

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

April 26, 2011

Northland Town Hall, 7271 Highway 53, Canyon, 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 April 5, 2011.

Minutes of April 12, 2011.

Environment & Natural Resources Committee – Commissioner Jewell, Chair

1. Authorize the County Auditor to dispose of abandoned personal property from certain state tax forfeited properties.
2. Application for repurchase of state tax forfeited land by Robert Rodenwald, Duluth, MN, for a total payment of \$5,997.24, to be deposited into Fund 240 (Forfeited Tax Fund).
3. Sale of state tax forfeited land to the City of Duluth for street and utility purposes for the appraised price of \$25,000 plus fees for a total payment of \$27,653.50, to be deposited into Fund 240 (Forfeited Tax Fund); and further, the County Auditor shall offer the land for sale at public auction if the City of Duluth does not purchase the land by July 1, 2011.
4. Appraisal reports for the sale of timber to be offered at public oral timber auction (totaling \$902,252.94) as submitted by the Land Commissioner.

Public Works & Transportation Committee – Commissioner Forsman, Chair

5. Authorize the County Auditor to grant a necessary highway easement over state tax forfeited land for the reconstruction of part of County Road 267 (Laine Road) and replacement of County Bridge 849 (County Project MP 267-78113) over McCarthy Creek located in the NE ¼ of SW ¼, Section 12, Township 53 North, Range 12 West (Alden Township).
6. Authorize contracts for the purchase of bituminous materials from Ulland Brothers, Inc., of Cloquet, MN; Mesabi Bituminous, Inc., of Gilbert, MN; Monarch Paving Company of Superior, WI; Northland Constructors of Duluth, LLC; and KGM Contractors, Inc., of Angora, MN, at prices submitted on Bid No. 4949.

ST. LOUIS COUNTY BOARD

Consent Agenda

April 26, 2011

Page 2

Finance & Budget Committee – Commissioner Nelson, Chair

7. Abatement List for Board approval.
8. Approval of claims and accounts for March 2011.
9. Application for On/Off-Sale 3.2 percent malt liquor license approved for The Bear's Den, LLC, d/b/a The Bear's Den, Grand Lake Township, new.
10. Application for permit authorizing the consumption and display of intoxicating liquors approved for The Bear's Den, LLC, d/b/a The Bear's Den, Grand Lake Township, new.
11. Application for license to sell tobacco at retail approved for The Bear's Den, LLC, d/b/a The Bear's Den, Grand Lake Township, new.
12. Application to sell/serve outside the designated serving areas of the County Liquor License approved for Riverside Inn of Side Lake, Inc., d/b/a Riverside Inn of Side Lake, Inc., French Township, for the date of July 4, 2011.
13. Application to sell/serve outside the designated serving areas of the County Liquor License approved for Buffalo Valley, Inc., d/b/a Buffalo House, Midway Township, for the dates of August 19 and 20, 2011.

Central Management & Intergovernmental Committee – Commissioner Raukar, Chair

14. Approve the 2010/2011 County Attorney Investigators Unit bargaining agreement and authorize county officials to execute a written agreement consistent with negotiations.

Public Safety & Corrections Committee – Commissioner Sweeney, Chair

15. Authorize an agreement with St. Mary's/Duluth Clinic Health Systems to provide medical services at the County Jail from January 1, 2011 through December 31, 2011, payable from Fund 100, Agency 137002, Object 626400.
16. Authorize application for the 2010 Federal Emergency Management Agency (FEMA) Pre-Disaster Mitigation Grant in the amount of \$68,967 in federal funding, with a 25% local match of \$22,989, to update the St. Louis County Hazard Mitigation Plan, with funds to be accounted for in Fund 100, Agency 132999, Grant 13206, Year 2010.
17. Authorize acceptance of a grant deadline extension from the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, for the 2008 Homeland Security Northern Border grant and authorize St. Louis County to continue to serve as fiscal agent on behalf of the Northern Border counties.
18. Workers' Compensation report dated April 8, 2011, as submitted by Safety & Risk Management.

BY COMMISSIONER _____

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of April 5, 2011, are hereby approved.

BY COMMISSIONER _____

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of April 12, 2011, are hereby approved.

BOARD CONSENT AGENDA No. 1

BY COMMISSIONER _____

WHEREAS, the St. Louis County Land Department requests authorization to dispose of abandoned personal property on state tax forfeited parcels described in County Board File No. _____ ; and

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 owners of the properties were properly notified by posting of property or by mail.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to dispose of abandoned personal property from the above described state tax forfeited properties.

BOARD CONSENT AGENDA No. 2

BY COMMISSIONER _____

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

WHEREAS, Robert Rodenwald of Duluth, MN, has applied to repurchase state tax forfeited land; and

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 Robert Rodenwald of Duluth, MN in file in County Board File No. ____, subject to payments including total taxes and assessments of \$5,793.83, service fees of \$114, deed tax of \$18.41, deed fee of \$25, and recording fee of \$46; for a total of \$5,997.24, to be deposited into Fund 240 (Forfeited Tax Fund).

Name Address Contract No.	Legal Description Parcel Code	Taxes and Assessments	Service Fee Deed Tax Deed Fee Recording Fee	Total
Robert Rodenwald 1221 E 3 rd St Duluth, MN 55805 C22110005	CITY OF DULUTH E 2 of LOT 442, BLOCK 116 DULUTH PROPER SECOND DIVISION 10-1180-2600	\$5,793.83	\$114.00 \$18.42 \$25.00 \$46.00	\$5,997.24

BY COMMISSIONER _____

WHEREAS, the City of Duluth has requested to purchase the following described state tax forfeited land for the appraised value of \$25,000, plus fees, for street and utility purposes;

Legal: Lots 7, 8, 9 and 10
Hainesville Addition to Duluth
City of Duluth
Parcel Codes: 10-2025-70, 80, 90 and 100
2.3 Acres
LDKEYS: 29167, 29168, 29169, 29170

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, these parcels of land have 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.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of the state tax forfeited land, as described, to the City of Duluth for the appraised value of \$25,000 plus the following fees: 3% assurance fee of \$750, deed fee of \$25, deed tax of \$82.50, recording fee of \$46, and administration fee of \$1,750; for a total of \$27,653.50, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St. Louis County Auditor shall offer for sale at public auction the state tax forfeited land described here if the City of Duluth does not purchase the land by July 1, 2011.

BOARD CONSENT AGENDA No. 4

BY COMMISSIONER _____

RESOLVED, that the appraisal reports for the sale of timber to be offered at PUBLIC ORAL TIMBER AUCTION, Tracts 1 through 35 (totaling \$902,252.94), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 59196, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports.

BOARD CONSENT AGENDA No. 5

BY COMMISSIONER _____

WHEREAS, St. Louis County has developed plans for the reconstruction of part of County Road 267 (Laine Road) and the replacement of County Bridge 849 (County project M.P. 267-78113); and

WHEREAS, permanent highway right of way is needed for this county road over a parcel of land that is currently tax-forfeited; and

WHEREAS, Minn. Stat. § 282.04, Subdivision 4, permits the County Auditor to grant highway easements over tax forfeited lands.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to grant the necessary easement for highway purposes over the following parcel:

The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 12 Township 53 North of Range 12 West of the Fourth Principal Meridian.
(Parcel Identification Number – 210-0010-02000)

BY COMMISSIONER _____

WHEREAS, the Purchasing Division solicited a joint bid request with the City of Duluth for the purchase of bituminous materials for use throughout St. Louis County; and

WHEREAS, the Purchasing Division received bids which met specifications from five vendors; and

WHEREAS, bituminous materials are purchased from the vendor with the lowest net cost for the product required for each project site; the lowest net cost includes price per ton, proximity to the project and transportation costs.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the appropriate county officials to enter into contracts for the purchase of bituminous materials from Ulland Brothers, Inc of Cloquet, MN; Mesabi Bituminous, Inc. of Gilbert, MN; Monarch Paving Company of Superior, WI; Northland Constructors of Duluth, LLC of Duluth, MN; and KGM Contractors Inc. of Angora MN, at the prices submitted on Bid No. 4949 found in County Board File No. _____, payable from Fund 200, Agencies 201004, 201005, 201006, 201007, and 201013, Object 651100.

BOARD CONSENT AGENDA No. 7

BY COMMISSIONER _____

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

BY COMMISSIONER _____

RESOLVED, that the recommendations of the Finance Committee for payment of claims and bills against the County of St. Louis, on file in the office of the County Auditor, identified as County Board File No. 59197, are hereby approved and the County Auditor shall issue checks in the following amounts:

MARCH 2011

100	General Fund	\$6,585,669.29
147	Namakan Basin Sewer System	385,000.00
149	Personnel Service Fund	812.03
150	Sheriff's Nemesis Fund Group	65,774.51
160	MN Trail Assistance	51,116.73
166	Sheriff Fine Contingency	2,851.64
167	Attorney's Forfeitures	149.60
168	Sheriff's State Forfeitures	1,675.19
173	Emergency Shelter Grant	107,527.32
179	Enhanced 9-1-1	19,105.54
180	Law Library	19,853.72
183	City/County Communications	445.16
184	Extension Service	36,502.02
200	Public Works	2,671,453.87
210	Road Maint – Unorg Townships	227.72
220	State Road Aid	69,003.29
230	Public Health & Human Services	6,561,470.31
240	Forfeited Tax	405,349.81
250	St. Louis County HRA	5.68
260	CDBG Grant	510,197.98
270	Home Grant	28,721.82
280	Federal Septic Loan – EPA Fund	31,245.00
290	Forest Resources	3,662.20
302	Hibbing PW Facility 1997	82,104.00
400	County Facility	256,789.84
405	Public Works Building Const	87,154.22
407	Public Works – Equipment	19,649.82
437	2008A Capital Equipment Note	102,027.15
438	2008B Capital Improvement Bond	161,536.07
439	2010A Capital Improvement Bond	42.00
600	Environmental Services	413,297.42
616	On-Site Waste Water Division	39,794.75
625	Chris Jensen Health & Rehab	6.12
626	Cap Exp/Operations Account	66,238.20
700	Printing	35,135.54
705	Postage Office Supplies	69,741.83
715	County Garage	175,698.84

720	Property Casualty Liability	212,904.35
730	Workers Compensation	331,179.33
770	Retired Employees Health Ins.	460.50
825	Taconite Relief/Other	239,980.00
826	Taconite Production Tax	1,528,863.00
900	State of Minnesota	1,160,733.04
902	Courts	259,531.61
908	Cities and Towns Taxes	23,747.90
909	Tax Refunds	144,526.89
910	School Districts Taxes	23,128.11
911	Taxes and Penalties	68.50
925	Arrowhead Regional Corrections	1,510,104.55
955	Community Health Board	476,240.22
985	Collective Local Collaborative	69,532.75
989	Regional Railroad Authority	85,785.66
990	Northern Cities Land Use	2,358.53
992	Permits to Carry-Firearms	7,941.47
994	Sheriff Forfeits/Evidence	164.84
998	MPL-DUL Train Alliance	71,361.15
		<u>25,215,648.63</u>

BOARD CONSENT AGENDA No. 9

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 3.2 percent malt liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. _____;

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

FURTHER RESOLVED, that said license is approved contingent upon the Auditor's Office receipt of Grand Lake Township approval and Certificate of Liquor Liability Insurance;

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

FURTHER RESOLVED, that said license shall be effective through June 30, 2011:

The Bear's Den, LLC d/b/a The Bear's Den, Grand Lake Township, On/Off-Sale 3.2 Percent Malt Liquor License No. B1197, new.

BOARD CONSENT AGENDA No. 10

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 permit authorizing the consumption and display of intoxicating liquors is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59223;

The Bear's Den, LLC, d/b/a The Bear's Den, Grand Lake Township, Permit No. S1224, new.

BOARD CONSENT AGENDA No. 11

BY COMMISSIONER _____

RESOLVED, that pursuant to St. Louis County Ordinance No. 51, the application for license to sell tobacco products, at retail, on file in the office of the County Auditor, identified as County Board File No. 59239, is hereby approved and the County Auditor is authorized to issue the license as follows;

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

The Bear's Den, LLC d/b/a The Bear's Den, Grand Lake Township, Tobacco Products License No. T11260, new.

BOARD CONSENT AGENDA No. 12

BY COMMISSIONER _____

RESOLVED, that pursuant to Ordinance No. 28, Section 11, Subdivision 11.06 authorization is hereby granted to Riverside Inn of Side Lake, Inc. d/b/a Riverside Inn of Side Lake, Inc., French Township, to sell/serve outside the designated serving area of the County Liquor License for the date of July 4, 2011, as per application on file in the office of the County Auditor, identified as County Board File No. 59214.

BOARD CONSENT AGENDA No. 13

BY COMMISSIONER _____

RESOLVED, that pursuant to Ordinance No. 28, Section 11, Subdivision 11.06 authorization is hereby granted to Buffalo Valley, Inc. d/b/a Buffalo House, Midway Township, to sell/serve outside the designated serving area of the County Liquor License for the dates of August 19 and 20, 2011, as per application on file in the office of the County Auditor, identified as County Board File No. 59214.

BOARD CONSENT AGENDA No. 14

BY COMMISSIONER _____

RESOLVED, that the 2010/2011 County Attorney Investigators Unit contract is approved and the appropriate county officials are authorized to execute the Bargaining Unit Agreement, a copy of which is on file in County Board File No. _____.

BOARD CONSENT AGENDA No. 15

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an agreement with St. Mary's/Duluth Clinic Health Systems to provide medical services at the County Jail from January 1, 2011 through December 31, 2011, payable from Fund 100, Agency 137002, Object 626400.

BY COMMISSIONER _____

WHEREAS, the St. Louis County Hazard Mitigation Plan was completed in 2005 and needs to be updated; and

WHEREAS, the Federal Emergency Management Agency has made available funding from the Pre-Disaster Mitigation Program; and

WHEREAS, Local Hazard Mitigation Plans are often required in order to qualify for federal hazard mitigation funding; and

WHEREAS, the St. Louis County Planning and Community Development Department will work with the Sheriff's Office Division of Emergency Management to update the current Hazard Mitigation Plan.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes application for the 2010 Pre-Disaster Mitigation Grant in the amount of \$68,967 in federal funding, with a 25% match of \$22,989, to update the St. Louis County Hazard Mitigation Plan, with funds to be account for in Fund 100, Agency 132999, Grant 13206, Year 2010.

BOARD CONSENT AGENDA No. 17

BY COMMISSIONER _____

WHEREAS, St. Louis County has received a grant from the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, for Interoperable Communications equipment for the Northern Border; and

WHEREAS, the original grant expiration date was set for March 31, 2011, but since there is money remaining, the State of Minnesota has extended the grant deadline to August 31, 2011.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes acceptance of the grant extension from the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management for the 2008 Homeland Security Northern Border grant, to be accounted for in Fund 100, Agency 129999, Grant 12940, Grant Year 2009, and authorizes St. Louis County to continue to serve as fiscal agent on behalf of the Northern Border counties.

BOARD CONSENT AGENDA No. 18

BY COMMISSIONER _____

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated April 8, 2011, on file in the office of the County Auditor, identified as County Board File No. 59188, is hereby received and ratified as payable from Fund 730, Agency 730001.