



Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: July 12, 2011 Resolution No. 381
Offered by Commissioner: Sweeney

**Official Proceedings of the County Board
of Commissioners**

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of June 28, 2011, are hereby approved.

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 382
Offered by Commissioner: Sweeney

Appraisal Report for Sale of Timber

RESOLVED, that the appraisal report for sale of timber, numbered Tracts 1 & 2, as submitted by the Land Commissioner, on file in the Office of the County Auditor, identified as County Board File No. 59196, is approved and the County Auditor is authorized to carry out the recommendation as listed in said appraisal report.

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 383
Offered by Commissioner: Sweeney

Sale of Surplus Fee Land – T50N, R15W, Section 22
(City of Hermantown)

WHEREAS, the Property Management Team has approved the public sale of the property legally described in the attached Exhibit "A"; and

WHEREAS, a review of assessed value and comparable sales has determined a minimum bid amount for this property at \$24,500.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, a parcel of land approximately 8.2 acres in size, pursuant to the requirements and procedures of Minn. Stat. § 373.01.

RESOLVED FURTHER, the County Board establishes the time for bid consideration at 9:40 A.M. on Tuesday, October 4, 2011, St. Louis County Courthouse, Duluth, MN.

Exhibit "A"

E½ of SE¼, SECTION 22, TOWNSHIP 50 NORTH, RANGE 15 WEST of the Fourth Principal Meridian EXCEPT the following described parcels:

(1) That part of the NE¼ of SE¼, Section 22, Township 50, Range 15, lying West of the LaVaque Road and between the following described two parallel lines:

- (a) 675 feet South and parallel to the Northern boundary of said forty; and
- (b) 900 feet South and parallel to the Northern boundary of said forty.

(2) That part of the NE¼ of SE¼, Section 22, Township 50, Range 15, lying East of the LaVaque Road and between the following described two parallel lines:

- (a) 500 feet South and parallel to the North boundary of said forty; and
- (b) 1150 feet South and parallel to the North boundary of said forty.

(3) That part of the NE¼ of SE¼, Section 22, Township 50, Range 15, lying West of the LaVaque Road and between the following described two parallel lines:

- (a) 1175 feet South and parallel to the Northern boundary of said forty; and
- (b) 1300 feet South and parallel to the Northern boundary of said forty.

(4) That part of the E½ of SE¼, Section 22, Township 50 North, Range 15, lying West of the LaVaque Road between the two sets of parallel lines, line A & B for one parcel and lines C & D for the second parcel:

Line A – 1100 feet South and parallel to the Northerly boundary of said forty.

Line B – 1175 feet South and parallel to the Northerly boundary of said forty.

Line C – 1300 feet South and parallel to the Northerly line of said E½ of SE¼.

Line D – 1400 feet South and parallel to the Northerly boundary line of said E½ of SE¼.

(5) N'ly 300 feet of the S'ly 820 feet of the E½ of SE¼, Section 22, Township 50, Range 15 West of the Fourth Principal Meridian, St. Louis County, Minnesota.

Resolution No. 383

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(6) That part of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 22, Township 50, Range 15 lying West of the LaVaque Road and between the following described two parallel lines:

(a) 640 feet South and parallel to the Northern boundary of said forty; and

(b) 675 feet South and parallel to the Northern boundary of said forty.

(7) All that part of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 22, Township 50 North, Range 15 West of the Fourth Principal Meridian, lying East of the LaVaque Road and North of a line 500 feet South and parallel to the Northern boundary of said forty.

(8) That part of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 22, Township 50, Range 15 lying West of the LaVaque Road and between the following described two parallel lines:

(a) 865 feet South and parallel to the Northern boundary of said forty; and

(b) 1100 feet South and parallel to the Northern boundary of said forty.

(9) All that part of the N $\frac{1}{2}$ of the S $\frac{1}{2}$ of the E $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 22, Township 50, Range 15 which lies East of LaVaque Road.

(10) All that part of the E $\frac{1}{2}$ of SE $\frac{1}{4}$, Section 22, Township 50, Range 15 lying East of the LaVaque Road and lying between the following described lines:

(a) The N $\frac{1}{2}$ line of the S $\frac{1}{2}$ of said eighty; and

(b) The N $\frac{1}{2}$ line of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$.

(11) S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 22, Township 50, Range 15.

(12) That part of the North 640 feet of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ lying W $\frac{1}{2}$ of the centerline of LaVaque Road (CSAH 48), Section 22, Township 50 North, Range 15 West, subject to easement for LaVaque Road over the East 50 feet herein.

(13) That part of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying East of the E $\frac{1}{2}$ line of the LaVaque Road EXCEPT the North 1150 feet thereof.

AND ALL MINERALS AND MINERAL RIGHTS TO:

That part of the North 640 feet of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ lying W $\frac{1}{2}$ of the centerline of LaVaque Road (CSAH 48) and that part of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying East of the E $\frac{1}{2}$ line of the LaVaque Road EXCEPT the North 1150 feet thereof, Section 22, Township 50 North, Range 15 West.

SUBJECT to an easement for highway purposes, over and across the land with the right and permission to go upon adjacent lands for proper construction of highways, slopes, fill side ditches and offtake ditches recorded in the office of the Register of Deeds, in Book 679 of Deeds, page 689.

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 384
Offered by Commissioner: Sweeney

**Sale of Surplus Fee Land – T56N, R18W, Section 2
(McDavitt Township)**

WHEREAS, the Property Management Team has approved the public sale of the following property, legally described as follows:

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.

WHEREAS, a review of assessed value and comparable sales has determined a minimum bid amount for this property at \$7,650.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, a parcel of land approximately 6 acres in size, pursuant to the requirements and procedures of Minn. Stat. § 373.01.

RESOLVED FURTHER, the County Board establishes the time for bid consideration to be at 9:40 A.M. on Tuesday, October 11, 2011, St. Louis County Courthouse, Duluth, MN.

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 385
Offered by Commissioner: Sweeney

Sale of Surplus Fee Land – T52N, R15W, Section 16
(Fredenberg Township)

WHEREAS, the Property Management Team has approved the public sale of the following property, legally described as follows:

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.

WHEREAS, a review of assessed value and comparable sales has determined a minimum bid amount for this property to be \$26,100.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, a parcel of land approximately 5.5 acres in size, pursuant to the requirements and procedures of Minn. Stat. § 373.01.

RESOLVED FURTHER, the County Board establishes the time for bid consideration at 9:45 A.M. on Tuesday, October 11, 2011, St. Louis County Courthouse, Duluth, MN.

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 386
Offered by Commissioner: Sweeney

Purchase of Property Insurance

WHEREAS, St. Louis County has in excess of \$263,564,000 in property to insure; and

WHEREAS, St. Louis County has been purchasing property insurance on a loss limit basis which is less expensive with lower deductibles than a scheduled buildings type of insurance; and

WHEREAS, the current policy expires on July 24, 2011, and St. Louis County has received a proposal from the current insurer, Chubb Group of Insurance Companies, through Otis-Magie Insurance Agency of Duluth, MN, to provide coverage at the existing rate for another year.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the purchase of Property and Related Insurance coverage on major structures and equipment, amended contents, and boiler and machinery from Chubb Group of Insurance Companies through Otis-Magie Insurance Agency of Duluth, MN, for the period July 24, 2011 to July 24, 2012 at the annual premium of \$180,806 payable from: Fund 720 (Property, Casualty, Liability), Agency 720001 (Property, Casualty, Liability), Object 635100 (Insurance).

RESOLVED FURTHER, the Purchasing Division is authorized to add or delete county properties to the policy, or increase the base amount on future determination of valuation of county structures during the policy period.

Commissioner Sweeney 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

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 12th day of July, 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: July 12, 2011 Resolution No. 387
Offered by Commissioner: Sweeney

**On-Sale and Sunday On-Sale Intoxicating Liquor License
(Solway Township)**

RESOLVED, that pursuant to the provisions of Minnesota Statutes, Section 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59184.

RESOLVED FURTHER, that said license is approved contingent upon license holder paying real estate or personal property taxes when due.

RESOLVED FURTHER, that said license is approved contingent upon Solway Township approval.

RESOLVED FURTHER, that said license is contingent upon proof of liquor liability insurance.

RESOLVED FURTHER, that expansion of the service area to include the deck is contingent upon installation of a railing.

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

RESOLVED FURTHER, that said license shall be effective through June 30, 2012:

Kristina Carl d/b/a Saginaw Grand Lake Station, Solway Township, On-Sale Intoxicating Liquor License No. CMB12143 and Sunday On-Sale Intoxicating Liquor License No. SUN12143, transfer.

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 388
Offered by Commissioner: Sweeney

Workers' Compensation Report

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated July 1, 2011, on file in the office of the County Auditor, identified as County Board File No. 59188, is hereby received and ratified as payable from Fund 730, Agency 730001.

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 389
Offered by Commissioner: Sweeney

**Public Hearing to Consider Off-Sale Intoxicating Liquor License
- The Breeze Inn (Lakewood Township)**

WHEREAS, Breeze Inn Duluth, LLC d/b/a The Breeze Inn, Lakewood Township, St. Louis County, Minnesota, has applied for an off-sale intoxicating liquor license; and

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

WHEREAS, a public hearing was held on July 12, 2011, at or about 9:40 A.M. in the St. Louis County Courthouse, Duluth, Minnesota, for the purpose of considering the granting of the off-sale intoxicating liquor license; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Off-Sale Intoxicating Liquor License (License Number CMB12142) shall be issued to Breeze Inn Duluth, LLC d/b/a The Breeze Inn, Lakewood Township, located in Area 1, for an annual fee of \$500.00.

RESOLVED FURTHER, that said liquor license shall be effective through June 30, 2012.

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

RESOLVED FURTHER, that said license is approved contingent upon Auditor's Office receipt of certificate of liquor liability insurance, workers' compensation insurance company name, policy number and effective dates and Minnesota Department of Health Food/Beverage Service License application.

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

Commissioner Sweeney 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 July, 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 July, 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: July 12, 2011 Resolution No. 390
Offered by Commissioner: Nelson

Public Hearing to Consider Allegations of Liquor Law Violations
– Burns Bar & Grill (Rice Lake Township)

WHEREAS, the St. Louis County Liquor Licensing Committee met on June 7, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation on November 13, 2010 against Burns Bar & Grill, Inc., d/b/a Burns Bar & Grill, Inc., Rice Lake Township; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with seven (7) days of the suspension and \$750 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, after hearing testimony on the matter at a public hearing conducted on July 12, 2011 at 9:45 a.m. in the Duluth Courthouse, Duluth, MN, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, that the Combination On/Off-Sale Intoxicating Liquor License No. CMB1212 and Sunday On-Sale Intoxicating Liquor License No. SUN1212, issued to Burns Bar & Grill, Inc., d/b/a Burns Bar & Grill, Inc., Rice Lake Township, are hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with seven (7) days of the suspension and \$750 of the civil penalty stayed for one (1) year, with no same or similar violations during that period.

RESOLVED FURTHER, that the date of suspension of the liquor licenses will be July 18, 19 and 20, 2011.

RESOLVED FURTHER, that a new violation within the next year (ending July 12, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

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 July, 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 July, 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: July 12, 2011 Resolution No. 391
Offered by Commissioner: Nelson

Public Hearing to Consider Allegations of Liquor Law Violations
– Fredenberg Minnoette (Fredenberg Township)

WHEREAS, the St. Louis County Liquor Licensing Committee met on June 7, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation on December 30, 2009 against Misty, Inc. d/b/a Fredenberg Minnoette, Fredenberg Township; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$900 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, after hearing testimony on the matter at a public hearing conducted on July 12, 2011 at 9:50 a.m. in the Duluth Courthouse, Duluth, MN, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, that the Off-Sale 3.2 Percent Malt Liquor License No. B1219, issued to Misty, Inc. d/b/a Fredenberg Minnoette, Fredenberg Township, is hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$900 of the civil penalty stayed for one (1) year, with no same or similar violations during that period, for each violation.

RESOLVED FURTHER, that the dates of suspension of the liquor license will be July 18 and 19, 2011.

RESOLVED FURTHER, that a new violation within the next year (ending July 12, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

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 July, 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 July, 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: July 12, 2011 Resolution No. 392
Offered by Commissioner: Forsman

Public Hearing to Consider Allegations of Liquor Law Violations
- Grumpy's Gas & Bait (Unorganized Township 63-19)

WHEREAS, the St. Louis County Liquor Licensing Committee met on June 7, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation on November 20, 2010 against Grumpy's Gas & Bait, LLC d/b/a Grumpy's Gas & Bait, LLC, Unorganized Township 63-19; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, after hearing testimony on the matter at a public hearing conducted on July 12, 2011 at 9:55 a.m. in the County Courthouse, Duluth, MN, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, that the Off-Sale 3.2 Percent Malt Liquor License No. B1294, issued to Grumpy's Gas & Bait, LLC d/b/a Grumpy's Gas & Bait, LLC, Unorganized Township 63-19, is hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year, with no same or similar violations during that period.

RESOLVED FURTHER, that the date of suspension of the liquor license will be July 18, 2011.

RESOLVED FURTHER, that a new violation within the next year (ending July 12, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

Commissioner Forsman 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 July, 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 July, 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: July 12, 2011 Resolution No. 393
Offered by Commissioner: Forsman

**Public Hearing to Consider Allegations of Liquor Law Violations
- Pequaywan Inn (Unorganized Township 54-13)**

WHEREAS, the St. Louis County Liquor Licensing Committee met on June 7, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation on December 13, 2010 against Smith Dam Company, LLC d/b/a Pequaywan Inn, Unorganized Township 54-13; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, after hearing testimony on the matter at a public hearing conducted on July 12, 2011 at 10:00 a.m. in the Duluth Courthouse, Duluth, MN, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, that the Combination On/Off-Sale Liquor License No. CMB12133 and Sunday On-Sale Intoxicating Liquor License No. SUN12133, issued to Smith Dam Company, LLC d/b/a Pequaywan Inn, Unorganized Township 54-13, are hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year, with no same or similar violations during that period.

RESOLVED FURTHER, that the date of suspension of the liquor licenses will be July 18, 2011.

RESOLVED FURTHER, that a new violation within the next year (ending July 12, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

Commissioner Forsman 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 July, 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 July, 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: July 12, 2011 Resolution No. 394
Offered by Commissioner: Nelson

Public Hearing to Consider Allegations of Liquor Law Violations
- Saginaw Grand Lake Station (Solway Township)

WHEREAS, the St. Louis County Liquor Licensing Committee met on June 7, 2011, to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation on December 13, 2010, against Erceg Enterprises, Inc., d/b/a Saginaw Grand Lake Station, Solway Township; and

WHEREAS, a public hearing was established for July 12, 2011, at 10:05 a.m. in the Duluth Courthouse, Duluth, MN, to hear testimony on the matter; and

WHEREAS, at the public hearing, the St. Louis County Attorney reported that Lance Erceg, the owner of the Saginaw Grand Lake Station, was unresponsive to attempts to communicate regarding the civil penalties associated with the liquor law violation, and declared Mr. Erceg to be in default of the public hearing; and

WHEREAS, the Saginaw Grand Lake Station is no longer owned or operated by Mr. Erceg or Erceg Enterprises, Inc.

NOW, THEREFORE, BE IT RESOLVED, that should Lance Erceg, Erceg Enterprises, Inc., or any corporation that Mr. Erceg has partial ownership in, apply for a liquor license under St. Louis County jurisdiction in the future, an immediate sixty (60) day suspension of the liquor license will be enforced.

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 July, 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 July, 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: July 12, 2011 Resolution No. 395
Offered by Commissioner: Nelson

**Establish Public Hearing to Consider Off-Sale Intoxicating Liquor
License – Saginaw Grand Lake Station (Solway Township)**

RESOLVED, that a public hearing will be held at 9:35 A.M. on July 26, 2011, in the Floodwood City Hall, Floodwood, Minnesota, for the purpose of considering the granting of an Off-Sale Intoxicating Liquor License to Kristina Carl d/b/a Saginaw Grand Lake Station, Solway Township.

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 July, 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 July, A.D., 2011.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board