



COMMITTEE OF THE WHOLE AGENDA
Board of Commissioners, St. Louis County, Minnesota

June 26, 2012
Immediately following the Board Meeting, which begins at 9:30 A.M.
Semer's Park Pavilion, Ely, MN

Directions: Enter Ely from Hwy. 169 turn left at the first stop light (Central Avenue). Pass Wilderness Outfitters and turn left at the second street - Shagawa Road. Stay on Shagawa Road as it circles around Semer's Park. The Pavilion is on the road overlooking the beach area.

CONSENT AGENDA:

All matters listed under the consent agenda are considered routine and/or non-controversial 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.

Minutes of June 12, 2012

Health & Human Services Committee – Commissioner O'Neil, Chair

1. Drug Testing Contract Amendments – Arrowhead Center and Duluth Bethel Society [12-259]

Environment & Natural Resources Committee – Commissioner Dahlberg, Chair

2. Permanent Conservation Easement on State Tax Forfeited Land (Town of Duluth-North) [12-260]
3. Repurchase of State Tax Forfeited Land - Wayzata Hospitality Group [12-261]
4. Special Sale to the Duluth Housing and Redevelopment Authority [12-262]
5. Special Sale to the Eveleth-Virginia Airport Authority [12-263]
6. Road and Utility Easement Across State Tax Forfeited Land – Trygg [12-264]

Public Works & Transportation Committee – Commissioner Forsman, Chair

7. Acceptance of Grant for Bridge Replacement Project – CP 61896 (Duluth Township) [12-265]

Finance & Budget Committee – Commissioner Raukar, Chair

8. Sale of Surplus Fee Land Section 25 (Unorganized Township T57N, R16W) [12-266]
9. Dedication of Permanent Highway Easements over County Fee Owned Property [12-267]

Public Safety & Corrections Committee – Commissioner Sweeney, Chair

10. Authorize Use of the 2011 Buffer Zone Protection Program Grant for End User Radios [12-268]

ESTABLISHMENT OF PUBLIC HEARINGS:

Finance & Budget Committee – Commissioner Raukar, Chair

11. Establish Public Hearing for Suspension/Revocation of Liquor Licenses for Property Tax Non-Payment (9:40 a.m., Tuesday, July 24, 2012, City Hall, Floodwood, Minnesota) [12-269]

REGULAR AGENDA:

For items on the Regular Agenda, citizens will be allowed to address the Board at the time a motion is on the floor.

Environment & Natural Resources Committee – Commissioner Dahlberg, Chair

1. **Retention of State Tax Forfeited Land for Minerals Management [12-270]**
Resolution to retain tax forfeited land due to its valuable state and county mineral assets.

Public Works & Transportation Committee – Commissioner Forsman, Chair

1. **Award of Bids – Crack Sealing (North County Locations) and a Bridge Construction Project (Great Scott Township) [12-271]**
Resolutions awarding bids for crack sealing at north county locations and for a bridge construction project in Great Scott Township.
2. **Acceptance of Grant for Bridge Replacement Project – CP 79040 (Great Scott Township) [12-272]**
Resolution authorizing agreements with the Minnesota Department of Transportation for grant funds for a bridge replacement project in Great Scott Township.
3. **Award of Bids – South St. Louis County Crack Sealing Project [12-273]**
The call for bids is scheduled for June 21, 2012. Bid results and a resolution for consideration will be provided at the June 26, 2012 Committee of the Whole meeting.

Finance & Budget Committee – Commissioner Raukar, Chair

1. **Purchase of Property Insurance [12-274]**
Resolution authorizing the purchase of insurance for county property from Chubb Group of Insurance Companies through Otis-Magie Insurance Agency.
2. **Change Order – Duluth Courthouse Window Replacement Project [12-275]**
Resolution authorizing a change order amendment for the Duluth Courthouse window replacement project.

COMMISSIONER DISCUSSION ITEMS AND REPORTS:

At this time, Commissioners may introduce items for discussion or report on past and future activities.

ADJOURNED:

NEXT COMMITTEE OF THE WHOLE MEETING DATES:

| | |
|----------------------|---|
| July 3, 2012 | Commissioners' Conference Room, Courthouse, Duluth, MN |
| July 10, 2012 | Commissioners' Conference Room, Courthouse, Duluth, MN |
| July 24, 2012 | Floodwood City Hall, 111 West 8th Avenue, Floodwood, MN |

BARRIER FREE: *All St. Louis County Board meetings are accessible to the handicapped. Attempts will be made to accommodate any other individual needs for special services. Please contact St. Louis County Property Management (218-725-5085) early so necessary arrangements can be made.*

**COMMITTEE OF THE WHOLE
ST. LOUIS COUNTY BOARD OF COMMISSIONERS**

Tuesday, June 12, 2012

Location: County Board Conference Room, Duluth Courthouse

Present: Commissioners Jewell, Dahlberg, Sweeney, Forsman, O’Neil and Chair Nelson

Absent: Commissioner Raukar

Convened: Chair Nelson called the meeting to order at 11:27 am

CONSENT AGENDA

Sweeney/O’Neil moved to approve the consent agenda. Commissioner O’Neil made note of a correction to be made to the June 5, 2012 minutes in which Commissioner Sweeney was the chair at that meeting and not Commissioner Nelson. Commissioner Jewell was absent from the vote. (5-0)

- Minutes of June 5, 2012
- Special Sale to the City of Virginia
- Acquisition of Right of Way for CSAH 146 and 147 Reconstruction (Eveleth)
- Award of 2012 On-Ton Vehicle Purchases
- Abatement List for Board Approval
- Execute 2011 and 2012 Contracts – CDBG, HOME and ESG Entitlement Grants
- Sale of Surplus Fee Land – Section 11, T61N, R19W (Alango Township)
- Radio Communications Facility Lease Agreement
- NEMESIS Consulting Services
- Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License – Gnesen Township (9:40 a.m., Tuesday, July 10, 2012, St. Louis County Courthouse, Duluth, MN)

Arrowhead Regional Corrections Bonding Proposal

Administrator Gray introduced the issue of requesting bonding from the Arrowhead Regional Corrections Joint Powers Board (ARC) in the amount of \$737,000 for asset preservation, improvements and betterments of capital at the Northeast Regional Corrections Center (NERCC) facility. Administrator Gray then introduced Kay Arola, Executive Director of the NERCC facility, to give a presentation. Director Arola discussed a brief history of the NERCC facility and the successes of their program. Director Arola then presented the Board with two proposals for bonding. The first proposal would require that the ARC Board bond for \$737,000 to match a state grant given to them for asset preservation. The proposal outlined a list of improvements that would be completed with these funds. The second proposal requested that the ARC Board bond for a total of \$1,825,000 to complete additional projects that were not within the original scope of the grant proposal. Director Arola explained that these projects would need to be done eventually because the current systems were currently beyond their functional lifespan. Director

Kay also stated that the current financial market is favorable to obtaining the additional funding now due to low interest rates and that there would be a return on investment if some of these additional projects are completed.

Commissioner Nelson made note that the legislation did not require a match of the State grant funds, but rather that it was presented to the State that the ARC would match the funds. Commissioner O'Neil commented that he had heard good reviews from men who had been through the program at NERCC and felt that it would be a good time to seek additional financing due to low interest rates and because of the stimulus to building jobs the projects would create. Commissioner Jewell then asked Property Management Director Tony Mancuso to explain the additional projects that would be completed with the funding from the second proposal. Director Mancuso explained that a number of additional facilities at NERCC would receive past due maintenance. Commissioner Dahlberg raised the question of where the additional financing would fall under the County Budget, whether it would be under Capital Improvements or the ARC budget. Commissioner Nelson raised concerns about the implications for the taxpayers for St. Louis County regarding the request for additional financing above the original requested amount of \$737,000. Commissioner Nelson said that commissioners would have to make a presentation to the taxpayers justifying these additional costs and that there are a number of other projects that will require additional bonding. Commissioner Sweeney stated the Board needs to have actual numbers and not estimates in order to make an informed decision. Commissioner Nelson then requested Administrator Gray provide an overall bonding proposal and for a breakdown of fee collections over the past five years. Commissioner Nelson asked Director Mancuso to provide more substantiated numbers for the projects within two weeks. Commissioner Sweeney, supported by Commissioner O'Neil, made a motion for St. Louis County to be the host for potential bonding for ARC. After further discussion, the motion passed without recommendation. (6-0)

Sweeney/Forsman moved to approve the award of bids for a bridge project on CSAH 61 in Duluth Township. The motion passed. (6-0)

Dahlberg/O'Neil moved to approve a resolution authorizing the amendment of boundaries of the Duluth JOBZ subzones. Barb Hayden, Planning and Community Development Director, explained that the amendment would assist AAR Aircraft Services, Inc. AAR has entered into a lease with the City of Duluth to expand aircraft maintenance and repair operations. This agreement will create up to 192 jobs within two years. After further discussion, the motion passed. (6-0)

Jewell/Forsman moved to pass a resolution authorizing the County Auditor to advertise and accept applications for a vacancy on the Civil Service Commission. The motion passed. (6-0)

Jewell/Nelson moved to pass a resolution appointing election judges for unorganized townships, absentee voting, UOCAVA, mail ballot boards, and designating polling places. Administrator Gray assured the board that this has been vetted by the Auditor's Office. The motion passed. (6-0)

Jewell/Forsman moved to pass a resolution appointing Teresa Dawson, Patrick Layman, and Marjorie McPeak to the new Arrowhead Library System Board of Directors. The motion passed. (6-0)

Commissioner Forsman talked about the warm reception he and Commissioner Nelson received in Washington D.C. They met with fiscal conservatives and were given positive reviews about what was going on in St. Louis County. Commissioner Forsman indicated that there was strong support for a transportation bill and an understanding of the needs for transportation throughout the country. Commissioner Nelson commented that St. Louis County's presence at the national level was very important.

Commissioner O'Neil said that he was at a ribbon cutting at Bois Forte Supportive Housing in Vermilion and also attended a ribbon cutting at the Mesabi Station with Commissioner Raukar and Administrator Gray.

Commissioner Dahlberg gave kudos to the public works crew that gave good information about detours and the work that was being done in his neighborhood. Commissioner Dahlberg discussed the importance of helping PolyMet begin business in order to boost job growth.

Commissioner Jewell discussed his experience at an event for Families United that he attended.

At 1:13 p.m., Jewell/O'Neil moved to adjourn. (6-0)

Keith Nelson, Chair of the County Board

Brandon Larson, Deputy Auditor

BOARD LETTER NO. 12 - 259

HEALTH & HUMAN SERVICES COMMITTEE CONSENT NO. 1

BOARD AGENDA NO.

DATE: June 26, 2012 **RE:** Drug Testing Contract Amendments –
Arrowhead Center and Duluth Bethel
Society

FROM: Kevin Z. Gray
County Administrator

Ann M. Busche, Director
Public Health & Human Services

RELATED DEPARTMENT GOAL:

Adults will be self-sufficient, providing for their own welfare and that of their children.

ACTION REQUESTED:

The St. Louis County Board is requested to amend the purchase of service contracts with the Arrowhead Center in Virginia and the Duluth Bethel Society for drug testing services.

BACKGROUND:

St. Louis County has maintained contracts with the Arrowhead Center in Virginia and Duluth Bethel Society in Duluth for more than ten years to provide urinalysis collection and drug testing services to parents under court orders related to the Division of Children and Family Services in the Public Health and Human Services Department (PHHS).

The Income Maintenance Division of PHHS is now required to conduct random drug tests for certain felons who are applicants or participants in the Minnesota Family Investment Program (MFIP) or Supplemental Nutrition Assistance Program (SNAP- formerly known as Food Support). The department needs to amend the current contracts with these providers to include services ordered by the Income Maintenance Division.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize amendments to purchase of service agreements with the Arrowhead Center and Duluth Bethel Society to add \$1,000 to each contract for mandated random drug testing services ordered by the PHHS Income Maintenance Division for the period July 1, 2012 through December 31, 2012 (Fund 230, Agency 231014, Object 629900).

**Drug Testing Contract Amendments –
Arrowhead Center and Duluth Bethel Society**

BY COMMISSIONER _____

WHEREAS, St. Louis County has maintained contracts with the Arrowhead Center in Virginia and Duluth Bethel Society in Duluth for more than ten years to provide urinalysis collection and drug testing services for the Public Health and Human Services Department (PHHS) Division of Children and Family Services; and

WHEREAS, the PHHS Income Maintenance Division is now required to conduct random drug tests for certain felons who are applicants or participants in the Minnesota Family Investment Program (MFIP) or Supplemental Nutrition Assistance Program (SNAP-formerly known as Food Support).

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute amendments to purchase of service agreements with the Arrowhead Center in Virginia and Duluth Bethel Society to add \$1,000 to each contract for mandated random drug testing services ordered by the PHHS Income Maintenance Division for the period July 1, 2012 through December 31, 2012 (Fund 230, Agency 231014, Object 629900).

BOARD LETTER NO. 12 - 260

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 2

BOARD AGENDA NO.

DATE: June 26, 2012 **RE:** Permanent Conservation
Easement on State Tax
Forfeited Land (Town of
Duluth-North)

FROM: Kevin Z. Gray
County Administrator

Robert Krepps, Land Commissioner
Land and Minerals

RELATED DEPARTMENTAL GOAL:

Protecting wildlife habitat, soil resources, and water quality.

ACTION REQUESTED:

The St. Louis County Board is requested to approve the granting of conservation easements to the State of Minnesota prior to the sale of state tax forfeited lands bordering public waters.

BACKGROUND:

Minn. Stat. § 282.018 Subd. 1 requires recommendation from the Commissioner of Natural Resources and approval from the State Legislature to sell tax forfeited land having public water frontage greater than 150 feet. Minnesota Session Laws 2012, Chapter 236, authorizes the public sale of state tax forfeited lands bordering public water subject to the granting of permanent conservation easements to the State of Minnesota to provide riparian protection and angler access.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the granting of permanent easements to the State of Minnesota prior to the sale of state tax forfeited lands.

Permanent Conservation Easement on State Tax Forfeited Land

BY COMMISSIONER _____

WHEREAS, Minnesota Session Laws 2012, Chapter 236 authorizes the public sale of state tax forfeited land bordering public water subject to the establishment of a permanent conservation easement to provide riparian protection and angler access; and

WHEREAS, Minn. Stat. § 282.37 authorizes the Commissioner of Revenue, upon recommendation from a 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 easement to the State Department of Natural Resources to provide riparian protection and angler access:

The West Half of the Northeast Quarter of the Northeast Quarter, Section 27, Township 52 North, (Town of Duluth-North) Range 12 West (parcel 315-0020-04395). The easement must be 150 feet in width, lying 75 feet on each side of the centerline of the river.

Wayzata Hospitality Group, Wayzata, MN

| | |
|-----------------------|------------------------------|
| Parcel Code | 015-0059-00030, 40, 100, 150 |
| Taxes and Assessments | \$82,618.57 |
| Service Fees | \$114.00 |
| Deed Tax | \$272.64 |
| Deed Fee | \$25.00 |
| Recording Fee | \$46.00 |
| Total Consideration | \$83,076.21 |

Repurchase of State Tax Forfeited Land - Wayzata Hospitality Group

BY COMMISSIONER: _____

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

WHEREAS, Wayzata Hospitality Group of Wayzata, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF BIWABIK
TRACT C, D, J, O
REGISTERED LAND SURVEY NO. 71
PARCEL: 015-0059-00030, 40, 100, 150

WHEREAS, the applicant was the owner of record 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 Wayzata Hospitality Group of Wayzata, MN, on file in County Board File No. _____, subject to payments including total taxes and assessments of \$82,618.57, service fee of \$114, deed tax of \$272.64, deed fee of \$25, and recording fee of \$46; for a total of \$83,076.21, to be deposited into Fund 240 (Forfeited Tax Fund).

APPLICATION FOR REPURCHASE OF TAX FORFEITED LANDS

Pursuant to Minnesota Statutes 1986, Section 282.241, as amended by Chapter 268, Laws of 1987.

TO THE COUNTY BOARD AND COUNTY AUDITOR OF ST. LOUIS COUNTY, MINNESOTA:

The undersigned, Wayzata Hospitality Group, hereby makes application to repurchase from the State of Minnesota the following described land, pursuant to Minnesota Statutes 1987, Section 282.241, as amended; said land is situated in St. Louis County, Minnesota, and more particularly described as follows:

CITY OF BIWABIK, TRACT C,D,J &O, REGISTERED LAND SURVEY NO 71.

Parcel codes: 15-59-30,40,100,150

Applicant states and shows that at the time of the forfeiture to the State, he/she was (please check one)

- the owner
- heir(s) of the owner
- the representative of the owner
- the person to whom the right to pay taxes is given by statute, to wit:
- designating under what claim of right, whether as mortgage or otherwise the right is exercised

That such taxes became delinquent in 2007 and remained delinquent and unpaid for the subsequent years of: 2008, 2009, 2010, 2011

That pursuant to Minnesota Statutes, the total cost of repurchase \$82,377.90 which is the greater value of all delinquent taxes and assessments computed under Section 282.241, together with all accrued interest and penalties, including fees. Please contact our office at 218-726-2606 for the current amount due which increases monthly.

That a hardship would result to the petitioner unless said repurchase is allowed, for the reason that:

applicant to state reasons why taxes were not paid. WHEN PROPERTY RENOVATIONS + REMODELING OCCURRED - NEW LAND SURVEY DIVIDED COMMERCIAL PROPERTY TRACKS INTO INDIVIDUAL PROPERTY WITH DIFFERENT BUSINESS ENTITY'S RESPONSIBLE FOR PAYING EXPENSES. NEW INDIVIDUAL TRACKS CREATED ADDITIONAL EXPENSES NOT ANTICIPATED PER PROPERTY USES NEEDED FOR OVERALL BUILDING OPERATIONS.

Please check the appropriate box below:

- There are one or more wells on this property (See enclosed well disclosure information sheet)
- No change since last well certificate
- Well disclosure completed - \$50.00 enclosed
- There are no wells on this property

APPLICANT REQUESTS THAT REPURCHASE BE MADE IN THE NAME OF:

Name (s): WAYZATA HOSPITALITY GROUP - WAYZATA HOSPITALITY GROUP

Are you currently in active military service? NO NO

If you have been discharged within the last 6 months, provide discharge date N/A and documentation.

Applicant offers to pay upon such repurchase, by check or money order, as directed by the St. Louis County Board, the full price of repurchase as stated above, the terms of which will be stated by the contract and required by law.

5-30-2012

Dated: 5-30 20 12

By:  (Signature)

Address:

City: 6373 WYNNE CR. RD State: MN Zip: 55708

Phone: 612 701 4583 612-701-4583

6373 WYNNE CR. RD.
BIWABIK, MN 55708

RECEIVED

JUN 06 2012

LAND COMMISSIONER



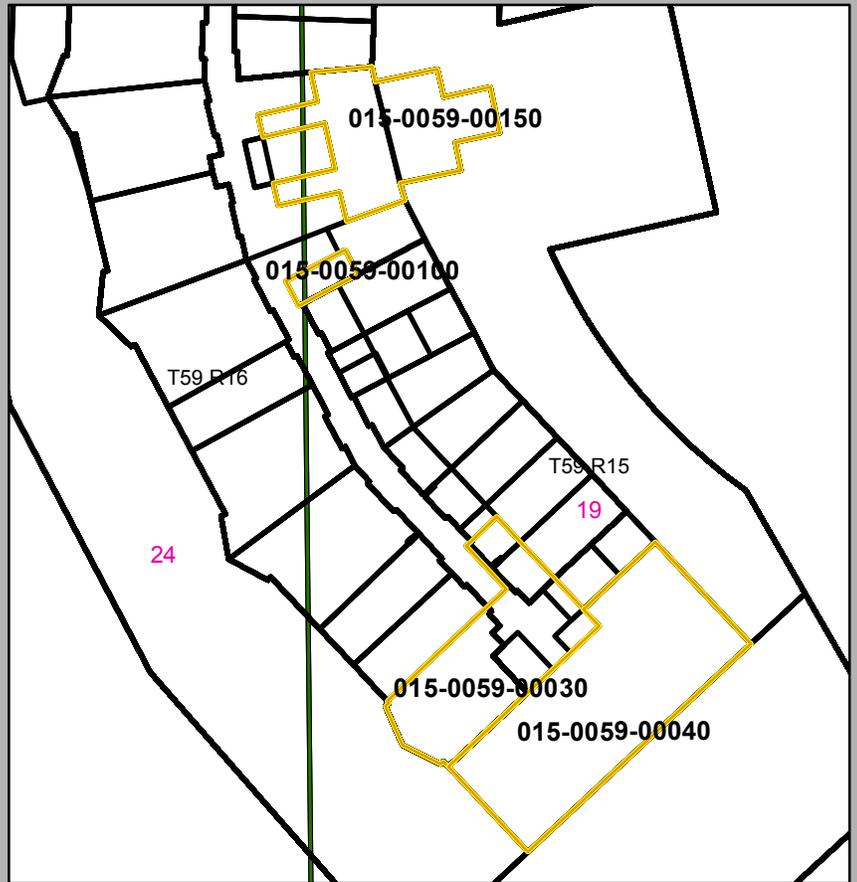
St. Louis County Land Department Tax Forfeited Land Sales

Repurchase of Property

Legal : CITY OF BIWABIK
TRACT C, D, J & O, REGISTERED
LAND SURVEY NO 71

Parcel Code : 15-59-30,40,100,150

LDKEY : 72202

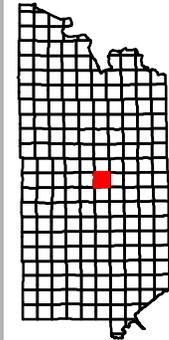


City of Biwabik

Sec: 24 & 19 Twp: 59 Rng: 16

Commissioner District # 4

- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



St. Louis County, Minnesota

This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. This drawing is a compilation of recorded information and data located in various city, county, state and federal offices. St. Louis County is not responsible for any incorrectness herein.

St. Louis County
Land Department

Summer 2012



2003 NAIP Photo

BOARD LETTER NO. 12 - 262

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 4

BOARD AGENDA NO.

DATE: June 26, 2012 **RE:** Special Sale to the Duluth
Housing and Redevelopment
Authority

FROM: Kevin Z. Gray
County Administrator

Robert Krepps, Land Commissioner
Land and Minerals

Donald Dicklich
County Auditor

RELATED DEPARTMENTAL GOAL:

Financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the sale of state tax forfeited land to the Duluth Housing and Redevelopment Authority (HRA) for the purpose of redevelopment.

BACKGROUND:

The Duluth HRA has requested to purchase tax forfeited land along 52nd Avenue West near Wadena Street in Duluth for inclusion in its master planned redevelopment. The Duluth HRA owns several other parcels of land in the immediate vicinity, as does the City of Duluth.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the sale of state tax forfeited land to the Duluth HRA for the appraised value of \$65,000 plus the following fees: 3% assurance fee of \$1,950, deed fee of \$25, deed tax of \$214.50, recording fee of \$46, and administration fee of \$150; for a total of \$67,385.50, to be deposited into Fund 240 (Forfeited Tax Fund).

Special Sale to the Duluth Housing and Redevelopment Authority (HRA)

BY COMMISSIONER _____

WHEREAS, the Duluth Housing and Redevelopment Authority (HRA) has requested to purchase the following described state tax forfeited land for the price of \$65,000, plus fees and expenses, for the purpose of redevelopment:

Legal: LOTS 11 THRU 17, AND LOTS 20 & 21, WEST DULUTH 7TH DIVISION
City: Duluth
Sec 7, Twp 49N, Rng 14
Parcel Code: 010-4530-00350
0.65 Acres
LDKEY: 70138

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

WHEREAS, this parcel of land has not been withdrawn from sale pursuant to Minn. Stat. § 85.012, 92.461, 282.01, Subd. 8; and 282.018, and other statutes that require the withholding of state tax forfeited lands from sale; and

WHEREAS, this parcel of land has been classified as non-conservation land pursuant to Minnesota Statutes Section 282.01.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of the state tax forfeited land, as described, to the Duluth HRA for the appraised value of \$65,000 plus the following fees: 3% assurance fee of \$1,950, deed fee of \$25, deed tax of \$214.50, recording fee of \$46, and administration fee of \$150; for a total of \$67,385.50, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the County Auditor shall offer for sale at public auction the state tax forfeited land described here if the Duluth HRA does not purchase the land by September 1, 2012.



**HOUSING AND REDEVELOPMENT AUTHORITY
OF DULUTH, MINNESOTA**

222 EAST SECOND STREET
P.O. BOX 16900 • DULUTH, MINNESOTA 55816-0900
PHONE 218/529-6300 • FAX 218/529-6344 • TTY 218/529-6321



April 19, 2012

Karen Zeisler
St. Louis County Land Department
Government Services Center – Room 607
320 West 2nd Street
Duluth, Minnesota 55802

Re: Acquisition and Conveyance

Ms. Zeisler,

This letter is requesting the acquisition and conveyance of the tax forfeit property located at the following legal description by the Housing and Redevelopment Authority of Duluth to be included in the HRA's land assembly for a master planned redevelopment.

West Duluth 7th Division, Block 169, Lots 11 through 17, and Lots 20 and 21

PID 010-4530-00350

This land is located along 52nd Avenue West near Wadena Street.

I appreciate your assistance.

Sincerely,

David Peterson
Development Coordinator

RECEIVED

APR 20 2012

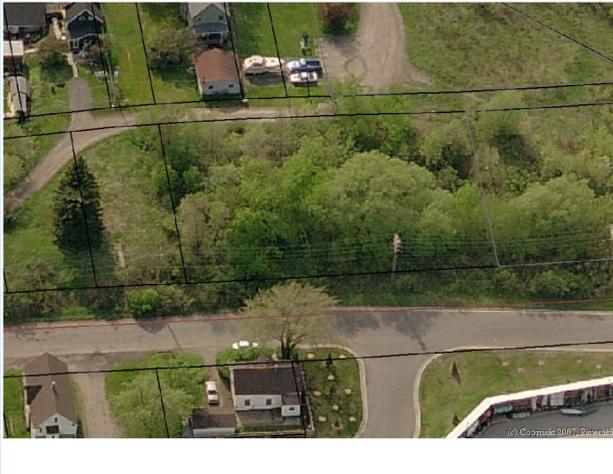
LAND COMMISSIONER



St. Louis County Land Department Tax Forfeited Land Sales

Land Sale Parcel

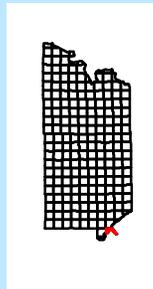
Legal: LOTS 11 THRU 17, AND LOTS 20 & 21
WEST DULUTH 7TH DIVISION
City: Duluth
Sec 7 , Twp 49N Rng 14
Parcel Code: 10-4530-350
0.65 Acres
LDKEY: 70138



City of Duluth-West Duluth 7th Division

Commissioner District #3

- State Tax Forfeited Land
- City of Duluth
- Road
- Area of Interest
- Tract



St. Louis County, Minnesota

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St. Louis County
Land Department

June 26, 2012



2003 NAIP Photo

Special Sale to the Eveleth-Virginia Airport Authority

BY COMMISSIONER _____

WHEREAS, the Eveleth-Virginia Airport Authority has requested to purchase the following described state tax forfeited land for the appraised value of \$2,500, plus fees, for the purpose of complying with Federal Airport Authority buffer zone requirements:

Legal: ELY 165 FT OF WLY 825 FT OF NE1/4 OF SE1/4
Twp 57N, Rng 17W, Sec 16
Town of Fayal
Parcel Code: 340-0010-03023
Acres: 5.0
LDKEY: 52141

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

WHEREAS, this parcel of land has been classified as non-conservation land pursuant to Minn. Stat. § 282.01; and

WHEREAS, this parcel of land is not withdrawn from sale pursuant to Minn. Stat. § 85.012, 92.461, 282.01, Subd. 8; and other statutes that require the withholding of state tax forfeited lands from sale.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of the state tax forfeited land, as described, to the Eveleth-Virginia Airport Authority for the price of \$2,500 plus the following fees: 3% assurance fee of \$75, deed fee of \$25, deed tax of \$8.25, recording fee of \$46, and appraisal fee of \$475; for a total of \$3,129.25, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the County Auditor shall offer for sale at public auction the state tax forfeited land described here if the Eveleth-Virginia Airport Authority does not purchase the land by September 1, 2012.

COUNCIL CHAMBERS

Resolution No. 11112

City of Virginia, Minnesota, **June 28, 2011**

Resolution conveying State tax forfeited land to the Eveleth-Virginia Airport Authority to meet buffer zone requirements

Resolved by the City Council of the City of Virginia, that

WHEREAS, pursuant to Minnesota Statutes 282.01a, Subd, 1, upon recommendation of the County Board, the Commissioner of Revenue may convey State tax forfeited land to another governmental subdivision for an authorized public use; and

WHEREAS, the Eveleth-Virginia Airport Authority has requested conveyance of State tax forfeited land legally described as: Parcel Code: 340-10-3023, Easterly 165 feet of Westerly 825 feet of Northeast Quarter (NE 1/4) of Southeast Quarter (SE 1/4), Section 16, Township 57 North, Range 17 West; and

WHEREAS, the purpose of acquiring this property is to be in compliance with F.A.A. buffer zone requirements,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Virginia recommends that the Commissioner of Revenue convey the State tax forfeited land, as described above, to the Eveleth-Virginia Airport Authority to comply with F.A.A. buffer zone requirements, contingent upon approval by the City of Eveleth.

BE IT FURTHER RESOLVED that the Eveleth-Virginia Airport Authority pay any fees associated with the transfer of the property.

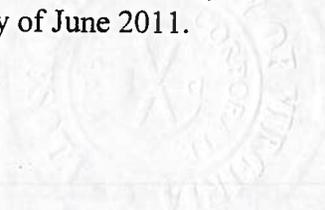
Moved by Councillor Sipola supported by Councillor Russo that the above resolution be adopted.

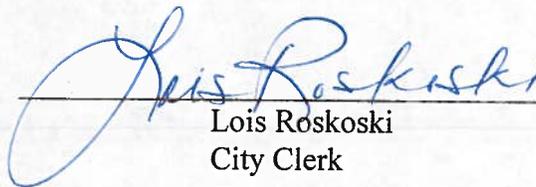
Ayes: **Councillors Cuffe, Littlewolf, Ralston, Baribeau, Sipola, Russo, Mayor Peterson - 7**

Nays: **None**

I, Lois Roskoski, City Clerk of the City of Virginia, County of St. Louis, State of Minnesota, do hereby certify that I have compared the annexed copy of Resolution No. 11112 passed by the City Council of the City of Virginia, on the 28th day of June, 2011, with the original document and record thereof on file and of record in my office, and, in my custody as City Clerk of said City, and that the same is true and correct copy thereof, and the whole thereof, and a true and correct transcript therefrom.

In Witness Whereof, I have hereunto set my hand and affixed this corporate seal of said City of Virginia, this 29th day of June 2011.




Lois Roskoski
City Clerk

CITY OF EVELETH, MINNESOTA

RESOLUTION NO. 2012-07

**RESOLUTION APPROVING THE PURCHASE OF PROPERTY
BY THE EVELETH-VIRGINIA AIRPORT AUTHORITY TO
MEET BUFFER ZONE REQUIREMENTS**

rec
3-1-12
G.S.

WHEREAS, the Eveleth-Virginia Airport Authority is interested in acquiring State tax forfeited land legally described as: Parcel Code: 340-10-3023, Easterly 165 feet of Westerly 825 feet of Northeast Quarter (NE 1/4) of Southeast Quarter (SE 1/4), Section 16, Township 57 North, Range 17 West; and

WHEREAS, the purpose of acquiring this property is to be in compliance with F.A.A. buffer zone requirements,

WHEREAS, St Louis County is the owner of record of this parcel, and has expressed interest in selling the property, at a cost to be determined by Land Appraisal done by a third party,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF EVELETH, MINNESOTA:

That the City Council of Eveleth, Minnesota approves the purchase of the State tax forfeited land, as described above, to the Eveleth-Virginia Airport Authority to comply with F.A.A. buffer zone requirements, contingent upon approval by the City of Virginia.

BE IT FURTHER RESOLVED that the Eveleth-Virginia Airport Authority will pay any fees associated with the transfer of the property.

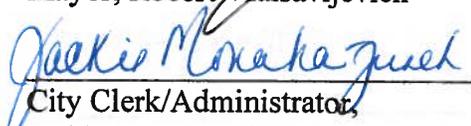
BE IT FURTHER RESOLVED that the Mayor and City Clerk/Administrator are authorized to execute all documents on behalf of the City of Eveleth to convey said property to Eveleth-Virginia Airport Authority.

The above resolution was offered by Councilor Hadrava and supported by Councilor Koivunen was declared carried on the following vote:

Ayes: Hoag, Hadrava, Koivunen, Vlasisavljevich
Nays: None
Absent: Peterson

Attest:



Mayor, Robert Vlasisavljevich


City Clerk/Administrator,
Jackie Monahan-Junek

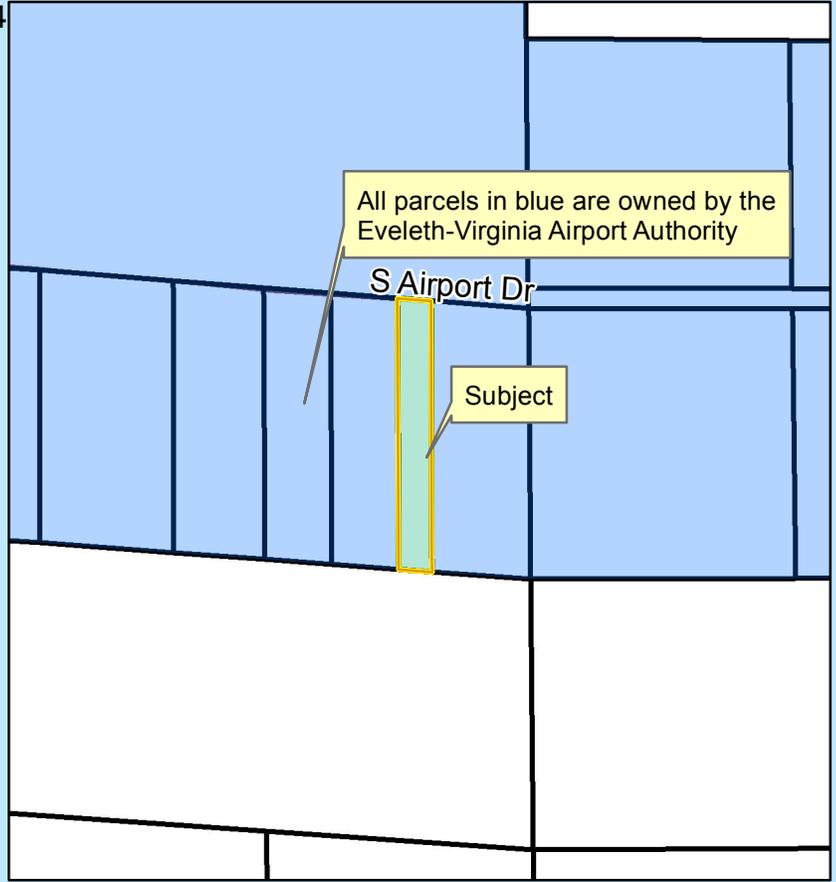
Adopted: February 21, 2012
Published: March 14, 2012



St. Louis County Land Department Tax Forfeited Land Sales

Special Sale Parcel

Legal: ELY 165 FT OF WLY 825 FT OF NE 1/4
OF SE 1/4
Twp 57N Rng 17W Sec 16
Town of Fayal
Parcel Code: 340-0010-03023
5.0 Acres
LDKEY: 52141

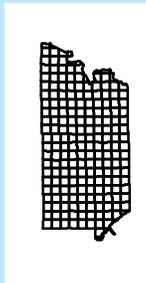


Town of Fayal

Twp 57N Rng 17W Sec 16

Commissioner District #6

- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract

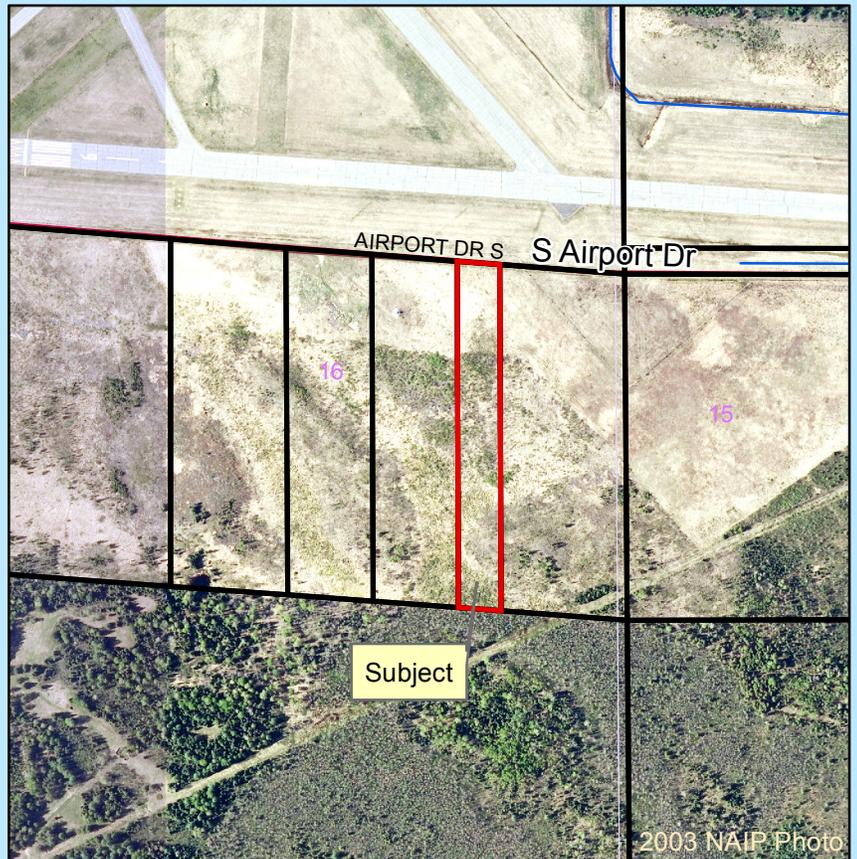


St. Louis County, Minnesota

This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. This drawing is a compilation of recorded information and data located in various city, county, state and federal offices. St. Louis County is not responsible for any incorrectness herein.

**St. Louis County
Land Department**

May 1, 2012



2003 NAIP Photo

Road and Utility Easement Across State Tax Forfeited Land - Trygg

BY COMMISSIONER _____

WHEREAS, Louise A. Trygg has requested a non-exclusive road and utility easement across state tax forfeited land to access private land; and

WHEREAS, there are no reasonable alternatives to obtain access to the property; and

WHEREAS, exercising the easement will not cause significant adverse environmental or natural resource management impacts and will not conflict with public use of the land; and

WHEREAS, Minn. Stat. § 282.04, Subds. 4 and 4(a) allow for the granting of easements across state tax forfeited land for such purposes.

NOW, THEREFORE, BE IT RESOLVED, that the County Auditor, pursuant to Minn. Stat. § 282.04, Subds. 4 and 4(a), is authorized to grant a non-exclusive easement across state tax forfeited land to Louise A. Trygg described as follows:

A 40.00-foot wide easement for ingress and egress and utilities over, under and across a portion of Government Lot 4 of Section 03, Township 61 North, Range 14 West of the Fourth Principal Meridian, St. Louis County, Minnesota, the centerline of which is described as follows:

Assuming the North line of said Government Lot 4 to bear South 89° 37' 54" West and from the Northeast Corner of Government Lot 4, being also the West Sixteenth Corner on the North line of said Section 03, run South 89° 37' 54" West along said North line, a distance of 24.57 feet to the POINT OF BEGINNING of the Centerline to be described.

Thence South 06° 11' 45" West, a distance of 8.01 feet;
thence South 07° 40' 41" West, a distance of 120.31 feet;
thence South 26° 07' 24" West, a distance of 37.67 feet;
thence South 31° 18' 39" West, a distance of 171.75 feet;
thence South 42° 56' 04" West, a distance of 220.33 feet;
thence South 41° 02' 47" West, a distance of 132.06 feet;
thence South 46° 28' 52" West, a distance of 117.70 feet;
thence South 41° 49' 58" West, a distance of 124.10 feet;
thence South 30° 52' 51" West, a distance of 87.65 feet;
thence South 20° 33' 41" West, a distance of 46.56 feet;
thence South 03° 40' 04" West, a distance of 44.96 feet;
thence South 09° 18' 14" East, a distance of 41.30 feet;
thence South 14° 57' 56" East, a distance of 124.18 feet;

thence South 00° 57' 45" East, a distance of 64.73 feet;
thence South 20° 38' 53" West, a distance of 57.57 feet;
thence South 35° 32' 12" West, a distance of 127.29 feet;
thence South 38° 53' 46" West, a distance of 41.29 feet;
thence South 24° 10' 46" West, a distance of 49.24 feet;
thence South 05° 28' 03" West, a distance of 9.4 feet, more or less to the South
line of said Government Lot 4 and there terminate.

RESOLVED FURTHER, that the granting of this easement is conditioned upon payment of \$1,370 land use fee, \$100 administration fee and \$46 recording fee; for a total of \$1,516, to be deposited into Fund 240 (Forfeited Tax Fund).

BOARD LETTER NO. 12 - 265

PUBLIC WORKS & TRANSPORTATION COMMITTEE CONSENT NO. 7

BOARD AGENDA NO.

DATE: June 26, 2012

RE: Acceptance of Grant for Bridge
Replacement Project – CP 61896
(Duluth Township)

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Public Works Director/Highway Engineer

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize an agreement accepting a Minnesota State Transportation Fund grant and committing to the use of state aid funds to pay for that portion of the cost of bridge replacement which exceeds the grant amount for County Project (CP) 61896.

BACKGROUND:

Bids for the reconstruction of State Bridge 69J86 (CP 61896; SAP 69-616-016) were let on June 7 and the bid was awarded at June 12, 2012 the Committee of the Whole meeting to Watters & Sons Excavating, LLC in the amount of \$208,369.40. Tentative approval of a grant for bridge replacement from the Minnesota State Transportation Fund was received on May 5, 2012, with final approval received on June 7, 2012 based on the bid amount. The grant will offset \$62,704 in state aid funds which are anticipated for this project.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize agreements with the Minnesota Department of Transportation accepting grant funds and commit to the use of state aid funds for costs of County Project 61896 which exceed the grant amount.

**Acceptance of Grant for Bridge Replacement Project –
CP 61896 (Duluth Township)**

BY COMMISSIONER _____

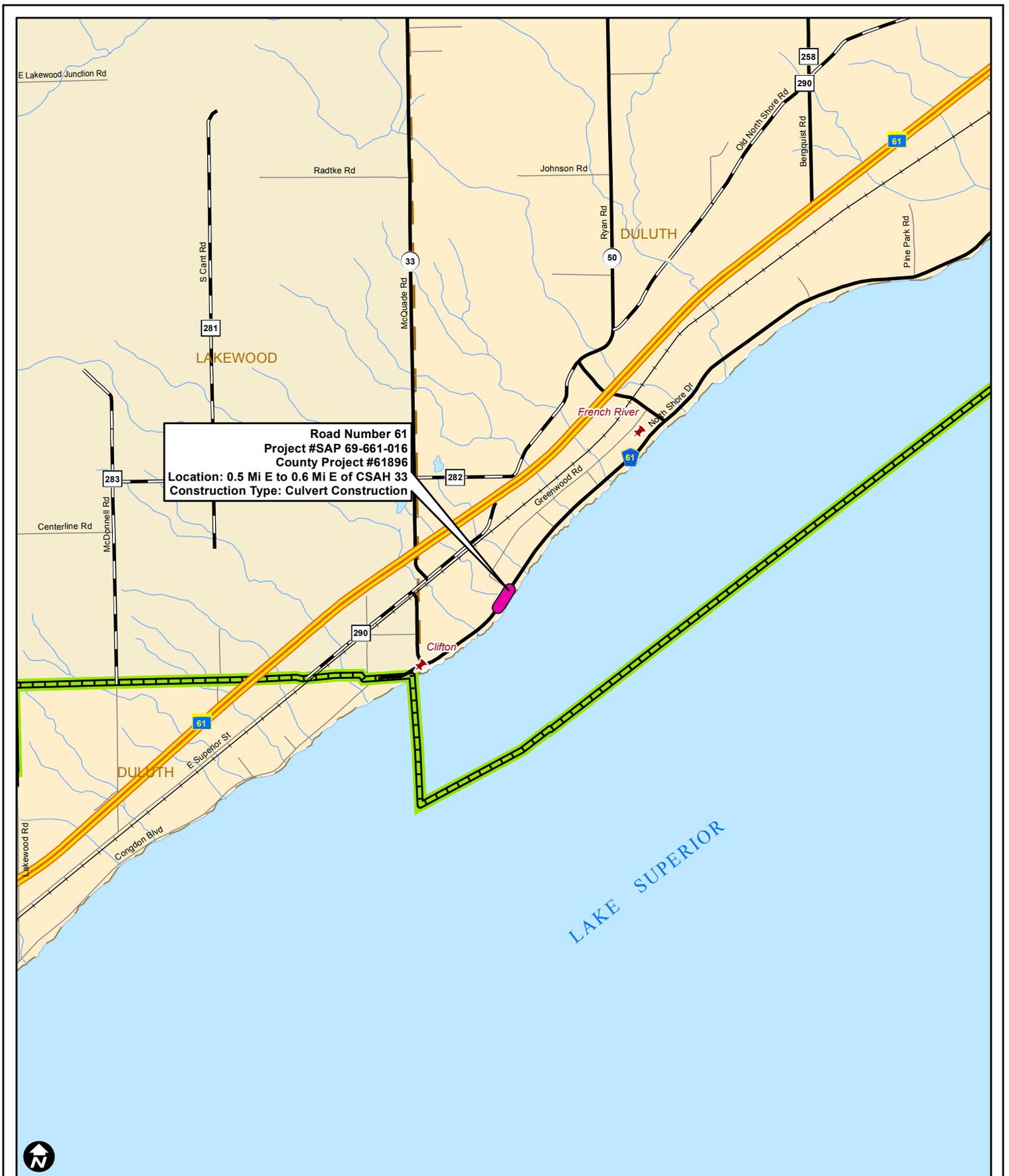
WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction of project SAP 69-661-016, State Bridge 69J86 on County State Aid Highway 61 (Scenic Hwy 61) in Duluth Township; and

WHEREAS, the Minnesota Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$62,704.

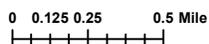
NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat., Section 174.50, Subd. 5, (3), and will pay any additional amount by which the cost exceeds the estimate using state aid funds, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

| | |
|---------------------------|--------------|
| Fund 29 Bridge Bond Funds | \$ 62,704.00 |
| SLC State Aid Funds | \$145,665.40 |
| Total Project: | \$208,369.40 |



Road Number 61
Project #SAP 69-661-016
County Project #61896
Location: 0.5 Mi E to 0.6 Mi E of CSAH 33
Construction Type: Culvert Construction

St. Louis County 2012 Road & Bridge Construction



| Map Components | |
|----------------------|----------------------------------|
| Culvert Construction | County/Unorg. Twp. Road - Paved |
| Interstate Highway | County/Unorg. Twp. Road - Gravel |
| U.S./State Highway | Railroad |
| | Commissioner District |
| | Township Boundary |
| | City/Town |
| | Lake |
| | River/Stream |

Sale of Surplus Fee Land Section 25 (Unorganized Township T57N, R16W)

BY COMMISSIONER_____

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

Southeast Quarter of the Southeast Quarter (SE¼ of SE¼) Section 25, Township 57 North, Range 16 West , according to the government survey thereof.

WHEREAS, a review of assessed value and comparable sales has determined a minimum bid amount for this property to be \$33,700.

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 40 acres in size, pursuant to the requirements and procedures of Minn. Stat. § 373.01.

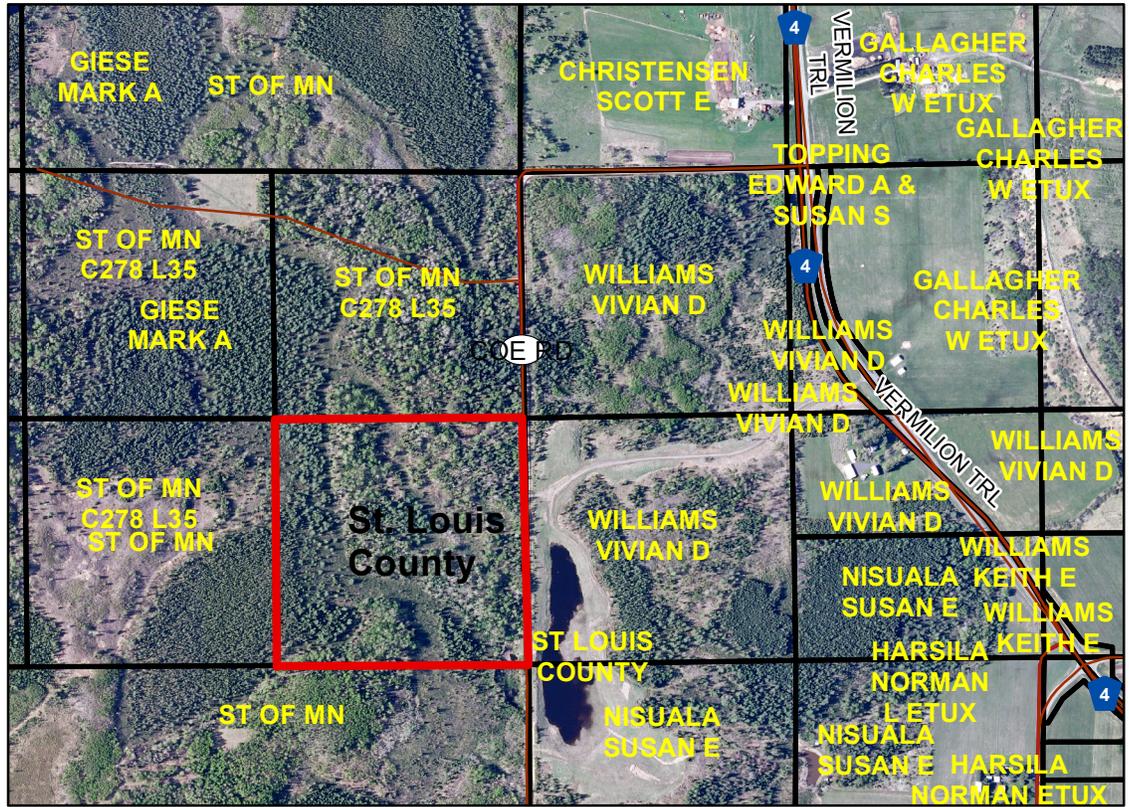
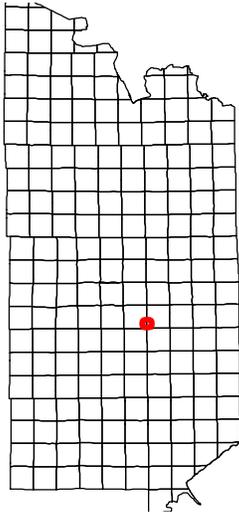
RESOLVED FURTHER, the Board establishes the time for bid consideration to be at 9:40 A.M. on Tuesday, December 11, 2012, at the St. Louis County Courthouse, Duluth, Minnesota.

**Sale of County Fee Owned Property
St. Louis County Property Management Dept.**



Parcel Code: 677-0015-00650
 Address: 3701Coe Road
 Acres: Approximately 40 Acres
 Commissioner District # 6
 Maintenance District # 6

Legal Description: SE 1/4 of SE 1/4 Section 25, T57N, R16W



Parcel Specifications: This parcel is approximately 40 acres with frontage on Coe Road (Unorganized Township Rd # 9229). This parcel is located 2 miles west and 1 mile north of the the intersection of Co. Hwy # 16 and Co. Hwy # 4.

Acquisition History: Parcel was acquired as a Conveyance of Forfeited Lands from the State of Minnesota in 1961 and a portion of the property has been used for gravel pit puposes. There is no reversion clause on this deed.

Zoning: Parcel is in Zoning District FAM-1. This zoning requires 35 acres and 600 feet of lot width. This parcel appears to be a conforming parcel. A portion of the property will be encumbered with an easement for Coe Road Right of Way.

This parcel appears to be a good candidate for sale. Public works personel have reviewed this parcel and given preliminary approval to its sale. The parcel has a depleted gravel pit on the southeast corner of the property and the remainder is undisturbed.

8/10/2011

Mark J. Hudson
 Right of Way Agent
 St. louis County Property Management
 100 North 5th Avenue West RM 2
 Duluth, MN 55802
 218-726-2356 Office
 218-343-3505 Cell
 hudsonm@stlouiscountymn.gov

BOARD LETTER NO. 12 – 267

FINANCE & BUDGET COMMITTEE CONSENT NO. 9

BOARD AGENDA NO.

DATE: June 26, 2012

RE: Dedication of Permanent
Highway Easements over
County Fee Owned Property

FROM: Kevin Z. Gray
County Administrator

Tony Mancuso, Director
Property Management

RELATED DEPARTMENT GOAL:

Facilitate county fee land purchase, sale and easement activities.

ACTION REQUESTED:

The St. Louis County Board is requested to dedicate to the public, permanent highway easements over county fee owned property prior to the sale of these properties.

BACKGROUND:

The St. Louis County owns in fee several properties that are now being considered for sale. It is necessary to preserve the highway right of way to construct and maintain the roadways which are adjacent to these properties.

RECOMMENDATION:

It is recommended that the St. Louis County Board pursuant to Minnesota Statutes § 163.11 dedicate to the public the permanent highway easements more particularly described in Exhibits A and B. And record a certified copy of the resolution in the office of the County Recorder.

**Dedication of Permanent Highway Easements
over County Fee Owned Property**

BY COMMISSIONER _____

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 certain 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 more particularly described on the attached Exhibits, identified in County Board File No. _____.

- | | | |
|---------------|----------|---|
| EXHIBIT A & B | Parcel 1 | County State Aid Highway 21 |
| EXHIBIT A & B | Parcel 2 | County Road 973 (Bug Creek Road) |
| EXHIBIT A & B | Parcel 3 | Cotton Township Road 5785 (Kaupi Lake Road) |
| EXHIBIT A & B | Parcel 4 | County State Aid Highway 27 (Zim Road) |
| EXHIBIT A & B | Parcel 5 | County State Aid Highway 27 (Zim Road) |

EXHIBIT A

Parcel 1

County State Aid Highway (CSAH) 21

Property Legal Description:

Parcel Code: 565-0010-01660

The Southwest one-quarter of the Southwest one-quarter of the (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section 11, Township 60 North, Range 14.

Rights to be acquired:

A PERMANENT EASEMENT for highway purposes over, under and across the southerly 50.00 feet of the above described property.

Said permanent easement contains 1.49 acres of highway right of way.

Exhibit "B"
Parcel 1 CSAH 21



SW 1/4 of SW 1/4
Section 11, T60N, R14W

50' Highway
Easement



50'

County State Aid Hwy 21



EXHIBIT A

Parcel 2

County Road 973

Bug Creek Road

Property Legal Description:

Parcel Code: 305-0020-02255

Beginning at a point Eight hundred (800) Feet West of the Southeast corner of the Northeast Quarter of the Southwest Quarter (NE ¼ - SW ¼), Section 13, Township 54 North, Range 17 West, of the Fourth Principal Meridian, thence due North for a distance of Seven Hundred Ninety-two (792) Feet; thence due West for a distance of Two Hundred Twenty (220) Feet; thence due South for a distance of Seven Hundred Ninety-two (792) Feet to the South line of the NE ¼ - SW ¼; thence due East along said South line Two Hundred Twenty (220) Feet to the point of beginning. Said parcel containing 4.0 acres.

And

Parcel Code 305-0020-02254

A tract of land described as beginning at a point 1020 feet west of the Southeast corner of the NE¼ of SW ¼, Section 13, T54N, R17W thence due north for a distance of 792 feet to a point; thence due West for a distance of 110 feet to a point; thence due South 792 feet to the South line of the NE ¼ of SW ¼; thence due East along said South line 110 feet to the point of beginning, containing 2 acres more or less.

Rights to be acquired:

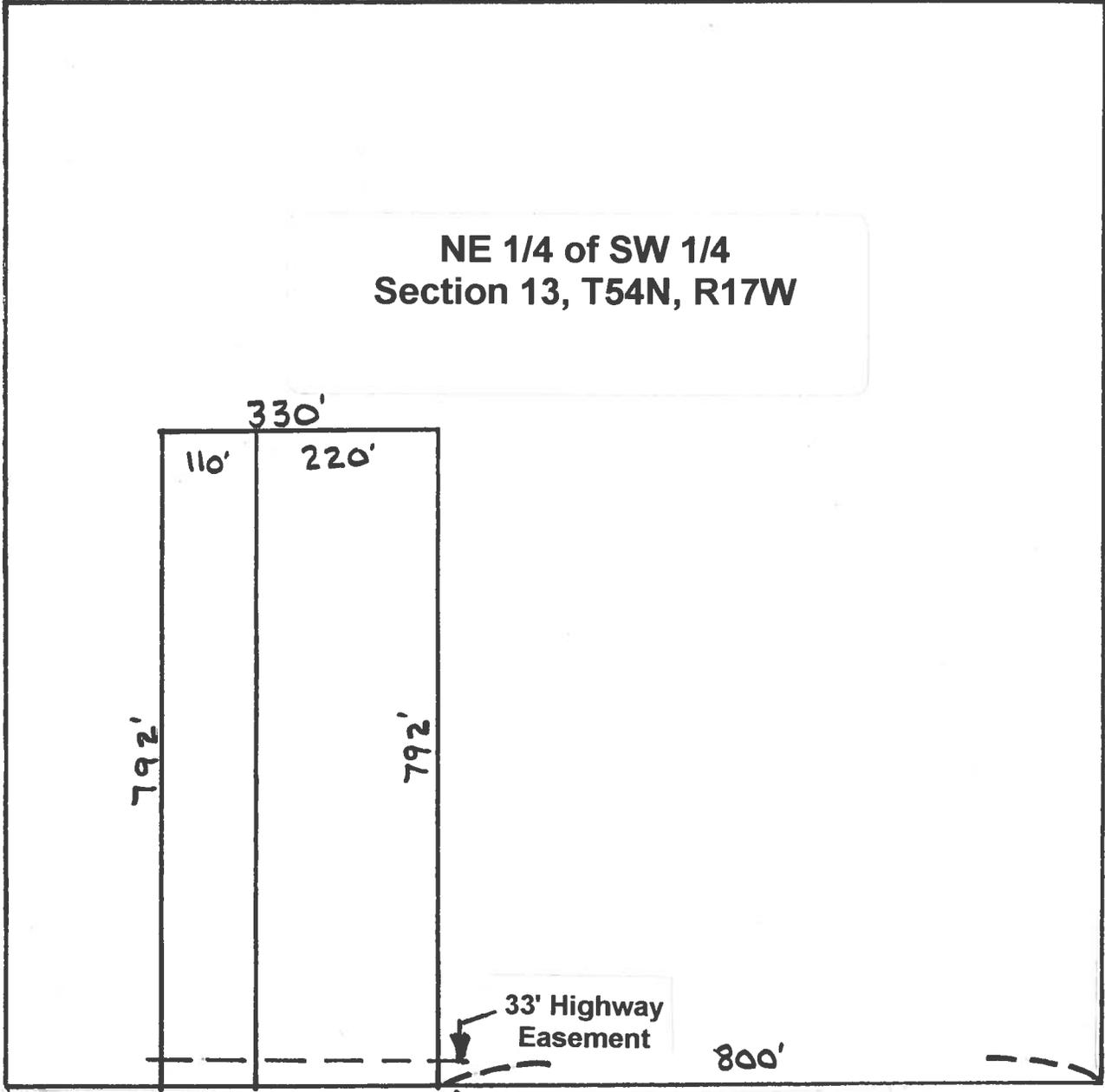
A PERMANENT EASEMENT for highway purposes over, under and across the southerly 33.00 feet of the above described property.

Said permanent easement contains 0.25 acres of highway right of way.

Exhibit "B"
Parcel 2 County Road 973



NE 1/4 of SW 1/4
Section 13, T54N, R17W



110'
220'
792'
792'
330'

33' Highway
Easement

County Road 973 Bug Creek Road

800'

330'

EXHIBIT A

Parcel 3

Cotton Township Road 5785

Kaupi Lake Road

Property Legal Description:

Parcel Code: 305-0020-04050

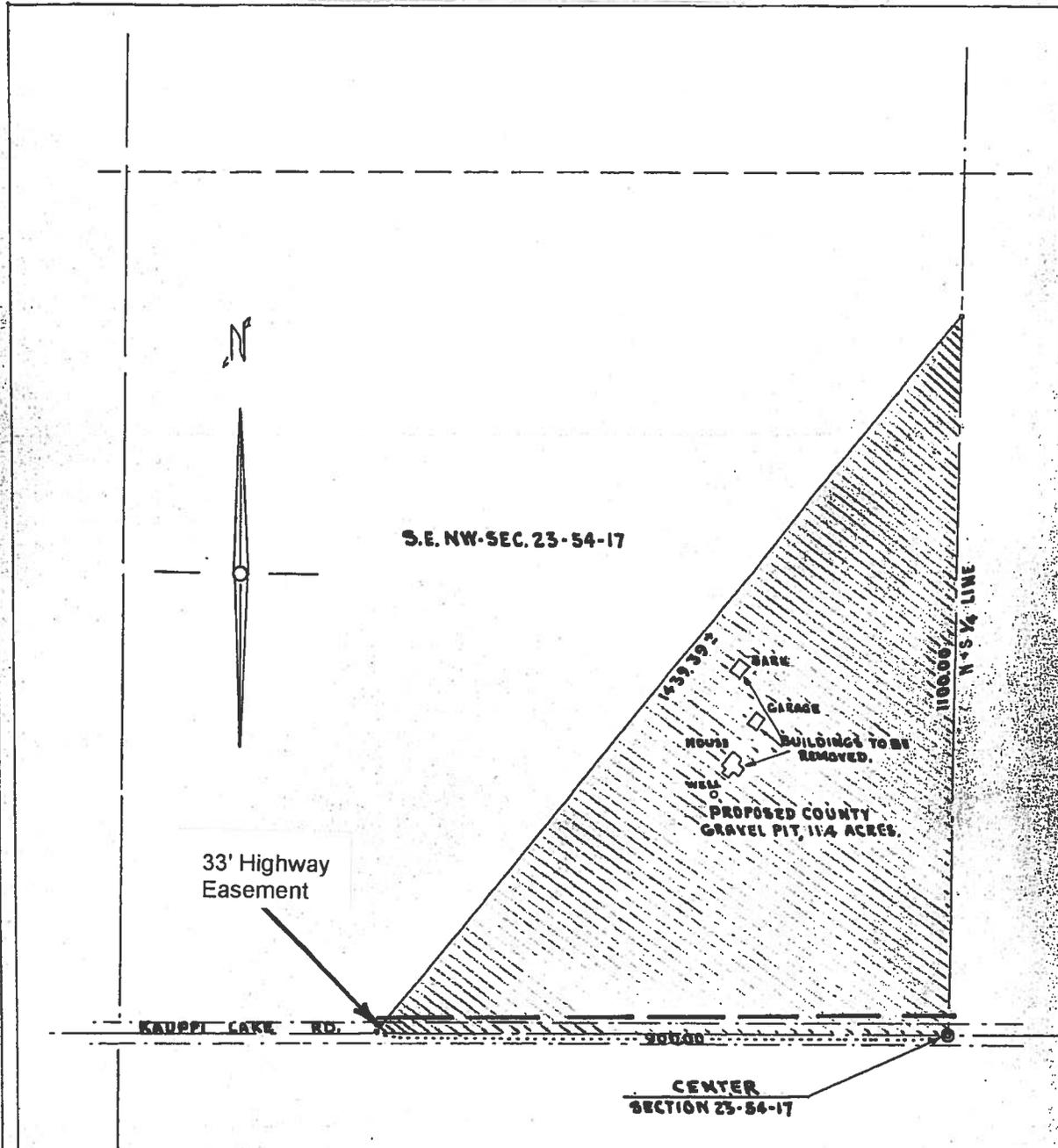
Beginning at the southeast corner of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 23, Township 54 North, Range 17 West, which is the center of said Section 23, and running thence westerly along the east and west $\frac{1}{4}$ line of said Section 23 for a distance of 900.00 feet; thence northeasterly for a distance of 1439.39 feet, more or less, to a point on the north and south $\frac{1}{4}$ line of said Section 23, thence southerly along said north and south $\frac{1}{4}$ line for a distance of 1100.00 feet to the point of beginning. Said tract of land containing 11.4 acres, more or less, lying wholly within the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 23, Township 54 North, Range 17 West.

Rights to be acquired:

A PERMANENT EASEMENT for highway purposes over, under and across the southerly 33.00 feet of the above described property.

Said permanent easement contains 0.25 acres of highway right of way.

Exhibit "B"
Parcel 3 Township Rd 5785



33' Highway Easement

S.E. NW-SEC. 23-54-17

1439.39'

1100.00' N 1/4 LINE

BARN
GARAGE
HOUSE
WELL
BUILDINGS TO BE REMOVED.

PROPOSED COUNTY GRAVEL PIT, 11/4 ACRES.

KRUPI LAKE RD.

CENTER SECTION 23-54-17

PLAT

SHOWING GRAVEL PIT TO BE ACQUIRED
FOR ST. LOUIS COUNTY, IN THE SE-NW. SEC. 23-54-17.

| | | |
|------------------|-----------|----------------|
| COUNTY | OFFICE OF | ENGINEER |
| ST. LOUIS CO. | HIGHWAY | DULUTH, MINN. |
| SCALE, 1" = 200' | | JAN. 6 - 1939. |

DEED: ACQUIRED JAN. 19, 1939.
KRISTINA BJORKLUND
FOR SUM OF \$775.00

"Exhibit A"

X-5-C

EXHIBIT A

Parcel 4

County State Aid Highway 27

Zim Road

Property Legal Description:

Parcel Code 435-0010-04718 **TORRENS**

That portion of the Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), Section Twenty-seven (27), Township Fifty-six (56) North, Range Eighteen (18) West, described as follows:

Beginning at the Southeast corner of said 40, thence north along the East line of said 40 a distance of 208 feet, thence West a distance of 104 feet, thence South a distance of 208 feet to the South line of said 40, thence East along the South line of said 40 a distance of 104 feet to the point of beginning.

AND

Parcel Code 435-0010-04720

That part of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ of NE $\frac{1}{4}$), Section Twenty-seven (27), Township Fifty-six (56) North, Range Eighteen (18) West of the Fourth Principal Meridian described as follows:

Commencing at the Southwest corner of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$; thence East 4 rods to the right of way of the Duluth Missabe, and Iron Range Railroad Company; thence north along said right of way a distance of 20 rods; thence West a distance of 4 rods to the West line of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$; thence South along said West line a distance of 20 rods to the point of beginning.

Rights to be acquired:

A PERMANENT EASEMENT for highway purposes over, under and across the southerly 50.00 feet of the above described property.

Said permanent easement contains 0.20 acres of highway right of way.

Exhibit "B"

Parcel 4, County State Aid Highway 27

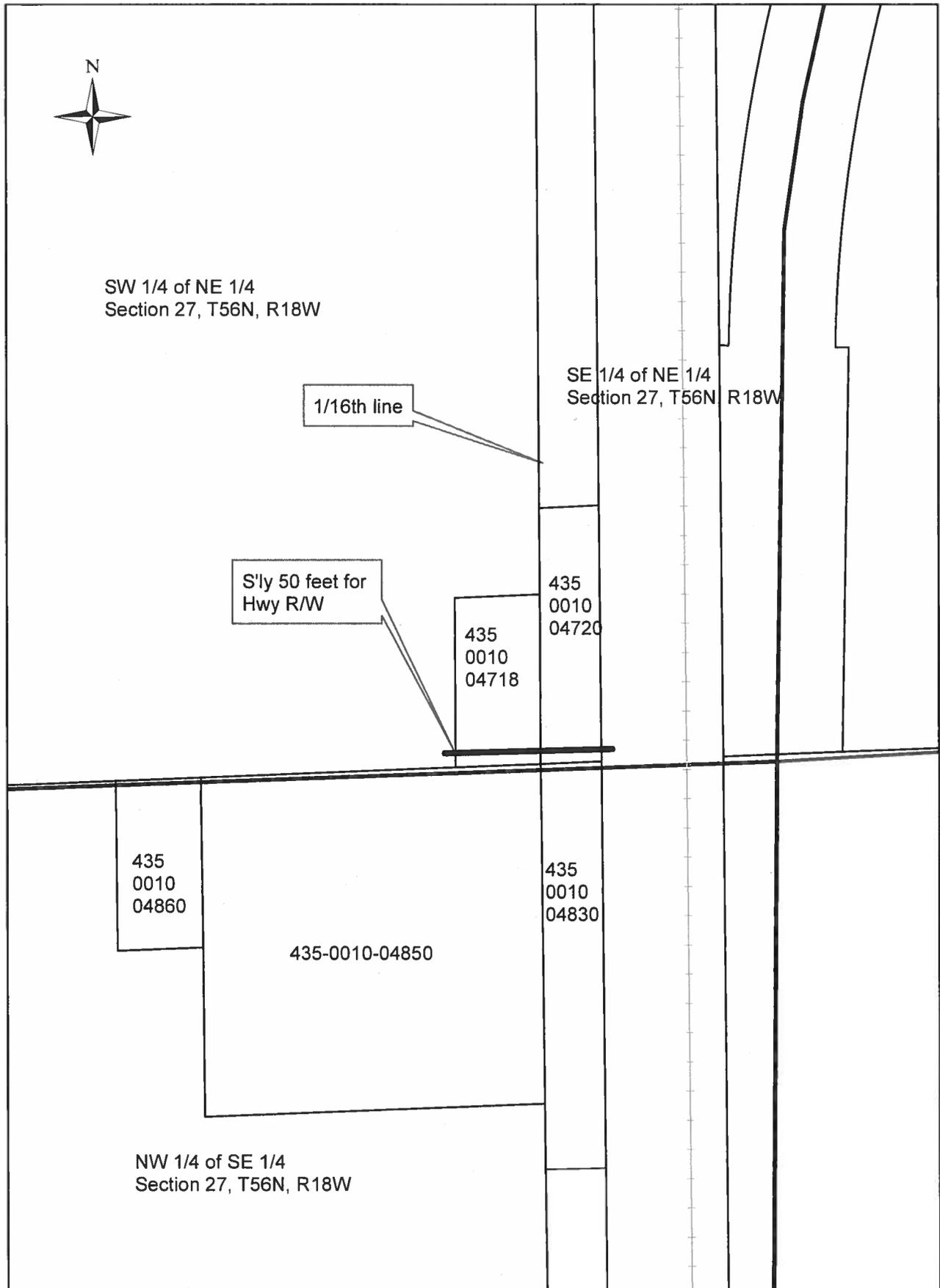


EXHIBIT A

Parcel 5

County State Aid Highway 27

Zim Road

Property Legal Description:

Parcel Code 435-0010-04860

Beginning at a point 417.42 feet West from the Northeast corner of Northwest Quarter of Southeast Quarter (NW $\frac{1}{4}$ of SE $\frac{1}{4}$) running thence South 208.71 feet thence West 104.35 feet thence North 208.71 feet thence East 104.35 feet to point of beginning, all in Section Twenty-seven (27), Township Fifty-six (56) North, Range Eighteen (18) West of the Fourth Principal Meridian, according to the United States Government Survey thereof, containing one-half (1/2) acre more or less.

AND

Parcel Code 435-0010-04850 **TORRENS**

A square piece of land in the Northeast corner of Northwest Quarter of Southeast Quarter (NW $\frac{1}{4}$ of SE $\frac{1}{4}$), Section Twenty-seven (27), Township Fifty-six (56) North, Range Eighteen (18) West of the Fourth Principal Meridian, according to the United States Government Survey thereof, containing four (4) acres. The Northeast corner of the said piece of land being coincident with the Northeast corner of said Northwest Quarter of Southeast Quarter (NW $\frac{1}{4}$ of SE $\frac{1}{4}$)

AND

Parcel Code 435-0010-04830

That part of Northeast Quarter of Southeast Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$), Section Twenty-seven (27), Township Fifty-six (56) North, Range Eighteen (18) West of the Fourth Principal Meridian lying West of the Duluth Missabe and Iron Range Railroad Company right of way, EXCEPT the South 800 feet thereof, County of St. Louis State of Minnesota.

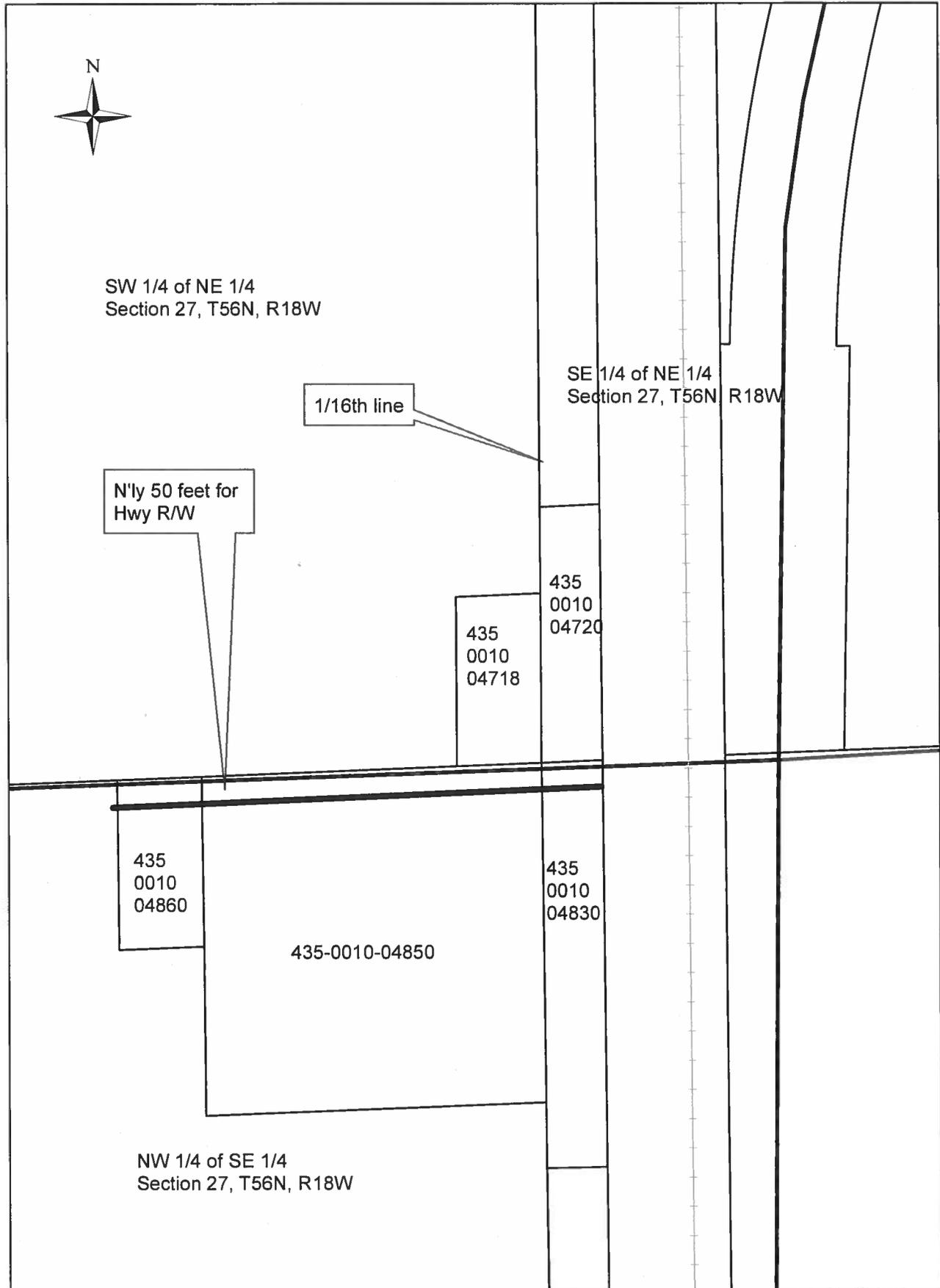
Rights to be acquired:

A PERMANENT EASEMENT for highway purposes over, under and across the Northerly 50.00 feet of the above described property.

Said permanent easement contains 0.67 acres of highway right of way.

Exhibit "B"

Parcel 5, County State Aid Highway 27



BOARD LETTER NO. 12 – 268

PUBLIC SAFETY & CORRECTIONS COMMITTEE

CONSENT NO. 10

BOARD AGENDA NO.

DATE: June 26, 2012

RE: Authorize Use of 2011 Buffer
Zone Protection Program Grant
for End User Radios

FROM: Kevin Z. Gray
County Administrator

Ross Litman
Sheriff

RELATED DEPARTMENT GOAL:

To enhance public safety.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the purchase of end user radios for Allied Radio Matrix for Emergency Response (ARMER), with funds from the 2011 Buffer Zone Protection Program.

BACKGROUND:

On February 28, 2012, the St Louis County Board adopted Resolution No.12-119 authorizing acceptance of the 2011 Homeland Security Buffer Zone Protection Program Grant. Currently Motorola Solutions, Inc. is offering a promotion that will save \$6,400 toward the purchase of sixteen (16) Motorola XTS2500 portable radios and \$4,000 toward the purchase of ten (10) Motorola XTL2500 Mobile Radios as long as the purchase orders are submitted by July, 2012.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the expenditure of \$85,731.36 for end user radios from Motorola Solutions, Inc., to be accounted for in Fund 100, Agency 129999, Grant 12950, Year 2011.

**Authorize Use of 2011 Buffer Zone Protection Program Grant
for End User Radios**

BY COMMISSIONER _____

WHEREAS, the State of Minnesota, Department of Public Safety, through the Homeland Security and Emergency Management has made available \$85,731.36 in funding from the Buffer Zone Protection program grant for end user radios; and

WHEREAS, the St. Louis County Sheriff's Office will be able to purchase sixteen (16) Motorola XTS2500 portable radios and ten (10) Motorola XTL2500 mobile radios from Motorola, Inc. as a result of this funding.

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the expenditure of \$85,731.36 for end user radios from Motorola Solutions, Inc., to be accounted for in Fund 100, Agency 129999, Grant 12950, Year 2011.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents and to expend these funds in compliance with the terms of the grant contract.

BOARD LETTER NO. 12 - 269

FINANCE & BUDGET COMMITTEE CONSENT NO. 11

BOARD AGENDA NO.

DATE: June 26, 2012

RE: Establish Public Hearing for
Suspension/Revocation of
Liquor Licenses for Property
Tax Non-Payment

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor

RELATED DEPARTMENT GOAL:

Provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St. Louis County Board is requested to schedule a public hearing to consider the suspension/revocation of liquor licenses of several establishments in the county with property taxes not current.

BACKGROUND:

Pursuant to St. Louis County Ordinance No. 28, past due or delinquent real or personal property taxes assessed to the licensed premises must be paid in full at the time of application and thereafter must be paid when due. Failure to pay real estate or personal property taxes when due shall result in suspension of any liquor license until such time as the taxes are paid or the license expires or revocation.

RECOMMENDATION:

It is recommended that a public hearing on the matter be scheduled for July 24, 2012, at 9:40 a.m. in the Floodwood City Hall, Floodwood, Minnesota.

**Establish Public Hearing for Suspension/Revocation of Liquor
Licenses for Property Tax Non-Payment**

BY COMMISSIONER _____

RESOLVED, that a public hearing will be held at 9:40 a.m. on Tuesday, July 24, 2012, in the Floodwood City Hall, Floodwood, Minnesota for the purpose of considering the suspension/revocation of liquor licenses for failure to pay real estate or personal property taxes when due, pursuant to St. Louis County Ordinance No. 28.

BOARD LETTER NO. 12 - 270

ENVIRONMENT & NATURAL RESOURCES COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: June 26, 2012 **RE:** Retention of State Tax
Forfeited Land for Minerals
Management

FROM: Kevin Z. Gray
County Administrator

Robert Krepps, Land Commissioner
Land and Minerals

RELATED DEPARTMENT GOAL:

Financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is asked to review a request to regain ownership of state tax forfeited land located in Section 10, T58N, R18W (City of Mountain Iron).

BACKGROUND:

In 2005, the City of Mountain Iron conveyed land to Mountain Timber Properties, LLC, of Mountain Iron, MN, pursuant to a development agreement which contained a right of reverter. Mountain Timber Properties defaulted on the development agreement, but the land forfeited before the city exercised its right of reverter. The City of Mountain Iron would like to regain ownership of the land pursuant to Minn. Stat. § 282.01, Subd. 1a.(f), and has provided St. Louis County with a certified resolution stating that the City is entitled to the subject parcel under the development agreement and that it desires to acquire the parcel.

Minn. Stat. § 282.01, Subd. 1a.(f) states that the Commissioner of Revenue shall convey a parcel of tax forfeited land by quit claim deed upon favorable recommendation of the county board if the governmental subdivision has certified that it was entitled to the parcel under a written development agreement. Additionally, Mountain Timber Properties has inquired about repurchasing the subject property, which forfeited to the State of Minnesota on November 30, 2011. Mountain Timber Properties has not completed the repurchase application nor paid the required repurchase fees. The repurchase deadline for this non-homestead property is November 29, 2012.

The 52.5 acre parcel overlays the Biwabik Iron Formation, and contains iron and magnetic taconite resources. There are valuable tax forfeited mineral interests lying to the north and northeast. The surface of this parcel contains the Mountain Iron East Fine Tailings Basin where the state and county have ownership interests. Department of Natural Resources' records indicate that minerals in the SW1/4 of the SW1/4 are owned by the State School Trust Fund. It is very likely that any mineral rights in the NE1/4 of the SW1/4 and the NW1/4 of the SW1/4 also forfeited with the surface in 2011.

A repurchase or conveyance of the parcel would convey back to the former owner any interests it owned in the property at the time of forfeiture, including mineral rights. The State of Minnesota Division of Lands and Minerals recommends against the sale or repurchase of this parcel due to its valuable State & County mineral assets, citing that, "the area should remain available for unencumbered future mining expansion and auxiliary use".

RECOMMENDATION:

Based upon information provided by the State of Minnesota Division of Lands and Minerals, it is recommended that the tax forfeited parcel be retained for minerals management, and that any future application for repurchase be denied.

Retention of State Tax Forfeited Land for Minerals Management

BY COMMISSIONER: _____

WHEREAS, the following described land forfeited to the State of Minnesota on November 30, 2011 for nonpayment of taxes:

PART OF NW1/4 OF SW1/4 LYING ELY OF DM&IR RR RT OF WAY & PART OF NE1/4 OF SW1/4 LYING WLY OF CO RD 102 RT OF WAY & N OF N LINE OF EXISTING RAILROAD WACOOTAH SPUR RT OF WAY & PART OF SW1/4 OF SW1/4 LYING ELY OF DM&IR RR RT OF WAY & NLY OF N LINE OF EXISTING RAIL ROAD WACOOTAH SPUR RT OF WAY EX HWY RT OF WAY EX THAT PART OF NW1/4 OF SW1/4 & SW1/4 OF SW1/4 COMM AT NE COR OF NW1/4 OF SW1/4 THENCE S00DEG51'26"W ASSIGNED BEARING ALONG E LINE 853.51 FT TO PT OF BEG THENCE CONT S00DEG51' 26"W ALONG E LINE 97.65 FT THENCE S65DEG07' 39"W 251.23 FT THENCE S53DEG47'55"W 221.29 FT THENCE S28DEG46'58"W 146.92 FT TO N LINE OF SW1/4 OF SW1/4 THENCE CONT S28DEG46'58"W 47.45 FT THENCE S18DEG57'17"W 88.91 FT THENCE S33DEG08'30"W 121.43 FT THENCE S43DEG34'04"W 62.81 FT THENCE N85DEG26'13"W 86.86 FT THENCE N59DEG24'12"W 85.11 FT THENCE N34DEG18'34"W 74.90 FT THENCE N04DEG15'24"W 174.64 FT TO N LINE OF SW1/4 OF SW1/4 THENCE CONT N04DEG15' 24"W 203.12 FT THENCE N20DEG40'31"W 77.58 FT THENCE N42DEG54'35"W 165.96 FT THENCE N37DEG 39'35"W 226.53 FT THENCE S90DEG00'00"E 1054.39 FT THENCE S36DEG45'35"E 158.07 FT TO PT OF BEG & EX ALL THAT PART OF NW1/4 OF SW1/4 & SW1/4 OF SW1/4 COMM AT NE COR THENCE S00DEG51'26"W ASSIGNED BEARING ALONG E LINE OF NW1/4 OF SW1/4 726.86 FT THENCE W 1150.88 FT TO PT OF BEG THENCE CONT W 29.60 FT THENCE S14DEG30'16"E 342.64 FT THENCE SELY ALONG A TANGENTIAL CURVE 697.23 FT RADIUS OF 2120.96 FT AND A CENTRAL ANGLE OF 18DEG50'06" THENCE S33DEG20'22"E TANGENT TO SAID CURVE 160.16 FT THENCE N00DEG47'37"W 244.63 FT THENCE N59DEG 24'12"W 85.11 FT THENCE N34DEG18'34"W 74.90FT THENCE N04DEG15'24"W 174.64 FT TO N LINE OF SW1/4 OF SW1/4 THENCE CONT N04DEG15'24"W 203.12 FT THENCE N20DEG40'31"W 77.58 FT THENCE N42DEG54'35"W 165.96 FT THENCE N37DEG 39'35"W 226.53 FT TO PT OF BEG, SECTION 10, TOWNSHIP 58 NORTH, RANGE 18 WEST.

WHEREAS, the City of Mountain Iron has certified to the County Board that prior to forfeiture it was entitled to the property under a written development agreement, and that it desires to reacquire the property pursuant to Minn. Stat. § 282.01, Subd. 1a.(f); and

WHEREAS, the Minnesota Department of Natural Resources, Division of Lands and Minerals recommends against the conveyance or repurchase of the property.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board has determined that it is in the public's best interest to retain the tax forfeited parcel described above for minerals management, and that any future application for repurchase shall be denied.



CITY OF MOUNTAIN IRON

"TACONITE CAPITAL OF THE WORLD"

PHONE: 218-748-7570 • FAX: 218-748-7573 • www.mtniron.com
8586 ENTERPRISE DRIVE SOUTH • MOUNTAIN IRON, MN • 55768-8260

RESOLUTION NUMBER 08-12

CERTIFYING ITS ENTITLEMENT TO LAND PURSUANT TO A DEVELOPMENT AGREEMENT

**BE IT RESOLVED BY THE CITY COUNCIL OF MOUNTAIN IRON,
MINNESOTA, that:**

Section 1. Recitals.

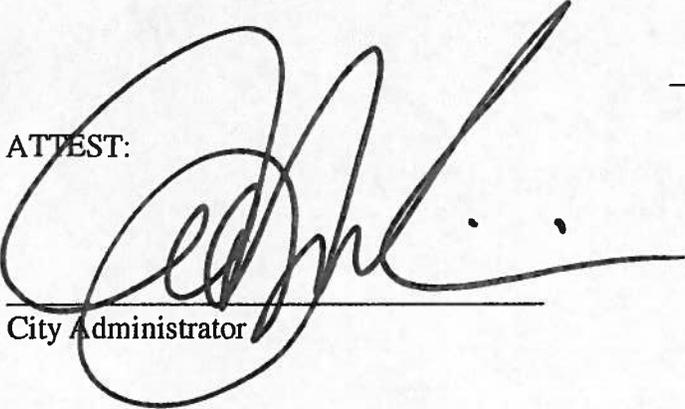
- 1.01 The City of Mountain Iron (the "City") entered into a Development Agreement dated August 17, 2005, as amended, a copy of which is attached hereto as Attachment A (the "Development Agreement"), by and among the City, the Mt. Iron Economic Development Authority, a public body, corporate and politic, and a political subdivision, duly organized and existing under the laws of the State of Minnesota (the "Authority"), and Mountain Timber Properties, LLC, a limited liability company duly organized and existing under the laws of the State of Minnesota (the "Developer").
- 1.02 Pursuant to the terms of the Development Agreement the Developer agreed to purchase the Development Property, and construct the Minimum Improvements on the Development Property, as both terms are defined in the Development Agreement.
- 1.03 The Development Agreement and the deed transferring the Development Property to the Developer, a copy of which attached hereto as Attachment B, contain a right of reverter stating that ownership of the Development Property reverts back to the City! Authority in the event the Developer does not construct the Minimum Improvements (the "Right of Reverter").
- 1.04 With the permission of the City and the Authority, in the Developer transferred a portion of the Development Property to another entity. The portion of the Development Property remaining after said transfer is legally described on Attachment C attached hereto and is referred to herein as the "Tax-Forfeit Property."
- 1.05 The Minimum Improvements have not been constructed on the Tax-Forfeit Property and Developer is in default of the Development Agreement.
- 1.06 Developer failed to pay the property taxes on the Tax-Forfeit Property, it has gone tax-forfeit, and is now owned by the State of Minnesota.
- 1.07 Pursuant to Minnesota Statutes, Section 282.01 Subdivision 1a.(t), the commissioner of revenue shall convey a parcel of non-conservation tax-forfeited land to a local

government subdivision upon the favorable recommendation of the county board if the governmental subdivision has certified to the board that prior to forfeiture the subdivision was entitled to the parcel under a written development agreement, but the conveyance failed to occur prior to forfeiture.

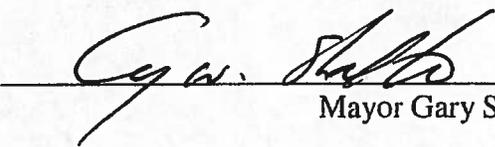
Section 2. Certification to the Board of Commissioners for St. Louis County. The Council hereby certifies to the Board of Commissioners for St. Louis County that the City is entitled to the Tax-Forfeit Property pursuant to the Development Agreement and the Deed, but the conveyance failed to occur prior to forfeiture.

DULY ADOPTED BY THE CITY COUNCIL THIS 16th DAY OF APRIL, 2012.

ATTEST:



City Administrator



Mayor Gary Skalko

Minnesota Department of Natural Resources

DIVISION OF LANDS AND MINERALS
1525 THIRD AVENUE EAST
HIBBING, MN 55746
TELEPHONE: (218) 231-8448 FAX: (218) 262-7328
E-MAIL: john.engesser@state.mn.us



April 6, 2012

Mr. Mark Weber
Land Commissioner's Office
320 W 2nd Street
GSC 607
Duluth, MN 55802

Dear Mr. Weber:

The Minnesota Department of Natural Resources, Division of Lands and Minerals has the following comments concerning your request to evaluate the mineral potential of a parcel in Section 10 of T58 R18.

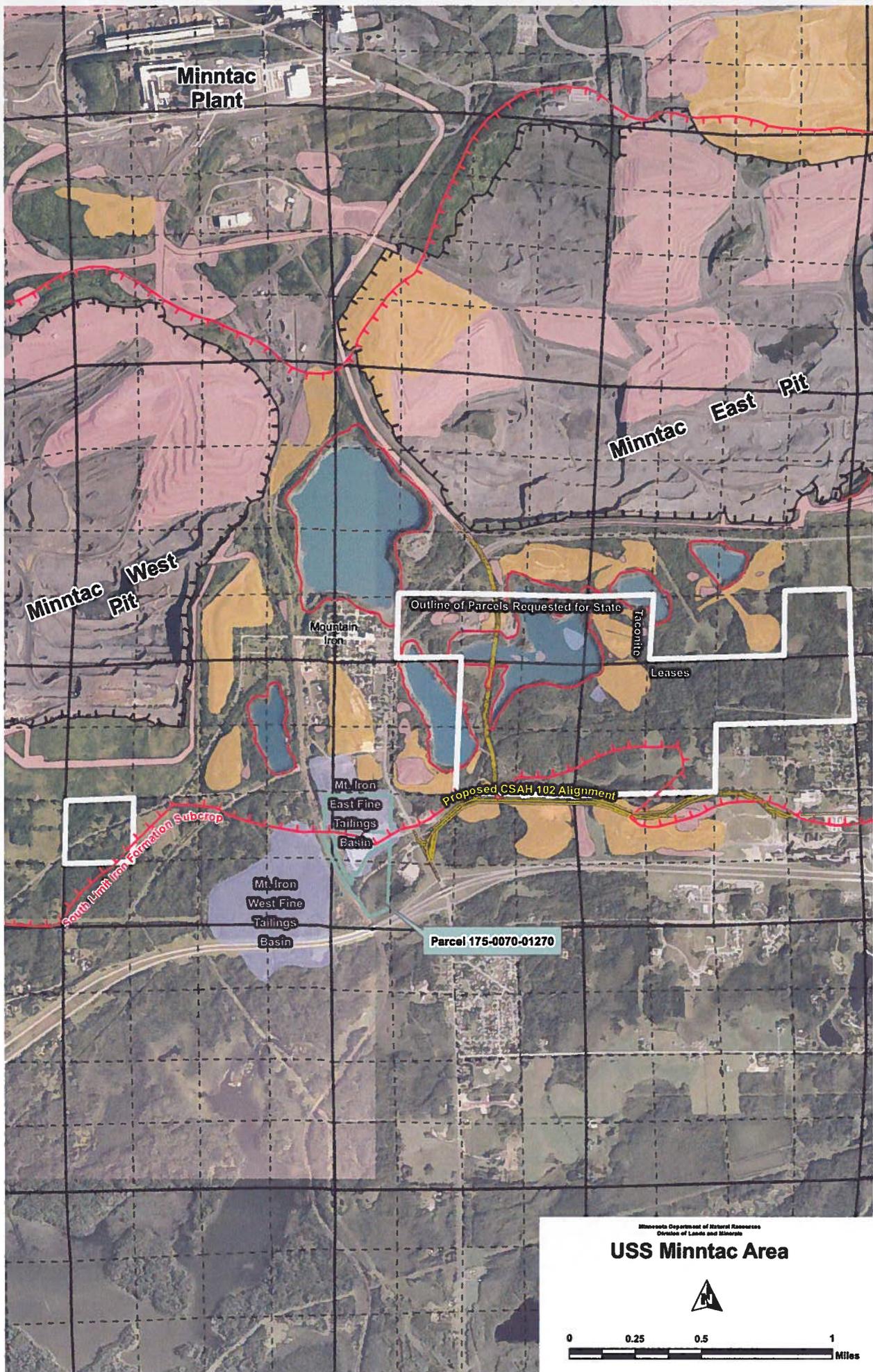
- 1) This parcel overlies the Biwabik Iron Formation, and is just southwest of state taconite lease requests from USS Minntac (see map). This parcel contains underlying iron and magnetic taconite resources. This area should remain available for unencumbered future mining expansion and auxiliary use.
- 2) This parcel will be within the blast buffer of Minntac's future mine development. Further non-mineral development in this area could preclude mining and encumber valuable tax forfeit and school trust fund taconite lying to the north and northeast.
- 3) On the surface, this parcel contains the "Mountain Iron East Fine Tailings Basin", where the State and County have ownership interests. The parcel is also adjacent to the "Mountain Iron West Fine Tailings Basin". Sale of the tax forfeit real estate underlying the parcel would NOT include the personal property interests of the tailings material. Any sale and/or development of the area may preclude access to and mining of these valuable State and County mineral assets.

DNR Lands and Minerals recommends against the sale or repurchase of these lands.

Sincerely,

A handwritten signature in blue ink that reads "John Engesser".

John Engesser, P.E.
Assistant Director



Minnesota Department of Natural Resources
Division of Lands and Minerals

USS Minntac Area



BOARD LETTER NO. 12 - 271

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: June 26, 2012 **RE:** Award of Bids – Crack Sealing
(North County Locations) and a
Bridge Construction Project
(Great Scott Township)

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Public Works Director/Highway Engineer

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize an award to the low bidders for crack sealing in various locations in the county and for a bridge construction project in Great Scott Township.

BACKGROUND:

County staff is authorized under Resolution Number 88-381, dated May 24, 1988, to call for bids on projects which are already included in the budget document. Bids were requested for a crack sealing project in various locations throughout Northern St. Louis County (which is being rebid), funded with local maintenance funds, and for a bridge project in Great Scott Township.

A call for bids was received by the St. Louis County Public Works Department on June 14, 2012, for the following projects in accordance with the plans and specifications on file in the Office of the County Highway Engineer:

- Project:** MP 158129, Crack Sealing No. St. Louis County and Others

Location: Various locations

Traffic: N.A.

PQI: N.A.

Construction: Crack sealing Northern St. Louis County and others 2012

Funding: Fund 200, Agency 201074, Object 653300
Fund 210, Agency 210043, Object 653300

Anticipated Start Date: July 9, 2012

Anticipated Completion Date: September 28, 2012
Engineer's Estimate: \$346,568.60

BIDS:

| | |
|--|---|
| Fahrner Asphalt Sealers, LLC Eau Claire, WI | \$391,773.20 (+\$45,204.60, +13.04%) |
| Asphalt Surface Technologies Corp. a/k/a ASTECH Corp. St. Cloud, MN | \$441,498.26 |

2. **Project:** SAP 69-666-006, CP 97040
Location: CSAH 66 (McNiven Rd) between UT 7823 and CSAH 25 Rd. in Great Scott Township, length 0.34 mi.
Traffic: 124
PQI: N.A.
Construction: Bridge 69J85
Funding: Fund 220, Agency 220271, Object 652700
Anticipated Start Date: August 6, 2012
Anticipated Completion Date: October 27, 2012
Engineer's Estimate: \$874,270.00

BIDS:

| | |
|---|---|
| KGM Contractors, Inc. Angora, MN | \$ 713,675.50 (-\$160,594.50, -18.37%) |
| Ulland Brothers, Inc. Cloquet, MN | \$ 746,000.00 |
| Hoover Construction Co. Virginia, MN | \$1,152,019.81 |

RECOMMENDATION:

It is recommended that the St. Louis County Board award the bid as follows:

MP 158129 (Crack Sealing North) to low bidder Fahrner Asphalt Sealers, LLC of Eau Claire, WI in the amount of \$391,773.20 payable from Fund 200, Agency 201074, Object 653300 and from Fund 210, Agency 210043, Object 653300

CP 97040, SAP 69-666-006, to KGM Contractors, Inc. of Angora, MN in the amount of \$713,675.50 payable from Fund 220, Agency 220271, Object 652700.

Award of Bids – Crack Sealing (North County Locations)

BY COMMISSIONER _____

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

MP 158129 (Crack Sealing North) located at various locations in Northern St. Louis County.

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN on June 14, 2012, and Fahrner Asphalt Sealers, LLC, Eau Claire, WI provided the low responsible bid.

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

| <u>LOW BIDDER</u> | <u>ADDRESS</u> | <u>AMOUNT</u> |
|------------------------------|---|---------------|
| Fahrner Asphalt Sealers, LLC | P.O. Box 659 Eau Claire, WI 54702-0659 | \$391,773.20 |

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney 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 201074, Object 653300: | \$261,950.00 |
| Fund 210, Agency 210043, Object 653300: | \$129,823.20 |

With additional revenue budgeted for expense:

| | | |
|-------------------|---|-------------|
| City of Babbitt: | Fund 200, Agency 201074, Rev. Object 551518 | \$24,570.00 |
| City of Chisholm: | Fund 200, Agency 201074, Rev. Object 551530 | \$67,532.40 |
| French Township: | Fund 200, Agency 201074, Rev. Object 551582 | \$ 5,460.00 |

Award of Bids – Bridge Reconstruction (Great Scott Township)

BY COMMISSIONER _____

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

SAP 69-666-006, CP 97040 located on CSAH 66 (McNiven Rd) between UT 7823 and CSAH 25 Rd. in Great Scott Township.

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN on June 14, 2012, and KGM Contractors, Inc., Angora, MN, provided the low responsible bid.

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

| <u>LOW BIDDER</u> | <u>ADDRESS</u> | <u>AMOUNT</u> |
|-----------------------|----------------------------------|---------------|
| KGM Contractors, Inc. | 9211 Hwy. 53 Angora, MN 55703 | \$713,675.50 |

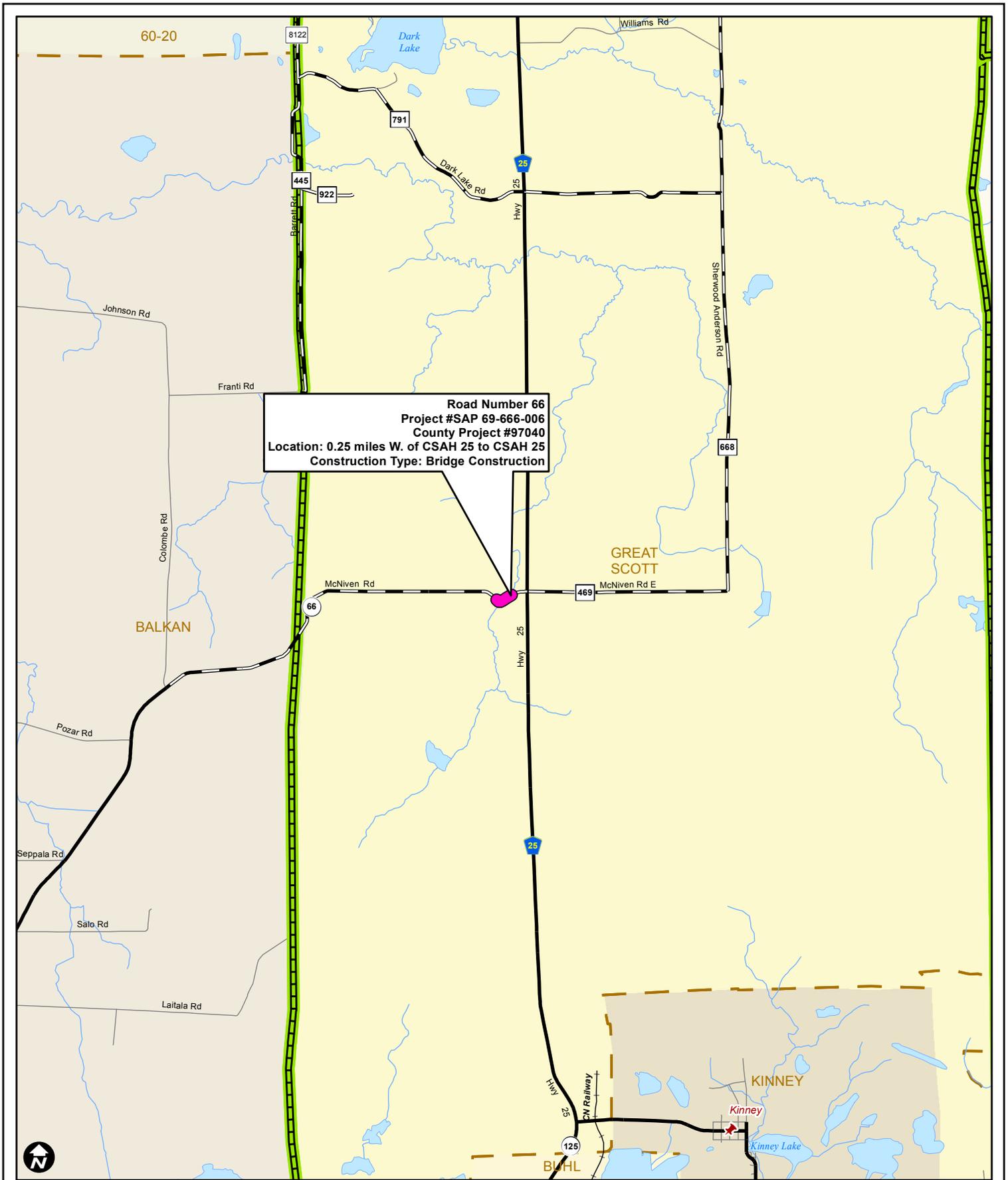
RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

Fund 220, Agency 220271, Object 652700 (Fund 29 Bridge Bond Funds): \$140,802.72

Fund 220, Agency 220271, Object 652700 (SLC State Aid Funds): \$572,872.78

With additional revenue budgeted for expense:

Fund 220, Agency 220271, Rev. Object 530401 (Fund 29 Bridge Bond) \$140,802.72

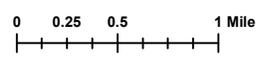


Road Number 66
Project #SAP 69-666-006
County Project #97040
Location: 0.25 miles W. of CSAH 25 to CSAH 25
Construction Type: Bridge Construction

St. Louis County 2012 Road & Bridge Construction

Map Components

| | | |
|-----------------------|----------------------------------|-------------------|
| Bridge Construction | County/Unorg. Twp. Road - Paved | Township Boundary |
| Interstate Highway | County/Unorg. Twp. Road - Gravel | City/Town |
| U.S./State Highway | Local Road/City Street | Lake |
| Railroad | Railroad | River/Stream |
| Commissioner District | | |



BOARD LETTER NO. 12 - 272

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 2

BOARD AGENDA NO.

DATE: June 26, 2012

RE: Acceptance of Grant for Bridge
Replacement Project – CP 97040
(Great Scott Township)

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Public Works Director/Highway Engineer

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize an agreement accepting a Minnesota State Transportation Fund grant and committing to the use of State Aid funds to pay for that portion of the cost of bridge replacement which exceeds the grant amount for County Project (CP) 97040.

BACKGROUND:

Bids for the reconstruction of State Bridge 69J85 (CP 97040; SAP 69-666-006) were let on June 14 and appear on the June 26 Committee of the Whole agenda (Board Letter No. 12-271). KGM Contractors, Inc. submitted the successful bid of \$713,675.50 for this project. Tentative approval of a grant for bridge replacement from the Minnesota State Transportation Fund was received on February 15, 2012, with final approval received on June 15, 2012 based on the bid amount. The grant will offset \$140,802.72 in State Aid Funds which were anticipated for this project.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize agreements with the Minnesota Department of Transportation which accept grant funds and commit to the use of state aid funds for costs of County Project 97040 which exceed the grant amount.

**Acceptance of Grant for Bridge Replacement Project –
CP 97040 (Great Scott Township)**

BY COMMISSIONER _____

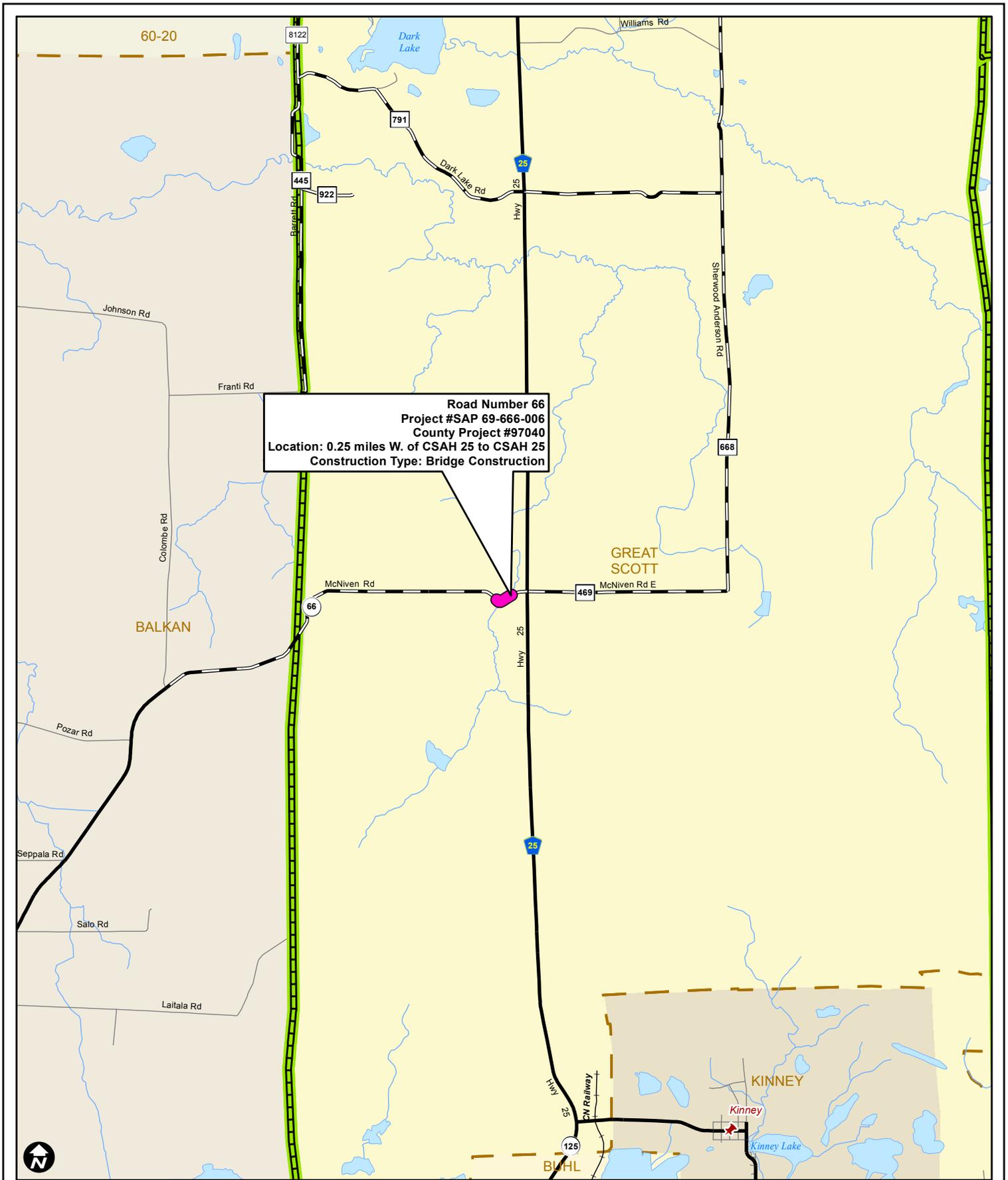
WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction of project SAP 69-666-006, State Bridge 69J85 on County State Aid Highway 66 (McNiven Rd) in Great Scott Township; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant has been determined to be \$140,802.72.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat., Section 174.50, Subd. 5, (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

| | |
|---------------------------|--------------|
| Fund 29 Bridge Bond Funds | \$140,802.72 |
| SLC State Aid Funds | \$572,872.78 |
| Total Project: | \$713,675.50 |

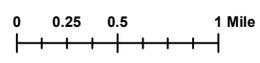


Road Number 66
Project #SAP 69-666-006
County Project #97040
Location: 0.25 miles W. of CSAH 25 to CSAH 25
Construction Type: Bridge Construction

St. Louis County 2012 Road & Bridge Construction

Map Components

| | | |
|-----------------------|----------------------------------|-------------------|
| Bridge Construction | County/Unorg. Twp. Road - Paved | Township Boundary |
| Interstate Highway | County/Unorg. Twp. Road - Gravel | City/Town |
| U.S./State Highway | Local Road/City Street | Lake |
| Railroad | Railroad | River/Stream |
| Commissioner District | | |



BOARD LETTER NO. 12 - 273

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 3

BOARD AGENDA NO.

DATE: June 26, 2012 **RE:** Award of Bids – South St. Louis
County Crack Sealing Project

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Public Works Director/Highway Engineer

RELATED DEPARTMENT GOAL:

Provide a safe, well maintained road and bridge system.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the award to the low bidder for the 2012 Crack Sealing Project.

BACKGROUND:

County staff is authorized under Resolution No. 88-381, dated May 24, 1988, to call for bids on projects which are already included in the budget document. Bids were requested for a crack sealing project in various locations throughout Southern St. Louis County (which is being rebid), funded with local maintenance funds. A call for bids is to be received by the St. Louis County Public Works Department on June 21, 2012, for the following projects in accordance with the plans and specifications on file in the Office of the County Highway Engineer:

- Project:** MP 97044R, Crack Sealing So. St. Louis County and Others
Location: Various locations
Traffic: N.A.
PQI: N.A.
Construction: Crack sealing Southern St. Louis County and others 2012
Funding: Fund 200, Agency 201073, Object 653300
Fund 210, Agency 210041, Object 653300
Anticipated Start Date: July 9, 2012
Anticipated Completion Date: September 28, 2012
Engineer's Estimate: To be provided after bid opened

RECOMMENDATION:

The call for bids is scheduled for June 21, 2012 and the County Board will be provided with bid results and a resolution for consideration at the June 26, 2012 Committee of the Whole meeting.

BOARD LETTER NO. 12 - 274

FINANCE & BUDGET COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: June 26, 2012 **RE:** Purchase of Property Insurance

FROM: Kevin Z. Gray
County Administrator

RELATED DEPARTMENT GOAL:

To exercise responsible stewardship of county resources.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the purchase of property insurance from the Otis-Magie Insurance Agency of Duluth, Minnesota.

BACKGROUND:

St. Louis County has been purchasing property insurance on a loss limit basis versus a blanket property basis for several years. This type of coverage has provided favorable rates and lower deductibles on an exposure which has increased annually. The current policy with the Otis-Magie Insurance Agency expires on July 24, 2012.

St. Louis County has in excess of \$260,926,300 in property that needs to be insured. This year the Purchasing Division sent a Request for Proposals (RFP) to three of the area's largest insurance agencies, Liscomb-Hood-Mason, the Cartier Agency, and Otis-Magie Insurance Agency, to be certain of reaching the best and most cost-effective insurance companies for property coverage. The three agencies identified a total of nine prospective companies they felt could provide the property and related insurance coverage needed by St. Louis County. All proposals were due May 25, 2012, but only one viable submission was produced that met all the requirements set forth in the RFP. That proposal was from The Chubb Group of Insurance Companies through the Otis-Magie Insurance Agency.

The Chubb Group, which has insured the county since 2005 has offered to renew coverage with the same terms as called for in the RFP, for an increased cost of 5.5% over the current premium. This will be the first increase since 2005, raising the premium by \$8,063 (from \$180,806 to \$188,869). This proposal continues to provide very broad coverage of the county's property, subject to the same deductibles and coverage as in the past several years. Based on the premium proposal of \$188,869 submitted by the Chubb Group, the rate is \$.0724 per \$100 of value.

The insurance has a loss limit of \$50 million per occurrence during the policy period. An annual review by the Purchasing Division, confirms this will provide adequate protection of

the largest county exposures. The recommended proposal includes coverage for all the county's requirements under one policy and one insurance group. All contractors' equipment will be covered on and away from the premises, subject to a \$5,000,000 loss limit and \$20,000 deductible per occurrence.

The Chubb Group proposes Property and Related Insurance coverage on major structures and equipment with a \$25,000 per occurrence deductible unless otherwise indicated below:

- Contractors' Equipment: \$20,000 deductible, insures equipment on and away from the scheduled premises
- Electronic Data Processing, Valuable Papers & Accounts Receivable: \$2,500 deductible
- Towers and Boiler and Machinery Property Damage: \$5,000 deductible
- Auto/Equipment Physical Damage: Wind & Hail only, \$100,000 deductible
- Earthquake and Flood: \$100,000 deductible
- Crime: \$5,000 deductible

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the purchase of Property and Related Insurance coverage on major structures, equipment, amended contents and boiler and machinery from the Chubb Group of Insurance Companies through Otis-Magie Insurance Agency at a premium of \$188,869 for the period July 24, 2012 through July 24, 2013 payable from fund 720, Agency 720001, Object 635100.

It is further recommended the County Board authorize the addition and/or deletion of property from the policy as required throughout the policy period.

Purchase of Property Insurance

BY COMMISSIONER _____

WHEREAS, St. Louis County has in excess of \$260,926,300 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, 2012, and St. Louis County received only one viable proposal from its Request For Proposals process, and that was from the current insurer, the Chubb Group of Insurance Companies through Otis-Magie Insurance Agency of Duluth, MN, to provide coverage at the same terms but with a 5.5% increase for the coming year; and

WHEREAS, this will be the first rate increase since 2005, raising the annual premium by \$8,063 (from \$180,806 to \$188,869), providing very broad coverage of the county's property, subject to the same deductibles and coverage as in the past several years, at a rate of \$.0724 per \$100 of value.

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, 2012 to July 24, 2013 at the annual premium of \$188,869 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.

| Project | Duluth Courthouse Window Replacement | |
|--|---|---|
| Original Project Budget | Construction Bid - \$1,825,000.00 | Approved County Board Resolution 11-247 |
| Previous change orders/fee adjustments | \$ 2,285.00 | |
| Current change order/fee adjustment | \$ 117,779.00 | \$93,743.79 - Payable from Fund 438 – Agency 438010 (Bond Interest) \$24,035.21 - Payable from Fund 400 – Agency 400004 |
| Project Construction Total | \$1,945,064.00 | |

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize a change order amendment to the construction contract with Johnson, Wilson Constructors of Duluth, Minnesota in the amount of \$117,779 for the Duluth Courthouse window replacement project. Funding is available as follows: \$93,743.79 payable from Fund 438, Agency 438010 (Bond Interest), \$24,035.21 payable from Fund 400 – Agency 400004.

Change Order – Duluth Courthouse Window Replacement Project

BY COMMISSIONER _____

WHEREAS, St. Louis County Purchasing Rules & Regulations require that construction project change orders exceeding \$50,000 must be approved by the County Board (Resolution No. 91-867, dated November 5, 1991); and

WHEREAS, three unforeseen items were discovered during the Duluth Courthouse window replacement project, and include filling wall cavities and voids with insulation, replacement of wood trim stops, and painting all of the exterior terra cotta surfaces (in lieu of stripping and sealing).

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the change order amendment to the professional services contract with Johnson Wilson Constructors of Duluth, Minnesota for an additional \$117,779, for a total construction fee of \$1,945,064 for window replacement in the Duluth Courthouse. Funding for this change order is available as follows:

\$93,743.79 payable from Fund 438, Agency 438010 (Bond Interest)

\$24,035.21 payable from Fund 400, Agency 400004