

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

July 14, 2015

County Board Room, Room No. 200, St. Louis County Courthouse, Duluth, 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 July 7, 2015.

Health & Human Services Committee – Commissioner Boyle, Chair

1. Grant accepted in the amount of \$689,188 from the Minnesota Housing Finance Agency for the Family Homeless Prevention and Assistance Program for the period July 1, 2015 through June 30, 2017; authorize agreements with various community agencies to deliver grant services; and further, authorize budget adjustments. *[15-284]*
2. Contracts authorized with various providers to purchase Day Training and Habilitation and Semi-Independent Living Services during Fiscal Year 2016. *[15-285]*
3. Purchase of Service Agreement authorized with Lakeview Neuro Rehab Midwest, Waterford, WI, for an out-of-state contract for Out-of-Home Placement for Residential Treatment Services to Families and Children during the period June 16, 2015 through December 31, 2015. *[15-286]*
4. Affirm and support the appointment of Pamela M. Hughes as Representative for the Bois Forte Reservation to the Heading Home St. Louis County Leadership Council for a 3-year term expiring December 31, 2018. *[15-301]*
5. Authorize an increase of the Public Health and Human Services Department Child Protection staffing complement by 10.0 FTE social workers. Should the state allocation be reduced or eliminated, these positions shall be reduced or eliminated in a proportionate manner. *[15-302]*

Environment & Natural Resources Committee – Commissioner Rukavina, Chair

6. Cancellation of contract for purchase of state tax forfeited land by Peter Tryon, Duluth, MN. *[15-287]*

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7. Reclassify two (2) state tax forfeited parcels described as Tract C, RLS No. 50, City of Duluth, and Lot 7, Block 2, Glen Avon 9th Division of Duluth, to 'non-conservation' and authorize the sale of the 2 parcels plus a third adjoining parcel of state tax forfeited land described as Lot 8, Block 2 ex N 40 feet of S 120 feet, Lemagie Park Division of Duluth, to the Duluth Housing and Redevelopment Authority (HRA) for the market value of \$12,000 plus fees, for a total payment of \$13,270.60, to be used for economic development; and further, the described land shall be offered for sale at public auction if the Duluth HRA does not purchase the land by December 31, 2015. *[15-288]*
8. Access easements authorized across state tax forfeited lands located in Section 14, Township 54 North, Range 16 West (Cotton Township) and Section 15, Township 55 North, Range 16 West (Ellsburg Township) to access shoreland lease parcels in Tract B. *[15-289]*
9. Classify certain state tax forfeited parcels located in Blocks 9 and 16, Plat of Wilmington Addition to West Duluth, as 'non-conservation' and authorize the free conveyance of the lands to the City of Duluth to be used for the Cross City Trail Extension project, upon total payment of \$572.65 for administration and filing fees. *[15-298]*
10. Free conveyance of certain state tax forfeited parcels located in the plat of Bellview Park Addition to Duluth authorized to the City of Duluth to be used for the Quarry Park project, upon total payment of \$572.65 for administration and filing fees. *[15-299]*
11. Free conveyance of certain state tax forfeited parcels located in the plats of Ironton 4th Division Duluth, Minnie Wakan Addition to Duluth, and Rearrangement Lenroots Addition to Ironton Duluth authorized to the City of Duluth to be used for the Western Waterfront Trail Extension project, upon total payment of \$572.65 for administration and filing fees. *[15-300]*
12. Appraisal reports for the sale of timber to be offered at Public Intermediate Oral Timber Auction on August 20, 2015, as submitted by the Land Commissioner.

Public Works & Transportation Committee – Commissioner Raukar, Chair

13. Acquisition of right of way and necessary temporary easements authorized for the reconstruction of a small segment of County Road (CR) 916/Itasca Road and replacement of County Bridge 650 located over the Bear River in Morcom Township, CP 0916-243933. *[15-291]*
14. Acquisition of right of way and necessary temporary easements authorized for the reconstruction on a small segment of CR 937/Wood Road and replacement of County Bridge 655 located over the Flint Creek in Field Township, CP 0937-243934. *[15-292]*

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15. Agreement authorized with LHB Corporation, Duluth, MN, in the amount of \$96,764 for construction administration and inspection services of Bridge 414 located on County State Aid Highway (CSAH) 4/Vermilion Trail in Colvin Township, CP 0004-213068/SAP 69-604-076, Br 414. *[15-293]*
16. Bid awarded to **Hoover Construction Company**, Virginia, MN, in the amount of **\$436,699.65** for approach grading and Bridge 69K30/County Bridge 702 located on CR 406/Chisholm Road in Willow Valley Township, CP 0406-213065 TST Bridge 69K30. *[15-303]*

Finance & Budget Committee – Commissioner Nelson, Chair

17. Planning and Community Development Director authorized to execute the U.S. Dept. of Housing and Urban Development (HUD) grant agreements necessary to implement the FY 2015 Community Development Block Grant (CDBG), HOME Investment Partnerships Program (HOME), and Emergency Solutions Grant (ESG) programs. *[15-294]*
18. Contract authorized with Bougalis, Inc., Hibbing, MN, in the amount of \$78,400 for the repair and renovation of the north parking lot at the county's Hibbing Courthouse Annex. *[15-295]*
19. Abatement list for Board approval. *[15-296]*
20. County Auditor/Treasurer authorized to develop a one-time procedure for the relief of late penalties charged for first half real estate tax payments post-marked after the deadline due to changes to mail pick-up times implemented by the United States Postal Service in April 2015. *[15-297]*
21. Application for a temporary On-Sale 3.2 Percent Malt Liquor License by Buyck Volunteer Fire Department, Towns of Portage, for August 1, 2015.
22. Application to sell/serve intoxicating liquor outside the designated serving area of the county liquor license by Fryes' Lake Place, LLC d/b/a Island Lake Inn, Gnesen Township, for August 8, 2015.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

23. Approve the revised St. Louis County Vacation Donation Policy and rescind County Board Resolution No. 96-324, dated April 13, 1996. *[15-304]*

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 July 7, 2015, are hereby approved.

**Acceptance of Family Homeless Prevention and Assistance
Program Grant Award**

BY COMMISSIONER _____

WHEREAS, The Minnesota Housing Finance Agency (MHFA) awards grant funds to counties to fund services for the homeless and those at risk of homelessness; and

WHEREAS, On March 10, 2015, the St. Louis County Board adopted Resolution No.15-141 authorizing the Public Health & Human Services Department to submit a grant application to the MHFA Family Homeless Prevention and Assistance Program for the 2015-2017 biennium;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to accept a grant award in the amount of \$689,188 from the Minnesota Housing Finance Agency for the Family Homelessness Prevention and Assistance Program for the period July 1, 2015 through June 30, 2017;

RESOLVED FURTHER, That St. Louis County shall serve as fiscal agent for the grant;

RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate county officials to execute agreements with various community agencies to deliver services funded by the grant, to be paid from Fund 230, Agency 232001, Object 607200, Grant 23204, Grant Year 2015;

RESOLVED FURTHER, That the 2015 revenue and expenditure budgets be increased as follows with any adjustments to be made in the 2016 and 2017 budgets accordingly if there are any unspent funds or overspent funds not to exceed the grant funding of \$689,188:

Fund 230, Agency 232001, Object 629900, Grant 23204, Grant Year 2015
Fund 230, Agency 232001, Object 607200, Grant 23204, Grant Year 2015
Fund 230, Agency 232001, Object 530701, Grant 23204, Grant Year 2015

**Day Training and Habilitation and Semi-Independent Living
Services Contracts for FY 2016**

BY COMMISSIONER _____

WHEREAS, St. Louis County purchases Day Training and Habilitation (DT&H) and Semi-Independent Living Services (SILS) for residents with developmental disabilities;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute contract documents to purchase Day Training and Habilitation (DT&H) and Semi-Independent Living Services (SILS) for St. Louis County clients;

RESOLVED FURTHER, That rates for DT&H will be set by the State Disability Waiver Rate Management system on a client by client basis while SILS will remain at FY 2015 levels.

Day Training and Habilitation (DT&H) rates for all county-funded persons are individually determined using the Rate Management System established by the Minnesota Department of Human Services for the following providers to be paid from Fund 230, Agency 232006, Object 604800:

CHOICE, Unlimited - CHOICE
CHOICE, Unlimited – OPTIONS
East Range DAC
Floodwood Services & Training, Inc.
Pinewood, Inc.
Range Center, Inc.
UDAC, Inc.

Semi-Independent Living Services (SILS) rates are \$27.76 per hour for the following providers of SILS services to be paid from Fund 230, Agency 232006, Object 605200:

Duluth Regional Care Center	\$27.76 per hour
Northern Habilitative Services, Inc. of Chisholm	\$27.76 per hour
Trillium Services, Inc.	\$27.76 per hour

CY 2015 Out-of-State Contract for Residential Treatment Services to Families and Children

BY COMMISSIONER _____

WHEREAS, St. Louis County has a variety of children’s services available in the community that are Federal Title IV-E eligible, with the county paying the entire cost for any child who does not have private insurance coverage or is not eligible for Medical Assistance; and

WHEREAS, The Public Health and Human Services Department wishes to contract with Lakeview Neuro Rehab Midwest of Waterford, WI, to provide needed children’s services on behalf of the county;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a Purchase of Service Agreement for the period June 16, 2015 through December 31, 2015 with Lakeview Neuro Rehab Midwest, Waterford, WI, for an out-of-state contract for Residential Treatment Services to Families and Children at the per diem rates listed below:

Residential Treatment:

<u>Lakeview Neuro Rehab Midwest</u>	<u>Requested Rate</u>
Care and Supervision	\$ 491.14 /day
Intensive Supervision	\$ 23.76 /hour
School	\$ 225.00/day

Budget References for Out-of-Home Placement

Fund	230	Social Services
Agency	232008	Children’s Services
Expense Objects	601200	Out-of-Home Placement Costs
	601600	Children’s Mental Health Services

**Bois Forte Appointment to the Heading Home
St. Louis County Leadership Council**

BY COMMISSIONER _____

WHEREAS, On November 25, 2014, the St. Louis County Board adopted Resolution No. 14-655 in which three (3) applicants were appointed and three (3) applicants were re-appointed to fill vacancies on the Heading Home St. Louis County Leadership Council, with one (1) vacancy still remaining for the Bois Forte Reservation Representative; and

WHEREAS, It is the protocol to request an appointment from the Bois Forte Band regarding vacancies in Reservation Representative positions on the Leadership Council; and

WHEREAS, An appointment was received on May 18, 2015, from the Bois Forte Tribal Council to fill the current vacancy;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board affirms and supports the following appointment to a vacancy that currently exists on the Heading Home St. Louis County Leadership Council:

<u>Representative</u>	<u>Appointment</u>	<u>3-YearTerm</u>
Bois Forte Reservation	Pamela M. Hughes	Expiring 12/31/18

Child Protection Staffing

BY COMMISSIONER _____

WHEREAS, As a result of the findings of the Governor’s Task Force for the Protection of Children, the 2015 Minnesota Legislature has allocated \$23 million per year for the next biennium for additional funding to counties for Child Protection staffing; and,

WHEREAS, Using the formula devised by the Department of Human Services, St. Louis County has been allocated \$786,400 for the State Fiscal Years 2016 and 2017; and

WHEREAS, The level of funding provides revenue for 10 additional child protection staff; and

WHEREAS, The Public Health and Human Services Department has recommended that the 10 staff be located in the following duties and areas:

- Initial Intervention: North – 2 social workers; South – 3 social workers
- Ongoing Child Protection: North – 2 social workers; South – 2 social workers
- Indian Child Welfare (ICWA): South – 1 social worker;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the increases the Public Health and Human Services Department staffing complement by 10.0 FTE social workers;

RESOLVED FURTHER, That should the state allocation be reduced or eliminated, these positions shall be reduced or eliminated in a proportionate manner.

Budget references:
230-232024-610100
230-232024-530665

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

BY COMMISSIONER _____

WHEREAS, The contract with Peter Tryon of Duluth, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes and installments; and

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

UNORGANIZED TOWNSHIP 53-16
LOT 2
SECTION 5, TOWNSHIP 53 NORTH, RANGE 16 WEST
Parcel Code: 673-0010-00700
C22120090; 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 owner 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 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.

**Reclassification and Special Sale to the
Duluth Housing and Redevelopment Authority**

BY COMMISSIONER _____

WHEREAS, The Duluth Housing and Redevelopment Authority (HRA) has requested to purchase the following described state tax forfeited lands for the market value of \$12,000, plus fees, for the purpose of economic development:

Legal: City of Duluth
TRACT C RLS NO. 50
Parcel Code: 010-3907-00030
LDKey: 117270

Legal: City of Duluth
LOT: 0007 BLOCK: 002
GLEN AVON 9TH DIVISION OF DULUTH
Parcel Code: 010-1910-00180
LDKey: 101587

Legal: City of Duluth
EX N 40 FT OF S 120 OF LOT: 8 BLOCK: 2
LEMAGIE PARK DIVISION OF DULUTH
Parcel Code: 010-2810-00060
LDKey: 102771; and

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 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, Parcel 010-3907-00030 has been classified as non-conservation land pursuant to Minnesota Stat. § 282.01; and

WHEREAS, The Land and Minerals Department recommends that parcels 010-1910-00180 and 010-2810-00060 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, These parcels of land are 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 these parcels 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;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the reclassification and sale of state tax forfeited land, as described, to the Duluth HRA for the market value of \$12,000 plus the following fees: 3% assurance fee of \$360, deed fee of \$25, deed tax of \$39.60, recording fee of \$46 and appraisal fee of \$800; for a total of \$13,270.60, 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 December 31, 2015.

**Easements across State Tax Forfeited Land to Access Shoreland Lease Parcels –
Tract B (Cotton and Ellsburg Townships)**

BY COMMISSIONER _____

WHEREAS, Buyers of parcels created by metes and bounds descriptions must cross state tax-forfeited land to access a public road; and

WHEREAS, Exercising the easement will not conflict with public use of land; and

WHEREAS, Minn. Stat. § 282.04, Subd. 4 and Minn. Stat. § 507.47 authorizes the County Auditor to impose easements across state tax forfeited land for such purposes;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to impose easements to access shoreland lease parcels across state tax forfeited lands as described in County Board File _____.

**Easements across State Tax Forfeited Land to Access Shoreland Lease Parcels –
Tract B (Cotton and Ellsburg Townships)**

Little Long easement

A 33 foot wide easement for ingress and egress purposes, over, under and across Section 14, Township 54 North, Range 16 West, Fourth Principal Meridian, the centerline of which is more particularly described as follows:

Commencing at a Spike in an Iron Pipe at the east quarter corner of said Section 14; thence North 01 degree 16 minutes 05 seconds East (assigned bearing) along the east line of said Section 14 for a distance of 2034.40 feet; thence South 69 degrees 27 minutes 06 seconds West for a distance of 270.34 feet; thence South 01 degree 14 minutes 28 seconds West for a distance of 220.83 feet to the point of beginning; thence North 71 degrees 05 minutes 50 seconds West for a distance of 56.96 feet; thence North 88 degrees 02 minutes 35 seconds West for a distance of 58.26 feet; thence South 56 degrees 46 minutes 15 seconds West for a distance of 70.80 feet; thence South 28 degrees 05 minutes 18 seconds West for a distance of 88.87 feet; thence South 02 degrees 51 minutes 50 seconds East for a distance of 109.57 feet; thence South 11 degrees 27 minutes 52 seconds West for a distance of 183.87 feet; thence South 05 degrees 25 minutes 00 seconds East for a distance of 132.86 feet; thence South 06 degrees 31 minutes 41 seconds West for a distance of 95.24 feet; thence South 02 degrees 51 minutes 34 seconds East for a distance of 260.77 feet; thence South 29 degrees 26 minutes 18 seconds West for a distance of 105.82 feet; thence South 42 degrees 05 minutes 40 seconds West for a distance of 49.70 feet; thence South 64 degrees 50 minutes 41 seconds West for a distance of 226.90 feet; thence South 39 degrees 42 minutes 10 seconds West for a distance of 115.63 feet; thence South 48 degrees 29 minutes 36 seconds West for a distance of 197.80 feet; thence South 57 degrees 01 minutes 08 seconds West for a distance of 44.00 feet; thence South 79 degrees 26 minutes 53 seconds West for a distance of 71.95 feet; thence South 67 degrees 30 minutes 36 seconds West for a distance of 72.50 feet; thence South 47 degrees 43 minutes 28 seconds West for a distance of 56.88 feet; thence South 20 degrees 05 minutes 39 seconds West for a distance of 61.25 feet; thence South 03 degrees 10 minutes 25 seconds East for a distance of 70.53 feet; thence South 10 degrees 16 minutes 24 seconds East for a distance of 177.78 feet to a point on the presumed centerline of Elde Road which bears South 89 degrees 39 minutes 10 seconds West, 1157.29 feet from the point of commencement and there terminating.

Sidelines to be lengthened or shortened to terminate on the northerly right-of-way line of Elde Road and on a line bearing South 01 degree 14 minutes 28 seconds West and North 01 degree 14 minutes 28 seconds East from the Point of Beginning.

Little Paleface easement:

A 33 foot wide easement for ingress and egress purposes, over, under and across Section 15, Township 55 North, Range 16 West, Fourth Principal Meridian, the centerline of which is more particularly described as follows:

Commencing at an Aluminum Capped Pipe at the southwest corner of said Section 15;

thence North 00 degrees 12 minutes 11 seconds West (assigned bearing) along the west line of said Section 15 for a distance of 1261.07 feet; thence North 89 degrees 47 minutes 49 seconds East for a distance of 241 0.25 feet to a point designated as "Point A", said point being the point of beginning; thence South 33 degrees 45 minutes 01 second West for a distance of 43.00 feet; thence South 67 degrees 41 minutes 11 seconds West for a distance of 60.50 feet; thence South 84 degrees 20 minutes 02 seconds West for a distance of 205.14 feet; thence South 51 degrees 57 minutes 10 seconds West for a distance of 196.60 feet; thence South 70 degrees 09 minutes 45 seconds West for a distance of 58.81 feet; thence North 73 degrees 08 minutes 09 seconds West for a distance of 215.84 feet; thence South 87 degrees 06 minutes 11 seconds West for a distance of 49.07 feet; thence South 54 degrees 08 minutes 15 seconds West for a distance of 121.70 feet; thence South 30 degrees 46 minutes 50 seconds West for a distance of 100.72 feet; thence South 07 degrees 25 minutes 11 seconds West for a distance of 196.94 feet; thence South 25 degrees 35 minutes 37 seconds West for a distance of 64.62 feet; thence South 66 degrees 53 minutes 05 seconds West for a distance of 275.49 feet; thence South 48 degrees 44 minutes 27 seconds West for a distance of 313.24 feet; thence South 67 degrees 40 minutes 20 seconds West for a distance of 429.23 feet; thence South 55 degrees 28 minutes 07 seconds West for a distance of 58.08 feet; thence South 40 degrees 02 minutes 18 seconds West for a distance of 42.80 feet to a point on the presumed centerline of Morcom Washusks Management Road which bears North 72 degrees 30 minutes 46 seconds East, 515.07 feet from the point of commencement and there terminating.

Sidelines to be lengthened or shortened to terminate on a line which bears North 48 degrees 02 minutes 57 seconds West and South 48 degrees 02 minutes 57 seconds East from said "Point A" and on the northerly right-of-way line of Morcom Washusks Management Road.

Together with a 16.5 foot wide easement for ingress and egress purposes, over, under and across Section 15, Township 55 North, Range 16 West, Fourth Principal Meridian, the centerline of which is more particularly described as follows:

Beginning at said "Point A"; thence South 48 degrees 02 minutes 57 seconds East for a distance of 16.50 feet; thence North 41 degrees 57 minutes 03 seconds East for a distance of 140.00 feet; thence North 48 degrees 02 minutes 57 seconds West for a distance of 16.50 feet to a line which bears North 41 degrees 57 minutes 03 seconds East from said "Point A"; thence South 41 degrees 57 minutes 03 seconds West for a distance of 140.00 feet to the point of beginning.

**Request for Conveyance of State Tax Forfeited Land to the City of Duluth –
Cross City Trail**

BY COMMISSIONER _____

WHEREAS, Pursuant to Minn. Stat. § 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 City of Duluth has requested a free conveyance of state tax forfeited parcels as described in County Board File No. _____ for trail purposes; and

WHEREAS, The Land and Minerals Department recommends that these parcels 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, These parcels are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The reclassification 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 parcels are located;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends reclassification of the above described state tax forfeited land, and that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Duluth to be used for public trail purposes, upon payment of \$250 administrative fee, \$250 Department of Revenue fee, \$1.65 deed tax, \$25 deed fee, and \$46 recording fee; for a total of \$572.65, to be deposited into Fund 240 (Forfeited Tax Fund).

Cross City Trail

- 010-4630-01640 Re Plat of Wilmington Addition to West Duluth, Block 9, Lots 25 thru 28
- 010-4630-01680 Re Plat of Wilmington Addition to West Duluth, Block 9, Lots 29 thru 45
Ex Ry Rt of W
- 010-4630-01560 Re Plat of Wilmington Addition to West Duluth, Block 9, Lots 17 thru 21
Ex Ry Rt of W
- 010-4630-01610 Re Plat of Wilmington Addition to West Duluth, Block 9, Lot 22 Ex Ry R
of W
- 010-4630-03260 Re Plat of Wilmington Addition to West Duluth, Block 16, Lots 4 thru 10
Ex Ry Rt of W
- 010-4630-03330 Re Plat of Wilmington Addition to West Duluth, Block 16, Lot 11
- 010-4630-03340 Re Plat of Wilmington Addition to West Duluth, Block 16, Lot 12
- 010-4630-03350 Re Plat of Wilmington Addition to West Duluth, Block 16, Lots 13 thru
22 Ex Ry Rt of W
- 010-4630-03450 Re Plat of Wilmington Addition to West Duluth, Block 16, Lot 23
- 010-4630-03460 Re Plat of Wilmington Addition to West Duluth, Block 16, Lot 24

**Request for Conveyance of State Tax Forfeited Land to the City of Duluth –
Quarry Park**

BY COMMISSIONER _____

WHEREAS, Pursuant to Minn. Stat. § 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 City of Duluth has requested a free conveyance of the state tax forfeited parcels as described in County Board File No. _____ for park and trail purposes; and

WHEREAS, The Land and Minerals Department recommends that these parcels 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, These parcels are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The reclassification 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 parcels are located;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends reclassification of the above described state tax forfeited land, and that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Duluth to be used for public trail purposes, upon payment of \$250 administrative fee, \$250 Department of Revenue fee, \$1.65 deed tax, \$25 deed fee, and \$46 recording fee; for a total of \$572.65, to be deposited into Fund 240 (Forfeited Tax Fund).

Quarry Park

010-0250-00010	Bellevue Park Addition to Duluth, Block 1, All Inc Vac Sts Adj
010-0250-00970	Bellevue Park Addition to Duluth, Block 9, Inc Vac Sts/Alley Adj
010-0250-00980	Bellevue Park Addition to Duluth, Block 10, Inc Vac Sts/Alley Adj
010-0250-00990	Bellevue Park Addition to Duluth, Block 11, Inc Vac Sts Adj
010-0250-01330	Bellevue Park Addition to Duluth, Block 13, Inc Vac Sts Adj
010-0250-01340	Bellevue Park Addition to Duluth, Block 14, Inc Vac Sts Adj
010-0250-01440	Bellevue Park Addition to Duluth, Block 15, Lots 10 thru 15 Lying N of D M and N Ry Rt of Way Including part of Vacated Albion St and Alley Adj
010-0250-01350	Bellevue Park Addition to Duluth, Block 15, Lots 1 thru 9 Inc part of Vac Alleys Streets and Aves Adj
010-0250-01630	Bellevue Park Addition to Duluth, Block 16, Lot 9, That part lying N of D M/N Ry R of W
010-0250-01550	Bellevue Park Addition to Duluth, Block 16, Lots 1 thru 8 Inc part of Vac Columbia Ave Adj
010-0250-01270	Bellevue Park Addition to Duluth, Block 12, Lots 28 thru 33 Ex part lying Wly of centerline extended Nly of that part of 59th Ave W which lies Sly of said blk
010-0250-01140	Bellevue Park Addition to Duluth, Block 12, Lots 15 thru 27 Inc 1/2 Vacated Columbia Ave Adj
010-0250-01000	Bellevue Park Addition to Duluth, Block 12, Lots 1 thru 8 Inc Vac Street Adj Ex part lying Wly of centerline extended Nly of that part of 59th Ave W which lies Sly of said blk
010-0250-01080	Bellevue Park Addition to Duluth, Block 12, Lots 9 thru 12 Inc 1/2 Vac Franklin Ave Adj
010-0250-01120	Bellevue Park Addition to Duluth, Block 12, Lots 13 and 14 Inc 1/2 Vac Franklin Ave and Chillon Crt Adj

**Request for Conveyance of State Tax Forfeited Land to the City of Duluth –
Western Waterfront Trail**

BY COMMISSIONER _____

WHEREAS, Pursuant to Minn. Stat. § 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 City of Duluth has requested a free conveyance of state tax forfeited parcels as described in County Board File No. _____ for trail purposes; and

WHEREAS, The Land and Minerals Department recommends that these parcels 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, These parcels are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that notice of the classification or reclassification of lands situated within a municipality or town must be transmitted to its governing body; and

WHEREAS, The reclassification 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 parcels are located;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends reclassification of the above described state tax forfeited land, and that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Duluth to be used for public trail purposes, upon payment of \$250 administrative fee, \$250 Department of Revenue fee, \$1.65 deed tax, \$25 deed fee, and \$46 recording fee; for a total of \$572.65, to be deposited into Fund 240 (Forfeited Tax Fund).

Western Waterfront Trail Extension

010-2550-04160	Ironton 4th Division Duluth, Block 15, Lots 1 thru 21
010-2550-04370	Ironton 4th Division Duluth, Block 15, Lot 22, Ex RY R of W
010-3270-01140	Minnie Wakan Addition to Duluth, Block 15, Lot 12, Ex RY R of W
010-3270-01130	Minnie Wakan Addition to Duluth, Block 15, Lot 11, Ex RY R of W
010-2550-05080	Ironton 4th Division Duluth, Block 19, Lots 4 through 6 Ex Ry R/W
010-2820-02350	Rearrangement Lenroots Addition to Ironton Duluth, Block 19, Lot 11
010-2820-02360	Rearrangement Lenroots Addition to Ironton Duluth, Block 19, Lot 12
010-2820-02370	Rearrangement Lenroots Addition to Ironton Duluth, Block 19, Lot 13
010-2820-02520	Rearrangement Lenroots Addition to Ironton Duluth, Block 20, Lot 15
010-2820-02680	Rearrangement Lenroots Addition to Ironton Duluth, Block 21, Lot 16
010-2820-02690	Rearrangement Lenroots Addition to Ironton Duluth, Block 21, Lot 17
010-2820-02700	Rearrangement Lenroots Addition to Ironton Duluth, Block 21, Lot 18

Appraisal Reports for the Sale of Timber

BY COMMISSIONER _____

RESOLVED, That the appraisal reports for the sale of timber to be offered at PUBLIC INTERMEDIATE ORAL TIMBER AUCTION, Tracts 1 through 35 (totaling \$1,227,322.87), 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;

RESOLVED FURTHER, That the St. Louis County Board approves the terms and conditions as outlined in County Board File No. 60009.

**Acquisition of Right of Way – Replacement of Bridge on CR 916
(Morcom Township)**

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of the Itasca Road (County Road 916) and to replace the existing bridge (County Bridge 650) over the Bear River in Morcom Township, County Project 0916-243933; and

WHEREAS, These improvements consist of replacing the existing bridge with a new bridge at the same location and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

WHEREAS, In addition to the existing highway right of way, certain lands are required for this construction, together with temporary construction easements;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for this project, payable from Fund 200, Agency 203001;

RESOLVED FURTHER, That, pursuant to Minn. Stat. 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant the necessary easements for highway purposes over the following tax forfeited parcel:

The West 30 acres of Government Lot 3, Section 7, Township 61 North of Range 21 West of the Fourth Principal Meridian. (Parcel ID No. 460-0010-01070)

**Acquisition of Right of Way – Replacement of Bridge on CR 937
(Field Township)**

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of the Wood Road (County Road 937) and to replace the existing bridge (County Bridge 655) over the Flint Creek in Field Township, County Project 0937-243934; and

WHEREAS, These improvements consist of replacing the existing bridge with a new bridge at the same location and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

WHEREAS, In addition to the existing highway right of way, certain lands are required for this construction, together with temporary construction easements.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for this project, payable from Fund 200, Agency 203001;

RESOLVED FURTHER, That pursuant to Minn. Stat. 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant the necessary easements for highway purposes over the following tax forfeited parcel:

Government Lot 4, Section 1, Township 62 North, Range 19 West EXCEPT
Railroad Right of Way. (Parcel ID No. 350-0010-00060)

Agreement with LHB Corp for Construction Administration Services for the Replacement of Bridge 414 on CSAH 4 (Colvin Township)

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments authorized by the County Attorney, with LHB Corp., of Duluth, MN, for construction administration and inspection services on bridge project CP 0004-213068/SAP 69-604-076, Br 414. The total cost of these services is \$96,764, payable from Fund 220, Agency 220365, Object 626600.

Award of Bid: Bridge Project on CR 406 (Willow Valley Township)

BY COMMISSIONER _____

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

CP 0406-213065 TST, Bridge 69K30, located on CR 406 (Chisholm Road) between CSAH 114 (Olson Road West) and CSAH 74 (Willow River Road, and;

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on June 25, 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>
Hoover Construction Company	P.O. Box 1007 Virginia, MN 55792	\$436,699.65

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 444033, Object 652806.

Execute 2015 HUD Contracts - CDBG, HOME and ESG Entitlement Grants

BY COMMISSIONER _____

WHEREAS, The 2015-2019 Consolidated Plan and 2015 Action Plan was submitted on April 9, 2015 to the U.S. Department of Housing and Urban Development (HUD) for the 2015 Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) programs; and

WHEREAS, The U.S. Department of Housing and Urban Development has approved the 2015-2019 Consolidated Plan and 2015 Action Plan and provided program allocations to St. Louis County of \$1,795,997 for the CDBG program, \$423,656 for the HOME program, and \$162,335 for the ESG program; and

WHEREAS, The St. Louis County Board approved the CDBG Citizen Advisory Committee recommendation for 2015 Community Development Block Grant program awards by Resolution No. 15-140 on March 10, 2015; and

WHEREAS, The advisory committee for the Northeast Minnesota HOME Consortium recommends the award of \$431,291 in HOME funding for housing activities identified in the Consolidated Plan in the five-county region; and

WHEREAS, The Planning and Community Development and Public Health and Human Services Departments conducted a process to allocate the 2015 ESG funding. The process included county staff members, the Rural Housing Coalition, and the Heading Home Governance Board of the St. Louis County Homeless Continuum of Care. ESG funding supports essential services, homeless prevention activities, and emergency shelter and transitional housing operations;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board accepts the 2015 HUD grants and authorizes the St. Louis County Planning and Community Development Director to execute the grant agreements on behalf of St. Louis County, along with all the necessary forms, attachments, addendums, certifications, and subsequent forms to implement the programs and complete the agreements between St. Louis County and the U.S. Department of Housing and Urban Development;

RESOLVED FURTHER, That grant funds will be allocated as follows:

\$ 1,795,997 CDBG Grant 2015 to Fund 260
\$ 423,656 HOME Grant 2015 to Fund 270
\$ 162,335 ESG Grant 2015 to Fund 173

RESOLVED FURTHER, That the St. Louis County Board allocates 2015 projects from grants, program income and reprogrammed funds and authorizes the Planning

and Community Development Director and a representative of the County Attorney to execute agreements for approved projects and that disbursements related to the CDBG sub-recipient agreements be made from CDBG Fund 260, HOME agreements from HOME Fund 270, and ESG agreements from ESG Fund 173 according to the following schedule:

Agency – CDBG, Fund 260

2015 CDBG Program Proposed Uses of Funding				
Project	Objective	Outcome	Indicator	Amount
Housing				
AEOA Single Family Housing Rehabilitation	Decent Housing	Sustainability	14 units	310,000
Avinity-LEE Center Rehabilitation	Decent Housing	Sustainability	95 units	35,000
North St. Louis County Habitat for Humanity	Decent Housing	Accessibility	2 units	30,000
One Roof Community Housing	Decent Housing	Accessibility	1 unit	25,000
Subtotal				400,000
Economic Development				
Entrepreneur Fund Micro-enterprise	Econ Opportunities	Accessibility	10 people	20,000
Subtotal				20,000
Community Facilities and Public Infrastructure				
Community Facilities				
Cook: River Street Bridge	Suitable Living	Sustainability	1 public facility	35,000
Proctor: Commercial Rehabilitation	Suitable Living	Sustainability	2 businesses	25,000
Tourist Center Seniors: Accessibility	Suitable Living	Sustainability	1 public facility	10,000
Public Infrastructure				
Babbitt Infrastructure	Suitable Living	Sustainability	767 people	150,000
Ely Infrastructure	Suitable Living	Sustainability	3,600	100,000
Eveleth Infrastructure	Suitable Living	Sustainability	1,220 people	90,000
Floodwood Infrastructure	Suitable Living	Sustainability	485 people	197,000
Hibbing Infrastructure	Suitable Living	Sustainability	1,035 people	100,000
Mt. Iron Infrastructure	Suitable Living	Sustainability	32 people	50,000
Orr Infrastructure	Suitable Living	Sustainability	176 people	50,000
Tower-Breitung Wastewater Board Infrastructure	Suitable Living	Sustainability	605 people	60,000
St. Louis County Neighborhood Revitalization Program	Suitable Living	Sustainability		0
Subtotal				1,017,000
Public Service				
Advocates for Family Peace Children's Program	Suitable Living	Accessibility	150 people	24,000
AEOA Homeless Shelter Operations	Suitable Living	Accessibility	126 people	41,000
AEOA Homeless Youth Services	Suitable Living	Accessibility	50 people	24,000
Legal Aid Service of NE MN Housing Counseling	Suitable Living	Accessibility	250 people	34,000
Range Transitional Housing	Suitable Living	Accessibility	50 people	44,000
Salvation Army Hibbing Melting Pot Meals Program	Suitable Living	Accessibility	3,100 people	17,000
Salvation Army Virginia Virginia Supper Club Meals Program	Suitable Living	Accessibility	3,600 people	17,000
Sexual Assault Youth Outreach Services	Suitable Living	Accessibility	150 people	24,000
SOAR Career Solutions	Econ Opportunities	Accessibility	30 people	20,000
Subtotal				245,000
Administration	N/A	N/A	1 org	338,997
Total FY 2015 CDBG Program				
Housing				400,000
Economic Development				20,000
Physical Improvements				1,017,000
Public Service				245,000
Administration				338,997
Total				2,020,997

Agency – HOME Fund 270

2015 HOME Program Northeast Minnesota HOME Consortium	
Project	Amount
AEOA Home Ownership Assistance Program – down payment assistance	190,000
AEOA CHDO Operating	7,060
KOOTASCA Community Action Home Ownership Assistance Program - down payment assistance	150,111
KOOTASCA Community Action CHDO Operating	7,060
One Roof Community Housing CHDO Set-Aside	70,000
One Roof Community Housing CHDO Operating	7,060
St. Louis County Administration	42,365
Total	473,656

Agency-ESG Fund 173

2015 ESG Program St. Louis County	
Project	Amount
Arrowhead Economic Opportunity Agency – Homeless Assistance (Shelter Operations)	\$44,063
Arrowhead Economic Opportunity Agency – Flex Fund Administration (Rapid Re-Housing)	\$57,697
Range Transitional Housing – Homeless Assistance (Case Management)	\$25,400
Legal Aid Service of NE Minnesota Virginia Office – Legal Services	\$15,000
Amherst H. Wilder Foundation – HMIS (data collection and reporting)	8,000
St. Louis County – Administration	\$12,175
Total - ESG	\$162,335

Parking Lot Repairs – Hibbing Courthouse Annex

BY COMMISSIONER _____

WHEREAS, The Hibbing Courthouse Annex north parking lot has reached the end of its useful life and is in need of significant repairs; and

WHEREAS, This parking area provides access to the new Motor Pool vehicle canopy and for emergency vehicles to the north side of the Annex; and

WHEREAS, St. Louis County Purchasing solicited bids on June 17, 2015 with Bougalis Incorporated of Hibbing, MN, providing the low qualified bid;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract with Bougalis Incorporated of Hibbing, MN, for repairs to the Hibbing Courthouse Annex north parking lot in an amount not to exceed \$78,400, payable from Fund 402, Agency 402006.

Abatement List for Board Approval

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. 60032.

Relief of Penalties for Late Receipt of First Half 2015 Real Estate Taxes

BY COMMISSIONER _____

WHEREAS, Several Commissioners have heard from citizens whose first half property tax payments, due on May 15, 2015, were received late and they have been charged a penalty for the late payment; and

WHEREAS, These citizens are requesting relief from the late fees due to recent changes implemented by the United States Postal Service at the Duluth Post Office that have affected mail pick up times at mail boxes around the region; and

WHEREAS, The change implemented in April, 2015 at the Duluth mail processing center is unique and a new development for county citizens; and

WHEREAS, According to its policies, the County Board, pursuant to Minn. Stat. 279.01, Subd. 2, delegates authority to the County Auditor to abate penalties due on current year taxes if the imposition of the penalty would be unjust or unreasonable;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board requests that the County Auditor/Treasurer develop a one-time procedure for the relief of penalties for late receipt of first half real estate tax payments, due to changes to mail pick up times implemented by the United States Postal Service in April 2015;

RESOLVED FURTHER, That the County Auditor will bring the procedure back to the County Board for final approval.

**Application for Temporary On-Sale 3.2 Percent Malt Liquor License
(Portage 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:

Buyck Volunteer Fire Department, Town of Portage, Temporary On-Sale 3.2 Percent Malt Liquor License for August 1, 2015.

**Application to Sell/Serve Liquor Outside the Designated Serving Area
(Gnesen Township)**

BY COMMISSIONER _____

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subd. 11.06. authorization is hereby approved for the following application to sell/serve outside the designated serving area of the County Liquor License, as per application on file in the office of the County Auditor, identified as County Board File No. 60027:

Fryes' Lake Place, LLC d/b/a Island Lake Inn, Gnesen Township, August 8, 2015;

RESOLVED FURTHER, That said license is approved contingent upon Gnesen Township and Minnesota Department of Health approval, and jurisdiction approval by appropriate planning department.

**Revised St. Louis County Vacation Donation Policy
and Rescind Resolution No. 96-324**

BY COMMISSIONER: _____

RESOLVED, That the St. Louis County Board adopts the revised St. Louis County Vacation Donation Policy as contained in Board File No. _____;

RESOLVED FURTHER, That the previous St. Louis County Vacation Donation Policy, as found in County Board Resolution No. 96-324, dated April 23, 1996, is hereby rescinded;

RESOLVED FURTHER, That the Board directs the Human Resources Director to continue to review, determine eligibility and process vacation donation requests on behalf of employees of St. Louis County.