

AGENDA

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



Tuesday, December 18, 2012, 9:30 A.M.

**Morse Town Hall
911 South Central Avenue
Ely, Minnesota**

**KEITH NELSON, Chair
Sixth District**

**FRANK JEWELL
First District**

**STEVE O'NEIL
Second District**

**CHRIS DAHLBERG
Third District**

**MIKE FORSMAN
Fourth District**

**PEG SWEENEY, Vice-Chair
Fifth District**

**STEVE RAUKAR
Seventh District**

County Auditor
Donald Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Roberta Museta

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

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

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

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

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9:30 A.M. Pledge of Allegiance
Roll Call

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

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

9:40 A.M. Pursuant to Resolution No. 12-490, adopted September 11, 2012, the St. Louis County Board is requested to consider bids received for the sale of surplus county fee owned land and authorize the sale of the land to the party submitting the highest bid (Cotton Township). **{12-510}**

9:45 A.M. Pursuant to Resolution No. 12-491, adopted September 11, 2012, the St. Louis County Board is requested to consider bids received for the sale of surplus county fee owned land and authorize the sale of the land to the party submitting the highest bid (Waasa Township). **{12-511}** **[No action is required.]**

CONSENT AGENDA

Approval of business submitted on the consent agenda.

REGULAR AGENDA

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

1. Support for the Association of Minnesota Counties’ (AMC) resolution regarding elimination of the sex trafficking of Minnesota’s children. **{12-512}** **[Without recommendation.]**

Public Works & Transportation Committee – Commissioner Forsman, Chair

2. Bid awarded to Hammerlund Construction, Inc., of Grand Rapids, MN, in the amount of \$10,820,000 for grading, culverts and storm sewer, aggregate base, curb and gutter, bituminous surface and shoulders, concrete pavement, sidewalks, retaining walls, and Bridge 69J64 (SP 69-691-020/SP 69-691-027, CP 8269) on CSAH 91 (Haines Road) in Duluth, MN. **{12-502}** **[Without recommendation.]**

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Finance & Budget Committee – Commissioner Raukar, Chair

3. Authorize a purchase agreement with Irresistible Ink Properties, Plymouth, MN, for the St. Louis County Service Center located in Ely, Minnesota. **{12-505} [Without recommendation.]**

4. Authorize the transfer of county fee owned land to the City of Hibbing for public purposes. **{12-509} [Without recommendation.]**

ADJOURNED:

NOTE: The Board will recess and reconvene to consider items passed at the Committee of the Whole meeting.

BOARD LETTER NO. 12 - 510

FINANCE & BUDGET COMMITTEE

DECEMBER 18, 2012 BOARD AGENDA 9:40 A.M. PUBLIC SALE

DATE: December 18, 2012 **RE:** Sale of Surplus Fee Land in
Cotton Township

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 consider bid(s) received for the sale of surplus fee owned land in Cotton Township and authorize the sale of the land to the person(s) submitting the highest bid.

BACKGROUND:

The St. Louis County Board by Resolution No. 12-490, dated September 11, 2012, set the time for bid consideration to be at 9:40 A.M. on Tuesday, December 18, 2012 at the St. Louis County Board Meeting at Morse Town Hall, Ely, MN, for a parcel of surplus county fee land. The 11.4 acre property was advertised according to the requirements of Minn. Stat. § 373.01, the minimum bid was set at \$3,850. Nine bids for the property were received with the high bid being \$9,000. The high bid was submitted by Jeffrey Olsen of Cotton, Minnesota.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the sale of surplus fee owned county land to Jeffrey Olsen and authorize the appropriate county officials to execute and deliver a quit claim deed for the property for the high bid amount of \$9,000. Buyer is responsible for deed tax and recording fees.

Sale of Surplus Fee Land in Cotton Township

BY COMMISSIONER _____

WHEREAS, the Property Management Team has identified the following described property as surplus county fee owned land and the property was advertised for sale and bids were received. The property is legally described as follows:

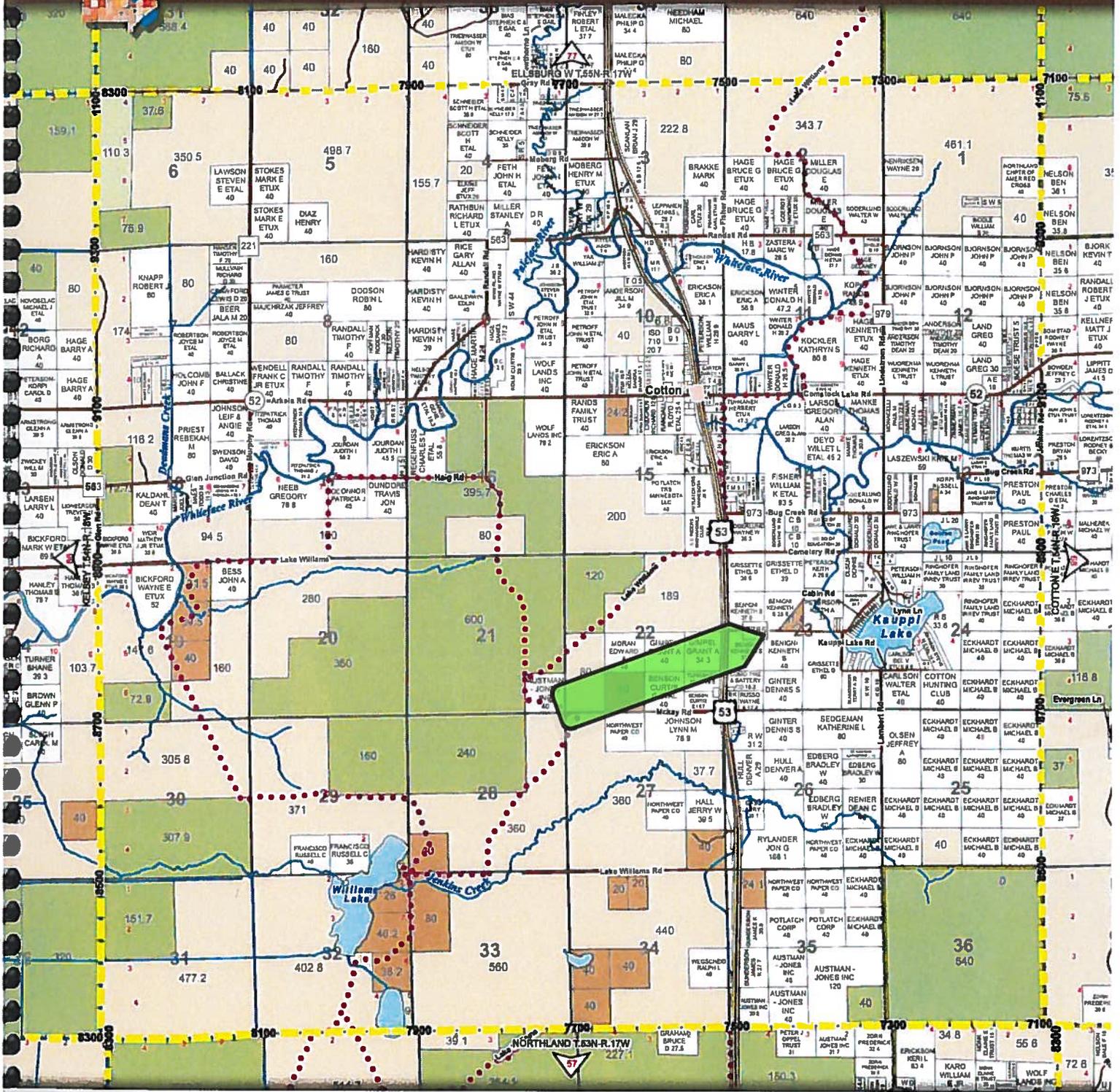
Beginning at the southeast corner of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 23, Township 54 North, Range 17 West, which is the center of said Section 23, and running thence westerly along the east and west $\frac{1}{4}$ line of said Section 23 for a distance of 900.00 feet; 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; and

WHEREAS, Jeffrey Olsen submitted the high bid of \$9,000.00 for the parcel.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the requirements and procedures of Minn. Stat. § 373.01, the Chair of the County Board and the County Auditor are authorized to execute a quit claim deed conveying the above listed property to Jeffrey Olsen for the high bid amount of \$9,000.00, payable to Fund 100, Agency 128014, Object 583100. Buyer is responsible for deed tax and recording fees.

COTTON (W)

T.54N-R.17W



LEGEND

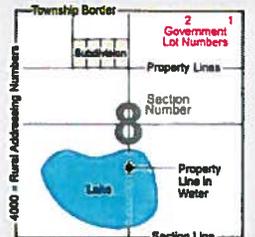
- CITY
- INTERSTATE HIGHWAY
- US HIGHWAY
- MINNESOTA HIGHWAY
- COUNTY ROADS
- LOCAL ROADS
- RAILROADS
- STATE TRAILS
- CARRY-IN
- BOAT LAUNCH
- USA
- STATE OF MINNESOTA
- STATE OF MN TAX FORFEIT
- ST. LOUIS COUNTY
- PRIVATE
- SUBDIVISION
- TOWNSHIP
- SECTION
- COUNTY
- MUNICIPALITY
- LAKE
- PIT LAKE
- DRY LAKE BED
- RIVER/STREAM
- VOYAGEUR NATIONAL PARK
- RESERVATION
- NATIONAL FOREST
- STATE FOREST
- STATE PARK
- BOUNDARY WATERS CANOE AREA WILDERNESS



0 0.5 1 MILES
ONE SECTION = ONE MILE (APPROXIMATE)

OWNERSHIP ABBREVIATIONS
 ETAL= AND OTHERS
 ETUX= AND WIFE
 ETVR= AND HUSBAND
 PRTH= PARTNERSHIP
 TRS= TRUSTEES
 TR= TRUST
 REV TR= REVOCABLE TRUST
 IRREV TR= IRREVOCABLE TRUST

ROAD NAME ABBREVIATIONS
 AVE= AVENUE
 BLVD= BOULEVARD
 CL= CIRCLE
 CT= COURT
 DR= DRIVE
 LP= LOOP
 EXP= EXPRESSWAY
 HWY= HIGHWAY
 LN= LANE
 PKWY= PARKWAY
 PL= PLACE
 RD= ROAD
 ST= STREET
 TER= TERRACE
 TR= TRAIL
 WY= WAY

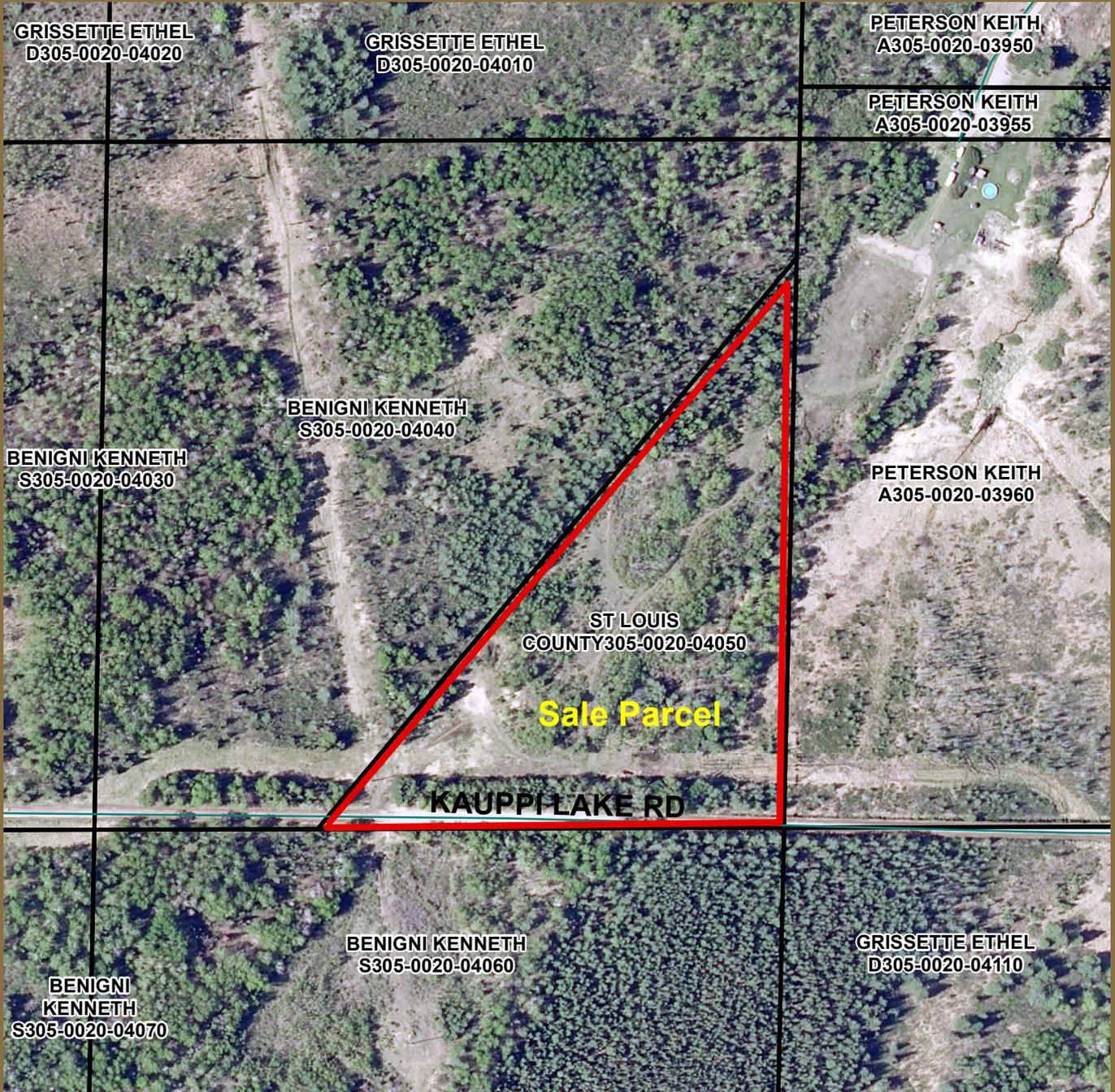




For Sale



Minimum Bid \$3,850 Bids Due December 7th, 2012
For information call 218-725-5085 or 218-343-3505
Parcel 305-0020-04050 SE1/4 of NW 1/4 Section 23, T54N, R17W



Prepared By: St. Louis County
Property Management

Source: St. Louis County, Minnesota

Map Created: 9/19/2012

Disclaimer: This is a compilation of records as they appear in the St. Louis County Offices affecting the area shown. This drawing is to be used only for reference purposes and the County is not responsible for any inaccuracies herein contained.

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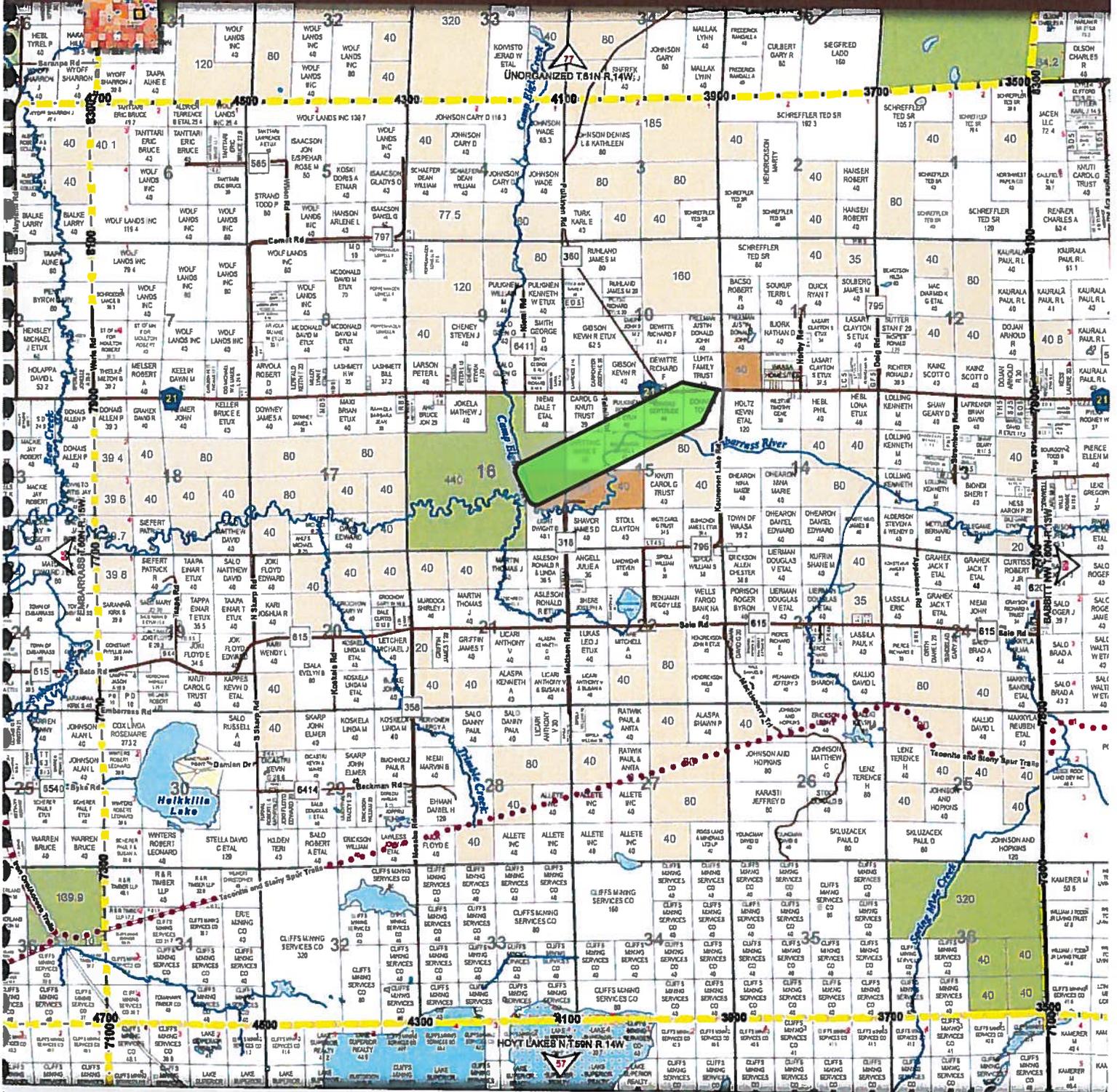
Parcel is Approximately 11.4 Acres with approximately 900 feet of frontage on Kauppi Lake Road Parcel is zoned MUN5-5 and meets zoning requirements. Address of Property is 7401 Kauppi Lake Road.

Property is approximately 1.5 miles south of Cotton and 0.5 miles east of Hwy # 53 on the Kauppi Lake Road.

Property was used as gravel borrow pit. Most of the property has been affected by this activity. There is an entrance and several roads which run thru the property. This parcel appears to be a good parcel for recreational property / hunting or cabin site, power is available.

WAASA

T.60N-R.14W



LEGEND

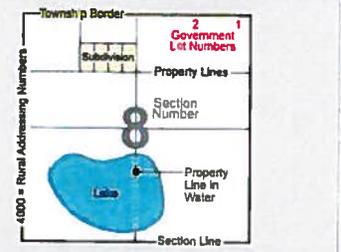
- CITY
- INTERSTATE HIGHWAY
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ONE SECTION = ONE MILE (APPROXIMATE)

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 BLVD= BOULEVARD HWY= HIGHWAY TR= TERRACE
 CL= CIRCLE LN= LANE TR= TRAIL
 CT= COURT PKWY= PARKWAY TR= TRAIL
 DR= DRIVE PL= PLACE WY= WAY
 RD= ROAD LOP= LOOP





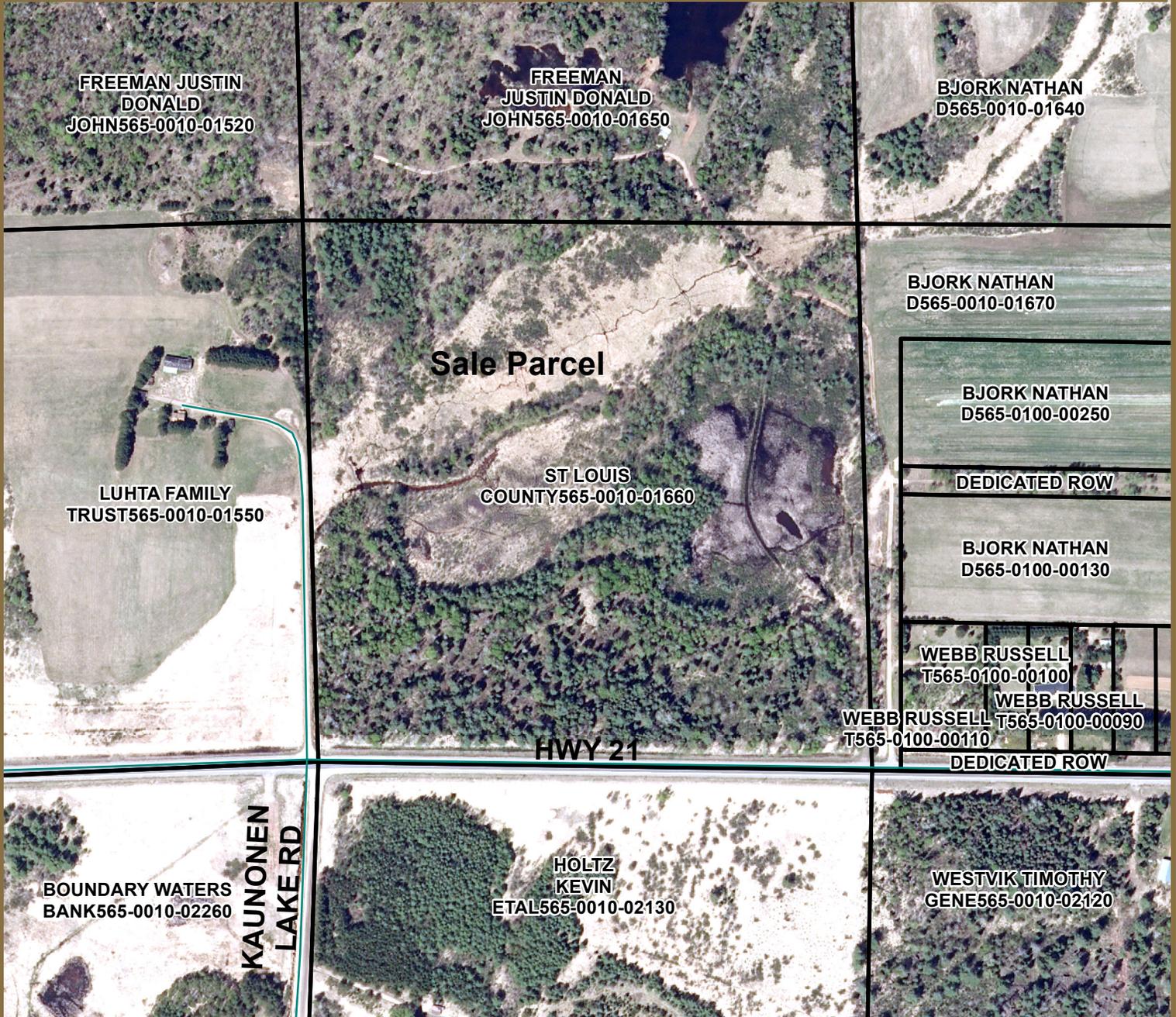
For Sale



Minimum Bid \$27,000 Bids Due December 7th, 2012

For information call 218-725-5085 or 218-343-3505

Parcel 565-0010-01660 SW1/4 of SW 1/4 Section 11, T60N, R14W



Prepared By: St. Louis County
Property Management

Source: St. Louis County, Minnesota

Map Created: 9/7/2012

Disclaimer: This is a compilation of records as they appear in the St. Louis County Offices affecting the area shown. This drawing is to be used only for reference purposes and the County is not responsible for any inaccuracies herein contained.

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stlouiscountymn.gov

Parcel is Approximately 40 Acres with approximately 1/4 mile of frontage on County Hwy. # 21 Parcel is zoned MUNS-4 and meets zoning requirements. Address of Property is 3899 Co. Hwy. # 21

Property is approximately 6 miles easterly of Emabarrass on County Hwy # 21.

Portions of the property have been used as a gravel borrow pit. There are 2 large areas of excavation and some unsloped banks remain. Southerly portion of property is wooded with an entrance and several trails within property. Appears to be a good parcel for recreational property / hunting or cabin site, power is available.

Support for Eliminating Sex Trafficking of Minnesota's Children

BY COMMISSIONER _____

WHEREAS, to bolster actions by law enforcement, society should assist in eradicating such crimes by altering practices to make it more difficult for criminals to engage in sex trafficking in the state of Minnesota; and

WHEREAS, County Prosecutors in Minnesota have committed to treating children who are trafficked as victims and not as delinquents; and

WHEREAS, in 2011, the Minnesota Legislature and Governor Mark Dayton enacted the Safe Harbor for Sexually Exploited Youth Act, which identified prostituted children as victims of sexual exploitation and called upon the state to create a framework for implementation of the changes inherent in the new law by August 1, 2014; and

WHEREAS, Minnesota counties can play a leading role in the fight against sex trafficking in Minnesota through their efforts around child protection, public health, human services, housing, law enforcement and prosecution and local county corrections and probation services; and

WHEREAS, studies have shown that sexual exploitation - survival sex, prostitution, gang rape - affects as many as 40% of all runaway youth; and

WHEREAS, the Ramsey County Runaway Intervention Project has gained national attention as a "best results-oriented model" for working with runaway girls 15 and younger, including teen girls who have been prostituted; and

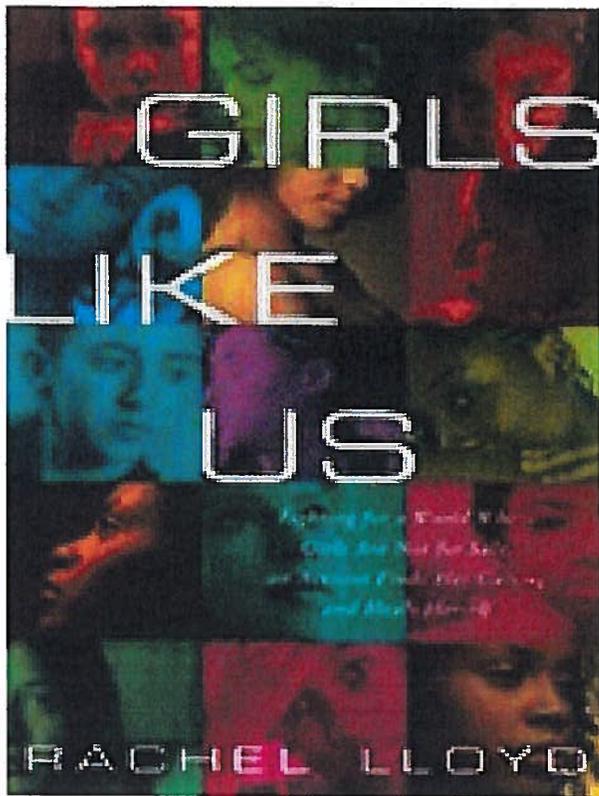
WHEREAS, St. Louis County, through its County Attorney's Office, has been at the forefront of this issue with Ramsey County and Program for Aid to Victims of Sexual Assault (PAVSA) through presentations at the Women's Foundation and early support of the Safe Harbor initiative and resulting legislation, and by promoting the use of a victim-centered public health model with this population, rather than treating them as delinquents, providing an environment for children who have been trafficked as prostitutes to rebuild their self-esteem, their family life, and their future; and

WHEREAS, the "*MN Girls Are Not For Sale*" campaign has garnered state wide support and national coverage for its efforts to identify and stop the sexual exploitation of girls in our communities.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board supports the position of the Association of Minnesota Counties in taking a leadership role in convening a statewide summit of county leaders around this issue to develop a victim-centered response to eliminate sex trafficking of our children.

RESOLVED FURTHER, that the St. Louis County Board supports the provision of state and federal resources to implement a comprehensive statewide "No Wrong Door" intervention model including shelter, housing, and services for child sex-trafficking victims, as well as training for law enforcement and other frontline personnel.

RESOLVED FURTHER, that the St. Louis County Board supports amending Minnesota's Safe Harbor Act to define all sex-trafficked children under the age of 18 as crime victims, not as juvenile delinquents.



JOIN US

Trafficking Awareness Month Events

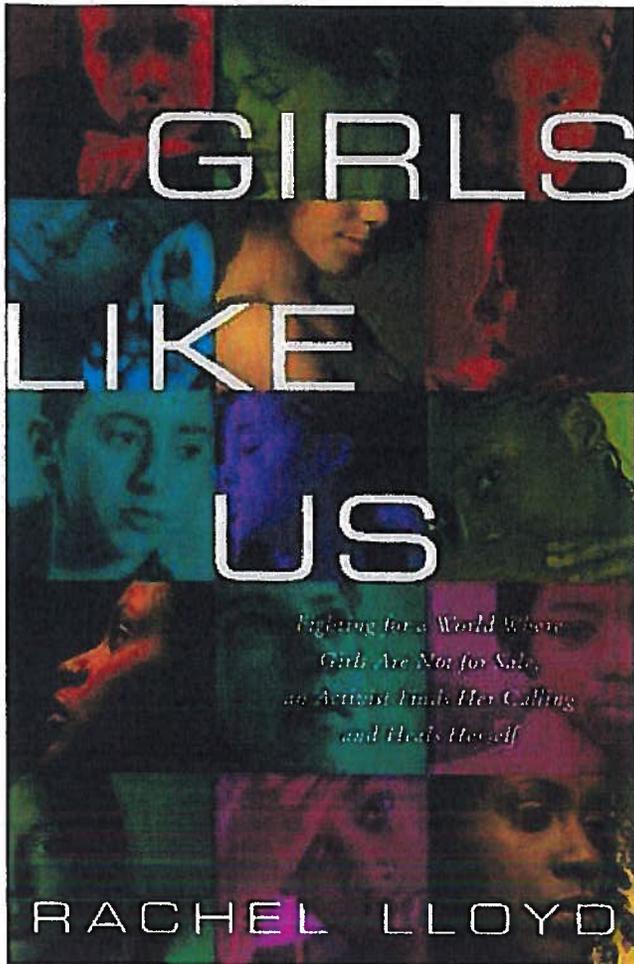
January 9: Press Conference and proclamation from Mayor. Announcement of January Trafficking Awareness Events followed by healing ceremony in honor of survivors. City Hall Rotunda, noon-12:45 PM.

January 10: Community Book Read, *Girls Like Us* by Rachel Lloyd. League Book Club discussion, Chester Creek Café, 5:30 PM.

January 24: Sex and Money Documentary featuring six photojournalists who travel the U.S. seeking to understand how sexual exploitation of underage girls has become the nation's fastest growing problem and what can be done to stop it. Teatro Zuccone, 6:30 PM.

January 29: *Girls are Not for Sale: Speaking out on Trafficking in the Northland*, Local Panel and Community Discussion, Harbor City International School, 6:30 PM.

Sponsors: Duluth Trafficking Task Force, PAVSA, League of Women Voters Duluth, Duluth Public Library, St. Louis County Attorney's Office, UMD Women's Resource and Action Center, Domestic Abuse Intervention Program (DAIP), Lutheran Social Service, Alworth Center for the Study of Peace and Justice at CSS



JOIN US

For a Community Read of

Girls Like Us

by

Rachel Lloyd

Book clubs may request a member of the Duluth Trafficking Task Force to lead a book discussion during January.

Book Clubs and individuals are invited to share in a community conversation during January: Trafficking Awareness Month

**Local Panel Followed by Discussion
Tuesday ** January 29, 2013 ** 6:30 PM
Harbor City International School
332 W. Michigan Street**

Sponsored by

Duluth Trafficking Task Force, PAVSA, League of Women Voters Duluth, Duluth Public Library, St. Louis County Attorney's Office, UMD Women's Resource and Action Center, Domestic Abuse Intervention Program (DAIP), Lutheran Social Service and The Alworth Center for the Study of Peace & Justice at CSS

**For More Information Contact:
League of Women Voters Duluth at 724-0132**

BOARD LETTER NO. 12 - 502

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 1

DECEMBER 18, 2012 BOARD AGENDA NO. 2

DATE: December 11, 2012 **RE:** Award of Bids – CSAH 91/Haines Road Reconstruction (Duluth)

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 of bids for the reconstruction of County State Aid Highway (CSAH) 91/Haines Road in Duluth, County Project 8269.

BACKGROUND:

As authorized by the St. Louis County Board, bids were taken on Thursday, November 29, 2012 for the reconstruction of CSAH 91/Haines Road in Duluth, MN funded with Federal HPP, Federal Emergency, Flood Bond, and St. Louis County State Aid funds. This project, along with its financing, is shown below:

1. Project: SP 69-691-020\SP 69-691-027, CP 8269
Location: CSAH 91 (Haines Road) from DMIR RR XING to CSAH 56 (Morris Thomas Road) in Duluth, MN, length 2.23 mi.
Traffic: 6,700
PQI: N.A. – Storm Damaged, road closed
Construction: Grading, Culverts and Storm Sewer, Aggregate Base, Curb and Gutter, Bituminous Surface and Shoulders, Concrete Pavement, Sidewalks, Retaining Walls, and Bridge 69J94
Funding: Fund 220, Agency 220182, Object 652700
Anticipated Start Date: January 14, 2013
Anticipated Completion Date: October 18, 2013
Engineer's Estimate: \$13,097,605.60

BIDS:

Hammerlund Construction, Inc. Grand Rapids, MN	\$10,820,000.00	(-\$2,277,605.60, -17.39%)
Northland Constructors of Duluth, LLC Duluth, MN	\$11,182,771.18	

RJS Construction Group, LLC Superior, WI	\$11,410,000.00
Ulland Brothers, Inc. Cloquet, MN	\$12,087,090.00
KGM Contractors, Inc. Angora, MN	\$12,387,060.33
Hoover Construction Co., Virginia, MN	\$12,445,179.54
Meyer Contracting, Inc. Maple Grove, MN	\$13,235,996.59
A-1 Excavating, Inc. Bloomer, WI	\$13,918,241.87

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the award of the bid for SP 69-691-020\SP 69-691-027, CP 8269 to Hammerlund Construction, Inc. of Grand Rapids, MN, in the amount of \$10,820,000.00 payable from Fund 220, Agency 220182, Object 652700.

Award of Bids – CSAH 91/Haines Road Reconstruction (Duluth)

BY COMMISSIONER _____

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

SP 69-691-020\SP 69-691-027, CP 8269 located on CSAH 91 (Haines Road) from DMIR RR XING to CSAH 56 (Morris Thomas Road) in Duluth, MN.

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN at 10:00 a.m. on November 29, 2012, and the low responsible bid determined.

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

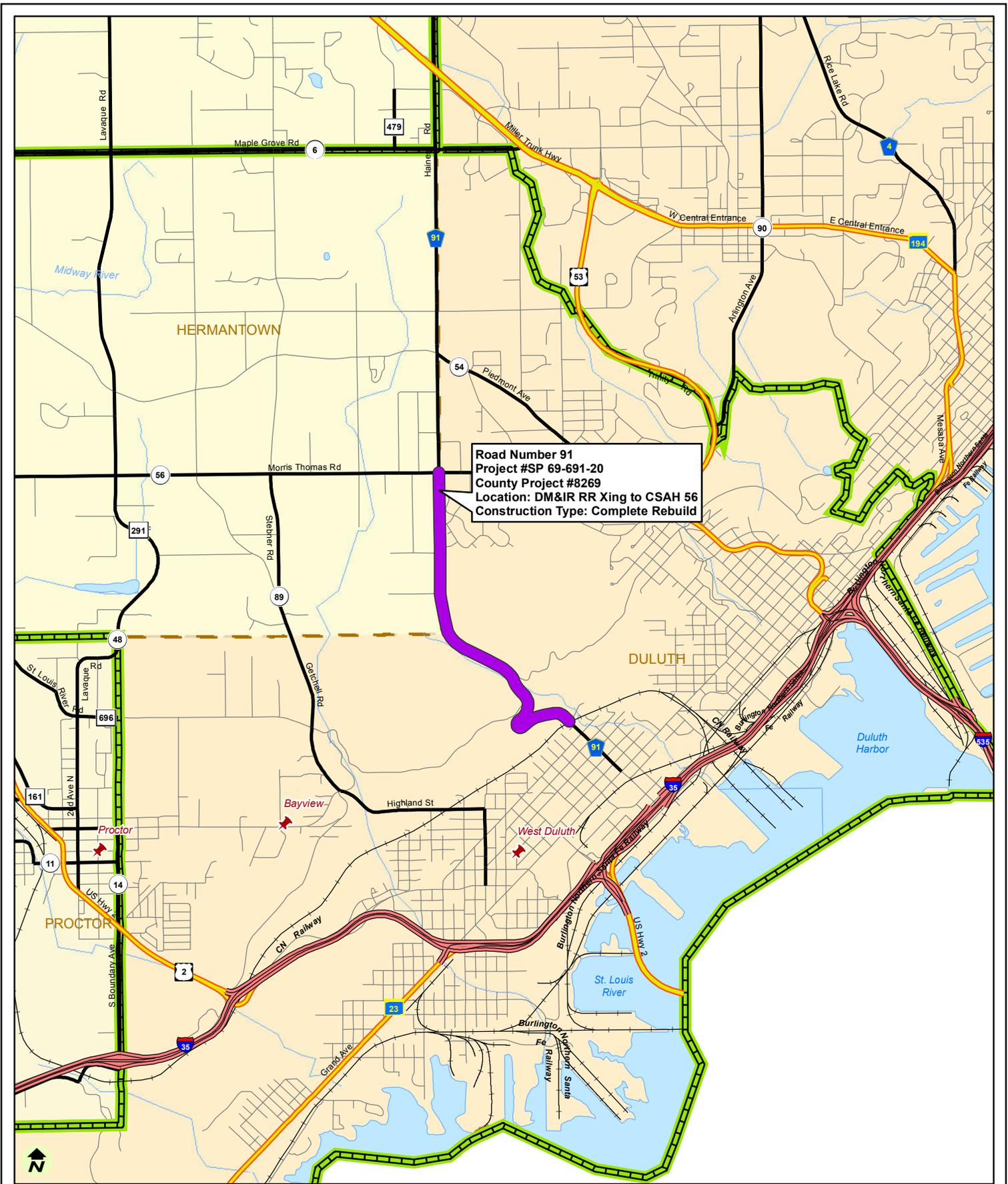
<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hammerlund Construction Inc.	3201 W. Hwy. 2 Grand Rapids, MN 55744	\$10,820,000.00

RESOLVED FURTHER, that the appropriate county officials 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 220182, Object 652700 consisting of:

Federal (HPP) Funds:	\$ 4,350,364.40
Federal Emergency Funds:	\$ 4,290,250.00
Flood Bond Funds	\$ 1,072,562.50
SLC State Aid Funds	\$ 1,087,591.10
Century Link Non participating	\$ 19,232.00

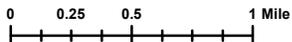
With additional revenue budgeted for expense:

Century Link: Fund 220, Agency 220182, Rev. Object 583100
\$19,232.00



Road Number 91
Project #SP 69-691-20
County Project #8269
Location: DM&IR RR Xing to CSAH 56
Construction Type: Complete Rebuild

St. Louis County 2010 Road & Bridge Construction



Map Components

- | | | | |
|--|--------------------|--|-----------------------|
| | Interstate Highway | | Commissioner District |
| | U.S./State Highway | | Township |
| | Paved County Road | | City/Town |
| | Gravel County Road | | Lake |
| | Railroad | | |

BOARD LETTER NO. 12 - 505

FINANCE & BUDGET COMMITTEE NO. 3

DECEMBER 18, 2012 BOARD AGENDA NO. 3

DATE: December 11, 2012 **RE:** Authorization of Purchase Agreement – St. Louis County Service Center, Ely

FROM: Kevin Z. Gray
County Administrator

Tony Mancuso, Director
Property Management

RELATED DEPARTMENT GOALS:

Provide public service to the citizens in an accessible and convenient manner; consolidate county services in county-owned facilities.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize a purchase agreement for the St. Louis County Service Center, Ely, MN.

BACKGROUND:

St. Louis County Ely area offices have served the public for the past 25 years. In 2010 the county moved its Ely offices from the former JFK Addition of the Ely School District facility into the current office space leased from Irresistible Ink Properties at 320 Miners Drive East.

The county's current Service Center in Ely is working well for the offices of County Commissioner, Veterans Service, Assessor, Environmental Services, and Public Health & Human Services. In addition, as the county does not need to use the entire building, the Arrowhead Economic Opportunity Agency has rented office space to co-locate with the county. The building is an appropriate, professional, flexible, long term public service facility. All ADA, life safety, current building codes, energy efficient HVAC systems, indoor air quality, and security requirements are satisfied and the building has been modified to meet the county's customer service needs.

The County Board has directed County Administration to consolidate services in county-owned facilities, a strategy that has been part of the county's long term facilities plan. As part of this strategy, County Administration and Property Management entered into discussions with Irresistible Ink Properties to gauge interest in the sale of this building, currently under a ten year lease (scheduled to end August 31, 2020). County

Administration and Property Management, in consultation with the County Auditor and the County Attorney's Office, have negotiated the specifics of an agreement for purchase of the building.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize a purchase agreement for the St. Louis County Service Center, Ely. The property is more thoroughly described as Lots One (1) and Two (2), Block One (1) of Ely Business Park, according to the plat and survey on file in the County Recorder's Office. Funding is available from the General Fund fund balance (Fund 100, Object 311107) in the amount of \$795,000 to be transferred to Capital Projects Fund, Property Management Agency for Government Service Center, Ely (Fund 400, Agency 400022, Object 661200).

It is further recommended that the County Board authorize Property Management to assume any contracts deemed appropriate for the operations, maintenance and repair of the building and grounds in order to ensure a seamless transition to county ownership.

**Authorization of Purchase Agreement - St. Louis County
Service Center, Ely**

BY COMMISSIONER _____

WHEREAS, St. Louis County Ely area offices have been serving the public for nearly 25 years, initially from JFK Addition of the Ely School District and most recently from the St. Louis County Service Center, in the former Irresistible Ink Property located at 320 Miners Drive East, Ely, Minnesota; and

WHEREAS, County Board Resolution No. 09-595, dated December 22, 2009, authorized the negotiation and execution of a ten year lease with Irresistible Ink Properties, Plymouth, MN, for approximately 5,500 square feet of county office space, updated by County Board Resolution No. 10-375, dated July 27, 2010 for the full 7,440 square feet of the building; and

WHEREAS, the County Board has directed County Administration and Property Management to consolidate services in county-owned buildings; and

WHEREAS, County Administration and Property Management, in consultation with the County Auditor and County Attorney's Office, have reached a reasonable offer for purchase of the St. Louis County Service Center in 2012; and

WHEREAS, the purchase of the Service Center is a cost-effective strategy for county taxpayers and will result in lower annual expenses for maintenance of the facility; and

WHEREAS, funds have been identified to purchase the facility this year.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into and negotiate a purchase agreement with Irresistible Ink Properties, Plymouth, MN, for a total purchase price of \$795,000 for the building more thoroughly described as Lots One (1) and Two (2), Block One (1) of Ely Business Park, according to the plat and survey on file in the County Recorder's Office.

RESOLVED FURTHER, that the County Board authorizes the purchase and the required fund transfer from General Fund fund balance (Fund 100, Object 311107) to Capital Projects Fund, Property Management Agency for the St. Louis County Service Center, located at 320 Miners Drive East, Ely, MN (Fund 400, Agency 400022, Object 661200).

RESOLVED FURTHER, that the County Board authorizes Property Management to assume any contracts deemed appropriate for the operations, maintenance and repair of the building and grounds.

About this time plans began to turn the race track into the Hibbing Motorplex, a proposed \$16 million project. The county was involved in this economic development project and the Board began setting aside Economic Development funds, made available through timber and land sales, for this project. As the project has not been realized, these funds are still available and assigned in the Economic Development Fund fund balance.

The City of Hibbing desires to obtain ownership of the race track and other improved property. The transfer of this property will require approval from the State of Minnesota. The terms and conditions presently contained in the state and county agreements can be assigned (transferred) with the property upon approval of all parties included in this transaction.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the appropriate county officials to execute a purchase agreement and quit claim deed with the City of Hibbing, Minnesota for an amount of \$500 for the parcel of fee land described in the attached legal description, and negotiate any necessary agreement terms with the State of Minnesota. Reimbursement for fee land sale expenses will be appropriated to Fund 100, Agency 128014, Revenue 583100.

It is further recommended that the County Board approve the transfer of \$250,000 previously set aside for the Hibbing Motorplex economic development project to the City of Hibbing to continue this initiative, funding is available in Fund 178, Object 311038.

Transfer of County Fee Land to the City of Hibbing

BY COMMISSIONER _____

WHEREAS, the City of Hibbing has requested the transfer ownership of county fee land which is presently used as a racing facility and storage facility; and

WHEREAS, the City of Hibbing has activities and functions directly related to the use of this facility; and

WHEREAS, pursuant to Minn. Stat. § 465.035, St. Louis County may transfer property to a public agency for a public purpose use for a nominal sum; and

WHEREAS, the St. Louis County Board has been involved in economic development plans for the Hibbing Motorplex since 2001, and has set aside Economic Development funds for this purpose, which are available in an assigned fund balance account; and

WHEREAS, these funds can continue their desired intent to serve the economic development initiative on this property if transferred to the City of Hibbing.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute a purchase agreement and quit claim deed with the City of Hibbing and Minnesota State Colleges and Universities (MNSCU) for some or all of the following properties (four tracts) identified in the legal description as follows:

That part of the Northeast Quarter of Section 18, Township 57 North, Range 20 West, St. Louis County, Minnesota, described as follows:

Commencing at the north 1/16th corner of said NE ¼; thence South 4 degrees 53 minutes 10 seconds East, along the north-south 1/16th line a distance of 650 feet (for the purposes of this description, the east line of said NE ¼ bears South 0 degrees 01 minute 35 seconds West); thence North 85 degrees 06 minutes 50 seconds East a distance of 385.00 feet; thence South 63 degrees 53 minutes 10 seconds East a distance of 300.00 feet; thence South 22 degrees 53 minutes 10 seconds East a distance of 1065.74 feet to the point of intersection with a line that bears South 70 degrees 32 minutes 35 seconds West from the northeast corner of the S ½-NE ¼; thence South 70 degrees 32 minutes 35 seconds West a distance of 585.91 feet to a point distant 1228.00 feet South 70 degrees 32 minutes 35 seconds West from said northeast corner and hereinafter designated as "Point A"; thence South 4 degrees 32 minutes 35 seconds West a distance of 258.04 feet; thence North 82 degrees 40 minutes 12 seconds West a distance of 452.89 feet; thence North 64 degrees 57 minutes 38 seconds West a distance of 123.58; thence North 82 degrees 15 minutes 35 seconds West a distance of 244.54 feet; thence North 8 degrees 50 minutes 31 seconds East a distance of 60.52 feet; thence North 82 degrees 35 minutes 59 seconds West a distance of 167.02 feet; thence North 7 degrees 22 minutes 11 seconds East a distance of 132.29 feet; thence north 68 degrees 59 minutes 01 second West a distance of 38.42 feet; thence northwesterly along a tangential curve concave to the northeast having a radius of 75.00 feet, central angle of 22 degrees 15 minutes 31 seconds, chord bearing of North 57 degrees 51 minutes 15 seconds West a distance of 29.14 feet; thence North 3 degrees 32 minutes 35 seconds East a distance of 218.05 feet; thence North 14 degrees 36 minutes 42 seconds East a distance of 320.87 feet to the EAST-WEST 1/16th line of said NE 1/4 ; thence South 89 degrees 28 minutes 53 seconds East a distance of 453.31 feet to the POINT OF BEGINNING; thence South 04 degrees 28 minutes 49 seconds East a distance of 229.58 feet; thence South 20 degrees 26 minutes 03 seconds East a distance of 183.87 feet; thence South 57 degrees 33

minutes 22 seconds East a distance of 446.62 feet to the above designated "Point A"; thence North 70 degrees 32 minutes 35 seconds East a distance of 585.91 feet; thence North 22 degrees 53 minutes 10 seconds West a distance of 1065.74 feet; thence North 63 degrees 53 minutes 10 seconds West a distance of 30.00 feet; thence South 47 degrees 27 minutes 15 seconds West a distance of 796.70 to the POINT OF BEGINNING.

Metal Building Parcel (under lease to State)

Commencing at the north 1/16th corner of said NE ¼; thence South 4 degrees 53 minutes 10 seconds East, along the north-south 1/16th line a distance of 650 feet (for the purposes of this description, the east line of said NE ¼ bears South 0 degrees 01 minute 35 seconds West); thence North 85 degrees 06 minutes 50 seconds East a distance of 385.00 feet; thence South 63 degrees 53 minutes 10 seconds East a distance of 300.00 feet; thence South 22 degrees 53 minutes 10 seconds East a distance of 1065.74 feet to the point of intersection with a line that bears South 70 degrees 32 minutes 35 seconds West from the northeast corner of the S ½-NE ¼; thence South 70 degrees 32 minutes 35 seconds West a distance of 585.91 feet to a point distant 1228.00 feet South 70 degrees 32 minutes 35 seconds West from said northeast corner and hereinafter designated as "Point A"; thence South 4 degrees 32 minutes 35 seconds West a distance of 258.04 feet; thence North 82 degrees 40 minutes 12 seconds West a distance of 452.89 feet; thence North 64 degrees 57 minutes 38 seconds West a distance of 123.58; thence North 82 degrees 15 minutes 35 seconds West a distance of 244.54 feet; thence North 8 degrees 50 minutes 31 seconds East a distance of 60.52 feet; thence North 82 degrees 35 minutes 59 seconds West a distance of 167.02 feet; thence North 7 degrees 22 minutes 11 seconds East a distance of 132.29 feet; thence north 68 degrees 59 minutes 01 second West a distance of 38.42 feet; thence northwesterly, along a tangential curve concave to the northeast having a radius of 75.00 feet, central angle of 22 degrees 15 minutes 31 seconds, chord bearing of North 57 degrees 51 minutes 15 seconds West, a distance of 29.14 feet; thence North 3 degrees 32 minutes 35 seconds East a distance of 81.98 feet to a point hereinafter designated as "Point A"; thence North 3 degrees 32 minutes 35 seconds East a distance of 136.07 feet; thence North 14 degrees 36 minutes 42 seconds East a distance of 101.72 feet to a point hereinafter designated as "Point B"; thence North 14 degrees 36 minutes 42 seconds East a distance of 219.15 feet to the EAST-WEST 1/16th line of said NE ¼ to a point hereinafter designated as "POINT C"; thence South 14 degrees 36 minutes 42 seconds West a distance of 320.87 feet; thence South 3 degrees 32 minutes 35 seconds West a distance of 136.07 feet; thence South 75 degrees 51 minutes 56 seconds East a distance of 158.72 feet; thence north 14 degrees 08 minutes 04 seconds East a distance of 236.47 feet to the POINT OF BEGINNING; thence North 75 degrees 51 minutes 56 seconds West a distance of 182.88 feet to the above described "Point B"; thence North 14 degrees 36 minutes 42 seconds East a distance of 219.15 feet to the above designated "Point C"; thence South 89 degrees 28 minutes 53 seconds East a distance of 186.29 feet to the point of intersection with a line that bears North 14 degrees 08 minutes 04 seconds East from the point of beginning; thence South 14 degrees 08 minutes 04 seconds West along said line a distance of 263.00 feet to the POINT OF BEGINNING.

Parcel with College Sports Field

That part of the south half of the Northeast Quarter of Section 18, Township 57 North, Range 20 West of the Fourth Principal Meridian, described as follows: Commencing at the northeast corner of said south half of the Northeast Quarter and assuming the east quarter corner of said section to bear South 0 degrees 01 minute 35 seconds West from said northeast corner; thence South 70 degrees 32 minutes 35 seconds West 826.86 feet to the POINT OF BEGINNING of the tract to be described; thence continue South 70 degrees 32 minutes 35 seconds West for a distance of 401.14 feet; thence South 4 degrees 32 minutes 35 seconds West 258.04 feet; thence South 82 degrees 40 minutes 12 seconds East, 254.98 feet; thence North 9 degrees 53 minutes 20 seconds West 339.87 feet; thence North 77 degrees 48 minutes 21 seconds East, 187.93 feet; thence North 22 degrees 42 minutes 23 seconds East, 52.96 feet to the POINT OF BEGINNING.

Remnant Parcel Lying Westerly of Hockey Arena

That part of the south half of the south half of the Northeast Quarter of Section 18, Township 57 North, Range 20 West of the Fourth Principal Meridian, described as follows: Commencing at the northeast corner of said south half of the Northeast Quarter and assuming the east quarter corner of said Section to bear South 0 degrees 01 minutes 35 seconds West from said Northeast corner; thence South 70 degrees 32 minutes 35 seconds West, 1228.00 feet; thence South 4 degrees 32 minutes 35 seconds West, 270.00 feet; thence North 85 degrees 27 minutes 25 seconds West, 1025.00 feet; thence North 3 degrees 32 minutes 35 seconds East, 316.05 feet to the POINT OF BEGINNING of the tract to be described; thence

continue North 3 degrees 32 minutes 35 seconds East, 218.05 feet; thence South 14 degrees 36 minutes 42 seconds West, 83.03 feet; thence South 10 degrees 14 minutes 00 seconds West, 89.59 feet; thence southeasterly along a non-tangential curve, concave to the northeast, central angle 42 degrees 32 minutes 01 seconds, radius 75.00 feet, chord bearing South 25 degrees 27 minutes 29 seconds East, for an arc distance of 55.68 feet to the point of beginning.

RESOLVED FURTHER, that the St. Louis County Board approves the transfer of \$250,000 of Economic Development funds, previously set aside for the Hibbing Motorplex project, to the City of Hibbing to continue this initiative. Funding is available in Fund 178, Object 311038 and will be transferred to Fund 178, Agency 178001, Object 695100 to facilitate this payment.