



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

**September 13, 2016**

**Immediately following the Board Meeting, which begins at 9:30 A.M.**  
**Commissioners' Conference Room, St. Louis County Courthouse, Duluth, MN**

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**CONSENT AGENDA:**

*All matters listed under the consent agenda are considered routine and/or non-controversial and will be enacted by one unanimous motion. If a commissioner requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.*

**Minutes of September 6, 2016**

**Environment & Natural Resources Committee, Commissioner Rukavina, Chair**

1. Special Sale to the Duluth Housing and Redevelopment Authority and Rescind County Board Resolution No. 15-479 **[16-407]**
2. Request for Free Conveyance of State Tax Forfeited Land to the City of Hermantown **[16-408]**
3. Request for Free Conveyance of State Tax Forfeited Land to the City of Hibbing – Maple Hill Park **[16-409]**
4. Withdrawal of State Tax Forfeited Land from Memorial Forest Status **[16-410]**
5. Permanent Conservation Easements on State Tax Forfeited Land (Cotton Township) **[16-411]**
6. Access Easement across State Tax Forfeited Land to Gerald and Jean Fitzsimmons (North Star Township) **[16-412]**

**Public Works & Transportation Committee, Commissioner Stauber, Chair**

7. Acquisition of Right of Way – Reclaim and Overlay Project on CSAH 5 (French and Morcom Townships) **[16-413]**

**Finance & Budget Committee, Commissioner Nelson, Chair**

8. Violation of St. Louis County Ordinance No. 28 – Bear River Viking Bar (Morcom Township) **[16-414]**
9. Violation of St. Louis County Ordinance No. 28 – The Landing (Beatty Township) **[16-415]**
10. St. Louis County Courthouse-Virginia HVAC and Roof Replacement – Engineering and Design Services **[16-416]**

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**TIME SPECIFIC PRESENTATION:**

**11:00A.M. Update on Steve O'Neil Apartments, Lee Stewart, Executive Director, CHUM**

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**REGULAR AGENDA:**

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

**Public Works & Transportation Committee, Commissioner Stauber, Chair**

1. **Award of Bids: Bridge Reconstruction on CSAH 59/Melrude Road (Ellsburg Township)** **[16-417]**  
Resolution awarding the reconstruction of bridge 69A35 on CSAH 59 to low bidder Northland Constructors of Duluth, MN.

**Central Management & Intergovernmental Committee, Commissioner Jewell, Chair**

**1. Committee Vacancy - Appointment to the Planning Commission [16-418]**

Resolution to fill a vacancy on the Planning Commission.

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**COMMISSIONER DISCUSSION ITEMS AND REPORTS:**

*Commissioners may introduce items for future discussion, or report on past and upcoming activities.*

**ADJOURNED:**

**NEXT COMMITTEE OF THE WHOLE MEETING DATES:**

**September 27, 2016**                      **City Hall, 209 East Chapman, Ely, MN**

**October 4, 2016**                        **St. Louis County Courthouse, Duluth, MN**

**October 11, 2016**                      **Lakewood Town Hall, 3110 Strand Road/CR 286, Duluth, MN**

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

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

September 6, 2016

Location: St. Louis County Courthouse, Duluth, Minnesota

Present: Commissioners Jewell, Boyle, Dahlberg, Rukavina, Stauber, Nelson, and Chair Raukar

Absent: None

Convened: Chair Raukar called the meeting to order at 12:34 p.m.

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At 12:35 p.m., Keith Carlson, Nancy Silesky, Ryan Erdmann, and Steve Novak of the Minnesota Inter-County Association gave a presentation to the Committee, highlighting various legislative happenings and potential impacts to St. Louis County.

The Committee recessed at 1:02 p.m. and re-convened at 1:59 p.m. with all members present except Commissioner Dahlberg.

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## CONSENT AGENDA

Rukavina/Boyle moved to approve the consent agenda. The motion passed. (6-0, Dahlberg absent)

- Minutes of August 9, 2016
- Contract with Vendor for PHS Closed File Scanning in Virginia, Hibbing and Ely [16-372]
- Application and Acceptance of Planning Grant Funding for the Local St. Louis County Continuum of Care [16-373]
- Approval of Registered Land Survey No. 130 (Unorganized Township 63-17) [16-374]
- Adoption of Proposed Ordinance 60 Amendments, Subdivision Ordinance [16-375]
- Amend Zoning Ordinance No. 62, to Incorporate and Establish Zoning Map for Greenwood Township [16-376]
- Adoption of Proposed Ordinance 62 Amendments, Zoning Ordinance [16-377]
- Repurchase of State Tax Forfeited Land – Abrahamson (Homestead) [16-378]
- Adjoining Owner Sale (Duluth Township) [16-379]
- Special Sale to the City of Chisholm [16-380]
- Request for Free Conveyance of State Tax Forfeited Land to the City of McKinley [16-381]
- Demolition of Structures on State Tax Forfeited Lands [16-382]
- Right of Way and Utility Easement Across State Tax Forfeited Land to the City of Chisholm (Garden Lands) [16-383]
- Right of Way and Utility Easement Across State Tax-Forfeited Land to the City of Chisholm (Lakeview Addition) [16-384]
- Access Easement across State Tax-Forfeited Land to Judith Ann and Eric M. Mattson (Culver Township) [16-385]

- Access Easement across State Tax Forfeited Land to Judith Ann Mattson (Culver Township) [16-386]
- Access and Utility Easement across State Tax-Forfeited Land to Cellular Inc. Network Corp. d/b/a Verizon Wireless (Gnesen Township) [16-387]
- Award of Bid: Fuel Deliveries of Gasohol, Fuel Oil and Diesel Fuel [16-388]
- Acceptance of County Veterans Service Office Operational Enhancement Grant [16-389]
- Abatement List for Board Approval [16-390]
- LANDesk Client Asset Management Software [16-391]
- Lawful Gambling Application (Gnesen Township) [16-392]

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### **Establishment of Public Meetings**

Nelson/Stauber moved to establish public meetings to gather comment on the proposed property tax levy and operating budget for year 2017 on Thursday, December 1, 2016, 7:00 p.m., at the St. Louis County Courthouse, Virginia, MN, and Thursday, December 8, 2016, 7:00 p.m., at the St. Louis County Courthouse, Duluth, MN. [16-393] The motion passed. (6-0, Dahlberg absent)

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### **Environmental & Natural Resources Committee**

Commissioner Dahlberg entered the meeting at 2:05 p.m.

Nelson/Boyle moved to approve a joint repurchase of state tax forfeited property (non-homestead) through a single repurchase contract among the county, Prosperity House, and Mr. Hull, and authorize the appropriate county officials to negotiate and execute appropriate repurchase documents. If Prosperity House and Mr. Hull comply with all of the terms and conditions of the repurchase contract, the county shall ask the State of Minnesota to issue a single deed to Prosperity House and Mr. Hull. The repurchase amount shall be calculated in accordance with the repurchase statutes, and any amount received by the county in connection with the repurchase shall be deposited into Fund 240 (Forfeited Tax Fund. [16-394] Commissioner Dahlberg stated that he was abstaining from conversation and the vote due to a conflict of interest. St. Louis County Assistant Attorney Nick Campanario discussed various options to resolve the situation. Chris Hull discussed the contract for deed agreement. Commissioner Dahlberg stepped out of the meeting from 2:16 p.m. to 2:31 p.m. After further discussion, the motion passed; four yeas, two nays (Rukavina, Jewell), one abstention (Dahlberg).

Rukavina/Jewell moved to authorize the Land Commissioner to apply price reductions on current timber contracts impacted by 2016 storm and fire events by reducing the damaged portion of the contract volume and calculating a new weighted average price per species. [16-395] St. Louis County Deputy Land Commissioner Jason Meyer provided the Committee with an overview of the price adjustment formula. Scott Dane, Executive Director of the Associated Contract Loggers and Truckers of Minnesota, expressed concern using the weighted average calculation and feels the calculation would result in an artificial price. The motion was amended to remove reference to the weighted average calculation. After further discussion, the motion passed. (7-0)

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### **Public Works & Transportation Committee**

Rukavina/Nelson moved to award a bid to Mesabi Bituminous, Inc., of Gilbert, MN, in the amount of \$1,051,354.60 for project CP 0000-213215, SP 069-090-030, TA 6916(215), recreational trail from Eagles Nest Town Hall to Camp Lake Road located in Eagles Nest Township. [16-396] The motion passed. (7-0)

Stauber/Raukar moved that the Commissioner of Transportation be appointed as Agent of St. Louis County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects. The Chair of the County Board and County Auditor are hereby authorized and directed for and on behalf of St. Louis County to execute and enter into an agreement with the Commissioner of Transportation prescribing terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1026227". [16-397] St. Louis County Public Works Director Jim Foldesi highlighted public works safety initiatives as a result of funding secured by the Public Works Department. Commissioners Rukavina and Raukar stepped out of the meeting from 2:57 p.m. to 2:58 p.m. The motion passed. (7-0)

Nelson/Stauber moved that the St. Louis County Board of Commissioners fully supports the efforts of the Public Works Department to continue the implementation of the County Road Safety Plan and other highway safety strategies through multiple funding sources on St. Louis County roads; and further, authorizes the Public Works Director/Highway Engineer to apply for and accept highway safety related grants from federal, state and other sources that are consistent with implementation of the County Road Safety Plan. [16-398] Commissioner Jewell stepped out of the meeting from 3:13 p.m. to 3:16 p.m. The motion passed. (7-0)

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### **Finance & Budget Committee**

Jewell/Nelson moved that St. Louis County will serve as the Local Government Unit (LGU) on behalf of the Mars Lakeview Arena in its effort to secure a James Metzen Mighty Ducks Grant Program, through the Minnesota Amateur Sports Commission (MASC). The St. Louis County Board of Commissioners is requesting \$150,000 from the James Metzen Mighty Ducks Grant Program and will assume responsibility for a matching contribution of \$150,000, raised by the Mars Lakeview Arena, as outlined in the grant application submission materials. The Mars Lakeview Arena agrees to own, assume 100 percent operational costs for the facility or equipment, and will operate the facility or equipment for its intended purpose for the functional life of the facility or equipment which is estimated to be 20 years. The St. Louis County Board of Commissioners agrees to enter into necessary and required agreements with the MASC for the specific purpose of completing the project. A request for reimbursement be made to the MASC for the amount awarded after the completion of the project. Donald Dicklich, St. Louis County Auditor/Treasurer, is authorized and directed to execute said application and serve as the official liaison with the MASC. [16-399]. Brendan Flaherty, Director of the Mars Lakeview Arena, discussed improvements as a result of the grant. After further discussion, the motion passed. (7-0)

The Committee recessed at 3:35 p.m. and re-convened at 3:41 p.m. with all members present.

Nelson/Stauber moved that the St. Louis County Board, acting on behalf of unorganized townships for the purpose of road and bridge maintenance and construction, adopts and certifies a maximum levy of \$1,582,000 for the year 2017 to be levied only in such unorganized townships. [16-400]. Rukavina/Jewell moved to amend the maximum levy amount to \$1,300,000. The amendment failed; three yeas (Jewell, Rukavina, Raukar), four nays (Boyle, Dahlberg, Stauber, Nelson). St. Louis County Public Works Director Jim Foldesi discussed how projects are prioritized and funded. After further discussion, the original motion passed. (5-2, Jewell, Rukavina)

Nelson/Raukar moved that the St. Louis County Board certifies the Housing and Redevelopment Authority maximum property tax levy for 2017 in the amount of \$212,074. [16-401]. The motion passed. (7-0)

Commissioner Dahlberg exited the meeting at 4:35 p.m.

Nelson/Raukar moved to choose Option A and authorize the County Auditor to spread local levies for the provision of fire protection and/or first responder services to identified unorganized territories within the county beginning January 1, 2017 and to authorize the agreements with the listed corporations for the provision of these services. [16-402]. Rukavina/Boyle offered an amendment to select Option B. After further discussion, the amended motion passed without recommendation. (6-0, Dahlberg absent)

Nelson/Raukar moved that the 2017 maximum property tax levy recommendation based on a preliminary proposed budget that will be provided to the County Board for consideration at the September 13, 2016 County Board meeting. [16-403]. The motion passed. (6-0, Dahlberg absent)

Chair Raukar exited the meeting at 5:00 p.m.

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### **Central Management & Intergovernmental Committee**

Rukavina/Nelson moved that the St. Louis County Board establish a “True County” Assessor System for the County of St. Louis, Minnesota, to ensure that property is fairly and consistently valued in all jurisdictions and that the property tax burden is distributed equitably, as defined by the State Legislature. The transition to a “True County” Assessor System shall become effective January 1, 2018, which is the second assessment date following adoption of this resolution. [16-404]. St. Louis County Director of Public Records and Property Valuation Mark Monacelli indicated there are seven entities currently doing local assessments. The motion passed. (5-0, Dahlberg, Raukar absent)

Rukavina/Boyle moved that the St. Louis County Board reappoint: Raymond Svatos (St. Louis County Association of Townships), Valerie Strukel (Eveleth), John Mulder (Hermantown), Ann Taray (At Large - Meadowlands), and Jessica Rich (At Large - Floodwood) to serve additional three-year terms, expiring April 30, 2019, on the Community Development Block Grant Citizen Advisory Committee; and further, authorize the County Auditor to advertise and accept applications for the seven vacancies on the CDBG Advisory Committee. The per diem for CDBG Advisory Committee members will be increased to \$50 for each meeting attended and reimbursement for round-trip mileage at the applicable federal CONUS rate, effective January 1, 2017. [16-405]. The motion passed. (5-0, Dahlberg, Raukar absent)

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### **COMMISSIONER DISCUSSION ITEMS AND REPORTS**

None

At 5:05 p.m., Nelson/Boyle moved to adjourn the Committee of the Whole meeting. The motion passed. (5-0, Dahlberg, Raukar absent)

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Steve Raukar, Chair of the County Board

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Phil Chapman, Clerk of the County Board

# BOARD LETTER NO. 16 - 407

ENVIRONMENT & NATURAL RESOURCES COMMITTEE  
CONSENT NO. 1

BOARD AGENDA NO.

**DATE:** September 13, 2016      **RE:** Special Sale to the Duluth  
Housing and Redevelopment  
Authority and Rescind County  
Board Resolution No. 15-479

**FROM:** Kevin Z. Gray  
County Administrator

Mark Weber, Director  
Land and Minerals

Donald Dicklich  
County Auditor/Treasurer

**RELATED DEPARTMENTAL GOAL:**

Financial return to the county and taxing districts.

**ACTION REQUESTED:**

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

**BACKGROUND:**

The Duluth HRA has asked to acquire parcels of state tax forfeited land for the purpose of economic development. The Land and Minerals Department, the City of Duluth, and the Planning & Economic Development Department, worked together to derive the optimum configuration for this sale and protect water quality, requiring an earlier resolution to be rescinded.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the sale of state tax forfeited land to the Duluth HRA for the appraised value of \$8,500 plus the following fees: 3% assurance fee of \$255, deed fee of \$25, deed tax of \$28.05, recording fee of \$46 and appraisal fee of \$800; for a total of \$9,654.05, to be deposited into Fund 240 (Forfeited Tax Fund).

**Special Sale to the Duluth Housing and Redevelopment Authority and Rescind  
County Board Resolution No. 15-479**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The Duluth Housing and Redevelopment Authority (HRA) has requested to purchase the following described state tax forfeited land for the market value of \$8,500, plus fees, for the purpose of economic development:

Legal: City of Duluth

TRACT C RLS NO. 50

Parcel Code: 010-3907-00030

LDKey: 117270

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

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

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

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 \$8,500 plus the following fees: 3% assurance fee of \$255, deed fee of \$25, deed tax of \$28.05, recording fee of \$46 and appraisal fee of \$800; for a total of \$9,654.05, 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, 2016.

RESOLVED FURTHER, That St. Louis County Board Resolution No. 15-479, dated August 4, 2015, is hereby rescinded.



*Resolution  
of the  
Board of County Commissioners*

*St. Louis County, Minnesota*

*Adopted on: August 4, 2015 Resolution No. 15-479*

*Offered by Commissioner: Raukar*

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**Reclassification and Special Sale to the Duluth Housing & Redevelopment Authority,  
Rescind County Board Resolution No. 15-433 and Correct Legal Description**

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 F LOT 8, BLOCK 1  
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 have not been withdrawn from sale pursuant to Minn. Stat. §§ 85.012, 92.461, 282.01, Subd. 8; and 282.018, and other statutes that require the withholding of state tax forfeited lands from sale; 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 St. Louis 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;

RESOLVED FURTHER, That St. Louis County Board Resolution No.15-433, dated July 14, 2015, is hereby rescinded.

Commissioner Raukar moved the adoption of the Resolution and it was declared adopted upon the following vote:

Yeas – Commissioners Jewell, Boyle, Dahlberg, Rukavina, Nelson, Raukar and Chair Stauber – 7

Nays – None

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**STATE OF MINNESOTA**

Office of County Auditor, ss.  
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 4<sup>th</sup> day of August, A.D. 2015, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 4<sup>th</sup> day of August, A.D., 2015.

**DONALD DICKLICH, COUNTY AUDITOR**

By

Clerk of the County Board/Deputy Auditor



# St. Louis County Land & Minerals Department Tax Forfeited Land Sales

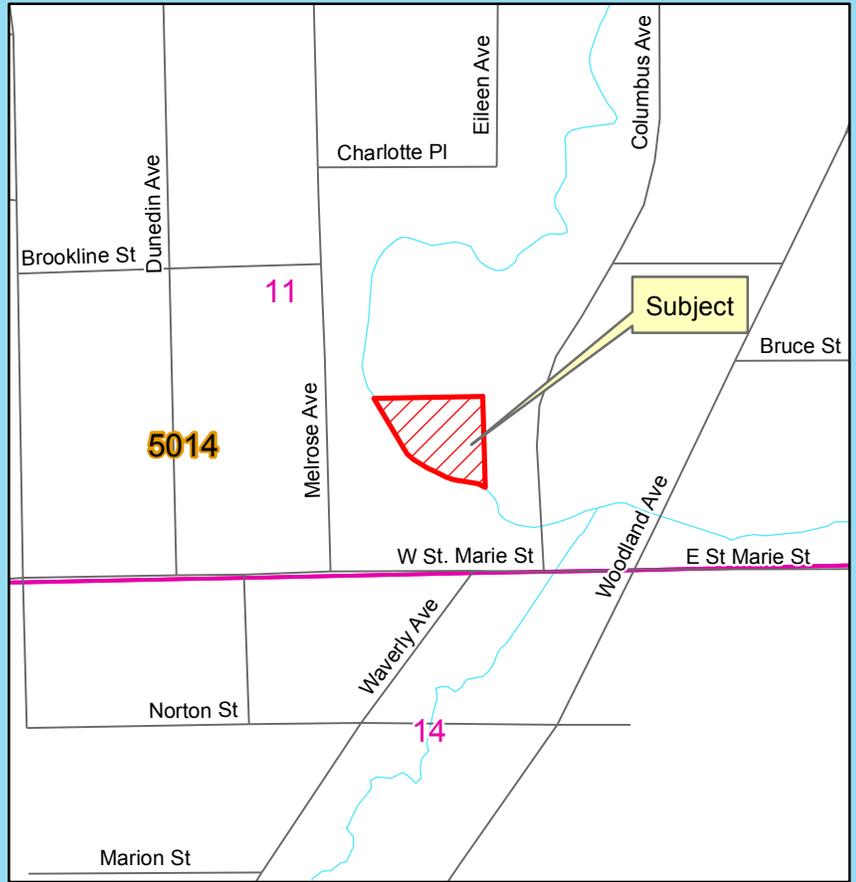
## Special Sale

Legal : CITY OF DULUTH  
TRACT C, RLS NO. 50

Parcel Code : 010-3907-00030

LDKEY : 117270

Address: North of 113 W Saint Marie St  
Duluth, MN 55803

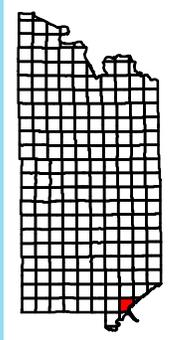


City of Duluth

Sec: 11 Twp: 50 Rng: 14

### Commissioner District # 2

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

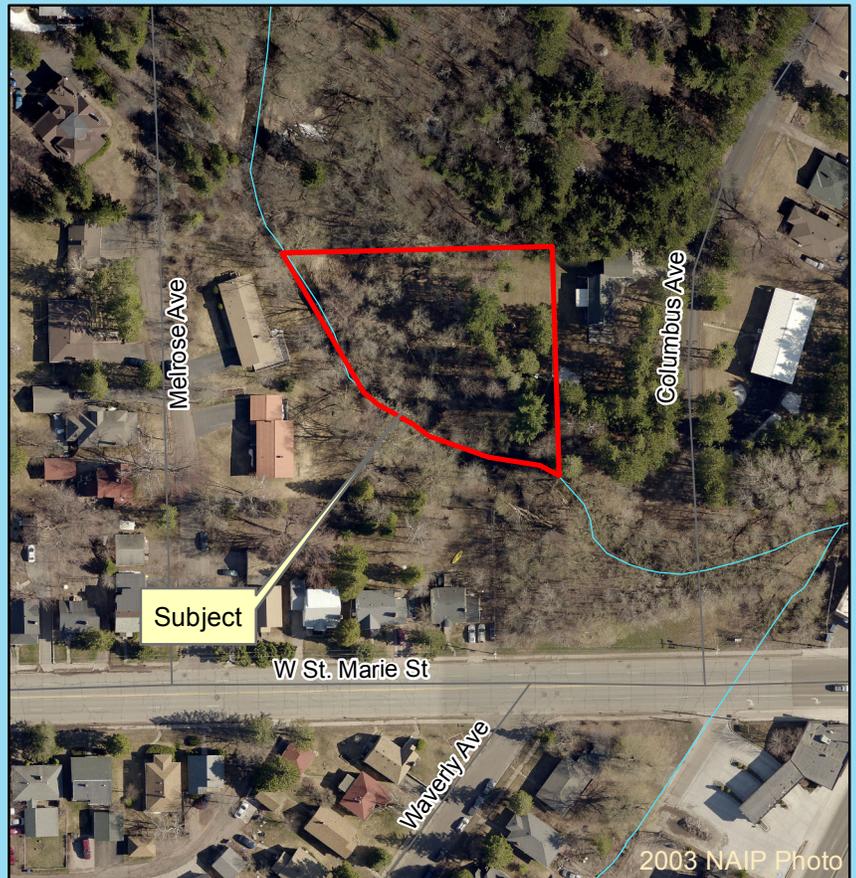


St. Louis County, Minnesota

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

**St. Louis County  
Land & Minerals  
Department**

2016





**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve a free conveyance of tax forfeited land to the City of Hermantown, upon payment of the following fees: \$250 administrative fee, \$250 Department of Revenue fee, \$1.65 deed tax, \$25 deed fee and \$66 recording fee; for a total of \$592.65, to be deposited into Fund 240 (Forfeited Tax Fund).

**Request for Free Conveyance of State Tax Forfeited Land to the  
City of Hermantown**

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, Pursuant to Laws of Minnesota, 2010, Chapter 389, Article 9, all property conveyed under a conditional use deed by the Commissioner of Revenue is released from the use restriction and the possibility of reversion 30 years from the date the deed is acknowledged; and

WHEREAS, The City of Hermantown has requested a free conveyance of state tax forfeited land for public park and trail purposes, legally described as:

CITY OF HERMANTOWN

W 418.91 FT, LOT 1, BLOCK 16, DUL HOMESTEADS SUBD PLAT

HERMANTOWN

Parcel Codes: 395-0070-00852

5 Acres

LDKEYs: 110881

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Hermantown for public park and trail purposes upon payment of \$250 administrative fee, \$250 Department of Revenue fee, \$25 deed fee, \$1.65 deed tax, and \$66 recording fee; for a total of \$592.65, to be deposited into Fund 240 (Forfeited Tax Fund).

**TO:** Mayor & City Council  
**FROM:** Adam Fulton  
Community Development Director



**DATE:** August 5, 2015                      **Meeting Date:** March 2, 2015

**SUBJECT:** Tax-Forfeit Land, Middle School      **Agenda Item:**  
Site

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**REQUESTED ACTION**

Council to adopt a resolution requesting conveyance of tax-forfeit land from St. Louis County.

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**BACKGROUND**

The City has been considering the Hermantown Middle School site (“middle school site”) in the SW quadrant of Arrowhead and Ugstad as the possible future location for the Arrowhead Regional Health and Wellness Center (ARHWC). Parcel # 395-0070-00852 is adjacent to the middle school site, located to its west. This parcel has been tax-forfeit for some time. Its precise location is depicted on the attached map.

In seeking to acquire the parcel from the County for transportation or park and recreation purposes, the City commits that it does not intend to use the park for future private sector development. The deed to the parcels will be what is known as a “conditional deed,” meaning that the parcels cannot be sold or leased for a profit, and must be used for public purposes. The parcel would most likely be used as part of a trail system on the site, although it could also be used as part of the automobile transportation network serving the site if deemed necessary by site planners.

State law allows cities to acquire tax-forfeit parcels for park purposes at no cost (except administrative expenses) to the City. If the resolution is adopted, the City will proceed to work with St. Louis County to submit all necessary paperwork to acquire the parcel.

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**SOURCE OF FUNDS (if applicable)**

Under Minnesota Statute 282.01, Subdivision 1a (e), the County may grant the tax-forfeit parcel to the City at no cost. Administrative fees associated with the conveyance will be paid for through the Parks and Recreation fund.

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**ATTACHMENTS**

- Parcel map
- Resolution

**Resolution No. 2015-\_\_**

**RESOLUTION REQUESTING THE CONVEYANCE OF A TAX-FORFEIT PARCELS FROM ST. LOUIS COUNTY, MINNESOTA TO THE CITY OF HERMANTOWN, MINNESOTA FOR PUBLIC PARK AND TRAIL PURPOSES**

**WHEREAS**, the City of Hermantown is organized as a Statutory City in the County of St. Louis, Minnesota; and

**WHEREAS**, Statutory Cities are permitted to develop park and trail facilities for public use and enjoyment under the laws of the State of Minnesota; and

**WHEREAS**, the City Council of the City of Hermantown has begun work on the Arrowhead Regional Health and Wellness Center ("ARHWC") concept plan, the execution of which will require use of certain tax forfeit land within the City; and

**WHEREAS**, the City has determined that the specific land with Parcel Identification number of 395-0070-00852 is needed for the ARHWC, with a legal description attached hereto as "Exhibit A"; and

**WHEREAS**, the State of Minnesota has adopted Statutory provisions allowing for municipal acquisition of tax-forfeit parcels for the development of public park and trail purposes under Minnesota Statute 282.01, Subdivision 1a, (e); and

**WHEREAS**, the City of Hermantown wishes to acquire the aforementioned parcel for transportation and public park and trail uses.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Hermantown, Minnesota, as follows:

1. The City Council requests that the County of St. Louis convey parcel 395-0070-00852 to the City of Hermantown for the public uses permitted under Minnesota Statute 282.01, Subdivision 1a, (e).
2. The City Council directs that any Administrative expenditure directly associated with the acquisition of parcel 395-0070-00852 is to be paid from the Parks and Recreation fund.
3. City Staff is directed to submit any necessary paperwork and application fees to the County of St. Louis as is necessary to acquire parcel 395-0070-00852 for transportation or public park and trail purposes by the City.

Councilor \_\_\_\_\_ introduced the foregoing resolution and moved its adoption. The motion for adoption of such resolution was seconded by Councilor \_\_\_\_\_, and upon a vote being taken thereon, the following voted in favor thereof:

and the following voted in opposition thereto:

**WHEREUPON**, such resolution was declared duly passed and adopted.

**EXHIBIT A**

**Legal Description of Parcel to be acquired by the City of Hermantown**

Parcel 395-0070-00852:

The westerly 418.91 feet of Lot 1, Block 16, of the Plat of Duluth Homesteads Subdivision of Hermantown

ST. LOUIS COUNTY LAND DEPARTMENT ADDENDUM  
TO THE APPLICATION BY A GOVERNMENTAL  
SUBDIVISION FOR CONVEYANCE OF TAX-FORFEITED  
LAND FOR AN AUTHORIZED PUBLIC USE  
IN ST. LOUIS COUNTY  
(to be completed by the applicant)

Name of governmental subdivision (applicant): City of Hermantown, Minnesota

Mailing address of applicant: 5105 Maple Grove Road, Hermantown, MN 55811

Date requested property was forfeited to the State: December 13, 1989  
(month) (day) (year)

Legal description of property (include name of the city/town in which the property is located):

West 418.91 feet of Lot 1, Block 16, Duluth Homesteads Subdivision Plat. Located in  
City of Hermantown, St. Louis County, Minnesota.

In preparation of presentation of this application for conveyance of tax-forfeited land to the St. Louis County Board, please complete the following questionnaire:

1. Is the proposed use authorized by statute, law, or local charter? Yes  No
2. How is the proposed use likely to serve the public's interest as much or more than returning the parcel to the tax rolls? Rationale The proposed public recreational uses for the site will support increased commercial and residential development elsewhere in Hermantown.
3. Does the parcel contain valuable natural resources? Yes  No
4. Does the parcel have public scenic or aesthetic values? Yes  No
5. Does the parcel contain unique geological features? Yes  No   
If yes, what? \_\_\_\_\_
6. According to ordinarily available information, is the parcel absent of rare plants or animals? Yes  No  If no, which? \_\_\_\_\_
7. According to ordinarily available information, is the parcel absent of important, historic or archeological features? Yes  No   
If no, which? \_\_\_\_\_

8. Is the parcel adjacent to a meandered lake or other public water or water course?  
Yes \_\_\_ No X If yes, which? \_\_\_\_\_
9. What is the zoning designation for the parcel? R-3, Single Family Residential  
Which zoning authority? City of Hermantown
10. What are the low income requirements for this proposed project? \$ NA  
(If applicable)
11. What are the moderate income requirements for this proposed project?  
\$ \_\_\_\_\_  
(If applicable)

Application for State Deed for Tax-Forfeited Land

In St Louis County

Type of Acquisition

- Purchase, Conditional Use Deed, Acquisition Authorized by other statute or Special Law, Remove Blight/Afford. Housing, Failure to convey to city or association, Conservation-related usage, Replacement for Lost/Destroyed Deed, Repurchase, Release (State Agencies only)

Correction section: Is this application intended to correct a previous deed? State deed number of original deed: Information being corrected: Was this state deed recorded? If "Yes", please supply recording information: (If "No", please return the original state deed with this application.)

Applicant section: Name(s) of applicant(s): City of Hermantown, Minnesota Address of applicant: 5105 Maple Grove Road Phone Number of applicant: 218-729-3600 City: Hermantown State: MN Zip Code: 55811

Ownership section: Please check the appropriate box below: [X] Single ownership [ ] Co-ownership: joint tenancy [ ] Co-ownership: tenancy in common [ ] Co-ownership: other Date of auditor's certificate of foreclosure: December 13, 1989 Date tax-forfeited land was sold (if applicable): NA Date purchase price was paid in full (if applicable): NA Purchase price (if applicable): NA

Legal description of property (attach additional sheets if needed): West 418.91 feet of Lot 1, Block 16, Duluth Homesteads Subdivision Plat, St. Louis County, Minnesota.

Wells section: Please check the appropriate box below: [ ] There are one or more wells on this property. [X] There are no wells on this property.

Wetland Certification section: [X] The wetland certification form has been completed and attached to this application.

Replacement section: Complete this section only if "Replacement for Lost/Destroyed Deed" is selected above as the type of acquisition. The applicant is (check the appropriate box): [ ] the grantee named in the original deed [ ] the grantee's successor If the applicant is the grantee's successor, please state the name of the grantee in the original deed (otherwise leave blank): Date that unrecorded state deed was issued: State Deed Number (if known): Attach a statement of reasons in support of allegation that said deed has been lost or destroyed before it was recorded (please be specific).

**Certifications**

All applications require the signature of the county auditor below. Applications for Replacement Deeds will also require the additional signature of the applicant as well.

Please provide the information below as it corresponds to the type of acquisition selected on the front of the form.

**Blight/Affordable Housing**

Auditor to complete this section only if "Remove Blight/Afford. Housing" is selected above as the type of acquisition.  
The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_ dated \_\_\_\_\_, 20\_\_\_\_, for the conveyance of certain tax-forfeited land described therein. The county board has determined that: (1) a sale at a reduced price is in the public interest because a reduced price is necessary to provide an incentive to correct the blighted conditions that make the lands undesirable in the open market or the reduced price will lead to the development of affordable housing; and (2) the governmental subdivision or state agency has documented its specific plans for correcting the blighted conditions or developing affordable housing and the specific law or laws that empower it to acquire real property in furtherance of the plans.

**Conservation**

Auditor to complete this section only if "Conservation-related usage" is selected above as the type of acquisition.  
The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_ dated \_\_\_\_\_, 20\_\_\_\_, for the conveyance of certain tax-forfeited land described therein. The county board has determined that a sale at a reduced price is in the public interest for (select one):  
\_\_\_ (1) creation or preservation of wetlands; or  
\_\_\_ (2) drainage or storage of storm water under a storm water management plan; or  
\_\_\_ (3) preservation, or restoration and preservation, of the land in its natural state.

**Failure to Convey**

Auditor to complete this section only if "Failure to convey to city or association" is selected above as the type of acquisition.  
The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_, a (check one)  governmental subdivision /  common interest community, dated \_\_\_\_\_, 20\_\_\_\_, for the free conveyance, due to a prior failure to convey which was duly certified, of certain tax-forfeited land described therein, and recommends that this application be granted.

**Use Deed**

Auditor to complete this section only if "Conditional Use Deed" is selected above as the type of acquisition.  
The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_ dated \_\_\_\_\_, 20\_\_\_\_, for the conveyance for an authorized public use of certain tax-forfeited land described therein, and recommends that this application be granted.

**Replacement**

Auditor to complete this section only if "Replacement for Lost/Destroyed Deed" is selected above as the type of acquisition.  
The property described herein was duly bid in for the state for taxes payable in the year \_\_\_\_\_, delinquent \_\_\_\_\_; and became forfeited to the State of Minnesota on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

**Signature of county auditor**

I certify that the above information is true and correct, the county board has taken the official action required under Minn. Stat. § 270C.88, and that therefore conveyance by state deed of the real property described above should be executed by the Commissioner of Revenue to the above named applicant(s) as required by Minnesota Statutes, Chapter 282.

Signature of county auditor \_\_\_\_\_ County  
St Louis

Date of signature of county auditor \_\_\_\_\_

Applicant signature (Replacement Deed only) \_\_\_\_\_

(seal)

Date of applicant signature (Replacement Deed only) \_\_\_\_\_

### Supplemental Information for a Conditional Use Deed

ALL applications (State Deed Application Form) for a conditional use deed **must** be accompanied by a completed *Conditional Use Deed Supplement* form.

<b>Property</b>	Property identification number(s) (PIN) for requested property (attach additional sheets if necessary)	
	395-0070-00852, St. Louis County	
	Market value of requested property	Total acreage of requested property
	NA	5.0
Describe current condition of the parcel (identify any improvements and natural features)		
Vacant, mixed upland/wetland areas		

<b>Forfeiture</b>	Date of recording of auditor's certificate of forfeiture with the county recorder (if applicable)	Recorder's Document number (if applicable)
	December 13, 1989	0489034
	Date of recording of auditor's certificate of forfeiture with the county registrar of titles (if applicable)	Registrar's Document number (if applicable)

<b>Public Use</b>	<b>Authorized Public Use</b>	
	M.S. 282.01, subd. 1a, par. (e) limits the authorized public uses for conditional use deeds to the following list. Please check the appropriate box below:	
	<input checked="" type="checkbox"/> Road or right-of-way for a road	<input checked="" type="checkbox"/> Park
	<input checked="" type="checkbox"/> Trails	Will the park be available to and accessible by the public? <input checked="" type="radio"/> Yes <input type="radio"/> No
	<input type="checkbox"/> Transit facilities	Will there be signage indicating to the public this is a park? <input checked="" type="radio"/> Yes <input type="radio"/> No
	<input type="checkbox"/> Public beach or boat launch	Will the park contain amenities maintained for active utilization by the public? <input checked="" type="radio"/> Yes <input type="radio"/> No
	<input type="checkbox"/> Public parking	Type of amenities: <u>Trail amenities</u>
	<input type="checkbox"/> Civic recreation or conference facilities	Will the park primarily be open space? <input type="radio"/> Yes <input type="radio"/> No
	<input type="checkbox"/> Public service facilities	Type of facility: _____
	Describe in detail the intended public use of the property:	
<u>The property will be used in association with the re-use of the Hermantown Middle School property for public recreational purposes. It will be used for an access drive, trails, public park space, open space, or other public purposes.</u>		
Do you anticipate establishing the proposed use within 3-years? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
If "no", when do you anticipate the use being established? _____		

<b>Enclosures</b>	<b>Fee Required</b>
	Minn. Stat. § 282.01, subd. 1g requires a fee of \$250 to be submitted to the Commissioner of Revenue along with this application. If this application is denied, the Commissioner shall refund \$150 of the application fee.
	<input checked="" type="checkbox"/> The required fee is enclosed.
<b>Supporting Documentation</b>	
Indicate the supporting documentation that you have included for consideration during the review of your application. Please note that some forms of documentation are required. Check all that apply:	
<input checked="" type="checkbox"/> Photos (required)	<input checked="" type="checkbox"/> Resolution authorizing application by the governmental subdivision (required)
<input type="checkbox"/> Maps (required)	<input type="checkbox"/> Plans documenting the intended use
<input type="checkbox"/> Other: _____	

<b>Office Use only</b>	
This application is hereby: rejected _____ granted _____	Fee Paid: _____
_____ By _____	Refund: _____
Commissioner of Revenue	



**Response Letter**

Please check one of the following responses and sign in the appropriate space.

I hereby agree the State tax forfeited lands described above are best suited for a Free Conveyance to a Governmental Subdivision.

I hereby disagree with a Free Conveyance of the above described State tax forfeit lands and I understand that the land may be offered at public auction.

William H Krause  
Adjacent Owner

1-4-16  
Date

Please return by 01-07-2016. No response by this date will be considered in agreement with the Free Conveyance as described above.

Parcel: 395-0070-00852

Adj owner name: KRAUSE WILLIAM H & SUSAN L



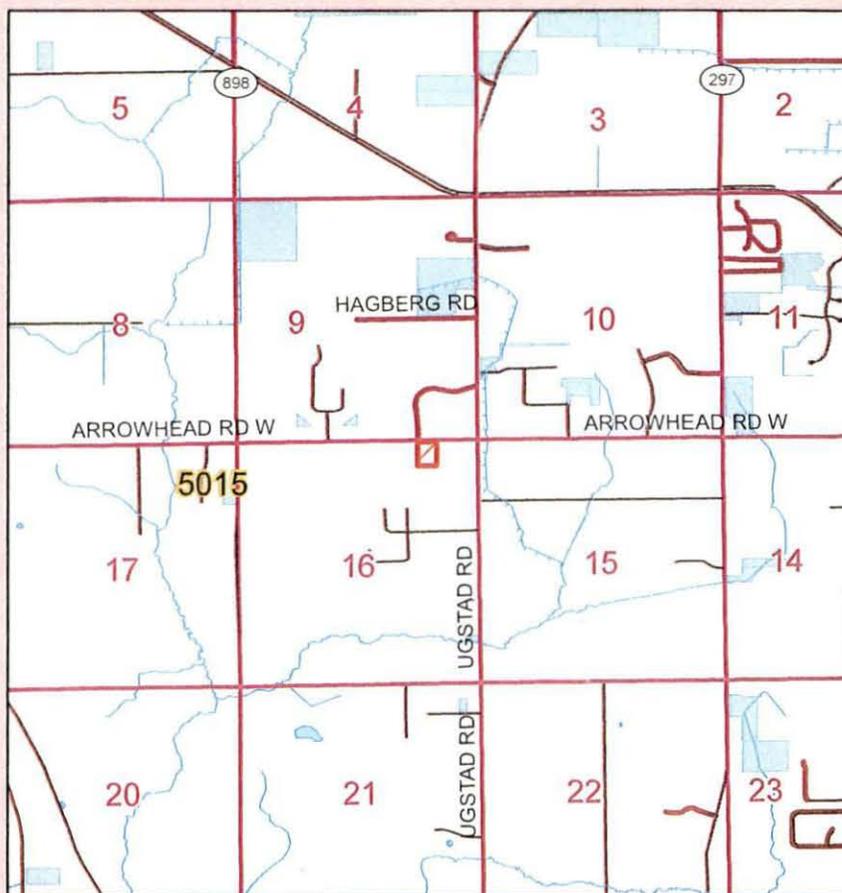
**St. Louis County Land and Minerals Department**  
**Tax Forfeited Land Sales**

**Free Conveyance**

Legal: W 418.91 FT of LOT 1,  
 BLOCK 16, DUL HOMESTEADS  
 SUBD PLAT HERMANTOWN

Parcel Code: 395-0070-00852

LDKEY: 110881

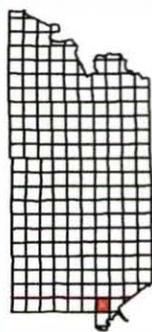


City of Hermantown

Sec: 16 Twp: 50 Rng: 15

**Commissioner District # 5**

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



*St. Louis County, Minnesota*

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

**St. Louis County**  
**Land and Minerals Department**

**2015**





deed by the Commissioner of Revenue is released from the use restriction and the possibility of reversion 30 years from the date the deed is acknowledged.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the City of Hibbing's request for a free conveyance of tax forfeited land upon payment of the following fees: \$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).

**Request for Free Conveyance of State Tax Forfeited Land to the City of Hibbing –  
Maple Hill 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, Pursuant to Laws of Minnesota, 2010, Chapter 389, Article 9, all property conveyed under a conditional use deed by the Commissioner of Revenue is released from the use restriction and the possibility of reversion 30 years from the date the deed is acknowledged; and

WHEREAS, The City of Hibbing has requested a free conveyance of state tax forfeited land for public park and trail purposes, legally described as:

Legal: CITY OF HIBBING  
PART OF SW1/4 OF SE1/4 LYING N OF SLY 433 FT  
Sec 36 Twp 57 Rge 21  
Parcel Code: 141-0050-07345  
Acres: 27.70  
LDKey: 106048

THEREFORE, BE IT RESOLVED, That the St. Louis County Board recommends that the Commissioner of Revenue convey the above described state tax forfeited land to the City of Hibbing to be used for public park and trail purposes, upon payment of the following fees: \$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).

January 19, 2016

Mark Reed  
Deputy Land and Minerals Director  
St. Louis County Land and Minerals  
320 West Second Street  
Duluth, Minnesota 55802

**RE:** Application for State Deed  
for Tax-Forfeited Land

Dear Mr. Reed:

Enclosed please find the Application for State Deed for Tax-Forfeited Land. Pursuant to Minnesota Statute Section 412.491, the City of Hibbing has the authority to establish, improve, manage and maintain parks. The real property being added to "Maple Hill Park" by this request is legally described as follows:

That part of the SW1/4 of SE1/4 lying North of the  
Southernly 433 feet, Section 36, Township 57, Range 21

Said park is used for walking, ATV and bike trails.

If you have questions, please feel free to contact me.

Very truly yours,  
CITY OF HIBBING



Thomas R. Dicklich  
City Administrator

Enclosure

cc: Andy Eckland, City Attorney

At the Council meeting held November 4, 2015, at 6:00 P.M., in the Hibbing City Council Chambers, Councilor Jennifer Hoffman Saccoman offered the following Resolution and moved its adoption:

**RESOLUTION NO. 15-11-03**

RESOLUTION TO REQUEST A "FREE" CONVEYANCE FROM  
ST. LOUIS COUNTY TO ADD ADDITIONAL PROPERTY  
TO MAPLE HILL PARK

WHEREAS, On November 7, 2007, by Resolution No. 07-11-4 the City of Hibbing designated a portion of real property within the City of Hibbing to be a park known as Maple Hill Park; and,

WHEREAS, Since that time the "Friends of Maple Hill Park" have been working with the Hibbing Parks and Recreation Board and other groups to improve the park; and,

WHEREAS, The City of Hibbing has heard recommendations from the "Friends of Maple Hill Park" as well as others to add additional parcels of land to the park; and,

WHEREAS, One of the parcels of land is a 27.7 acre parcel of land which is owned by St. Louis County, Minnesota, which is legally described as follows:

That part of the SW1/4 of SE1/4 lying North of the Southerly 433 feet, Section 36, Township 57, Range 21;  
and,

WHEREAS, The City of Hibbing, pursuant to Minnesota Statutes Section 412.491, has the authority to establish, improve, manage and maintain parks; and,

WHEREAS, The City of Hibbing believes that the real property owned by St. Louis County legally described above will provide additional benefit to Maple Hill Park and will enhance the benefits Maple Hill Park could provide to the citizens of Hibbing and for all other individuals who were to come to Maple Hill Park.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Hibbing that the City of Hibbing request that St. Louis County transfer the parcel of real estate legally described as follows, to-wit:

City of Hibbing  
Resolution No. 15-11-03  
November 4, 2015

That part of the SW1/4 of SE1/4 lying North of the Southerly 433 feet, Section 36, Township 57, Range 21

to the City of Hibbing free of consideration therefore for the purposes of adding said parcel to Maple Hill Park.

The motion to adopt the foregoing Resolution was duly supported by Clerk Patrick Garrity and upon being put to a vote, carried as follows:

FOR ADOPTION: Mayor Rick J. Cannata  
Clerk Patrick Garrity  
Councilor Tim Harkonen  
Councilor Jennifer Hoffman Saccoman  
Councilor Jack Lund  
Councilor Darby Sater  
Councilor Patty Shafer

AGAINST ADOPTION: None.

ABSTAINING: None.

ABSENT: None.

Dated this 4th day of November, 2015.

CITY OF HIBBING

  
\_\_\_\_\_  
Rick J. Cannata  
Mayor

ATTEST:

  
Patrick L. Garrity  
Clerk-Treasurer

City of Hibbing  
Resolution No. 15-11-03  
November 4, 2015

## Maple Hill Park Plan

City of Hibbing Council Resolution 07-11-04 of November 7, 2007 designated Maple Hill Park as a park and established the Friends of Maple Hill Park to work with the Parks and Recreation Board to improve and maintain the park. The Friends and other volunteer groups have made many improvements to the park since then and park use has significantly increased.

Two parcels of land adjacent to the park would make significant additions to the park. Five acres of land owned by the City of Hibbing along First Avenue could provide a walking access to the east side of the park and add a loop to the current hiking trail system (figure 1).

A tax-forfeit Parcel of 27.7 acres adjacent to the park along the south border has a stream passing through it (figure 2). This land provides interesting trail options with changes in elevation and a water feature which would be a welcome addition to the park. The mountain bike club, Iron Range off Road Cyclists (IROC), is already excited to use this land to extend their system of trails to this part of the park. The acquisition of these additional parcels will enhance the many activities at Maple Hill Park. These activities include, but not limited to: snowshoeing, sledding, nature walks and hiking, bird watching, etc.

We suggest the five acre parcel be officially added to Maple Hill Park. The second parcel could be added to the park through purchase by the City or a deed transfer with the City of Hibbing acting as the requesting agent to the County Land Office. To meet the requirements for this transfer we have a proposed trail map (figure 3), funds and equipment to establish and maintain trails on the parcel. Costs for clearing brush and maintaining trails is minimal and the IROC has agreed to provide the labor. The total acreage of the two parcels would increase the park to 165.5 acres.

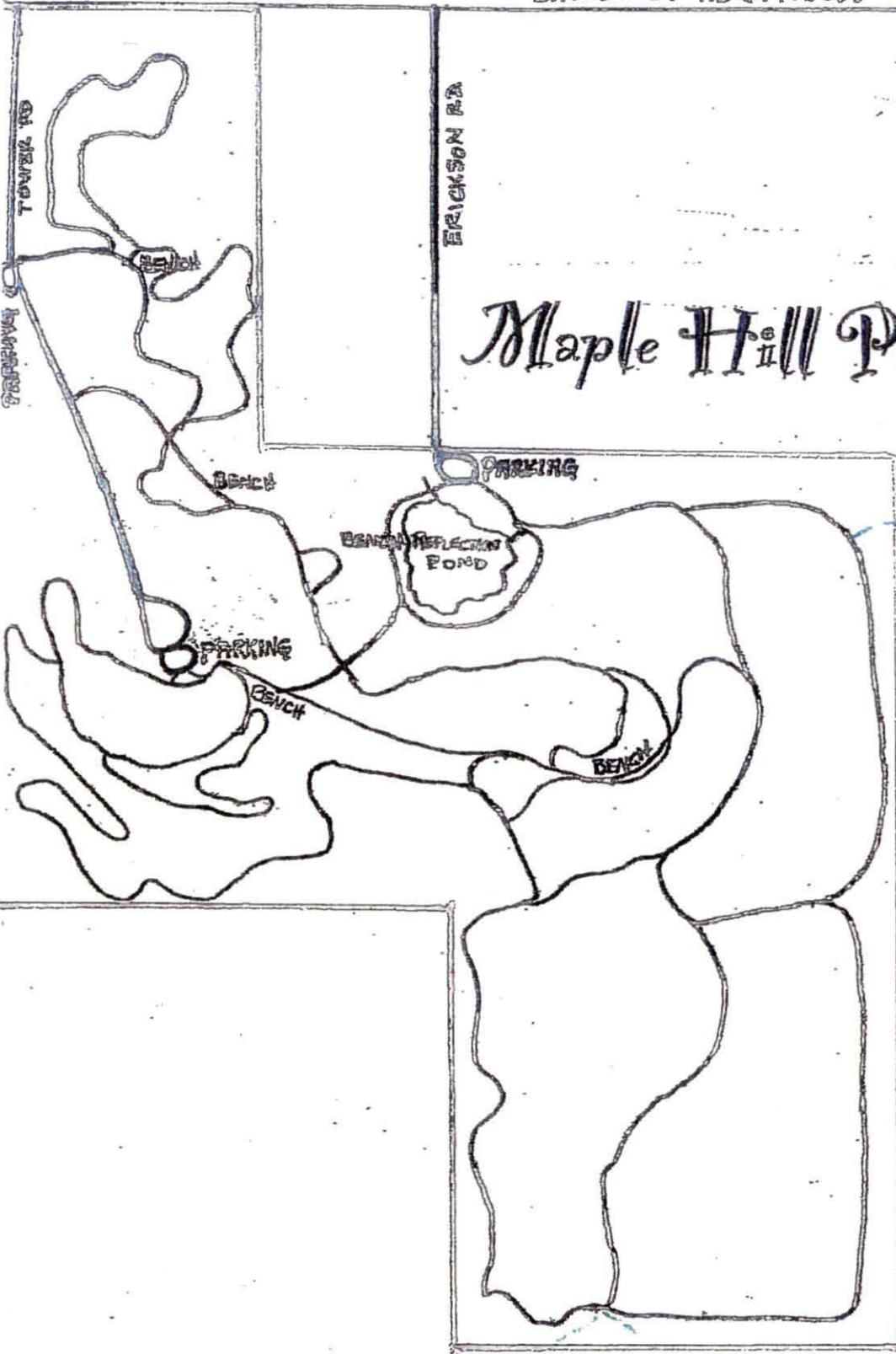
LINDQUIST RD (49TH ST)



EAST AVENUE RD

ERICKSON RD

# Maple Hill Park



2  
2  
9K

st  
1 Ave



ST. LOUIS COUNTY LAND DEPARTMENT ADDENDUM  
TO THE APPLICATION BY A GOVERNMENTAL  
SUBDIVISION FOR CONVEYANCE OF TAX-FORFEITED  
LAND FOR AN AUTHORIZED PUBLIC USE  
IN ST. LOUIS COUNTY  
(to be completed by the applicant)

Name of governmental subdivision (applicant): City of Hibbing

Mailing address of applicant: 401 East 21st Street, Hibbing, Minnesota 55746

Date requested property was forfeited to the State: n/a  
(month) (day) (year)

Legal description of property (include name of the city/town in which the property is located):

That part of the SW1/4 of SE1/4 lying North of the Southerly 433 feet, Section 36,  
Township 57, Range 21

City of Hibbing

In preparation of presentation of this application for conveyance of tax-forfeited land to the St. Louis County Board, please complete the following questionnaire:

1. Is the proposed use authorized by statute, law, or local charter? Yes \_\_\_ No \_\_\_
2. How is the proposed use likely to serve the public's interest as much or more than returning the parcel to the tax rolls? Rationale Property has been treated as a park for decades and the Town of Stuntz designated it as such in 1975.
3. Does the parcel contain valuable natural resources? Yes \_\_\_ No x
4. Does the parcel have public scenic or aesthetic values? Yes x No \_\_\_
5. Does the parcel contain unique geological features? Yes x No \_\_\_  
If yes, what? stream running through the property
6. According to ordinarily available information, is the parcel absent of rare plants or animals? Yes x No \_\_\_ If no, which? \_\_\_
7. According to ordinarily available information, is the parcel absent of important, historic or archeological features? Yes x No \_\_\_  
If no, which? \_\_\_

8. Is the parcel adjacent to a meandered lake or other public water or water course?  
Yes  No  If yes, which? meandered lake or pond
9. What is the zoning designation for the parcel? recreational  
Which zoning authority? City of Hibbing
10. What are the low income requirements for this proposed project? \$ N/A  
(If applicable)
11. What are the moderate income requirements for this proposed project?  
\$ N/A  
(If applicable)

Application for State Deed for Tax-Forfeited Land

In St. Louis County

Type of Acquisition

- Acquisition options: Purchase, Conditional Use Deed, School Forest Deed, Remove Blight/Afford. Housing, Failure to convey to city or association, Acquisition Authorized by other statute or Special Law, Conservation-related usage, Replacement for Lost/Destroyed Deed, Repurchase, Release (State Agencies only).

Correction

Is this application intended to correct a previous deed? Yes (Complete this section) / No (Skip this section)
State deed number of original & date issued:
Information being corrected: Grantee's name, Legal description, Other:
Was this state deed recorded? Yes No
Recording Date: Recording Number:
(if the state deed was not recorded, please return the original state deed with this application.)

Applicant (Grantee)

Name(s) of applicant(s):
City of Hibbing
Address of applicant: 401 East 21st Street
City: Hibbing State: MN Phone Number of applicant: 218-262-3486 Zip Code: 55746

Ownership Please check the appropriate box below:
Single ownership, Co-ownership: joint tenancy, Co-ownership: tenancy in common, Co-ownership: other
Date of auditor's certificate of forfeiture, Date tax-forfeited land was sold (if applicable)
Date purchase price was paid in full (if applicable), Purchase price (if applicable)

Property Information

Legal description of property: Please email longer legals to: toddeeds@state.mn.us
All or part of the described real property is Registered (Torrens)
That part of the SW1/4 of SE1/4 lying North of the Southerly 433 feet, Section 36, Township 57, Range 21

Wells Please check the appropriate box below:
There are one or more wells on this property. / There are no wells on this property. / No change since last well certificate.
(if wells disclosure certificate has been electronically filed, please list WDC number: )

Wetland Certification
The wetland certification form has been completed and attached to this application.

Replacement

Complete this section only if "Replacement for Lost/Destroyed Deed" is selected above as the type of acquisition.
The applicant is (check the appropriate box): the grantee named in the original deed / the grantee's successor
If the applicant is the grantee's successor, please state the name of the grantee in the original deed (otherwise leave blank):
Date that unrecorded state deed was issued, State Deed Number (if known)

Attach a statement of reasons in support of allegation that said deed has been lost or destroyed before it was recorded (please be specific).

Certifications

All applications require the signature of the county auditor below. Applications for Replacement Deeds will require the signature of the applicant.

Please provide the information below as it corresponds to the type of acquisition selected on the front of the form.

Blight/Affordable Housing

Auditor to complete this section only if "Remove Blight/Afford. Housing" is selected above as the type of acquisition.

The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_ dated \_\_\_\_\_, 20\_\_\_\_, for the conveyance of certain tax-forfeited land described therein. The county board has determined that: (1) a sale at a reduced price is in the public interest because a reduced price is necessary to provide an incentive to correct the blighted conditions that make the lands undesirable in the open market or the reduced price will lead to the development of affordable housing; and (2) the governmental subdivision or state agency has documented its specific plans for correcting the blighted conditions or developing affordable housing and the specific law or laws that empower it to acquire real property in furtherance of the plans.

Conservation

Auditor to complete this section only if "Conservation-related usage" is selected above as the type of acquisition.

The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_ dated \_\_\_\_\_, 20\_\_\_\_, for the conveyance of certain tax-forfeited land described therein. The county board has determined that a sale at a reduced price is in the public interest for (select one):
\_\_\_ (1) creation or preservation of wetlands; or
\_\_\_ (2) drainage or storage of storm water under a storm water management plan; or
\_\_\_ (3) preservation, or restoration and preservation, of the land in its natural state.

Failure to Convey

Auditor to complete this section only if "Failure to convey to city or association" is selected above as the type of acquisition.

The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_, a (check one)  governmental subdivision /  common interest community, dated \_\_\_\_\_, 20\_\_\_\_, for the free conveyance, due to a prior failure to convey which was duly certified, of certain tax-forfeited land described therein, and recommends that this application be granted.

Use Deed

Auditor to complete this section only if "Conditional Use Deed" is selected above as the type of acquisition.

The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, has reviewed the application of \_\_\_\_\_ dated \_\_\_\_\_, 20\_\_\_\_, for the conveyance for an authorized public use of certain tax-forfeited land described therein, and recommends that this application be granted.

School Forest

Auditor to complete this section only if "School Forest Deed" is selected above as the type of acquisition.

The County Board, or its delegate, of \_\_\_\_\_ County, Minnesota, and the Commissioner of Natural Resources, has reviewed the application of \_\_\_\_\_ dated \_\_\_\_\_, 20\_\_\_\_ for the conveyance for a school forest of certain tax-forfeited land described therein, and recommends that this application be granted.

Replacement

Auditor to complete this section only if "Replacement for Lost/Destroyed Deed" is selected above as the type of acquisition.

The property described herein was duly bid in for the state for taxes payable in the year \_\_\_\_\_, delinquent \_\_\_\_\_; and became forfeited to the State of Minnesota on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Sign Here

I certify that the above information is true and correct, the county board has taken the official action required under Minn. Stat. § 270C.88, and that therefore conveyance by state deed of the real property described above should be executed by the Commissioner of Revenue to the above named applicant(s) as required by Minnesota Statutes, Chapter 282.

Signature of county auditor \_\_\_\_\_ County

Date of signature of county auditor \_\_\_\_\_

Applicant's signature (Replacement Deed only) Tom Dicklich

Date of applicant signature (Replacement Deed only) \_\_\_\_\_

(seal)

Supplemental Information for a Conditional Use Deed

ALL applications (State Deed Application Form) for a conditional use deed must be accompanied by a completed Conditional Use Deed Supplement form.

Property

Property identification number(s) (PIN) for requested property (attach additional sheets if necessary) 141-0050-07345

Market value of requested property \$32,400 Total acreage of requested property 27.7 acres

Describe current condition of the parcel (identify any improvements and natural features) Trails for cross-country, hiking, etc. Benches have been donated and are located in certain portions of the park

Forfeiture

Date of recording of auditor's certificate of forfeiture with the county recorder (if applicable) Recorder's Document number (if applicable)

Date of recording of auditor's certificate of forfeiture with the county registrar of titles (if applicable) Registrar's Document number (if applicable)

Authorized Public Use

M.S. 282.01, subd. 1a, par. (e) limits the authorized public uses for conditional use deeds to the following list. Please check the appropriate box below:

- Public Use checkboxes: Road or right-of-way for a road, Trails, Transit facilities, Public beach or boat launch, Public parking, Civic recreation or conference facilities, Park, Will the park be available to and accessible by the public?, Will there be signage indicating to the public this is a park?, Will the park contain amenities maintained for active utilization by the public?, Type of amenities: benches; trails, Will the park primarily be open space?, Public service facilities, Type of facility:

Describe in detail the intended public use of the property: walking, bike and ATV trails. Cross-country skiing trails in the winter.

Do you anticipate establishing the proposed use within 3-years? [X] Yes [ ] No If "no", when do you anticipate the use being established?

Fee Required

Minn. Stat. § 282.01, subd. 1g requires a fee of \$250 to be submitted to the Commissioner of Revenue along with this application. If this application is denied, the Commissioner shall refund \$150 of the application fee.

[X] The required fee is enclosed.

Supporting Documentation

Indicate the supporting documentation that you have included for consideration during the review of your application.

Please note that some forms of documentation are required. Check all that apply:

- Enclosures checkboxes: Photos (required), Maps (required), Other, Resolution authorizing application by the governmental subdivision (required), Plans documenting the intended use

Office Use only

This application it is hereby: rejected [ ] granted [ ]

Fee Paid: [ ] Refund: [ ]

By [ ] Commissioner of Revenue



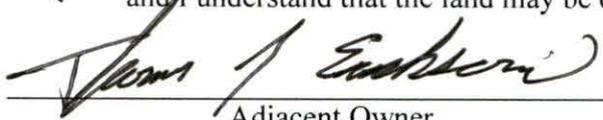


*Response Letter*

Please check one of the following responses and sign in the appropriate space.

I hereby agree the State tax forfeited lands described above are best suited for a Free Conveyance to a Governmental Subdivision.

I hereby disagree with a Free Conveyance of the above described State tax forfeit lands and I understand that the land may be offered at public auction.

  
\_\_\_\_\_  
Adjacent Owner

6-11-16  
\_\_\_\_\_  
Date

Please return by 30 days No response by this date will be considered in agreement with the Free Conveyance as described above.

Parcel: parcel code of conveyance

Adj owner name:

RECEIVED  
JUN 16 2016  
LAND COMMISSIONER



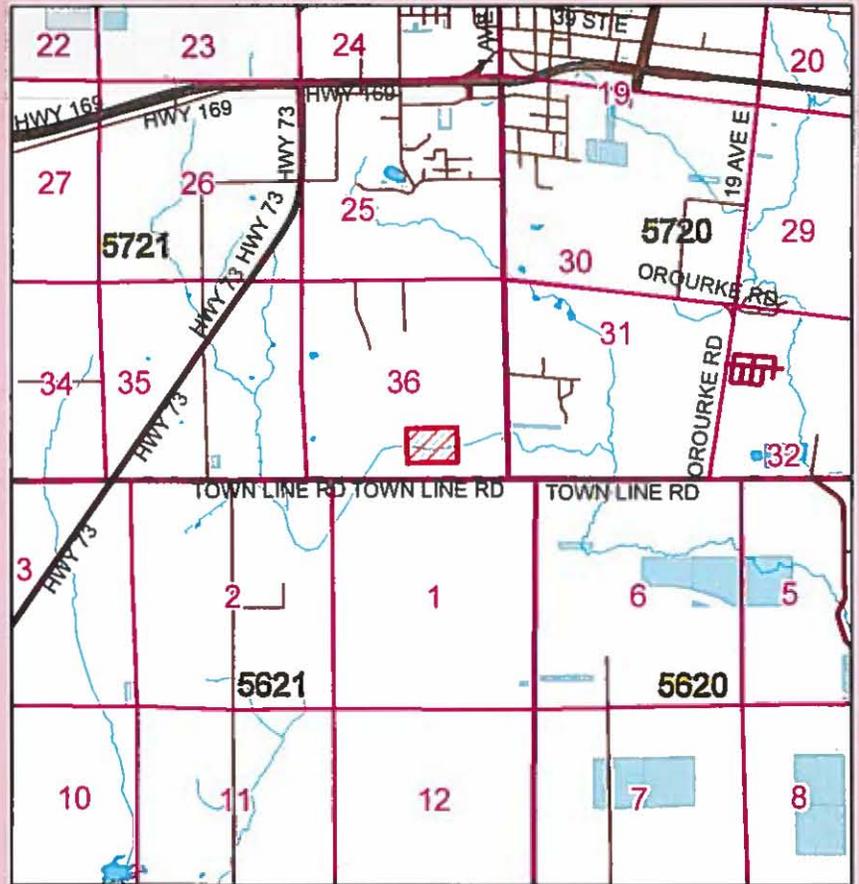
**St. Louis County Land and Minerals Department  
Tax Forfeited Land Sales**

**Free Conveyance**

**Legal: CITY OF HIBBING  
PART OF SW1/4 OF SE1/4 LYING  
N OF SLY 433 FT  
Sec 36 Twp 57 Rge 21**

**Parcel Code: 141-0050-07345**

**LDKEY: 106048**

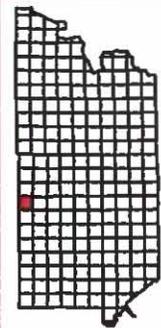


City of Hibbing

Sec: 36 Twp: 57 Rng: 21

**Commissioner District # 7**

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



**St. Louis County, Minnesota**

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**St. Louis County  
Land and Minerals Department**

**2016**



# BOARD LETTER NO. 16 - 410

ENVIRONMENT & NATURAL RESOURCES COMMITTEE  
CONSENT NO. 4

BOARD AGENDA NO.

**DATE:** September 13, 2016                      **RE:** Withdrawal of State Tax  
Forfeited Land from Memorial  
Forest Status

**FROM:** Kevin Z. Gray  
County Administrator

Mark Weber, Director  
Land and Minerals

**RELATED DEPARTMENT GOAL:**

Financial return to the county and taxing districts.

**ACTION REQUESTED:**

The St. Louis County Board is requested to withdraw state tax forfeited land from memorial forest status pursuant to Minn. Stat. § 459.06, Subd. 3.

**BACKGROUND:**

State tax forfeited land which has been included in an established memorial forest and found more suitable for other purposes may be withdrawn from the memorial forest if the Commissioner of Natural Resources approves the sale of such land. Land and Minerals Department staff has determined that it would be in the best interest of St. Louis County to sell the parcels described in County Board File No. \_\_\_\_\_ because they are more suitable for purposes other than forest management.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the withdrawal of state tax forfeited land contained in County Board File No. \_\_\_\_\_ from memorial forest status.

**Withdrawal of State Tax Forfeited Land from Memorial Forest Status**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The state tax forfeited parcels described in County Board File No. \_\_\_\_\_ are currently included in an established memorial forest; and

WHEREAS, Pursuant to Minn. Stat. § 459.06, Subd. 3, state tax forfeited land which has been included in an established memorial forest and found more suitable for other purposes may, by resolution of the County Board, be withdrawn from the forest for disposal if the Commissioner of Natural Resources approves the sale of such land; and

WHEREAS, The state tax forfeited parcels described are more suitable for purposes other than forest management;

THEREFORE, BE IT RESOLVED, That the state tax forfeited parcels described in County Board File No. \_\_\_\_\_ shall be withdrawn from Pelican Lake, Island Lake, Lake Vermilion, and Lake Upham Forests.

## MEMORIAL FOREST RELEASE

MAP#	PARCEL	TWP	RGE	SEC	LEGAL	ACRES	FOREST
1	120-0033-00030				LOTS 3 THRU 16 BROWNS DIVISION CITY OF COOK		Pelican Lake
1	120-0033-00190				LOT 19 BROWNS DIVISION CITY OF COOK		Pelican Lake
1	120-0033-00200				LOT 20 BROWNS DIVISION CITY OF COOK		Pelican Lake
1	120-0033-00210				LOTS 21 THRU 40 BROWNS DIVISION CITY OF COOK		Pelican Lake
2	210-0010-04423	53	12	24	NE1/4 OF SE1/4 OF SE1/4 TOWN OF ALDEN	10	Island Lake
3	278-0050-02007	66	19	14	N 100 FT OF S 325 FT OF LOT 6 TOWN OF CAMP 5	0.76	Pelican Lake
4	305-0010-04855	54	16	30	S1/2 OF N1/2 OF SW1/4 OF NE1/4 AND N1/2 OF N1/2 OF S1/2 OF SW1/4 OF NE1/4 EX PART LYING NWLY OF A LINE LOCATED 50 FT NWLY OF THE CENTERLINE OF STRAND LAKE RD AS LOCATED ON SEPT 25 1997 TOWN OF COTTON	11.7	Island Lake
5	317-0081-00100				OUTLOT 4 REARRANGEMENT EAGLE NEST		Lake Vermilion
6	470-0010-01130	52	19	7	LOT 6 TOWN OF NESS	10.9	Lake Upham
7	495-0010-02520	62	18	20	NE 1/4 OF SE 1/4 TOWN OF OWENS	40	Pelican Lake
8	505-0015-00900	60	16	8	SW1/4 OF SW1/4 EX 5.70 ACRES FOR ROAD TOWN OF PIKE	34.3	Lake Vermilion
8	505-0015-02320	60	16	17	NW1/4 OF NW1/4 EX 2.65 AC FOR RD TOWN OF PIKE	37.35	Lake Vermilion

MAP#	PARCEL	TWP	RGE	SEC	LEGAL	ACRES	FOREST
9	661-0010-01070	54	15	7	<p>THAT PART OF GOVT LOT 3 DESC AS FOLLOWS: COMMENCING AT THE W QUARTER CORNER OF SAID SEC 7, SAID POINT ALSO BEING THE NW CORNER OF SAID GOVT LOT 3; THENCE S00DEG12'31"E ASSIGNED BEARING ALONG THE W LINE OF SAID GOVT LOT 3 1319.57 FT TO THE SW CORNER OF SAID GOVT LOT 3; THENCE S89DEG31'19"E ALONG THE S LINE OF SAID GOVT LOT 3 745.85 FT TO A POINT ON THE E LINE OF THE WLY 745.80 FT OF SAID GOVT LOT 3 TO THE POINT OF BEGINNING; THENCE N00DEG12'31"W ALONG SAID E LINE OF THE WLY 745.80 FT OF GOVT LOT 3 68.89 FT TO THE S LINE OF THE 33 FOOT RD EASEMENT DESCRIBED IN DOCUMENT #1260909; THENCE S57DEG06'51"W ALONG SAID S LINE OF THE RD EASEMENT 125.26 FT TO SAID S LINE OF GOVT LOT 3; THENCE S89DEG31'19"E ALONG SAID S LINE OF GOVT LOT 3 105.44 FT TO THE POINT OF BEGINNING.</p> <p>UNORGANIZED 54 15</p>	0.08	Island Lake



CITY OF COOK

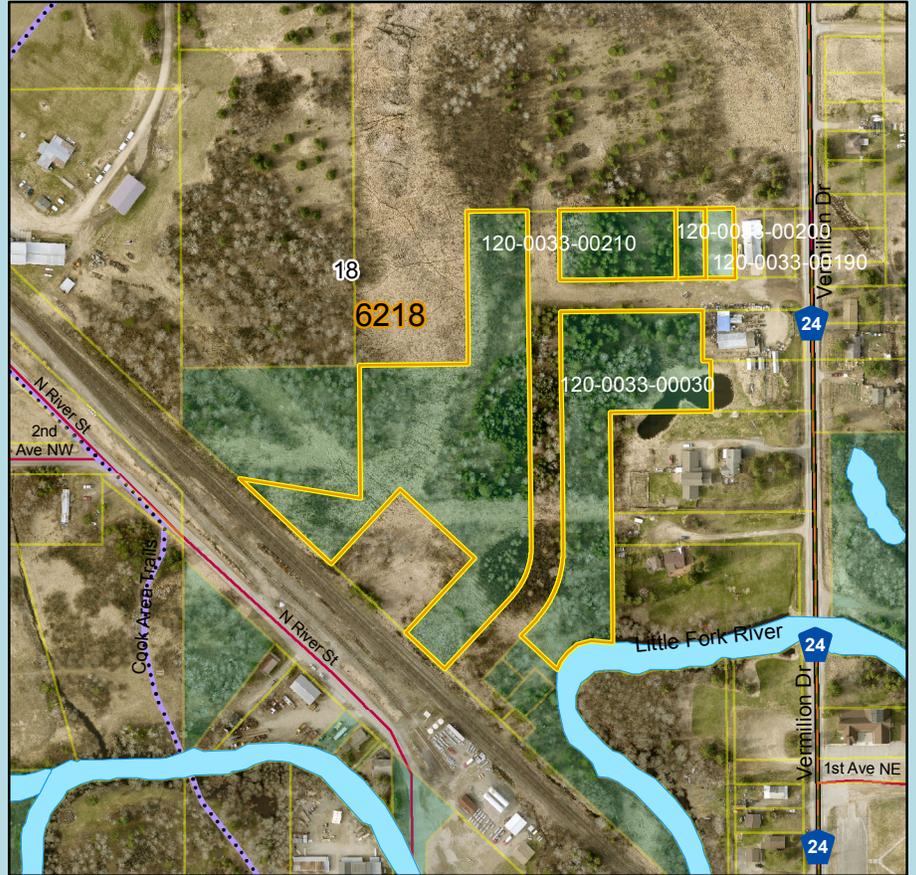
LOTS 3 THRU 16  
 120-0033-00030

LOT 19  
 120-0033-00190

LOT 20  
 120-0033-00200

LOTS 21 THRU 40  
 120-0033-00210

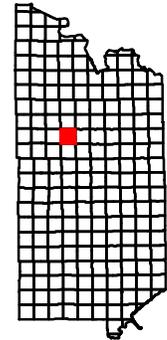
BROWNS DIVISION CITY OF  
 COOK



City of Cook Sec: 18 Twp: 62 Rng: 18

**Commissioner District # 4**

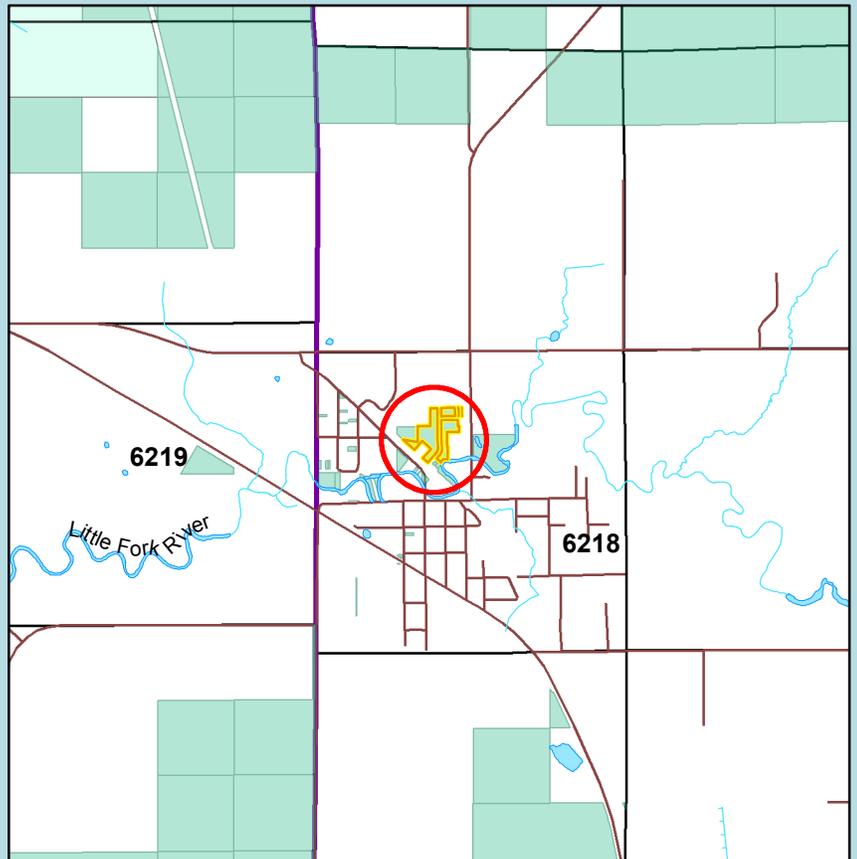
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



*St. Louis County, Minnesota*

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**St. Louis County Land  
 and Minerals Department**





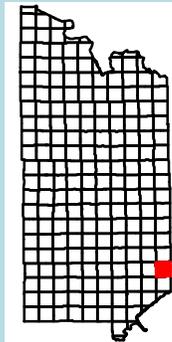
TOWN OF ALDEN  
 NE1/4 OF SE1/4 OF SE1/4  
 Sec 24 Twp 53 Rge 12  
 210-0010-04423



Town of Alden Sec: 24 Twp: 53 Rng: 12

**Commissioner District # 4**

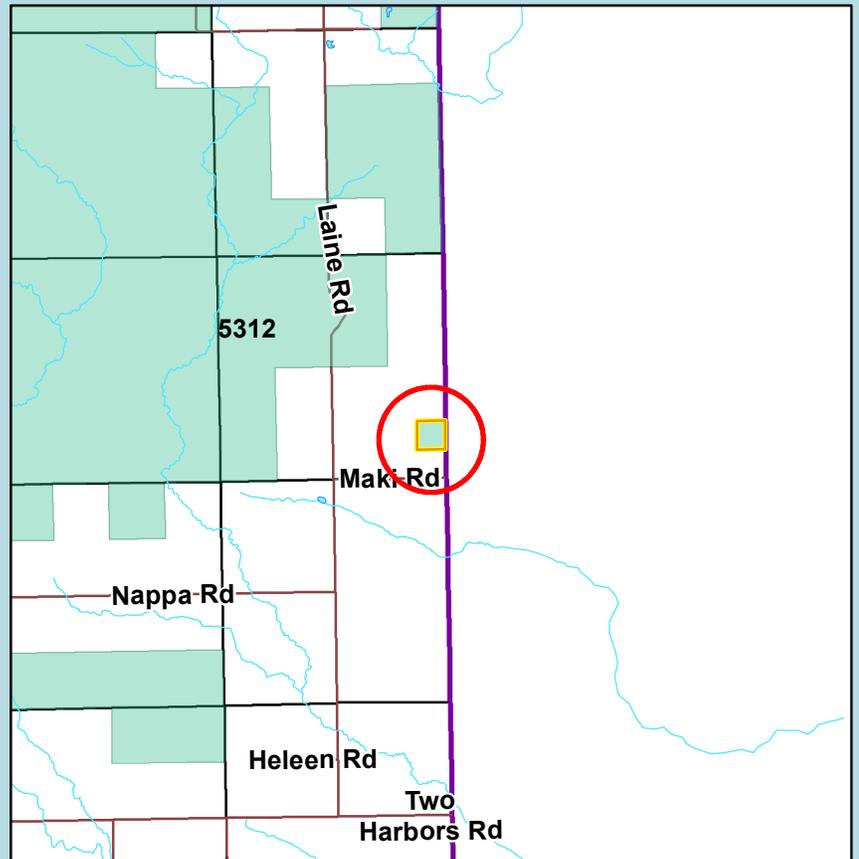
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



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**St. Louis County Land and Minerals Department**





**St. Louis County Land and Minerals Department  
Tax Forfeited Land Sales**

**Memorial Forest Release  
Map 3**

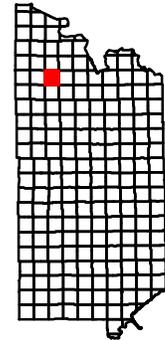
TOWN OF CAMP 5  
N 100 FT OF S 325 FT OF LOT 6  
Sec 14 Twp 66 Rge 19  
278-0050-02007



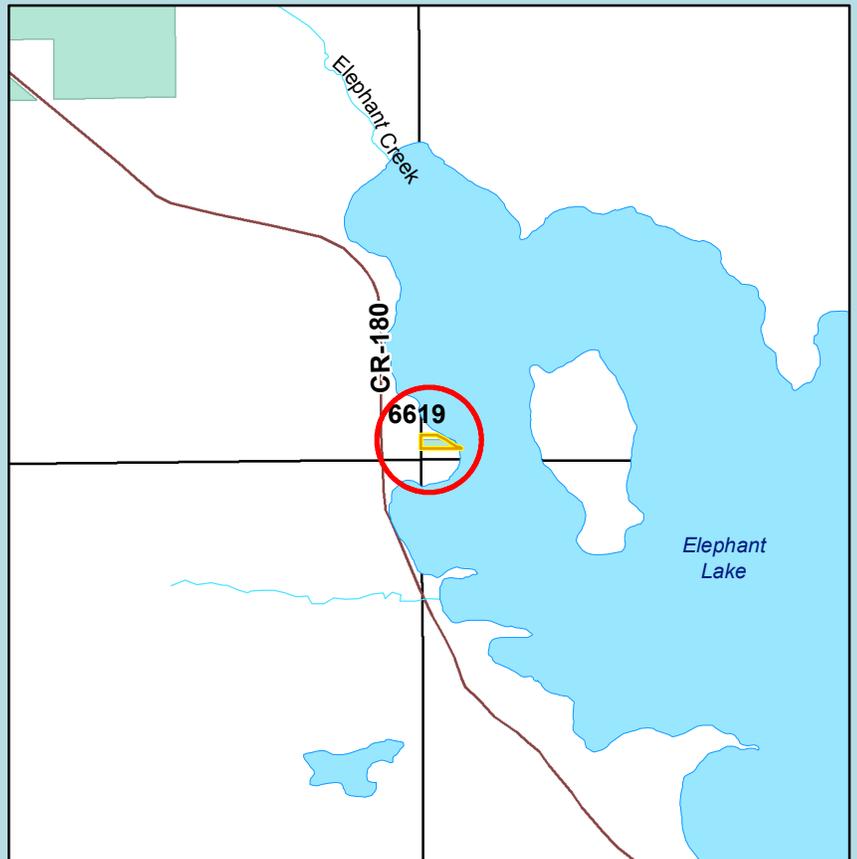
Town of Camp 5 Sec: 14 Twp: 66 Rng: 19

**Commissioner District # 4**

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



*St. Louis County, Minnesota*



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and Minerals Department**



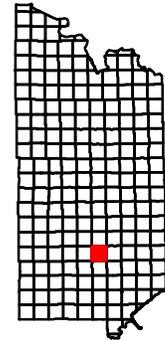
TOWN OF COTTON  
 S1/2 OF N1/2 OF SW1/4 OF NE1/4  
 AND N1/2 OF N1/2 OF S1/2 OF  
 SW1/4 OF NE1/4 EX PART LYING  
 NWLY OF A LINE LOCATED 50 FT  
 NWLY OF THE CENTERLINE OF  
 STRAND LAKE RD AS LOCATED  
 ON SEPT 25 1997  
 Sec 30 Twp 54 Rge 16  
 305-0010-04855



Town of Cotton Sec: 30 Twp: 54 Rng: 16

**Commissioner District # 6**

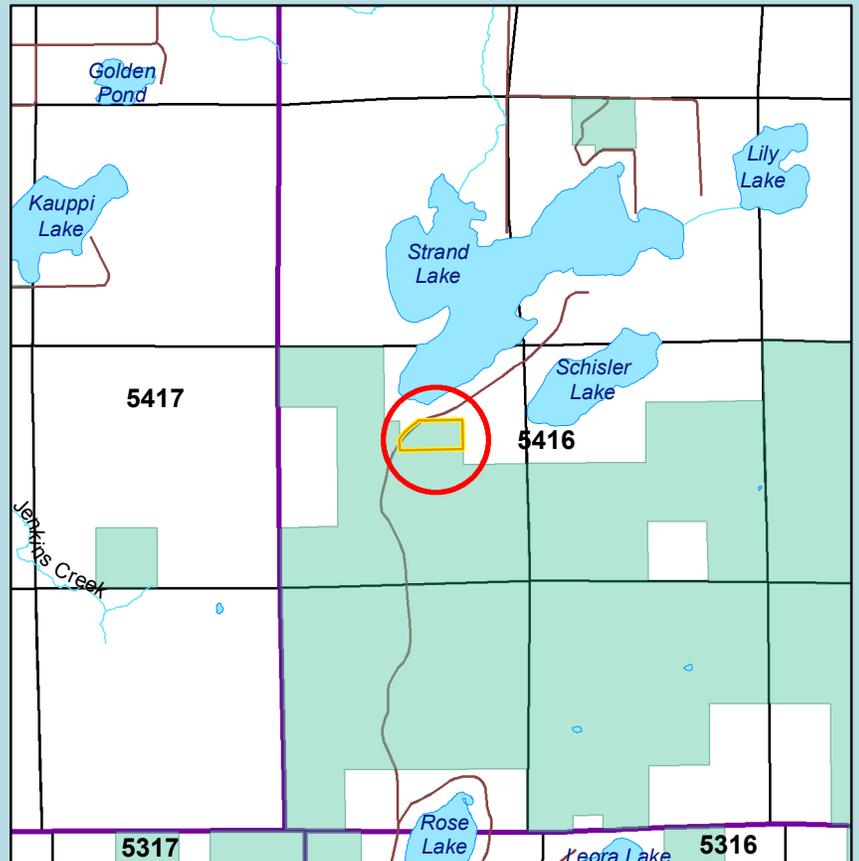
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



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**St. Louis County Land and Minerals Department**





TOWN OF EAGLES NEST  
 OUTLOT 4  
 REARRANGEMENT EAGLE NEST  
 317-0081-00100

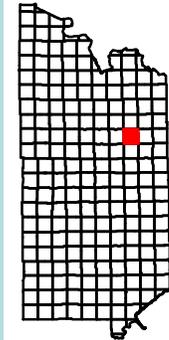


Town of Eagles Nest

Sec: 22 Twp: 62 Rng: 14

**Commissioner District # 4**

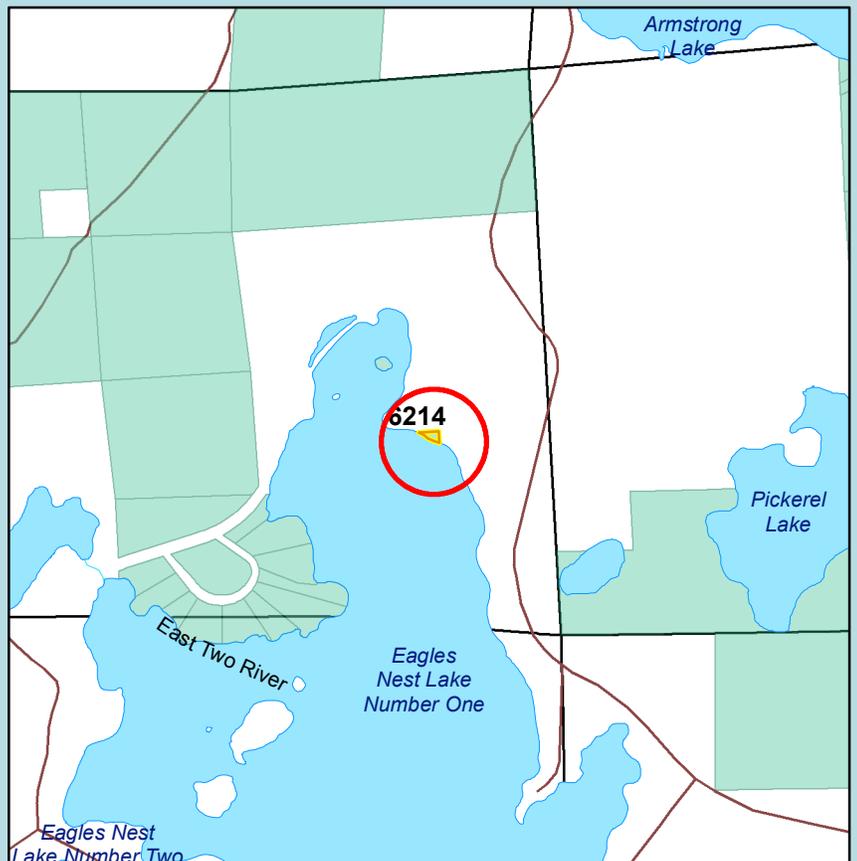
-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract



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**St. Louis County Land and Minerals Department**





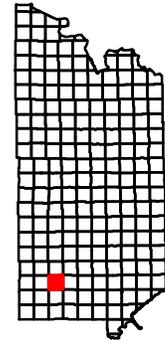
TOWN OF NESS  
 LOT 6  
 SEC 7 TWP 52 RGE 19  
 470-0010-01130



Town of Ness      Sec: 7   Twp: 52   Rng: 19

**Commissioner District # 7**

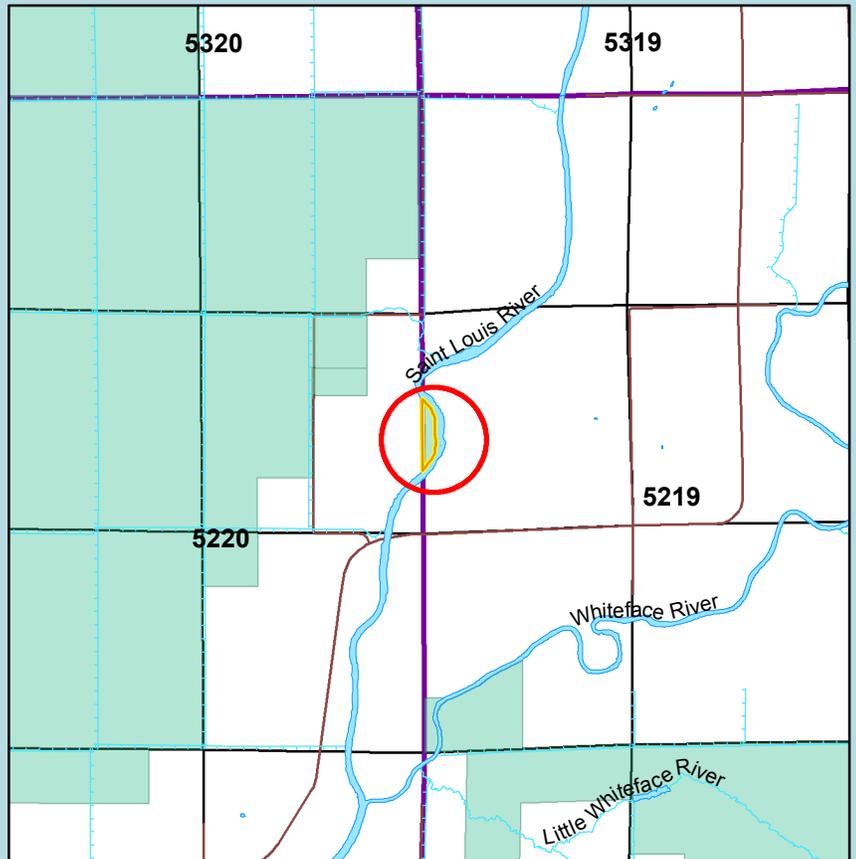
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



**St. Louis County, Minnesota**

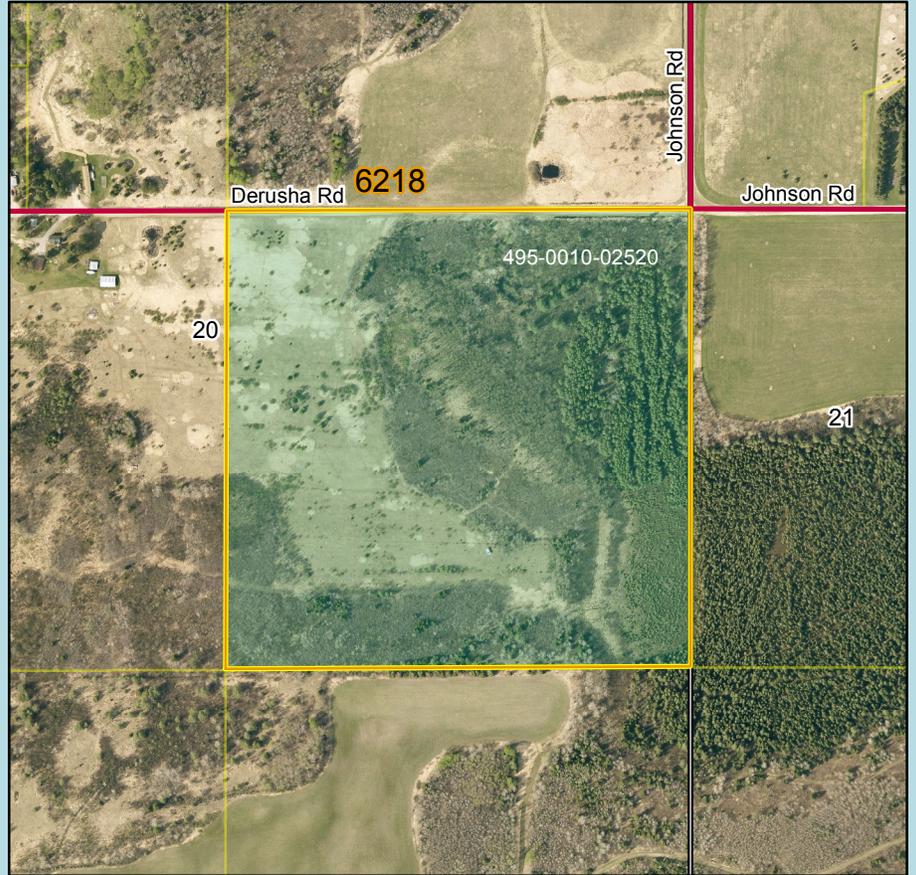
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**St. Louis County Land and Minerals Department**





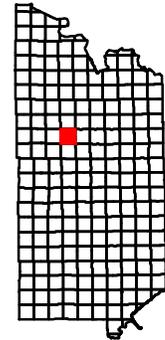
TOWN OF OWENS  
 NE 1/4 OF SE 1/4  
 SEC 20 TWP 62 RGE 18  
 495-0010-02520



Town of Owens      Sec: 20 Twp: 62 Rng: 18

**Commissioner District # 4**

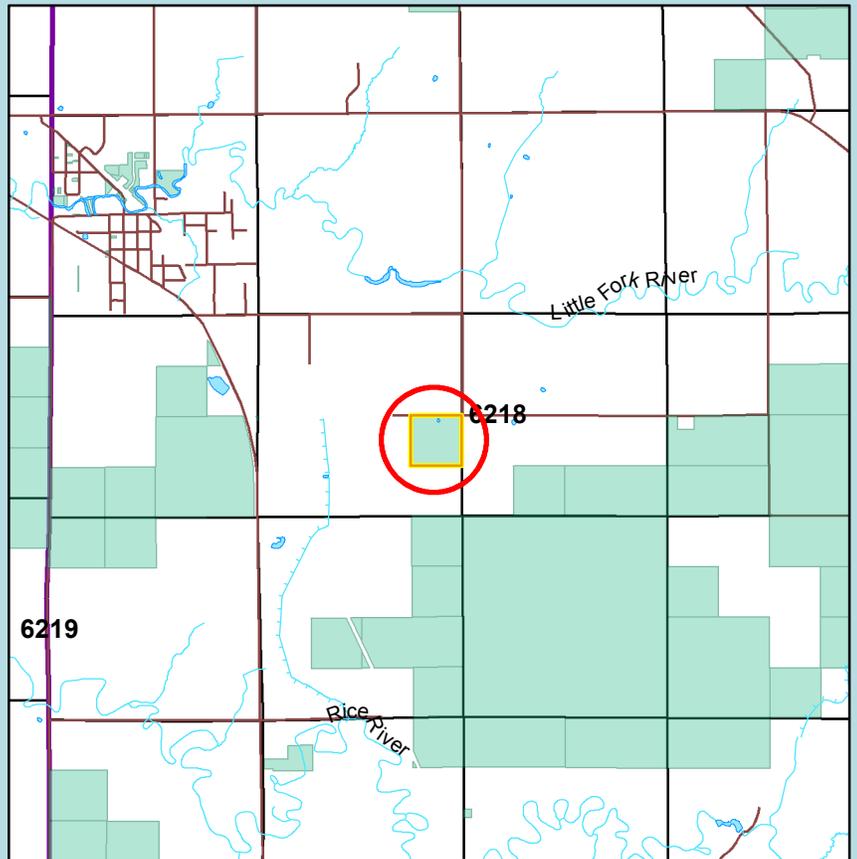
-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract



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**St. Louis County Land and Minerals Department**

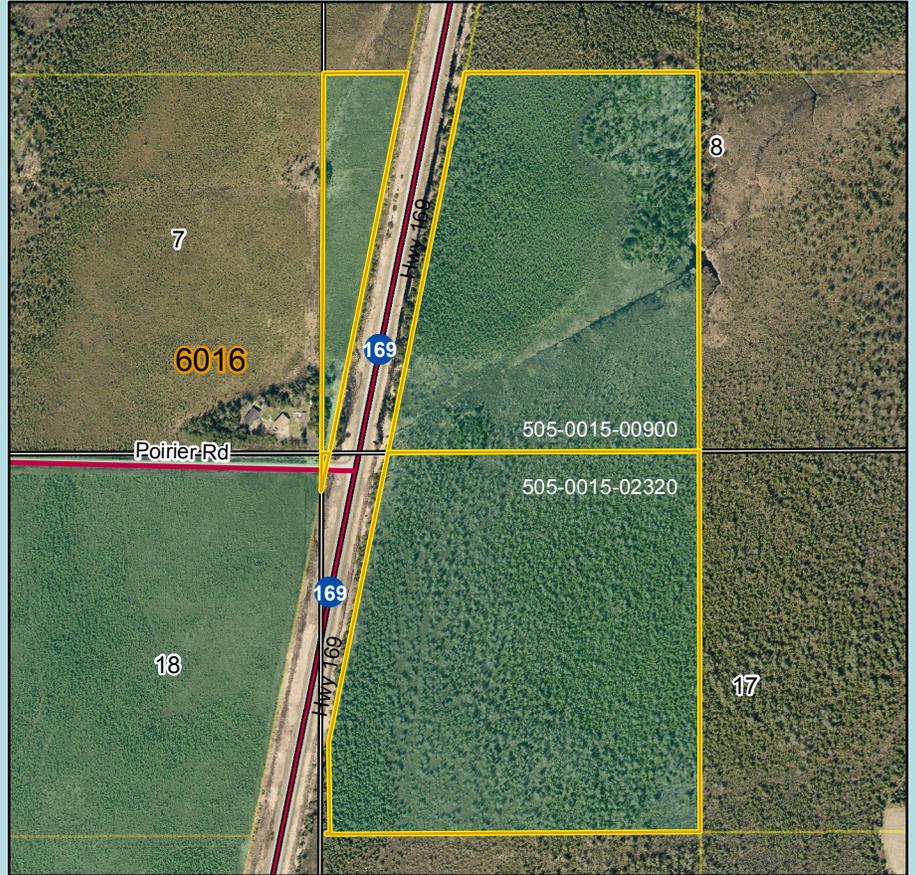




**TOWN OF PIKE**

SW1/4 OF SW1/4 EX 5.70 ACRES  
 FOR ROAD  
 SEC 8 TWP 60 RGE 16  
 505-0015-00900

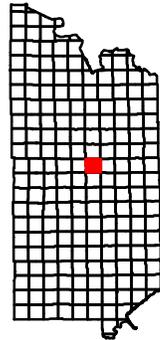
NW1/4 OF NW1/4 EX 2.65 AC  
 FOR RD  
 SEC 17 TWP 60 RGE 16  
 505-0015-02320



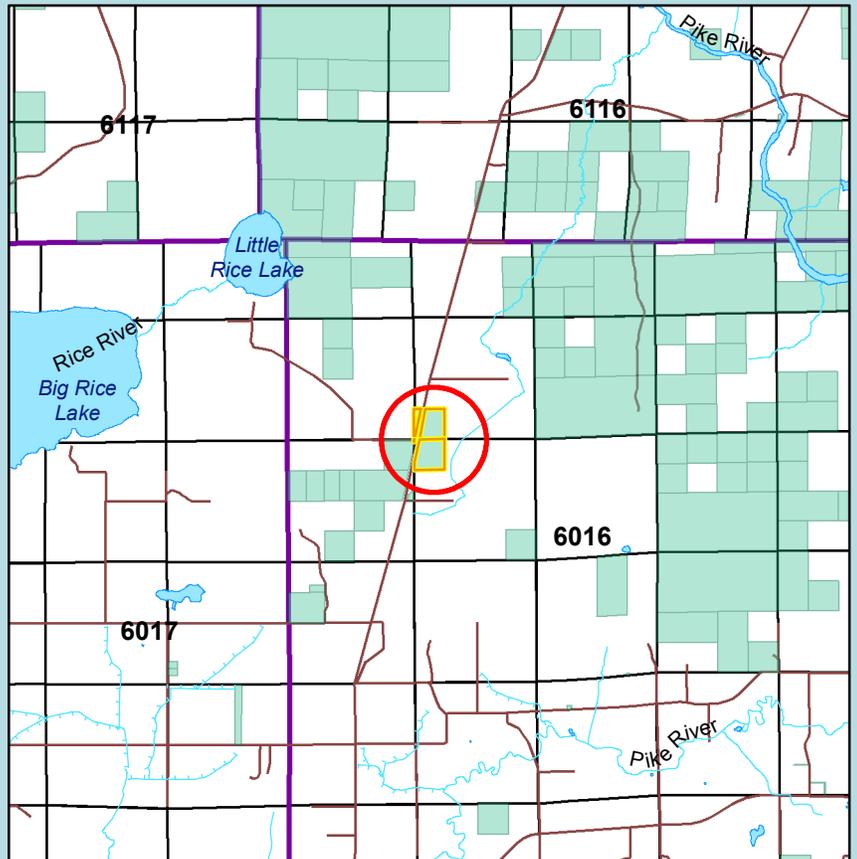
Town of Pike      Sec: 8, 17 Twp: 60 Rng: 16

**Commissioner District # 4**

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



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**St. Louis County Land and Minerals Department**



UNORGANIZED 54 15  
 THAT PART OF GOVT LOT 3 DESC AS FOLLOWS: COMMENCING AT THE W QUARTER CORNER OF SAID SEC 7, SAID POINT ALSO BEING THE NW CORNER OF SAID GOVT LOT 3; THENCE S00DEG12'31"E ASSIGNED BEARING ALONG THE W LINE OF SAID GOVT LOT 3 1319.57 FT TO THE SW CORNER OF SAID GOVT LOT 3; THENCE S89DEG31'19"E ALONG THE S LINE OF SAID GOVT LOT 3 745.85 FT TO A POINT ON THE E LINE OF THE WLY 745.80 FT OF SAID GOVT LOT 3 TO THE POINT OF BEGINNING; THENCE N00DEG12'31"W ALONG SAID E LINE OF THE WLY 745.80 FT OF GOVT LOT 3 68.89 FT TO THE S LINE OF THE 33 FOOT RD EASEMENT DESCRIBED IN DOCUMENT #1260909; THENCE S57DEG06'51"W ALONG SAID S LINE OF THE RD EASEMENT 125.26 FT TO SAID S LINE OF GOVT LOT 3; THENCE S89DEG31'19"E ALONG SAID S LINE OF GOVT LOT 3 105.44 FT TO THE POINT OF BEGINNING. 661-0010-01070

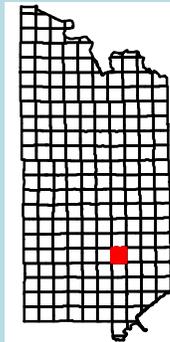


Unorganized 54-15

Sec: 7 Twp: 54 Rng: 15

**Commissioner District # 6**

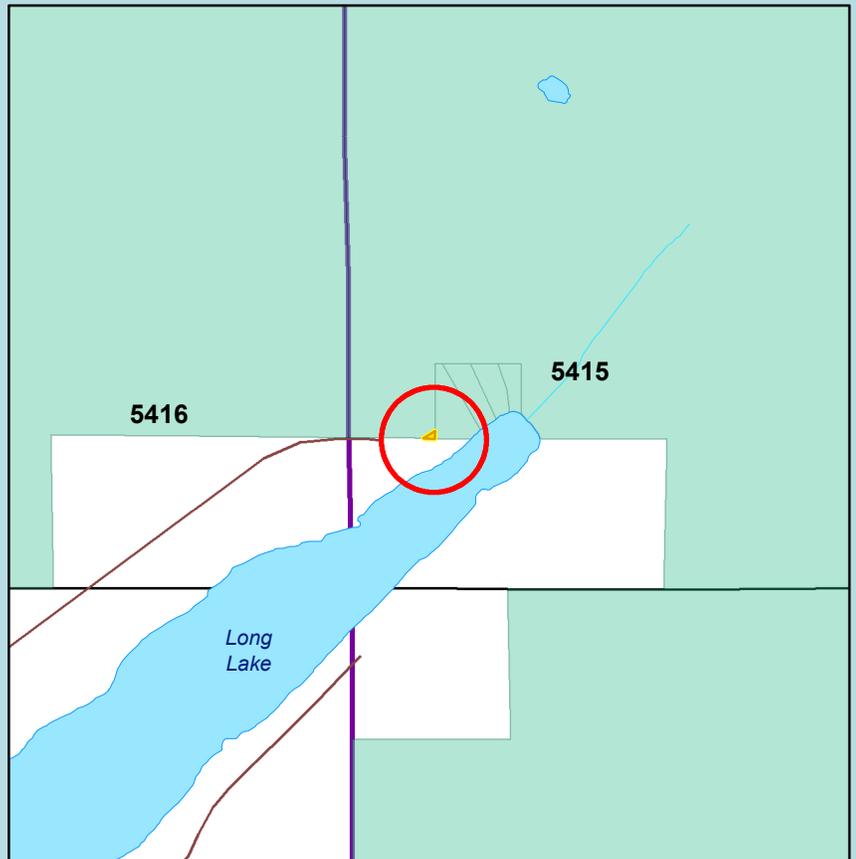
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



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**St. Louis County Land and Minerals Department**





**RECOMMENDATION:**

It is recommended that the St. Louis County Board grant permanent conservation easements to the State of Minnesota prior to the sale of state tax forfeited lands described above.

**Permanent Conservation Easements on State Tax Forfeited Land  
(Cotton Township)**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, Minnesota Session Laws 2016, Chapter 154, authorizes the public and private sale of state tax forfeited land bordering public water subject to the establishment of permanent conservation easements to provide riparian protection and access for anglers and for future restoration work; and

WHEREAS, Minn. Stat. § 282.37 authorizes the Commissioner of Revenue, upon recommendation from a county board, to grant permanent easements on state tax forfeited lands bordering lakes and streams to be held in the name of the State Department of Natural Resources;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Commissioner of Revenue to grant the following permanent easements to the State Department of Natural Resources to provide riparian protection and angler access:

1. That part of the easterly 260 feet of Lot 1 lying South of the Whiteface River, town of Cotton, Section 12, Township 54, Range 17. The easement shall be 75 feet in width, lying southerly from the water's edge.
2. Lot 1, except the southerly 1,120 feet, town of Cotton, Section 13, Township 54, Range 17. The easement shall be 75 feet in width, lying southerly from the water's edge.

# BOARD LETTER NO. 16 - 412

## ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 6

BOARD AGENDA NO.

**DATE:** September 13, 2016      **RE:** Access Easement across State  
Tax Forfeited Land to Gerald  
and Jean Fitzsimmons (North  
Star Township)

**FROM:** Kevin Z. Gray  
County Administrator

Mark Weber, Director  
Land and Minerals

Donald Dicklich  
County Auditor/Treasurer

**RELATED DEPARTMENTAL GOAL:**

Performing public services.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize a non-exclusive easement to Gerald and Jean Fitzsimmons to cross state tax forfeited land in North Star Township.

**BACKGROUND:**

Gerald and Jean Fitzsimmons are requesting an easement for access to private property. The easement is 338.5 feet long and 33 feet wide across an existing driveway, except for 75 feet of new construction necessary to connect to a platted right-of-way. The total area encumbered by the easement is 0.26 acres. Exercising the easement will not cause significant adverse environmental or natural resource management impacts, and will not conflict with public use of the land.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board grant a non-exclusive access easement across state tax forfeited land to Gerald and Jean Fitzsimmons for the amount of \$680 land use fee, \$50 timber damages, \$100 administration fee and \$46 recording fee; for a total of \$876, to be deposited into Fund 240 (Forfeited Tax Fund).

**Access Easement across State Tax Forfeited Land to Gerald and Jean  
Fitzsimmons (North Star Township)**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, Gerald and Jean Fitzsimmons have requested an access easement across state tax forfeited land; and

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

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to grant a non-exclusive access easement to Gerald and Jean Fitzsimmons across state tax forfeited lands as described in County Board File No. \_\_\_\_\_.

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$680 land use fee, \$50 timber damages, \$100 administration fee, and \$46 recording fee; for a total of \$876 to be deposited into Fund 240 (Forfeited Tax Fund).

**Access Easement across State Tax Forfeited Land to Gerald and Jean  
Fitzsimmons (North Star Township)**

**PROPOSED EASEMENT CENTERLINE DESCRIPTION ALONG EXISTING  
ROADWAY ON STATE TAX FORFEITED LANDS:**

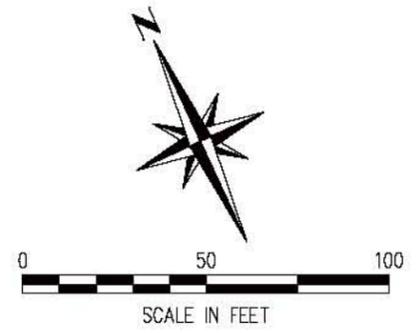
All that part of Section 15, Township 53 North, Range 13 West of the 4th Principal Meridian, that lies within 16.5 feet on either side of the following described centerline: Commencing at the northwest corner of Lot 31 in the plat of BRIAR LAKE SHORES THIRD ADDITION; thence North 22 degrees 36 minutes 23 seconds East, along the westerly edge of Matson Drive right-of-way in said plat, a distance of 9.36 feet to the point of beginning; thence North 18 degrees 34 minutes 12 seconds West, a distance of 29.20 feet; thence North 72 degrees 01 minutes 15 seconds East, a distance of 105.76 feet; thence North 75 degrees 34 minutes 02 seconds East, a distance of 77.40 feet to a point of curve, tangential and concave to the south; thence easterly along said curve having a delta angle of 73 degrees 59 minutes 11 seconds and radius of 86.28 feet, a distance of 111.41 feet to a point of compound curve, tangential and concave to the southwest; thence southeasterly along said curve having a delta angle of 55 degrees 12 minutes 36 seconds and a radius of 57.37 feet, a distance of 55.28 feet; thence South 24 degrees 45 minutes 50 seconds West, a distance of 36.43 feet, more or less, to the northerly edge of Mattson Drive right-of-way and there terminating, said end point being 16.5 feet northwesterly of the southwest corner of Lot 49 in the plat of BRIAR LAKE SHORES THIRD ADDITION. EXCEPT any portion of the above easement that lies within the limits of the plat of BRIAR LAKE SHORES THIRD ADDITION. The length of the centerline of said easement totals 398 feet, more or less. The area of said easement totals 0.303 acres, more or less.

**LEGEND**

- Found Plat Monument:  
1"d. Rebar in place.
- Found Plat Monument:  
3/8"d. Rebar in place.
- Set Property Corner:  
5/8"d. Rebar x 30" long  
with 1"d. Cap #24587.
- △ Set 1"x2"x1' long Wood Hub.
- × Computed Survey Position.
- × Spot Elevations.

**Certificate of Survey**

**Boundary Survey for Lots 30-31 and Lots 47-48 in the plat of BRIAR LAKE SHORES THIRD ADDITION In Government Lot 2, Section 15, T. 53 N. R. 13 W. North Star Township, St. Louis County, Minnesota**



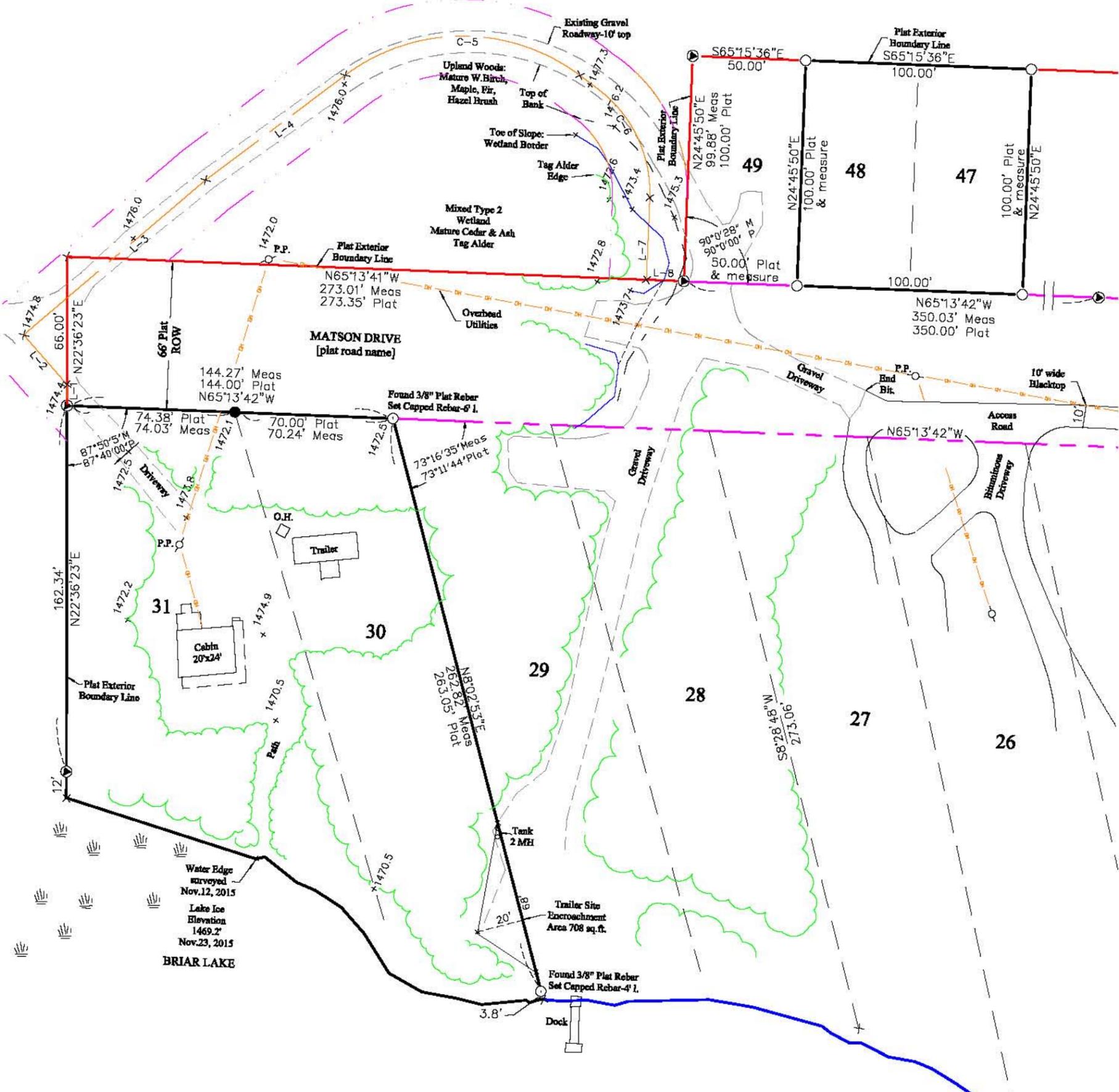
**St. Louis County Coordinates  
SLCTM96(mod)-NAD83  
VRS GPS-GEIOD09  
Vertical Datum: NAVD88**

Parcel No. 488-0050-00300 & 00310:  
Lots 30 and 31 = 37343 sq.ft.

Parcel No. 488-0050-00470 & 00480:  
Lots 47 and 48 = 9990 sq.ft.

Proposed Road Easement  
Along Existing Roadway  
Line & Curve Table

Line #	Bearing	Line L.	Line L.
Curve	Delta Angle	Curve L.	Radius
L-1	N22°36'23"E	9.36'	
L-2	N18°34'12"W	29.20'	
L-3	N72°01'15"E	105.76'	
L-4	N75°34'02"E	77.40'	
C-5	d=73°59'11"    a=111.41'    r=86.28'		
C-6	d=55°12'36"    a=55.28'    r=57.37'		
L-7	S24°45'50"W	36.43'	
L-8	S65°13'41"E	16.50'	



**PROPOSED BASEMENT CENTERLINE DESCRIPTION ALONG EXISTING ROADWAY ON COUNTY TAX LANDS FOR LAND DEPARTMENT:**  
All that part of Section 15, Township 53 North, Range 13 West of the 4th Principal Meridian, that lies within 16.5' on either side of the following described centerline: Commencing at the northwest corner of Lot 31 in the plat of BRIAR LAKE SHORES THIRD ADDITION; thence N22°36'23"E, along the westerly edge of Matson Drive right of way in said plat, a distance of 9.36' to the point of beginning; thence N18°34'12"W, a distance of 29.20'; thence N72°01'15"E, a distance of 105.76'; thence N75°34'02"E, a distance of 77.40' to a point of curve, tangential and concave to the south; thence easterly along said curve having a delta angle of 73°59'11" and radius of 86.28', a distance of 111.41' to a point of compound curve, tangential and concave to the southwest; thence southeasterly along said curve having a delta angle of 55°12'36" and a radius of 57.37', a distance of 55.28'; thence S24°45'50"W, a distance of 36.43', more or less, to the northerly edge of Matson Drive right of way and there terminating, said end point being 16.5' northwesterly of the southwest corner of Lot 49 in the plat of BRIAR LAKE SHORES THIRD ADDITION. EXCEPT any portion of the above easement that lies within the limits of the plat of BRIAR LAKE SHORES THIRD ADDITION. The length of the centerline of said easement totals 398', more or less. The area of said easement totals 0.303 acres, more or less.

I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED Land Surveyor UNDER THE LAWS OF THE STATE OF Minnesota

NAME: Anthony Lueck

DATE: 11/5/2015 Mod. 12/1/2015 LIC. No: 24587

**Boundary Survey of Lots 30-31 & Lots 47-48 in plat of BRIAR LAKE SHORES THIRD ADDITION**  
Gerald and Jean Fitzsimmons  
P.O. Box 4745  
Palm Springs, CA 92263

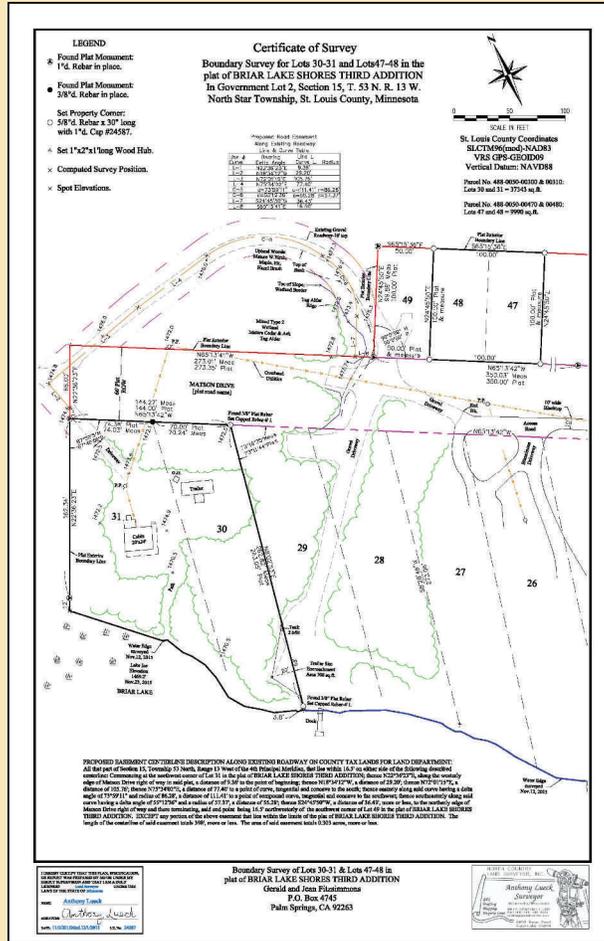
NORTH COUNTRY LAND SURVEYOR, INC.

**Anthony Lueck**  
Surveyor

GPS Drafting Mapping Property Lines

MINN. LIC. 24587 / WISCONSIN BUS. TELE. 218-348-8037 anthonylueck@northco.com

6098 Ryan Road Duluth, MN 55804



**Affects parcel 488-0010-02200**

**4th Commissioner District**

- State Tax Forfeited
- Easement
- Project location



**St. Louis County  
Minnesota**

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

**St. Louis County  
Land and Minerals  
Department**



# BOARD LETTER NO. 16 – 413

PUBLIC WORKS & TRANSPORTATION COMMITTEE  
CONSENT NO. 7

BOARD AGENDA NO.

**DATE:** September 13, 2016                      **RE:** Acquisition of Right of Way –  
Reclaim and Overlay Project on  
CSAH 5 (French and Morcom  
Townships)

**FROM:** Kevin Z. Gray  
County Administrator

James T. Foldesi  
Public Works Director/Highway Engineer

**RELATED DEPARTMENT GOAL:**

To provide a safe, well maintained road and bridge system.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize the Public Works Director to proceed with right of way acquisition for a reclaim and overlay project on County State Aid Highway (CSAH) 5 in French and Morcom Townships.

**BACKGROUND:**

The Public Works Department is planning a reclaim and overlay project over 4.7 miles of CSAH 5 in French Township and Morcom Township. The project (County Project 0005-257590) begins near the Minnesota DNR Forestry Station in Section 16 Township 60 North-Range 21 West, and ends 2.5 miles north of the intersection of CSAH 5 and Township Road No. 7151/Snake Trail.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize the Public Works Department to acquire the right of way necessary for this project, and authorize the submittal of an application to the State of Minnesota Department of Natural Resources for an easement across State of Minnesota lands located in Section 16 Township 60 North-Range 21 West. Right of way acquisition is payable from Fund 200 Agency 203001.

**Acquisition of Right of Way – Reclaim and Overlay Project on CSAH 5  
(French and Morcom Townships)**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Public Works Department is planning a reclaim and overlay project over 4.7 miles of County State Aid Highway 5 within French and Morcom Townships; and

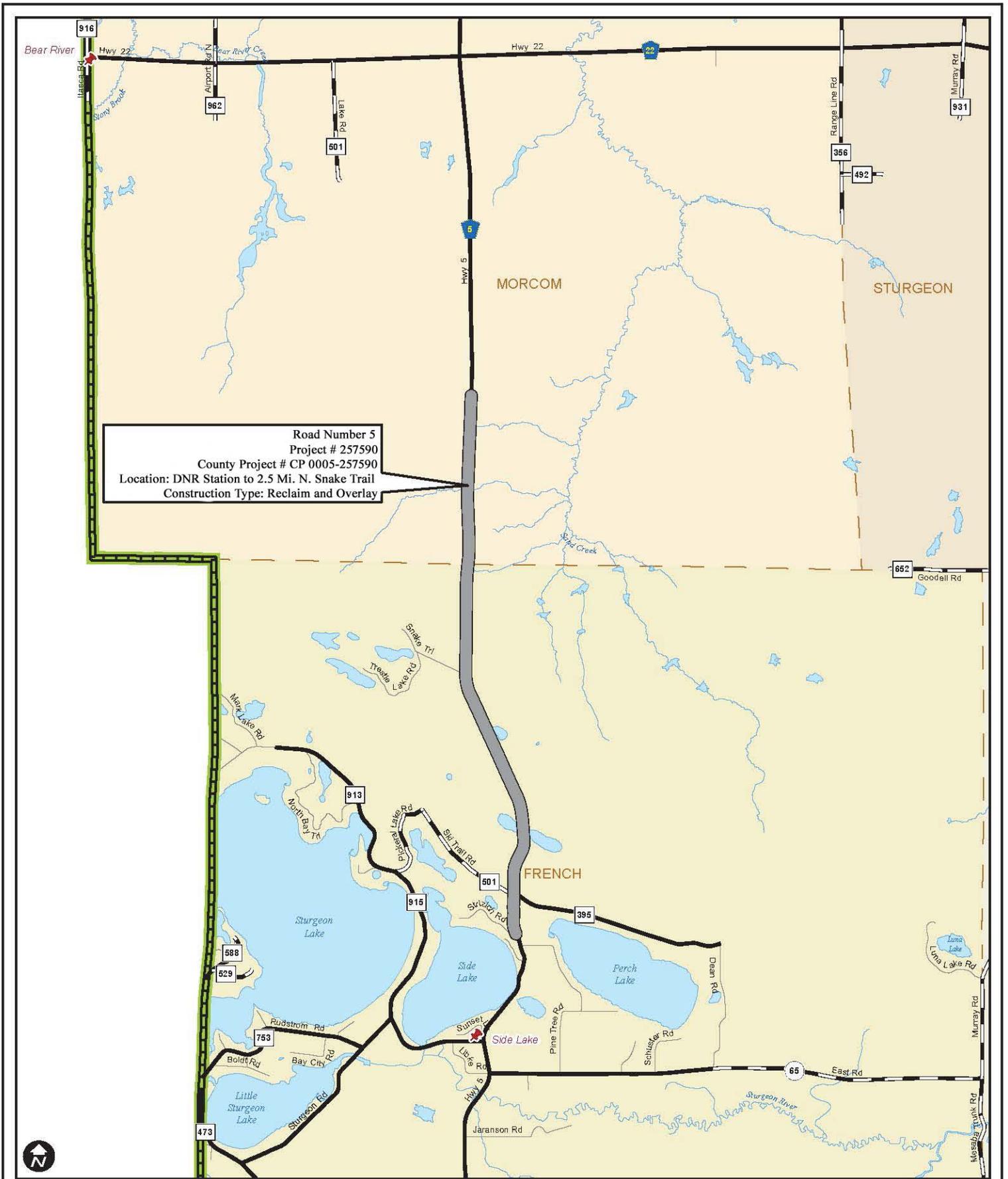
WHEREAS, The project begins near the Minnesota DNR Forestry Station in Section 16 Township 60 North-Range 21 West, and ends 2.5 miles north of the intersection of CSAH 5 and Township Road No. 7151 (Snake Trail) in Section 27 Township 61 North-Range 21 West; and

WHEREAS, The improvement consists of grading and ditching along portions of the roadway as determined necessary to provide for the safety and convenience of the traveling public; and

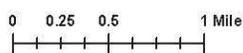
WHEREAS, In addition to the existing highway right of way, certain lands are required for this construction, together with temporary construction easements;

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, payable from Fund 200, Agency 203001;

RESOLVED FURTHER, That the State of Minnesota Department of Natural Resources is requested to provide St. Louis County with an easement across State of Minnesota lands located in Section 16, Township 60 North, Range 21 West of the Fourth Principal Meridian, more or less, adjacent to the existing centerline of CSAH 5. A complete description of the easement area will be provided to the State of Minnesota when the survey of the same is completed prior to formal easement application.



Road Number 5  
 Project # 257590  
 County Project # CP 0005-257590  
 Location: DNR Station to 2.5 Mi. N. Snake Trail  
 Construction Type: Reclaim and Overlay



Map Components	
<b>Road &amp; Bridge Construction</b>	County/Unorg. Twp. Road - Paved
Reclaim and Overlay	County/Unorg. Twp. Road - Gravel
Interstate Highway	Local Road/City Street
U.S./State Highway	Railroad
	Commissioner District
	Township Boundary
	City/Town
	Lake
	River/Stream

# BOARD LETTER NO. 16 – 414

FINANCE & BUDGET COMMITTEE CONSENT NO. 8

BOARD AGENDA NO.

**DATE:** September 13, 2016      **RE:** Violation of St. Louis County  
Ordinance No. 28 – Bear River  
Viking Bar (Morcom Township)

**FROM:** Kevin Z. Gray  
County Administrator

Donald Dicklich  
County Auditor/Treasurer

Mark Rubin  
County Attorney

**RELATED DEPARTMENT GOAL:**

Provide mandated and discretionary licensing services in a timely manner.

**ACTION REQUESTED:**

The St. Louis County Board is requested to consider penalties and/or suspension of liquor license for alleged violation of St. Louis County Ordinance No. 28 by Tucheck, Inc. d/b/a Bear River Viking Bar, Morcom Township, sale to minor, July 15, 2016.

**BACKGROUND:**

The County Attorney and the County Auditor have received reports from the St. Louis County Sheriff's Office of an alleged violation of St. Louis County Ordinance No. 28 on July 15, 2016, by Tucheck, Inc. d/b/a Bear River Viking Bar, Morcom Township.

On August 2, 2016, the St. Louis County Liquor Licensing Committee met to discuss the alleged Ordinance No. 28 violation against Tucheck, Inc. After consideration of the allegations and circumstances, the committee recommended a ten (10) day license suspension and \$1,000 civil penalty, with nine (9) days and \$1,000 of the civil penalty stayed for one (1) year on the condition that the licensee have no same or similar violations during that year. The date of the one (1) day suspension will be October 3, 2016.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize an agreement with Tucheck, Inc. d/b/a Bear River Viking Bar, suspending its liquor license as recommended by the St. Louis County Liquor Licensing Committee.

**Violation of St. Louis County Ordinance No. 28 – Bear River Viking Bar  
(Morcom Township)**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Liquor Licensing Committee met on August 2, 2016, to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation, sale to minor, on July 15, 2016, against Tucheck, Inc. d/b/a Bear River Viking Bar, Morcom Township; and

WHEREAS, The Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one (1) year with no same or similar violations during that year, and recommended that the County Attorney's Office propose this penalty to Tucheck, Inc.; and

WHEREAS, Tucheck, Inc. has agreed to accept the proposal if approved by the County Board;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute an agreement suspending the Combination On/Off-Sale and Sunday On-Sale Intoxicating Liquor License No. 17-CTCMBS-00240 issued to Tucheck, Inc. d/b/a Bear River Viking Bar, Morcom Township, for ten (10) days and \$1,000 civil penalty, with nine (9) days and \$1,000 of the civil penalty stayed for one (1) year on the condition that the licensee have no same or similar violations during that year;

RESOLVED FURTHER, That the date of suspension of the liquor license will be October 3, 2016;

RESOLVED FURTHER, That a new violation within the next year (ending September 27, 2017), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

**Minutes**  
**August 2, 2016**  
**ST. LOUIS COUNTY LIQUOR LICENSING COMMITTEE MEETING**

\*\*\*\*\*

The meeting was called to order at 8:03 a.m., by Chair Don Dicklich, with the following members present: Commissioner Frank Jewell, Commissioner Tom Rukavina, Assistant County Attorney James Nephew, Sheriff Ross Litman, Lt. Dave Rolland, and Deputy Auditor Phil Chapman

Litman/Rukavina moved to approve the minutes of the June 7, 2016, meeting. (5-0)

There was discussion regarding the application for Temporary On-Sale Intoxicating Liquor License submitted by YMCA Camp du Nord, Unorganized Township 64-13, for September 3-4, 2016. Both Auditor Dicklich and Commissioner Rukavina expressed concern about serving alcohol at a camp for kids. Commissioner Jewell said there are many events where alcohol is served, with kids in attendance.

Laura Mullen, Bent Paddle Brewery, appeared on behalf of YMCA Camp du Nord, Unorganized Township 64-13, requesting Temporary On-Sale Intoxicating Liquor License for September 3-4, 2016. Ms. Mullen explained that two (2) ounce samples can be given out per Minnesota Statutes and the event will be held on a separate weekend than kid's camp. Bent Paddle Brewery will be bringing six (6) brands of beer, patrons can have one sample of each type, the area will be roped off, identification will be checked, and wristbands will be given out. After further discussion, Commissioner Jewell supported by Sheriff Litman, made a motion to recommend approval of the application to the Board. The motion passed (3-2) (Dicklich, Rukavina).

Elizabeth Iallionardo appeared on behalf of Melrude Whistle Stop, LLC d/b/a Melrude Whistle Stop, LLC, Ellsburg Township, requesting transfer of the licenses listed below. The applicant was asked relevant questions from the Liquor Licensing Checklist and exhibited familiarity with the rules and regulations on operations. A copy of the checklist was added to the applicant's file.

- On/Off-Sale 3.2 Percent Malt Liquor
  - Application was recommended to the Board for approval. (Rukavina/Jewell) (5-0)
  
- Consumption & Display (Set-Up) Permit
  - Application was recommended to the Board for approval. (Jewell/Rukavina) (5-0)

Elizabeth Iallionardo appeared on behalf of Melrude Whistle Stop, LLC d/b/a Melrude Whistle Stop, LLC, Ellsburg Township, requesting Special Event License, to expand the designated serving for the date of September 2-5, 2016. After discussion of the event

and the security measures to be taken, Commissioner Jewell supported by Commissioner Rukavina, made a motion to recommend approval of the application to the Board. (5-0)

There was discussion regarding the alleged liquor law violation at Tucheck, Inc. d/b/a Bear River Viking Bar, Morcom Township, sale to minor on July 15, 2016. Justin Tucheck appeared on behalf of Tucheck, Inc. Commissioner Jewell, made a motion, supported by Commissioner Rukavina, to recommend to the County Board a ten (10) day suspension and \$1,000.00 fine, nine (9) days and \$1,000.00, stayed, if no same or similar violations occur within one year, subject to additional penalties that may be imposed by the County Board. The motion passed (5-0).

There was discussion regarding the alleged liquor law violation at MSO & ALS L. L. C. d/b/a The Landing, Beatty Township, sale to minor on July 15, 2016. Matthew Ostendorf and Tony Seaton appeared on behalf of MSO & ALS L. L. C. Commissioner Rukavina, made a motion, supported by Commissioner Jewell, to recommend to the County Board a ten (10) day suspension and \$1,000.00 fine, nine (9) days and \$1,000.00, stayed, if no same or similar violations occur within one year, subject to additional penalties that may be imposed by the County Board. The motion passed (5-0).

Deputy Auditor Chapman indicated that an application for Temporary On-Sale 3.2 Percent Malt Liquor License was submitted by Buyck Volunteer Fire Department, Portage Township, on August 1, 2016, for an event held on August 6, 2016. Deputy Auditor Chapman said he discussed the application deadline with the applicant and the Board would consider the application at the County Board meeting today.

The meeting was adjourned at 9:02 a.m. (Litman/Rukavina) (4-0)

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Donald Dicklich, Chair

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Wendy M. Johnson, IS II

# BOARD LETTER NO. 16 – 415

FINANCE & BUDGET COMMITTEE CONSENT NO. 9

BOARD AGENDA NO.

**DATE:** September 13, 2016      **RE:** Violation of St. Louis County Ordinance No. 28 – The Landing (Beatty Township)

**FROM:** Kevin Z. Gray  
County Administrator

Donald Dicklich  
County Auditor/Treasurer

Mark Rubin  
County Attorney

**RELATED DEPARTMENT GOAL:**

Provide mandated and discretionary licensing services in a timely manner.

**ACTION REQUESTED:**

The St. Louis County Board is requested to consider penalties and/or suspension of liquor license for alleged violation of St. Louis County Ordinance No. 28 by MSO & ALS L. L. C. d/b/a The Landing, Beatty Township, sale to minor, July 15, 2016.

**BACKGROUND:**

The County Attorney and the County Auditor have received reports from the St. Louis County Sheriff's Office of an alleged violation of St. Louis County Ordinance No. 28 on July 15, 2016, by MSO & ALS L. L. C. d/b/a The Landing, Beatty Township.

On August 2, 2016, the St. Louis County Liquor Licensing Committee met to discuss the alleged Ordinance No. 28 violation against MSO & ALS L. L. C. After consideration of the allegations and circumstances, the committee recommended a ten (10) day license suspension and \$1,000 civil penalty, with nine (9) days and \$1,000 of the civil penalty stayed for one (1) year on the condition that the licensee have no same or similar violations during that year. The date of the one (1) day suspension will be October 3, 2016.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize an agreement with MSO & ALS L. L. C. d/b/a The Landing, suspending its liquor license as recommended by the St. Louis County Liquor Licensing Committee.

**Violation of St. Louis County Ordinance No. 28 – The Landing  
(Beatty Township)**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Liquor Licensing Committee met on August 2, 2016, to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation, sale to minor, on July 15, 2016, against MSO & ALS L. L. C. d/b/a The Landing, Beatty township; and

WHEREAS, The Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one (1) year with no same or similar violations during that year, and recommended that the County Attorney's Office propose this penalty to MSO & ALS L. L. C.; and

WHEREAS, MSO & ALS L. L. C. has agreed to accept the proposal if approved by the County Board;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute an agreement suspending the Combination On/Off-Sale and Sunday On-Sale Intoxicating Liquor License No. 17-CTCMBS-00268 issued to MSO & ALS L. L. C. d/b/a The Landing, Beatty Township, for ten (10) days and \$1,000.00 civil penalty, with nine (9) days and \$1,000.00 of the civil penalty stayed for one (1) year on the condition that the licensee have no same or similar violations during that year;

RESOLVED FURTHER, That the date of suspension of the liquor license will be October 3, 2016;

RESOLVED FURTHER, That a new violation within the next year (ending September 27, 2017), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance Number 28, Section 13.

**Minutes**  
**August 2, 2016**  
**ST. LOUIS COUNTY LIQUOR LICENSING COMMITTEE MEETING**

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  - Application was recommended to the Board for approval. (Rukavina/Jewell) (5-0)
  
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Elizabeth Iallionardo appeared on behalf of Melrude Whistle Stop, LLC d/b/a Melrude Whistle Stop, LLC, Ellsburg Township, requesting Special Event License, to expand the designated serving for the date of September 2-5, 2016. After discussion of the event

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The meeting was adjourned at 9:02 a.m. (Litman/Rukavina) (4-0)

---

Donald Dicklich, Chair

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Wendy M. Johnson, IS II

# BOARD LETTER NO. 16 – 416

FINANCE & BUDGET COMMITTEE CONSENT NO. 10

BOARD AGENDA NO.

**DATE:** September 13, 2016      **RE:** St. Louis County Courthouse-  
Virginia HVAC and Roof  
Replacement – Engineering  
and Design Services

**FROM:** Kevin Z. Gray  
County Administrator

Tony Mancuso, Director  
Property Management

## **RELATED DEPARTMENT GOALS:**

Provide safe, secure, efficient, and code compliant facilities and facility operations.  
Administer capital improvement and facilities construction projects.

## **ACTION REQUESTED:**

The St. Louis County Board is requested to authorize a professional services contract with Architectural Resources Incorporated (ARI) of Hibbing, Minnesota for the system investigation/analysis, design, bid documents, project administration, and project close out for the Virginia Courthouse HVAC replacement and roof replacement project.

## **BACKGROUND:**

The St. Louis County Courthouse-Virginia addition was completed in 2012/2013, but the original courthouse HVAC and roof were not replaced at that time. The courthouse, including the lock-up portion of the facility, has HVAC equipment that dates back to the mid-1970s and is well past its useful life, is prone to breakdowns, inefficient and parts are no longer available. The courthouse and lock-up roof is 30 years old and in need of replacement. With new HVAC equipment being placed on the roof, now is the proper time to replace the aged roof. The city water cooling system no longer works, as the city has replaced its domestic water infrastructure in the streets resulting in warmer water temperatures that will not cool or dehumidify the facility. ARI designed the new addition HVAC system and will design the courthouse systems and roofs to be compatible and achieve infrastructure standardization. The HVAC systems/equipment and the roof replacement are estimated to cost approximately \$960,000 and ARI's fees for this service are quoted as \$81,000.

## **RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize a professional services agreement with Architectural Resources Incorporated of Hibbing, MN, for the system investigation/analysis, design, bid documents, project administration, and project close out for the St. Louis County Courthouse-Virginia HVAC replacement and roof replacement for an amount of \$81,000, payable from Fund 402, Agency 402011.

**St. Louis County Courthouse-Virginia HVAC and Roof Replacement –  
Engineering and Design Services**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Courthouse-Virginia, including the lock-up section of the facility, has HVAC equipment that dates back to the mid-1970's and is well past its useful life, and the roof is 30 years old and in need of replacement; and

WHEREAS, Architectural Resources Incorporated of Hibbing, MN, designed the HVAC system in the recent courthouse addition and will design the remaining courthouse HVAC systems and roof to be compatible and achieve infrastructure standardization;

THEREFORE, BE IT RESOLVED, The St. Louis County Board authorizes the appropriate county officials to enter into a professional services agreement with Architectural Resources Incorporated of Hibbing MN, for the system investigation/ analysis, design, bid documents, project administration, and project close out for the St. Louis County Courthouse-Virginia HVAC and roof replacement project, in the amount of \$81,000, payable from Fund 402, Agency 402011.

# BOARD LETTER NO. 16 – 417

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 1

BOARD AGENDA NO.

**DATE:** September 13, 2016      **RE:** Award of Bids: Bridge  
Reconstruction on CSAH 59/  
Melrude Road (Ellsburg  
Township)

**FROM:** Kevin Z. Gray  
County Administrator

James T. Foldesi  
Public Works Director/Highway Engineer

**RELATED DEPARTMENT GOAL:**

To provide a safe, well maintained road and bridge system.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize the award of a bridge project in Ellsburg Township to the low bidder.

**BACKGROUND:**

County staff is authorized under Resolution No. 88-381, dated May 24, 1988, to call for bids on projects which are already included in the budget document. Bids were requested for a bridge project in Ellsburg Township funded with St. Louis County State Aid funds.

A call for bids was received by the St. Louis County Public Works Department on September 8, 2016, for the project in accordance with the plans and specifications on file in the office of the County Highway Engineer:

<b>Project:</b>	<b>CP 0059-229537, SAP 69-659-002 Bridge 69A35</b>
<b>Location:</b>	CSAH 59 (Melrude Road) 0.7 mile west of Junction CR 322, Length 0.19 mile (see attached map)
<b>Traffic:</b>	162
<b>PQI:</b>	N.A.
<b>Construction:</b>	Construct Bridge 69A35 (County Bridge 388) and Approach Grading
<b>Funding:</b>	Fund 220, Agency 220329, Object 652700
<b>Anticipated Start Date:</b>	May 22, 2017
<b>Anticipated Completion Date:</b>	August 5, 2017
<b>Engineer's Estimate:</b>	\$995,026.50

**BIDS:**

<b>Northland Constructors, Duluth, MN</b>	<b>\$1,061,338.67 (+\$66,312.17, +6.66%)</b>
Redstone Construction, LLC, Mora, MN	\$1,099,056.85
Dallco, Inc., Brook Park, MN	\$1,339,470.89

**RECOMMENDATION:**

It is recommended that the St. Louis County Board award County Project CP 0059-229537, SAP 69-659-002, Bridge 69A35 to low bidder Northland Constructors of Duluth, MN, in the amount of \$1,061,338.67, payable from Fund 220, Agency 220329, Object 652700.

**Award of Bids: Bridge Reconstruction on CSAH 59/ Melrude Road  
(Ellsburg Township)**

BY COMMISSIONER \_\_\_\_\_

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

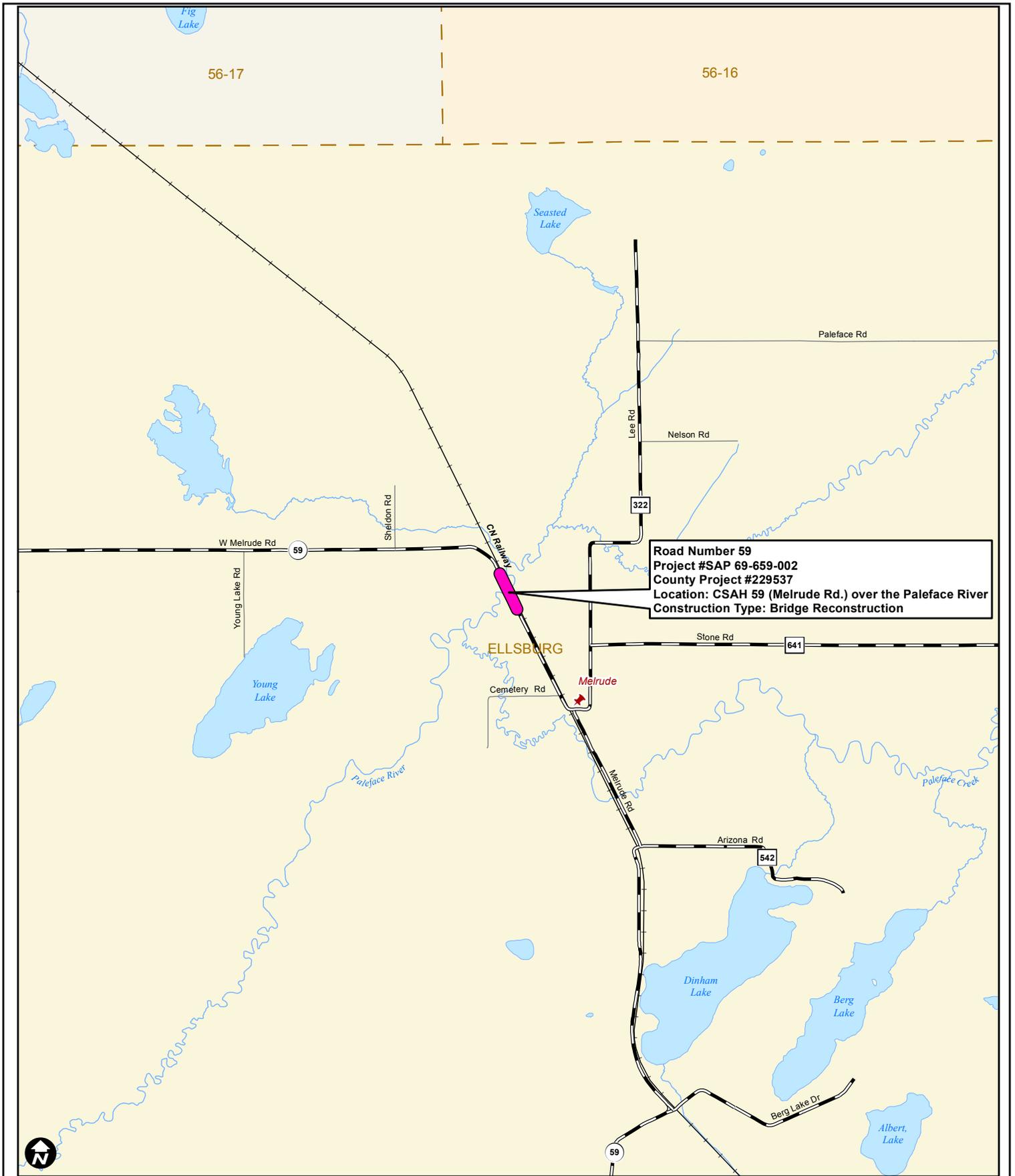
**CP 0059-229537, SAP 69-659-002** Bridge 69A35 (County Bridge 388) and Approach Grading on CSAH 59 (Melrude Road) 0.7 mile west of Junction CR 322; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on September 8, 2016, 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.

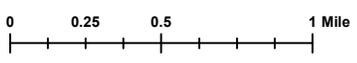
<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Northland Constructors, LLC	4843 Rice Lake Road Duluth, MN 55803	\$1,061,338.67

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 220329 Object 652700.



**Road Number 59**  
**Project #SAP 69-659-002**  
**County Project #229537**  
**Location: CSAH 59 (Melrude Rd.) over the Paleface River**  
**Construction Type: Bridge Reconstruction**

**St. Louis County 2014 Road & Bridge Construction**



**Map Components**

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



**Committee Vacancy - Appointment to the Planning Commission**

BY COMMISSIONER: \_\_\_\_\_

WHEREAS, The St. Louis County Board of Commissioners appoints citizens to serve on the St. Louis County Planning Commission; and

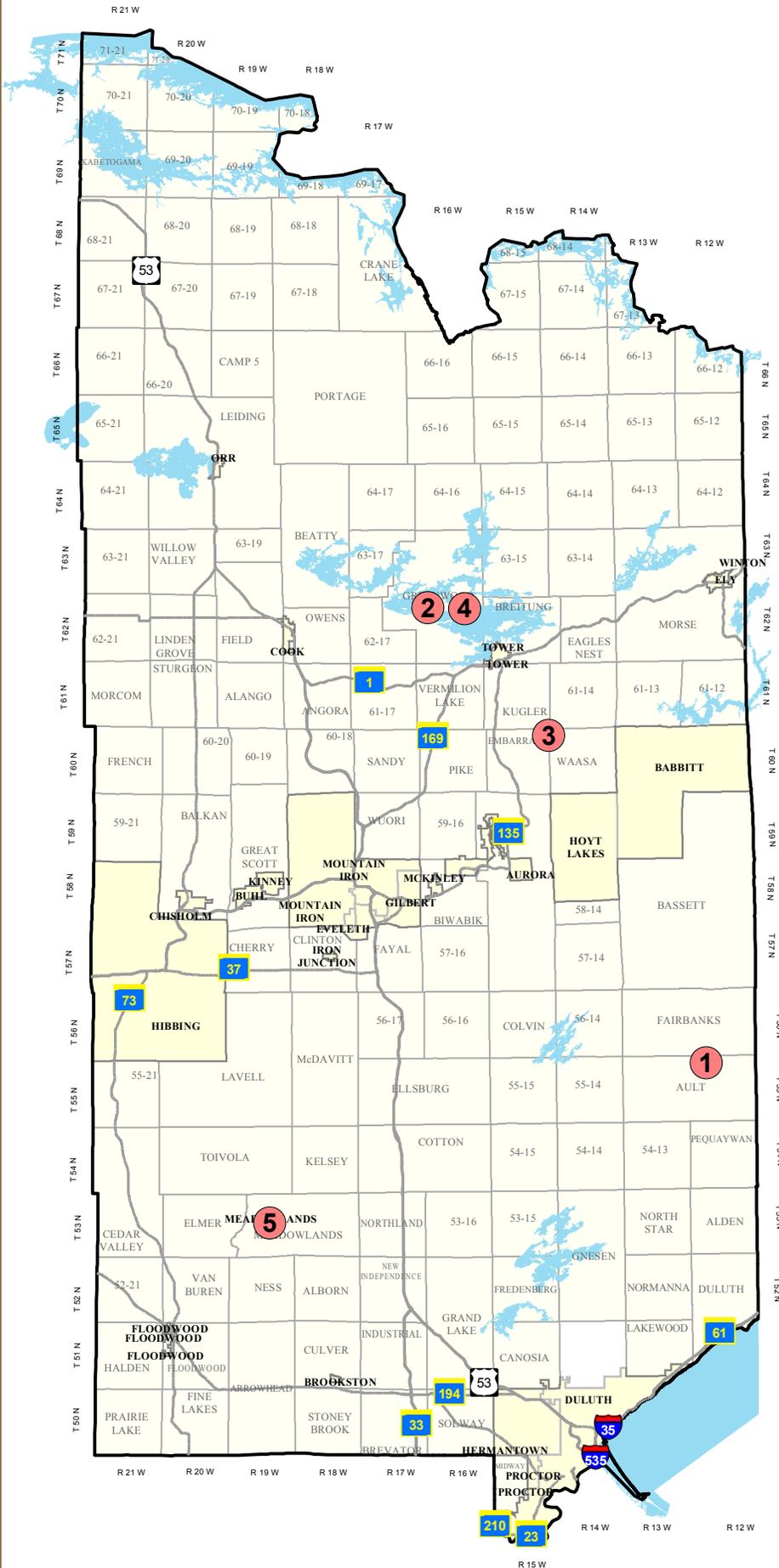
WHEREAS, Five individuals have submitted applications for this vacancy:

- David Anderson - Ault Township
- Mark Drobac - Greenwood Township
- Julia Maki - Embarrass Township
- Lee Peterson - Greenwood Township
- Charles Prudhomme - Meadowlands Township

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints \_\_\_\_\_ to the Planning Commission with a term expiring December 31, 2018.

# Planning Commission (PC) Applicants

## St. Louis County



● 2016 PC Applicant Locations

- 1 - David Anderson
- 2 - Mark Drobac
- 3 - Julia Maki
- 4 - Lee Peterson
- 5 - Charles Prudhomme

Prepared By: **Planning & Community Development Department**  
 Planning & Community Development  
 (218) 749-7103  
[www.stlouiscountymn.gov](http://www.stlouiscountymn.gov)

Map Created: 8/19/2016

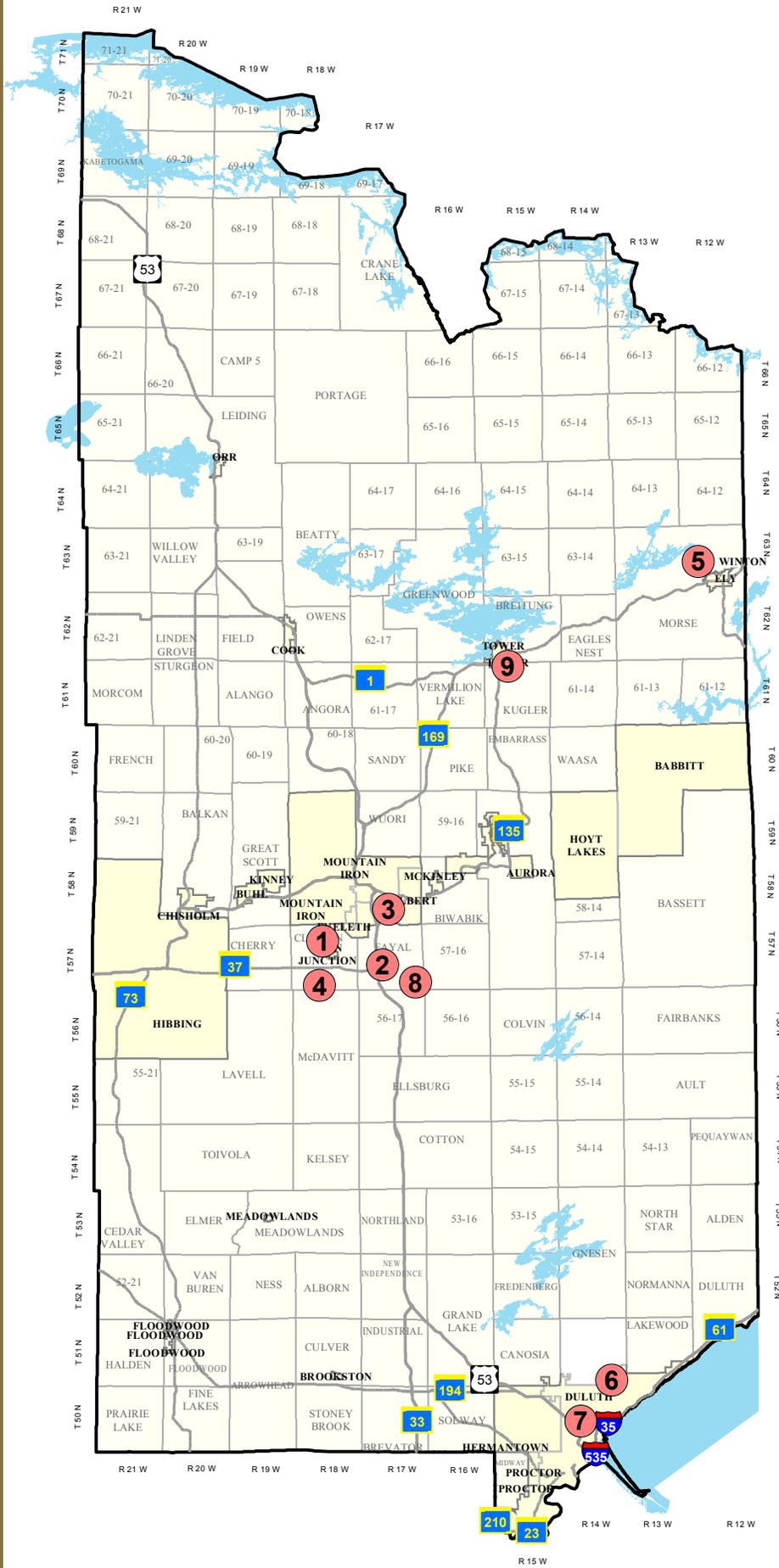
**Disclaimer**

This is a compilation of records as they appear in the Saint 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.



# Planning Commission (PC) Members

## St. Louis County



● 2016 PC Member Locations

- 1 - Diana Werschay
- 2 - Commissioner Keith Nelson
- 3 - Sonya Pineo
- 4 - Raymond Svatos
- 5 - Roger Skraba
- 6 - Vacant
- 7 - Steve Filipovich
- 8 - Tom Coombe
- 9 - David Pollock

Prepared By: **Planning & Community Development Department**  
 Planning & Community Development  
 (218) 749-7103  
[www.stlouiscountymn.gov](http://www.stlouiscountymn.gov)

Map Created: 6/28/2016

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Saint Louis County MN



Revised 1-2006  
APP-CACCB

# Application

Citizen Advisory Committee, Commission, or Board  
St. Louis County

**Return Application to:**

Clerk of the County Board  
100 N. 5th Avenue West, #214  
Duluth, MN 55802-1293

**Note:** Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

OR e-mail at: chapmanp@stlouiscountymn.gov

Application For:

**Citizen Advisory Committee**

Please list the committee, commission, or board for which you are applying

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AUG 11 2016

ST. LOUIS CO AUDITOR

Applicant Name:

**David Anderson NMI**

Mr.  Mrs.  Ms.

Last Name First Name Middle Initial

Home Address:

**1703 Oliver Road**

Street

**Brimson MN**

**55602-8036**

City

State

Zip

Telephone/Fax/  
E-Mail:

**218-848-2004**

**218-461-6030 indianlake55602@gmail.com**

Home

Work

Fax

E-mail Address

1. How long have you lived in St. Louis County? **18 years**

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

**18 years Supervisor Ault Township....  
10 years as Board Chair**

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

the planning process of permits etc. has always been of interest to me

4. Please describe your education, employment, areas of interest, and expertise.

retired Teamster Union Representative, prior to becoming a full time Union Representative/Organizer I worked in several areas of employment around the US such as pipeline construction, trucking, mining, steel foundrys, delivery routes etc.

5. Please provide additional information you believe is important in considering your application?

I try to be as level headed and fair in dealing with other people as humanly possible.

6. Please list two references including name, address, and telephone number.

Terry Nutt 1274 White Lake Drive, Duluth, MN 55803 218-848-2384

Randy Felknor 4149 W Calvary RD, Duluth, MN 55803 218-340-9027

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature:

David Anderson



Date

August 11 2016

**THANK YOU!**

**Office Use Only**

Date Received

Appointment Date

Date Entered

Term End Date

Commissioner District

Retention Date



Revised 1-2008  
APP-CACCB

# Application

Citizen Advisory Committee, Commission, or Board  
St. Louis County

RECEIVED

Return Application to:  
Clerk of the County Board  
100 N. 5th Avenue West, #514  
Duluth, MN 55802-1293

JUL 26 2016

Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For:

SLC Planning Commission

Please list the committee, commission, or board for which you are applying

Applicant Name:

Drabac mark -  
Last Name First Name Middle Initial

Mr.  Mrs.  Ms.

Home Address:

3718 Sundling Rd.  
Street

Tower MN 55790  
City State Zip

Telephone/Fax/  
E-Mail:

218 753 6212  
Home Work Fax E-mail Address

slc.mark@fruitier.net.net

1. How long have you lived in St. Louis County?

All my Life

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

SLC Environmental Services Tech. advisory committee  
Greenwood Township Planning commission chair.  
Greenwood Township sewer, Fsts group  
Labor group executive board  
negotiating committee's

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

work towards policies that help make hand use development safe, fair, and profitable for the community. Do my best to make sure all voices are heard.

4. Please describe your education, employment, areas of interest, and expertise.

Virginia mn H.S.  
Mesaabi C. C.  
L.U. 589 plumbers + pipefitters apprenticeship

5. Please provide additional information you believe is important in considering your application?

worked in construction + trades for 30 years  
understand codes.  
can read and understand blueprints & drawings  
carry high-pressure piping licence in mn.

6. Please list two references including name, address, and telephone number.

commissioner: K. Nelson 300 S. 5 Ave Virginia, mn 218-749-7108

commissioner: T. Rukovina 320 Minnetonka Drive Ely, mn 218-365-8200

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature: 

Date 7/22/2016

**THANK YOU!**

Office Use Only

Date Received

Appointment Date

Date Entered

Term End Date

Commissioner District

Retention Date

Appointed:  Yes  No

Committee/Board/Commission:



Revised 1-2006  
APP-CACCB

# Application

Citizen Advisory Committee, Commission, or Board  
St. Louis County

Return Application to:  
Clerk of the County Board  
100 N. 5th Avenue West, #214  
Duluth, MN 55802-1293

Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For: Planning Commission  
Please list the committee, commission, or board for which you are applying

Applicant Name: Maki Julia A  Mr.  Mrs.  Ms.  
Last Name First Name Middle Initial

Home Address: 4722 Saranpa Rd  
Street  
Embarrass MN 55732  
City State Zip

Telephone/Fax/ E-Mail: 218-780-0315 218-780-0315 juliamaki3@gmail.com  
Home Work Fax E-mail Address

1. How long have you lived in St. Louis County? 43 years

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

- Previous member of St. Louis County Planning Commission & Board of Adjustment
- Sunday School teacher at Hope Lutheran Church
- Lake Vermilion Sportsmen Club
- Embarrass Volunteer Fire Department
- Greenwood Volunteer Fire Department

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

I have a passion for planning & I care greatly how our communities are developed. I believe I work well with others, take all my responsibilities seriously & would be a great asset to the County's Planning Commission

4. Please describe your education, employment, areas of interest, and expertise.

- B.S. in Chemistry & Biochemistry
- Experience in designing septic systems
- Experience in environmental field when employed by Waste Management
- Planning Director for Greenwood Township
- Currently have realtor license

5. Please provide additional information you believe is important in considering your application?

I have lots of experience in planning & I believe this would be a great asset to the Board. I would take responsibility seriously & be very respectful of others & the staff.

6. Please list two references including name, address, and telephone number.

~~Blaine Olson 218-410-0025~~  
Blaine Olson 218-410-0025  
Gene Baland 218-753-2104

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature: Julia Mah

Date: 8-11-16

**THANK YOU!**

Office Use Only	
Date Received	<input type="text"/>
Date Entered	<input type="text"/>
Commissioner District	<input type="text"/>
Appointed: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Committee/Board/Commission:	<input type="text"/>
Appointment Date	<input type="text"/>
Term End Date	<input type="text"/>
Retention Date	<input type="text"/>



# Application

Citizen Advisory Committee, Commission, or Board

St. Louis County

**Return Application to:**  
Clerk of the County Board  
100 N. 5th Avenue West, #214  
Duluth, MN 55802-1293

**Note:** Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

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APP-CACCB

Application For: St. Louis County Planning Commission

Please list the committee, commission, or board for which you are applying

Applicant Name: Peterson Lee C.  Mr.  Mrs.  Ms.  
Last Name First Name Middle Initial

Home Address: 4306 Isle of Pines Dr.  
Street

Greenwood Mn. 55790  
City State Zip

Telephone/Fax/ E-Mail: 218 753 5785 leepeterson2011@hotmail.com  
Home Work Fax E-mail Address

1. How long have you lived in St. Louis County? 67 years

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

City of Iron Jct., mayor  
Greenwood Township Planning and Zoning 1996-2005  
Greenwood Township Comprehensive Plan Steering Committee 2015

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

Planning and Zoning is an area of high interest to me. My time on the Greenwood P&Z some years ago showed me that close attention to the Ordinance and the evolving land use issues can be rewarding in helping to guide development responsibly.

4. Please describe your education, employment, areas of interest, and expertise.

Eveleth High School  
Virginia Junior College--general  
Hibbing Area Vocational-Technical Institute--electrical and instrumentation  
42 years employed by the DM&IR and CN railroads--Electrical, Signal and Communications Department

5. Please provide additional information you believe is important in considering your application?

I believe that the Ordinances are very important and are almost constantly evolving, with the guidance of the public, the staff, and the commission.  
It is important that all considerations need to be dealt with thoroughly and with respect to the Ordinances, the people, and the environment.

6. Please list two references including name, address, and telephone number.

John Bassing 2241 Birch Point Rd., Greenwood Twp. 218 753 2831

Tom Mesojedec 1085 Manitou Park Rd., Greenwood Twp. 218 404 3055

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature:

*Lee C. Peterson*

Date

8-10-16

**THANK YOU!**

Page 2 of 2

**Office Use Only**

Date Received

Appointment Date

Date Entered

Term End Date

Commissioner District

Retention Date

Appointed:  Yes  No

Committee/Board/Commission:



Revised 1-2006  
APP-CACCB

RECEIVED

AUG 08 2016

# Application

Citizen Advisory Committee, Commission, or Board  
St. Louis County

**Return Application to:**  
Clerk of the County Board  
100 N. 5th Avenue West, #214  
Duluth, MN 55802-1293

**Note:** Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For:

ST. LOUIS CO. PLANNING COMMISSION

Please list the committee, commission, or board for which you are applying

Applicant Name:

PRUDHOMME CHARLES E.  
Last Name                      First Name                      Middle Initial

Mr.    Mrs.    Ms.

Home Address:

7751 LITTLE WHITEFACE Rd.  
Street

MEADOWLANDS MN                      55765  
City    State    Zip

Telephone/Fax/  
E-Mail:

218-427-2568                      cprudhomme@frontier.net.net  
Home    Work    Fax    E-mail Address

1. How long have you lived in St. Louis County?

68 YEARS

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

CHAIR - MEADOWLANDS TOWNSHIP BOARD.  
MEADOWLANDS COM. CNTR BOARD.

RECEIVED

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

I'm very concerned ABOUT LAND use, pollution of our LAND/WATER resources and our Dependence ON hydrocarbon fuels — we need to push our efforts for RENEWABLE ENERGY!

4. Please describe your education, employment, areas of interest, and expertise.

BA (University of Minnesota) IN Geography/Geology — 15 years experience in groundwater/surface/TESTING & monitoring.

5. Please provide additional information you believe is important in considering your application?

I'm retired, old and have too much time on my hands.

6. Please list two references including name, address, and telephone number.

Two empty lines for references.

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature: Charles P. Hoare

Date: Aug. 5, 2016

**THANK YOU!**

Office Use Only

Date Received

Appointment Date

Date Entered

Term End Date

Commissioner District

Retention Date

Appointed:  Yes  No

Committee/Board/Commission: