page 3

		FUND	AGENCY	OBJECT			Expense Budget	Transfer Out	Accumulation of Fund Balance	Revenue Budget	Transfers In	Use of Fund Balance	Total
4th Quarter													
1	200	201064	551568							$ (27.30)			
	200	201064	650200				$ 27.30						
2	200	201065	551556							$ (13.92)			
	200	201065	650200				$ 13.92						
3	616	616999	629900	61601	99999999	2010	$ 1,500.00						
	616	616999	530102	61601	99999999	2010				$ (1,500.00)			
4	100	999999	311105									$ (19,897.00)	
	100	128010	660600				$ 19,897.00						
5	173	173001	629900				$ 7,245.00						
	173	173002	540302							$ (36,954.70)			
	173	173003	629900				$ 10,002.76						
	173	173004	629900				$ 6,287.04						
	173	173006	629900				$ 4,497.11						
	173	173007	629900				$ 8,922.79						
6	100	999999	311109						$ 2,899,276.63				
	240	999999	311200						$ 161,358.72				
									$ 1,107,621.16				
	600	999999	311200										
	616	999999	311200						$ 53,624.86				
7	100	124001	610000				$ (4,949.67)						
	100	124001	620200				$ 4,949.67						
8	100	104007	617200				$ 14,426.77						
	100	104011	617200				$ 1,721.80						
	100	999999	311200									$ (16,148.57)	
9	167	999999	311030									$ (25,156.04)	
	167	167001	637900				$ 25,156.04						
10	100												
	124999	531402	12403	99999999	2008				$ 43,122.74				
	100	124999	610100	12403	99999999	2008	$ (37,202.84)						
	100	124999	615200	12403	99999999	2008	$ (61.60)						
	100	124999	15300	12403	99999999	2008	$ (388.08)						
	100	124999	616200	12403	99999999	2008	$ (2,604.20)						
	100	124999	617100	12403	99999999	2008	$ (2,846.02)						
11	230	232008	608500				$ 200,000.00						
	230	232008	530628							$ (200,000.00)			
12	280	280001	584101							$ (8,040.00)			
	280	280001	635200				$ 8,040.00						
13	730	730001	626400				$ 36,296.22						
	730	730001	610000				$ 123,958.04						
	730	999999	311200								$ (160,254.26)		
14	100	129999	540515	12943	99999999	2010					$ (1,577.02)		
	100	129999	629900	12943	99999999	2010	$ 1,577.02						
15	200	201010	653300				$ (196,502.95)						
	200	999999	311200								$ 196,502.95		
16	210	210004	637900				$ 141,500.00						
	210	210005	637900				$ 1,000.00						
	210	210006	637900				$ 173,000.00						
	210	210007	637900				$ 84,500.00						
	210	999999	311200								$ (400,000.00)		

4th Quarter continued							Expense Budget	Transfer Out	Accumulation of Fund Balance	Revenue Budget	Transfers In	Use of Fund Balance	Total
16	210	210004	637900				$ 141,500.00						
	210	210005	637900				$ 1,000.00						
	210	210006	637900				$ 173,000.00						
	210	210007	637900				$ 84,500.00						
	210	999999	311200									$ (400,000.00)	
17	100	128014	583100							$ (22,566.93)			
	100	128014	610000				$ 22,566.93						
18	100	104001	629900				$ (23,252.48)						
	100	109002	623100				$ 1,041.07						
	100	109002	610000				$ 22,211.41						
19	438	438006	663500				$ 40,046.00						
	438	438006	551501							$ (40,046.00)			
20	100	128010	660600				$ 16,584.13						
	100	999999	311105									$ (16,584.13)	
21	295	295999	532303	29501	99999999	2010				$ (749,378.37)			
	295	295999	540706	29501	99999999	2010				$ (421,981.50)			
	295	295999	629900	29501	99999999	2010	$ 1,171,359.87						
22	200	999999	311138									$(2,500,000.00)	
	200	207001	697600				$ 2,500,000.00						
	407	407001	590100							$ (2,500,000.00)			
	407	999999	311200						$2,500,000.00				
23	200	999999	311136						$ 962,947.00				
24	200	999999	311133						$ 107,674.00				
25	200	999999	311108						$ 392,326.00				
26	200	999999	311109						$ 750,000.00				
27	230	999999	311402						$ 400,000.00				
28	230	999999	311401						$1,274,331.00				
29	230	999999	311109						$1,463,713.61				
30													
31													
32													

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:

Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5

Nays – None

Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 190
Offered by Commissioner: Dahlberg

WHEREAS, the Duluth courthouse sally port addition has been completed with the first floor arraignment courtroom relocated to the west side of the building for direct access from the sally port; and

WHEREAS, the relocation of the courtroom required moving some Sheriff's and Recorder's staff and this project will complete the location exchange of the former prisoner holding and courtroom areas for the Sheriff and Recorder operations; and

WHEREAS, St. Louis County Purchasing solicited bids (Bid No. 4851) for project construction services for the Duluth Courthouse first floor remodeling (final phase), which were opened on March 15, 2011 with Johnson-Wilson Constructors, Inc., of Duluth, MN, being the lowest responsible bidder in an amount of $322,000.00.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the appropriate county officials to execute an agreement with Johnson-Wilson Constructors, Inc., of Duluth, MN, in an amount of $322,000, payable from Capital Improvement Bond Proceeds 2008, Fund 438-438008.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH,** Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 191
Offered by Commissioner: Dahlberg

RESOLVED, that the St. Louis County Board establishes a public hearing on Tuesday, April 26, 2011, at 9:50 a.m. in the Northland Town Hall, Canyon, Minnesota, to consider alleged liquor law violations at Knudson & Son, Inc., d/b/a Jim's Ash Trail Store, Unorganized Township 68-21.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 192
Offered by Commissioner: Dahlberg

WHEREAS, St. Louis County and Northern PCS Services, LLC, have enjoyed the mutual benefits of a cell tower lease arrangement at the St. Louis County Jail site on Haines Road in Duluth since May 1, 2000, and both parties wish to continue this arrangement.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a new lease agreement with Northern PCS Services, LLC, 6391 Sprint Parkway, Overland, Kansas 66251-2650, for the purpose of maintaining and operating a communications facility totaling an area of approximately six (6) feet by fifteen (15) feet (225 square feet) at the St. Louis County Jail site, 4334 Haines Road, Duluth, MN, for the term May 1, 2010 through April 30, 2015, with up to three additional five-year extension periods unless otherwise terminated by the county.

RESOLVED FURTHER, the agreement shall continue to require Northern PCS Services, LLC, to carry necessary insurance and provide its own electrical service.

RESOLVED FURTHER, that Northern PCS Services, LLC, will pay St. Louis County rent in the amount of $6,000 for the first year, with each successive annual rent payment increased by 3% thereafter for the duration of the lease, to be accounted for in Fund 100, Agency 128099.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 193
Offered by Commissioner: Dahlberg

WHEREAS, the State of Minnesota Department of Public Safety through the Division of Emergency Communication Networks has made available $732,760 in funding from the Allied Radio Matrix for Emergency Response (ARMER) Integration grant program for Interoperable Communications equipment for the Northeast Regional Radio Board; and

WHEREAS, St. Louis County through its Sheriff's Office, has offered to serve as the grant administrator and fiscal agent for this funding.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes application for the 2010 Allied Radio Matrix for Emergency Response (ARMER) Integration grant for Interoperable Communications equipment in the amount of $732,760, to be accounted for in Fund 100, Agency 136999, Grant 13603, Year 2010, and authorizes St. Louis County to serve as fiscal agent for the grant on behalf of Northeast Regional Radio Board.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 194
Offered by Commissioner: Dahlberg

WHEREAS, the St. Louis County Board appoints citizens to serve on the Civil Service Commission; and

WHEREAS, the resignation of Mr. Harold Baland has created a vacancy on this commission.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to advertise and accept applications until May 6, 2011, for the vacant position on the Civil Service Commission.

Commissioner Dahlberg moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Dahlberg, Forsman, Nelson, Raukar, and Chair O'Neil - 5
Nays – None
Absent – Commissioners Jewell and Sweeney - 2

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH,** Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 195
Offered by Commissioner: Nelson

RESOLVED, that a public hearing will be held at 9:55 a.m. on Tuesday, April 26, 2011, in the Northland Town Hall, Canyon, Minnesota, for the consideration of the allegations and, if proven, the suspension or revocation of the intoxicating liquor licenses issued to 5717, Inc., d/b/a Crossroads Store, Brevator Township, and/or the imposition of civil penalties for the violations.

Commissioner Nelson moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Jewell, Dahlberg, Forsman, Sweeney, Nelson, Raukar, and Chair O'Neil - 7
Nays – None

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH,** Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 196
Offered by Commissioner: Nelson

RESOLVED, that a public hearing will be held at 9:40 a.m. on Tuesday, May 3, 2011, in the St. Louis County Courthouse, Duluth, Minnesota, for the consideration of the allegations and, if proven, the suspension or revocation of the intoxicating liquor licenses issued to Curran Enterprises, Inc., d/b/a Makinen Liquor Store, Unorganized Township 56-16, and/or the imposition of civil penalties for the violations.

Commissioner Nelson moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Jewell, Dahlberg, Forsman, Sweeney, Nelson, Raukar, and Chair O'Neil - 7
Nays – None

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH,** Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: April 12, 2011 Resolution No. 197
Offered by Commissioner: Nelson

RESOLVED, that a public hearing will be held at 9:45 a.m. on Tuesday, May 3, 2011, in the St. Louis County Courthouse, Duluth, Minnesota, for the consideration of the allegations and, if proven, the suspension or revocation of the intoxicating liquor licenses issued to James Saugestad d/b/a Melrude Pub, Ellsburg Township, and/or the imposition of civil penalties for the violations.

Commissioner Nelson moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Jewell, Dahlberg, Forsman, Sweeney, Nelson, Raukar, and Chair O'Neil - 7
Nays – None

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 12th day of April, A.D. 2011, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of April, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board