

CONSENT AGENDA

**FOR THE MEETING
OF
ST. LOUIS COUNTY BOARD OF COMMISSIONERS**

June 23, 2015

Tower Civic Center, 402 Pine Street, Tower, 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 for June 9, 2015.

Environment & Natural Resources Committee – Commissioner Rukavina, Chair

1. Cancellation of contract for purchase of state tax forfeited land by Phillip and Joline Nelson of Chisholm, MN. *[15-255]*
2. Special sale of state tax forfeited land described as the E 7.5 feet of Lot 37, Block 4, except the SW ½, Grant Park Division of Duluth, to John Miltakis upon total payment of \$3,642.57, to resolve an occupancy trespass. *[15-256]*
3. Appraisal reports for the sale of timber to be offered at Sealed Bid Black Spruce Tops Auction on August 6, 2015, as submitted by the Land Commissioner.

Public Works & Transportation Committee – Commissioner Raukar, Chair

4. Supplement Agreement authorized with Asphalt Surface Tech Corp. – ASTECH Corporation of St. Cloud, MN, in the amount of \$85,000 for chip sealing on newly constructed County State Aid Highway (CSAH) 102 in Mt. Iron, MN, CP 0021-243053, SAP 69-021-035. *[15-257]*
5. Bids awarded to: *[15-259]*
 - a. **Redstone Construction, LLC**, Mora, MN, in the amount of **\$908,512.00** for approach grading, bituminous paving, guardrail and Bridge 69A29 located on CSAH 4 over Water Hen Creek in Colvin Township, CP 0004-213068, SAP 069-604-076 Bridge 69A29.
 - b. **KGM Contractors, Inc.**, Angora, MN, in the amount of **\$427,668.25** for culvert replacement and plant mixed bituminous patches on CSAH 4 from CSAH 274/Thompson Lake Road to North District Line in Gnesen Township and Unorganized Township 54-14, CP 0004-249529 TST.

Finance & Budget Committee – Commissioner Nelson, Chair

6. Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses by Ash-Ka-Nam Resort, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19.

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7. Application for a Temporary On-Sale 3.2 Percent Malt Liquor License by Babbitt Lions Club, Town of Embarrass, for August 28, 29 and 30, 2015.
8. Workers' compensation report dated June 12, 2015, as submitted by Safety & Risk Management.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

9. Appoint the following individuals/County Auditor staff as election judges during 2015 to process applications and ballots in the Duluth Courthouse for the Uniformed and Overseas Citizen Absentee Voting Act (UOCAVA) Ballot Board: *[15-262]*
 - Judge/Staff – Lisa Sweet, 100 N. 5th Avenue West, #214, Duluth, MN 55802
 - Judge/Staff – Amy Gundersen, 100 N. 5th Avenue West, #214, Duluth, MN 55802.

Official Proceedings of the County Board of Commissioners

BY COMMISSIONER _____

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of June 9, 2015, are hereby approved.

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

BY COMMISSIONER _____

WHEREAS, Phillip and Joline Nelson of Chisholm, MN, have agreed that the contract for the purchase of state tax forfeited lands should be canceled; and

WHEREAS, The purchasers, Phillip and Joline Nelson, voluntarily agreed to admission of service and waivers of time to cure default to the State of Minnesota for lands legally described as:

CITY OF CHISHOLM
LOTS 13 AND 14 also LOTS 15 AND 16, BLOCK 27
PEARCE ADDITION TO CHISHOLM
Parcel Code: 020-0170-01930, 01950
C22130061; and

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

WHEREAS, The previous owners of the property will be notified by posting of the property or by mail;

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

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

Special Sale to John Miltakis

BY COMMISSIONER _____

WHEREAS, Pursuant to Laws of Minnesota 2015, Chapter 25, St. Louis County may sell by private sale the state tax forfeited lands described as:

E 7.5 FT OF LOT 37, BLOCK 4, EX SW ½
GRANT PARK DIVISION OF DULUTH
Parcel Code: 010-1960-00671; and

WHEREAS, The Land and Minerals Department recommends that the parcel to be sold be classified as 'non-conservation' after considering many factors including the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, the suitability or desirability for particular uses and the suitability of the forest resources on the land for multiple use and sustained yield management; and

WHEREAS, This parcel of land is located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification and sale of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The classification of the parcel will be deemed approved if the County Board does not receive notice of a municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerk of the municipality or town in which the parcel is located; 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;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax forfeited land, as described, to John Miltakis for the appraised value of \$2,900 plus the following fees: 3% assurance fee of \$87, deed fee of \$25, deed tax of \$9.57, recording fee of \$46, and appraisal fee of \$575, for a total of \$3,642.57 to be deposited into Fund 240 (Forfeited Tax Fund).

Appraisal Reports for the Sale of Timber

BY COMMISSIONER _____

RESOLVED, That the appraisal reports for the sale of timber to be offered at SEALED BID BLACK SPRUCE TOPS AUCTION, Tracts 1 through 4 (totaling \$75,542.10), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 60009, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports.

**Supplemental Agreement on County Project 0021-243053 for
Chip Sealing on CSAH 102 (Mt. Iron)**

BY COMMISSIONER _____

WHEREAS, On April 14, 2015, the St. Louis County Board approved a contract with Asphalt Surface Tech Corp. – ASTECH Corporation of St. Cloud, MN, for chip sealing county roadways (CP 0021-243053, SAP 69-021-035); and

WHEREAS, County State Aid Highway (CSAH) 102 in Mt. Iron, MN, was recently relocated (CP 0102-76916) and chip sealing on the newly constructed road will substantially extend the life of the surface; and

WHEREAS, A Supplemental Agreement in the amount of \$85,000 is required to accomplish the chip sealing on CSAH 102, funded with St. Louis County Local funds;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a Supplemental Agreement for additional work on Project CP 0021-243053/SAP 69-621-035 in the amount of \$85,000 for chip sealing CSAH 102, payable from Fund 200, Agency 203382, Object 652800.

Award of Bid: Bridge Project on CSAH 4 (Colvin Township)

BY COMMISSIONER _____

WHEREAS, Bids have been received electronically by the St. Louis County Public Works Department for the following project:

CP 0004-213068, SAP 069-604-076, Bridge 69A29 on CSAH 4 (Colvin Township), and;

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on June 4, 2015, and the low responsible bid determined;

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>
Redstone Construction, LLC	P.O. Box 218 2183 Hwy. 65 N. Mora, MN 55051	\$908,512.00

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 220365, Object 65700.

**Award of Bids: Culvert Replacement and Bituminous Patches
(Gnesen Township and Unorganized Township 54-14)**

BY COMMISSIONER _____

WHEREAS, Bids have been received electronically by the St. Louis County Public Works Department for the following project:

CP 0004-249529 TST, Culvert Replacement and Plant Mixed Bituminous Patches (Gnesen Township and Unorganized Township 54-14) and;

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on June 4, 2015, and the low responsible bid determined;

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>
KGM Contractors, Inc.	9211 Hwy. 53 Angora, MN 55703	\$427,668.25

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 444, Agency 444025 Object 652806.

**Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses
(Unorganized Township 68-19)**

BY COMMISSIONER _____

WHEREAS, Pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 60027; and

WHEREAS, Said license is approved contingent upon license holder paying real estate or personal property taxes when due; and

WHEREAS, Said license is approved contingent upon Minnesota Department of Health approval; and

WHEREAS, Said license is approved contingent on final review and approval of construction by the St. Louis County Sheriff, as it pertains to designated serving area, by the end of 2015 calendar year; and

WHEREAS, If named license holder sells their licensed place of business, the County Board may, at its discretion after an investigation, transfer the license to a new owner, but without pro-rated refund of the license fees to the license holder;

THEREFORE, BE IT RESOLVED, That said license shall be effective through June 30, 2016:

Ash-Ka-Nam Resort, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19,
On-Sale and Sunday On-Sale Intoxicating Liquor License.

**Application for Temporary On-Sale 3.2 Percent Malt Liquor License
(Embarrass Township)**

BY COMMISSIONER _____

RESOLVED, That the application for a Temporary On-Sale 3.2 Percent Malt Liquor License, on file in the office of the County Auditor, identified as County Board File No. 60102, is hereby approved and the County Auditor is authorized to issue the license to the applicant:

Babbitt Lions Club, Town of Embarrass, Temporary On-Sale 3.2 Percent Malt Liquor License, for August 28, 29, and 30, 2015.

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated May 29, 2015, on file in the office of the County Auditor, identified as County Board File No. 60026, is hereby received and ratified as payable from Fund 730, Agency 730001.

Appointment of Election Judges for UOCAVA Ballot Board

BY COMMISSIONER _____

WHEREAS, It is necessary that the St. Louis County Board of Commissioners appoint election judges for the Uniformed and Overseas Citizen Absentee Voting Act (UOCAVA) Ballot Board;

THEREFORE, BE IT RESOLVED, That the following eligible voters are appointed as election judges during 2015 to process applications and ballots in the Duluth Courthouse for the Uniformed and Overseas Citizen Absentee Voting Act (UOCAVA) Ballot Board:

Judge/Staff – Lisa Sweet, 100 N. 5th Ave. W., #214, Duluth, MN 55802
Judge/Staff – Amy Gundersen, 100 N. 5th Ave. W., #214, Duluth, MN 55802;

RESOLVED FURTHER, That the County Auditor and/or Clerk of the County Board may make election judge appointments to fill vacancies should they occur.