

AGENDA

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



Tuesday, August 9, 2011, 9:30 A.M.

**Mt. Iron City Council Chambers
Mt. Iron Community Center (City Hall Complex)
8586 Enterprise Drive South
Mountain Iron, Minnesota 55768**

Directions: From Highway 53, exit West on US 169 in Virginia. Proceed West on US 169 for approx. 1.5 miles. Turn left onto Emerald Avenue. Take the 1st left onto Enterprise Drive. The complex is on the right.

**STEVE O'NEIL, Chair
Second District**

**FRANK JEWELL
First District**

**CHRIS DAHLBERG
Third District**

**MIKE FORSMAN
Fourth District**

**PEG SWEENEY
Fifth District**

**KEITH NELSON, Vice-Chair
Sixth District**

**STEVE RAUKAR
Seventh District**

County Auditor
Don Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Patricia Stolee

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

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

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

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

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9:30 A.M. Pledge of Allegiance
Roll Call
Recognition of Excellence in the Arts & Sciences – Commissioner Keith Nelson, Sixth District

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

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

CONSENT AGENDA: Approval of business submitted on the Consent Agenda.

REPORTS OF BOARDS AND COMMITTEES

Environment & Natural Resources Committee – Commissioner Jewell, Chair

1. Authorization to grant permanent conservation easements to the State of Minnesota to provide riparian protection and angler access on certain state tax forfeited lands bordering public waters. [**Without recommendation.**] {11-283}

NOTE: Because there will not be a County Board meeting until September 6, 2011, the Board will recess after approving the above listed items and reconvene to consider items passed at Committee of the Whole.

Permanent Conservation Easements on State Tax Forfeited Land

BY COMMISSIONER _____

WHEREAS, Minnesota Session Laws 2011, Chapters 3 and 98 authorizes the public and private sale of state tax forfeited land bordering public water subject to the establishment of permanent conservation easements to provide riparian protection and angler access; and

WHEREAS, Minn. Stat. § 282.37 authorizes the Commissioner of Revenue, upon recommendation from the County Board, to grant permanent easements on state tax forfeited lands bordering lakes and streams to be held in the name of the State Department of Natural Resources.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Commissioner of Revenue to grant the following permanent easements to the State Department of Natural Resources to provide riparian protection and angler access:

1. Lot 22, Block 1, Wonderland 1st Addition, town of Duluth, except the highway right-of-way and including part of the adjacent vacated road, Section 17, Township 51 North, Range 12 West (parcel number 315-0064-00210). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream.
2. That part of the southerly 135 feet of the northerly 543 feet of the Northwest Quarter of the Southwest Quarter lying East of the westerly 968 feet and West of the Sucker River, Section 30, Township 52 North, Range 12 West (parcel number 315-0020-05095). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream.
3. The Southwest Quarter of the Southeast Quarter, except 4.56 acres for a road and except that part lying South and West of Highway 2, Section 8, Township 50 North, Range 16 West (parcel number 530-0010-01550). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream.
4. The East Half of the Northeast Quarter of the Northwest Quarter, except the railway right-of-way and except the highway right-of-way, Section 17, Township 51 North, Range 12 West (parcel number 315-0010-01900). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream.

5. The West Half of the Northwest Quarter of the Northeast Quarter of the Northwest Quarter, Section 25, Township 51 North, Range 14 West (parcel number 520-0016-02280). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream.
6. The West Half of the Southwest Quarter of the Northeast Quarter of the Northwest Quarter, Section 25, Township 51 North, Range 14 West (parcel number 520-0016-02290). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream.
7. The West five acres of the South 15 acres of the North 30 acres of the Northeast Quarter of the Southeast Quarter, Section 27, Township 51 North, Range 14 West (parcel number 520-0016-03910). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream.
8. The East Half of the Southeast Quarter of the Southeast Quarter of the Northwest Quarter, Section 27, Township 51 North, Range 14 West (parcel number 520-0016-03460). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream. A 33-foot strip across the easement shall be allowed for road access and utilities.
9. The East Half of the Northwest Quarter of the Southeast Quarter of the Northwest Quarter, except the West 25 feet, Section 27, Township 51 North, Range 14 West (parcel number 520-0016-03500). The easement shall be up to 200 feet in width, lying 100 feet, to the extent possible given the location of property lines, on each side of the centerline of the designated trout stream. A 33-foot strip across the easement shall be allowed for road access and utilities.
10. The Northwest Quarter of the Southeast Quarter, except the North Half, Section 15, Township 50 North, Range 15 West (parcel number 395-0010-04380). The easement shall be 150 feet in width, lying 75 feet on each side of the centerline of the stream.
11. The Southeast Quarter of the Northeast Quarter, Section 19, Township 53 North, Range 20 West (parcel number 325-0020-02640). The easement shall be 150 feet in width, lying 75 feet on each side of the centerline of the stream.
12. The westerly 330 feet of the South Half of the Northwest Quarter of the Southwest Quarter, Section 11, Township 56 North, Range 20 West (parcel number 141-0010-02030). The easement shall be 150 feet in width, lying 75 feet on each side of the centerline of the stream.

13. The Southwest Quarter of the Southwest Quarter, except the South Half of the Southwest Quarter of the Southwest Quarter and except the North ten acres, Section 34, Township 50 North, Range 15 West (parcel number 395-0012-00340). The easement shall be 150 feet in width, lying 75 feet on each side of the centerline of the stream. A 33-foot strip across the easement shall be allowed for road access and utilities.
14. Lots 511 through 515, Homecroft Park, town of Rice Lake, Section 34, Township 51 North, Range 14 West (parcel number 520-0130-01200). The easement must be 100 feet in width from the centerline of the designated trout stream.
15. That part of the Lot 2 lying East of a line parallel with and 150 feet East of the centerline of the Duluth, Missabe and Iron Range Railway, Section 17, Township 51 North, Range 17 West (parcel number 400-0010-02932). The easement must be 200 feet in width from the centerline of the stream.
16. The Northeast Quarter of the Northeast Quarter, Section 10, Township 50 North, Range 17 West (parcel number 275-0013-00220). Conveyance of this land must provide, for no consideration, an easement to the state that is 66 feet in width from the ordinary high water level.
17. That part of the Southeast Quarter of the Southeast Quarter lying North and West of the East Two River, Section 4, Township 57 North, Range 18 West (parcel number 295-0013-00220). Conveyance of this land must provide, for no consideration, an easement to the state that is 132 feet in width, lying 66 feet on each side of the centerline of the river.
18. Lot 3, Section 34, Township 51 North, Range 16 West (parcel number 380-0010-06870). Conveyance of this land must provide, for no consideration, an easement to the state that is 66 feet in width from the ordinary high water level. One 15-foot strip is allowed for lake access and a dock.
19. The North Half of the Southwest Quarter, except the North Half of the South Half and except the North Half and Lot 6, Section 6, Township 52 North, Range 19 West (parcel number 470-0010-00940). Conveyance of this land must provide, for no consideration, an easement to the state that is 66 feet in width from the ordinary high water level.
20. The Southwest Quarter of the Southeast Quarter, Section 10, Township 52 North, Range 17 West (parcel number 475-0010-01630). Conveyance of this land must provide, for no consideration, an easement to the state that is 132 feet in width, lying 66 feet on each side of the centerline of the stream.
21. Lot 12, Riverside Suburban Homes, town of Rice Lake, Section 24, Township 51 North, Range 14 West (parcel number 520-0190-00120). Conveyance of this land must provide, for no consideration, an easement to the state that is 132 feet in width, lying 66

feet on each side of the centerline of the stream.

22. Lots 13 to 16, Riverside Suburban Homes, town of Rice Lake, Section 24, Township 51 North, Range 14 West (parcel number 520-0190-00130). Conveyance of this land must provide, for no consideration, an easement to the state that is 132 feet in width, lying 66 feet on each side of the centerline of the stream.

23. The easterly 600 feet of Lot 2, plat of Grand Lake, lying south of the North 1200 feet, Section 25, Township 52 North, Range 16 West (parcel number 380-0020-04127). Conveyance of this land must provide, for no consideration, an easement to the state that is 66 feet in width from the ordinary high water level.

24. Lot 3, Town Park Terrace, Hermantown, Section 16, Township 50 North, Range 15 West (parcel number 395-0180-00030). Conveyance of this land must provide, for no consideration, an easement to the state that is 132 feet in width, lying 66 feet on each side of the centerline of the stream.

25. An undivided 2 interest of the Southwest Quarter of the Northwest Quarter, Section 12, Township 55 North, Range 20 West (parcel number 420-0030-01880). Conveyance of this land must provide, for no consideration, an easement to the state that is 132 feet in width, lying 66 feet on each side of the centerline of the river.

26. That part of Lot 7 lying southwesterly of the westerly line of the Alborn Branch of the Duluth, Missabe and Iron Range Railway, Section 5, Township 53 North, Range 19 West (parcel number 440-0010-00505). Conveyance of this land must provide, for no consideration, an easement to the state that is 66 feet in width from the ordinary high water level.