

CONSENT AGENDA
FOR THE MEETING
OF
ST. LOUIS COUNTY BOARD OF COMMISSIONERS

February 28, 2012

Hibbing City Hall, City Council Chambers, Hibbing, Minnesota

All matters listed under the consent agenda are considered routine and/or noncontroversial and will be enacted by one unanimous motion. If a commissioner requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.

RESOLUTIONS FOR APPROVAL:

Minutes of the February 7, 2012, meeting.

Minutes of the February 14, 2012, meeting.

Environment & Natural Resources Committee – Commissioner Dahlberg, Chair

1. Cancellation of contract for purchase of state tax forfeited land with Jeffrey Hill of Mt. Iron, Minnesota.
2. Cancellation of contract for repurchase of state tax forfeited land with Dennis Mogensen of Duluth, Minnesota.
3. Reinstatement of contract for repurchase of state tax forfeited land with Tracy Olson of Gilbert, Minnesota, upon payment of \$1,514.34.

Finance & Budget Committee – Commissioner Raukar, Chair

4. Authorize a contract with LHB Engineers & Architects, Inc., of Duluth, Minnesota, in an amount of \$67,886 for the planning and coordination, federal reporting requirements, construction administration, and project closeout for the St. Louis County Heritage and Arts Center (the Depot) train museum roof repair project.
5. Authorize an increase to the maximum amount allowable for petitioner's attorney's fees in guardianship matters from \$250 to \$600.
6. Workers' compensation report dated February 10, 2012, as submitted by Safety & Risk Management.
7. Application for On-Sale and Sunday On-Sale Intoxicating liquor licenses by Hi Banks Resort, Inc., d/b/a Hi Banks Resort, Fredenberg Township, new.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

8. Authorize an extension to the existing Memorandum of Understanding with the Minnesota Department of Veterans Affairs, effective January 1, 2012, through June 30, 2013, to provide an Outreach Representative to serve veterans of Northeastern Minnesota.

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9. Appoint voting delegates and policy committee delegates to the Association of Minnesota Counties (AMC) for 2012.
10. Appoint Shari McCorison to serve on the St. Louis County Cooperative Extension Committee for a three-year term expiring December 31, 2014.

Public Safety & Corrections Committee – Commissioner Sweeney, Chair

11. Authorize application and acceptance of the 2012 Boundary Waters Drug Task Force Grant in the amount of \$96,043 and rescind Resolution No. 11-588, dated November 8, 2011.

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

BY COMMISSIONER _____

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of February 7, 2012, are hereby approved.

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

BY COMMISSIONER _____

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of February 14, 2012, are hereby approved.

Cancellation of Contract for Purchase of State Tax Forfeited Land - Hill

BY COMMISSIONER _____

WHEREAS, the contract with Jeffrey Hill of Mt. Iron, MN, for the purchase of state tax forfeited land is in default for failure to provide proof of insurance; and

WHEREAS, the purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

TOWN OF CHERRY
NLY 100 FT OF WLY 300 FT OF SW 1/4 OF NW 1/4 OF NW 1/4
SEC 25 TWP 57 RGE 19
Parcel Code: 290-0010-04345
C22070165

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271, authorizes the County Auditor to dispose of abandoned personal property; and

WHEREAS, the previous owner of the property will be notified by posting of property or by mail.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the cancellation of this contract for the purchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

RESOLVED FURTHER, that the County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.

Cancellation of Contract for Repurchase of State Tax Forfeited Land - Mogensen

BY COMMISSIONER _____

WHEREAS, the contract with Dennis Mogensen of Duluth, MN, for the repurchase of state tax forfeited land is in default for failure to provide proof of insurance; and

WHEREAS, the purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for land legally described as:

TOWN OF LAKEWOOD
NW 1/4 OF NE 1/4
SEC 8 TWP 51 RGE 13
Parcel Code: 415-0010-01850
C22110051

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271, authorizes the County Auditor to dispose of abandoned personal property; and

WHEREAS, the previous owner of the property will be notified by posting of the property or by mail.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the cancellation of this contract for the repurchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

RESOLVED FURTHER, that the St. Louis County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.

Reinstatement of Contract for Purchase of State Tax Forfeited Land - Olson

BY COMMISSIONER _____

WHEREAS, under the provisions of Minn. Stat. § 282.341, Subd. 1, a contract for deed to repurchase state tax forfeited land previously cancelled may be reinstated by the previous contract holder subject to payment of installments, taxes, assessments, penalties, costs, and interest; and

WHEREAS, less than 50 percent of the basic sale price was paid prior to cancellation; therefore, county board approval is required for reinstatement; and

WHEREAS, Tracy Olson of Gilbert, MN, has requested to reinstate Contract C22100092, having been cancelled on 11/22/2011, under new Contract C22110137 for property described as:

CITY OF GILBERT
LOTS 1 AND 2, BLOCK 17
GILBERT
Parcel Code: 060-0010-03850

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the reinstatement of Contract C22110137 by Tracy Olson of Gilbert, MN, in the amount \$1,514.34, to be deposited into Fund 240 (Forfeited Tax Fund).

**Depot Train Museum Roof Repair – Administration
and Project Closeout Services**

BY COMMISSIONER _____

WHEREAS, LHB Engineers & Architects, Inc., performed the preliminary roof condition investigation and assessment, the structural repair design, bidding documents, and construction administration (phase one) for the St. Louis County Heritage and Arts Center (the Depot) train museum roof; and

WHEREAS, an agreement is necessary for the planning and coordination, federal reporting requirements, construction administration and project closeout for the second and final phase of this project.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an agreement with LHB Engineers & Architects, Inc., of Duluth, Minnesota, in an amount of \$67,886 for the planning and coordination, federal reporting requirements, construction administration, and project closeout for the Depot train museum roof repair project, payable from Fund 400, Agency 400023.

**Proposed Change to Maximum Amount for Petitioner's
Attorney's Fees in Guardianship Matters**

BY COMMISSIONER _____

WHEREAS, as of May 6, 2011, an interim amount for petitioner's attorney's fees in guardianship matters was recommended to the Chief Judge of the Sixth Judicial District at the rate of \$50.00 per hour with a maximum of \$250.00 per case in accordance with Minn. Stat. 524.5-502(b).

WHEREAS, the interim rate was included in the 2012 fee schedule adopted by the County Board on November 8, 2011.

WHEREAS, the County Attorney was made aware and agrees the original cap of \$250.00 may be inappropriate in many guardianship cases.

WHEREAS, the need for attorney services in guardianship matters exists and it is in the best interest of the citizens of St. Louis County to provide adequate representation in these matters in order to protect citizens in need.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes an increase to the maximum amount allowable for petitioner's attorney's fees in guardianship matters to \$600.00, payable from Fund 100, Agency 113002, Object 626100.

RESOLVED FURTHER, upon approval by the County Board the increased fee maximum will be included in the 2013 fee schedule.

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated February 10, 2012, on file in the office of the County Auditor, identified as County Board File No. 59383, is hereby received and ratified as payable from Fund 730, Agency 730001.

**Application for On-Sale and Sunday-On Sale Intoxicating Liquor License
(Fredenberg Township)**

BY COMMISSIONER _____

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. 59384.

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

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 March 1, 2012, through June 30, 2012:

Hi Banks Resort, Inc., d/b/a Hi Banks Resort, Fredenberg Township, On-Sale Intoxicating Liquor License No. CMB12145 and Sunday On-Sale Intoxicating Liquor License No. SUN12145, new.

Extension of Memorandum of Understanding with Minnesota Department of Veterans Affairs

BY COMMISSIONER _____

WHEREAS, St. Louis County has a population of over 19,000 veterans with 17,049 of them currently receiving veterans' benefits totaling more than \$75,347,000; and

WHEREAS, the total number of veterans seen by the St. Louis County Veterans Service Offices had reached 14,510 by the end of 2010, and the benefits veterans receive in the areas of Compensation, Pension, Health Care, Education, Burial, and Insurance, have a direct positive impact on the county's economy; and

WHEREAS, the St. Louis County Board believes there is a demonstrated need for additional assistance to reach the veterans in Northeastern Minnesota; and

WHEREAS, the County Veterans Service Officer has requested that the Minnesota Department of Veterans Affairs (MDVA) continue its provision of an employee to address this need, and MDVA has agreed to place an Outreach Representative based out of the County Veterans Service Office in Duluth to assist veterans of Northeastern Minnesota in application for their veterans' benefits.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an extension to the existing Memorandum of Understanding with the Minnesota Department of Veterans Affairs to provide an Outreach Representative to further serve the veterans of Northeastern Minnesota in cooperation with the St. Louis County Veterans Service Office, effective January 1, 2012, through June 30, 2013.

**Association of Minnesota Counties 2012 Delegate
and Policy Committee Appointments**

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board appoints the following as voting delegates to the Association of Minnesota Counties (AMC) for 2012:

- Kevin Gray, St. Louis County Administrator
- Frank Jewell, St. Louis County Commissioner
- Steve O'Neil, St. Louis County Commissioner
- Christopher Dahlberg, St. Louis County Commissioner
- Mike Forsman, St. Louis County Commissioner
- Peg Sweeney, St. Louis County Commissioner
- Keith Nelson, St. Louis County Commissioner
- Steve Raukar, St. Louis County Commissioner
- Ann Busche, St. Louis County Public Health & Human Services Director
- Barbara Hayden, Planning and Community Development Director

RESOLVED FURTHER, that the St. Louis County Board appoints the following as delegates to the AMC Policy Committees:

Policy Committee

Delegate

Environment and Natural Resources:

Commissioner Dahlberg

General Government:

Commissioners Jewell & Raukar

Health & Human Services:

Commissioner O'Neil

Public Safety:

Commissioner Sweeney

Transportation:

Commissioners Forsman & Nelson

Appointment to the St. Louis County Cooperative Extension Committee

BY COMMISSIONER _____

WHEREAS, the St. Louis County Board appoints citizen members to serve on the St. Louis County Cooperative Extension Committee; and

WHEREAS, the Cooperative Extension Committee has an individual, Shari McCorison, whose term expired December 31, 2011, but is eligible for reappointment and interested in continuing to serve.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appointment of Shari McCorison for a third 3-year term expiring December 31, 2014.

**Correction of 2012 Boundary Waters Task Force Grant Amount
And Rescind Resolution No. 11-588**

BY COMMISSIONER _____

WHEREAS, the St. Louis County Sheriff's Office is a member of the Boundary Waters Drug Task Force, and the county serves as its fiscal agent; and

WHEREAS, the Minnesota Department of Public Safety, Office of Justice Programs, is offering a 2012 Boundary Waters Drug Task Force grant in the amount of \$96,043; and

WHEREAS, on November 8, 2011, the St. Louis County Board adopted Resolution No. 11-588, authorizing application and acceptance of the 2012 Boundary Waters Drug Force Grant in the amount of \$92,500, which was incorrect.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes application and acceptance of the 2012 Boundary Waters Drug Task Force Grant in the amount of \$96,043, to be accounted for in Fund 100, Agency 129999, Grant 12901, Year 2012.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents.

RESOLVED FURTHER, that County Board Resolution No. 11-588, dated November 8, 2011, is hereby rescinded.