



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

February 1, 2011

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

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 January 25, 2011

Health & Human Services Committee – Commissioner Dahlberg, Chair

1. Agreement with the Community Health Board for Public Health Emergency Response Continuation Activities [28]

Environment & Natural Resources Committee – Commissioner Jewell, Chair

2. Roadway Easement across State Tax Forfeited Land - Lake Bank [29]

Public Safety & Corrections Committee – Commissioner Sweeney, Chair

3. Transfer of Surplus Snowmobile to the Grand Lake Volunteer Fire Department [30]
4. Purchase of Airboat for Sheriff's Office [31]

ESTABLISHMENT OF PUBLIC HEARINGS:

Finance & Budget Committee – Commissioner Nelson, Chair

5. Establish Public Hearing for Suspension/Revocation of Liquor Licenses for Property Tax Non-Payment (Tuesday, February 22, 2011, Hibbing City Council Chambers, Hibbing, MN) [32]
6. Establish Public Hearing on the FY 2011 Action Plan for CDBG, HOME and ESG Funding (Tuesday, March 8, 2011, St. Louis County Courthouse, Duluth, MN) [33]

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.

Environment & Natural Resources Committee – Commissioner Jewell, Chair

1. **Free Conveyance of State Tax Forfeited Land to Grand Lake Township [34]**
Resolution for free conveyance of tax forfeit property for use as an emergency heliport at the Grand Lake Township north firehall.

Central Management & Inter-Governmental Committee – Commissioner Raukar, Chair

1. **Amendment No. 1 to Memorandum of Understanding between the State of Minnesota Judicial Branch and St. Louis County [35]**
Resolution to authorize an amendment to the existing memorandum of understanding and to authorize the purchase and installation of Voice Over Internet Protocol equipment for installation in the Sixth Judicial Court offices.
2. **Committee Vacancy Appointments – Board of Adjustment [36]**
Resolution to fill two vacancies on the St. Louis County Board of Adjustment.

3. **Re-Appointments to the St. Louis County Cooperative Extension Committee [37]**
Resolution to fill three vacancies on the St. Louis County Cooperative Extension Committee.

COMMISSIONER DISCUSSION ITEMS AND REPORTS:

At this time, Commissioners may introduce items for discussion or report on past and future activities.

ADJOURNED:

NEXT COMMITTEE OF THE WHOLE MEETING DATES:

February 8, 2011 Commissioners' Conference Room, Courthouse, Duluth, MN
February 22, 2011 Hibbing City Council Chambers, Hibbing, MN
March 1, 2011 Commissioners' Conference Room, Courthouse, 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**

Tuesday, January 25, 2011

Location: Cotton Town Hall

Present: Commissioners Jewell, Raukar, Dahlberg, Forsman, Sweeney, Nelson and Chair O'Neil

Absent: None

Convened: Chair O'Neil called the meeting to order at 10:23 a.m.

CONSENT AGENDA

Sweeney/Dahlberg moved the consent agenda. At the request of Commissioner Nelson, the tax abatement list was removed from consent for separate consideration under Finance and Budget Committee. The remainder of the consent agenda was approved. (7-0)

-Minutes of January 11, 2011

1. Request for Easement Sponsorship across State of Minnesota Property
2. Appointments to the Civil Service Commission
3. Abolishment of Multiple Obsolete County Job Classes
4. Authority to Enter into a Joint Powers Agreement for the Joint County Residential Survey
5. Amendment to the 2010 Boundary Waters Drug Task Force Grant

FINANCE AND BUDGET COMMITTEE

Nelson/Sweeney moved the abatement list for board approval. Commissioner Nelson said he reviewed the tax abatement listings for Kennecott Exploration Company and Mesabi Nugget. Commissioner Nelson said he found the abatement for the exploration company was from leases that expired in 2006. Commissioner Nelson said the state recently notified the Auditor's office of this, adding the county should be given notice sooner than five years later. Commissioner Nelson said Mesabi Nugget was for a building they leased from the Town of White and, since the lease was less than one year, no taxes are due. After further discussion, the resolution was approved (7-0).

COMMISSIONER DISCUSSION ITEMS AND REPORTS

Commissioner Sweeney said the canvass board meeting for the special election is February 16, which is the same day as Duluth Days at the Capital. Discussion took place on appointing designees' to the canvass board for members attending Duluth Days.

Commissioner Nelson said he recently attended the State of the Band 2011 for the Boise Forte Band of Chippewa and handed out a program from the event.

Commissioner Forsman said he was unable to attend the State of the Band, but said he attended the grand opening and the new building instills national pride.

Commissioner Sweeney said Barb Hayden sent her an update on employment figures for the northern region and overall we are doing well.

Administrator Gray said he recently visited with his father in Florida who celebrated his 85th birthday. Administrator Gray said his father was a band instructor in Biwabik and was well known for his singing talent, having sung at many weddings and funerals in the range area.

At 10:50 a.m., Nelson/Dahlberg moved to adjourn the meeting. (7-0)

Steve O'Neil, Chair of the County Board

Patricia Stolee, Clerk of County Board

BOARD LETTER NO. 11 - 36

CENTRAL MANAGEMENT & INTERGOVERNMENTAL COMMITTEE NO. 2

BOARD AGENDA NO.

DATE: February 1, 2011 **RE:** **Committee Vacancy
Appointments – Board of
Adjustment**

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

**Barbara Hayden
Planning and Development Director**

RELATED DEPARTMENT GOALS:

Administer county ordinances and state regulations pertaining to land use in the most effective and efficient manner.

BACKGROUND:

County Board Resolution No. 10-543, dated November 23, 2010, reappointed a citizen to the St. Louis County Board of Adjustment and authorized the advertisement of two vacancies on that board.

Board Memo No. 11-04, dated January 10, 2011, provided commissioners with copies of the two applications for the St. Louis County Board of Adjustment. The applicants are:

Kurt F. Johnson	Town of Normanna
David Peterson	Town of Midway

ACTION REQUESTED:

It is recommended that the St. Louis County Board appoint two new members to the Board of Adjustment for a three year term expiring December 31, 2013.

BY COMMISSIONER _____

RESOLVED, the St. Louis County Board appoints the following individuals to the St. Louis County Board of Adjustment for a three-year term expiring December 31, 2013:

Kurt F. Johnson
David Peterson

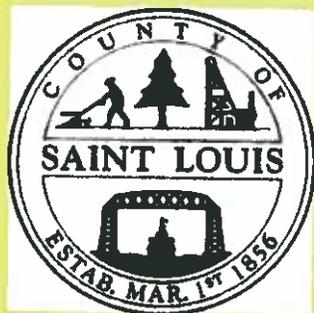
Town of Normanna
Town of Midway

COMMITTEE APPOINTMENT APPLICATIONS – January 2011

BOARD OF ADJUSTMENT – 2 vacancies, three-year term

Kurt F. Johnson 3220 Troy Brett Trail, Duluth, MN 55803
David Peterson 2800 Ormsby Rd, Duluth, MN 55810

Town of Normanna
Town of Midway



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: Board of Adjustment

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

Applicant Name: Johnson Kurt F Mr. Mrs. Ms.
Last Name First Name Middle Initial

Home Address: 3220 Troy Brett Trail
Street

Duluth MN 55803
City State Zip

Telephone/Fax/ E-Mail: 218-525-1104 218-393-5263 kurt.johnson123@hotmail.com
Home Work Fax E-mail Address

1. How long have you lived in St. Louis County? 1983 to present (27 years)

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

Normanna Volunteer Fire Dept, Normanna Twp Town Board - Supervisor, Normanna Land Use Committee, Duluth Area Association of REALTORS - Board member, Lakehead Fire Mutual Aid Association - Trustee, Normanna Firefighters Relief Assoc - Treasurer, Kings Court Community Assoc

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

I enjoy problem solving and conflict resolution in weighing the FACTS, data and deciphering wants from needs. I pride myself on being fair and unbiased with carrying little to no prejudice on decision making in relation to separating personal from professional opinions.

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

I have been in real estate for approximately 15 years covering most aspects of such. I am a Minnesota licensed Real Estate Broker. I have extensive background in subdivisions, zoning issues, parcel splits, surveys, title work, management and new construction. Currently I am a Real Estate Broker for a local real estate company in the Duluth area.

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

I have extensive background in subdivisions, zoning issues, parcel splits, surveys, title work, management and new construction. I have worked with quite a few of the personnel of the St Louis County Planning in permitting, wetlands, setbacks and other zoning issues of which I would hope I left a fair impression of myself.

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

- Brad Edberg - Pioneer Abstract 1720 London Rd Duluth, MN 55812 728-0476
- Darrell Goldberg - Easy Housing 4978 Miller Trunk Hwy 55811 348-0552

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

Signature: _____

Date _____

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 1-2008
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: Board of Adjustments

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

Applicant Name: Peterson, David Mr. Mrs. Ms.

Last Name First Name Middle Initial

Home Address: 2800 Ormsby Road

Street

Midway, MN, 55810

City

State

Zip

Telephone/Fax/ 218-628-2296 218-529-6347 Manassen2@aol.com

E-Mail: Home Work Fax E-mail Address

1. How long have you lived in St. Louis County? 8 Years

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

I have not served on many boards or commissions but have served as the president of two "for profit" development companies in Minneapolis over many years. Since coming to Duluth I have served on the Urban Indian Housing Task Force here in Duluth focused on doing a research project to determine native youth and the homelessness rate. I was one of the founding board members of Golden Girl Homes in Minneapolis a nonprofit established to assist women in combining households to reduce cost and upkeep as they age. With women historically living approximately 7 years longer than their spouse women living alone can be very problematic to many combined with their lower earning issues. I headed up the Student Housing Task Force for a number of years here through the HRA.

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

I want to take a more active roll in government affairs here in St Louis County. With my position as the Development Coordinator for the Housing and Redevelopment Authority of Duluth I believe I have developed a more pragmatic view of how the private sector and public sector conflicts can be addressed to better serve the public if the agencies really want to facilitate the public.

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

I have a MA in communications through the University of Wisconsin focused in housing issues and communications. My BA was focused at housing development through non profits and the availability of public agencies becoming more self sustaining by better time management and bottom line decision making. I developed more than 20 housing and commercial developments in the Twin Cities over the years before moving to Duluth. I am presently developing the Hawk Ridge Estates.

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

[Empty box for additional information]

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

Dan Moore 4811 Kroll Road, Duluth, 218-729-7321

David Chmielewski, 2008 County Road #4, Carlton, 218-384-9727

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

Signature: 

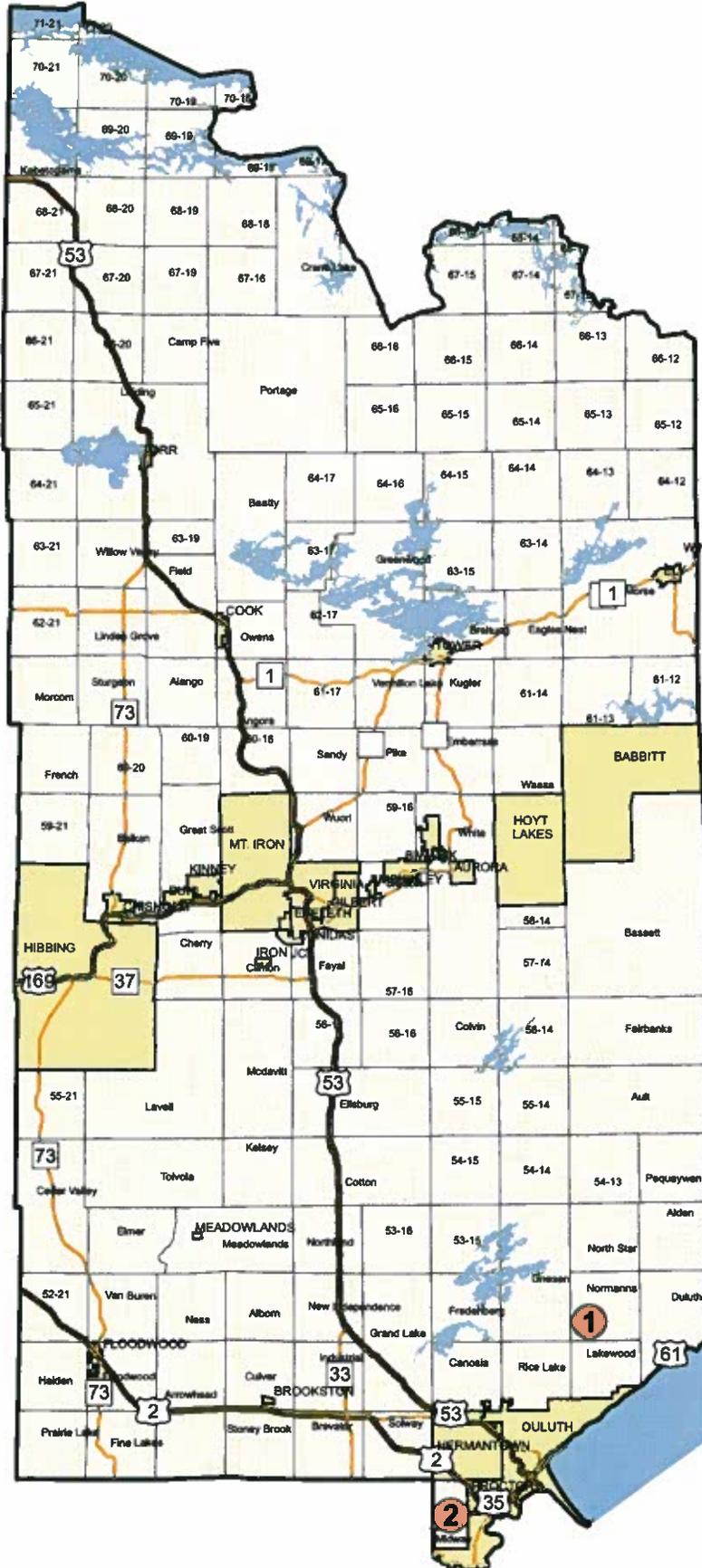
Date: 1/3/11

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"/>

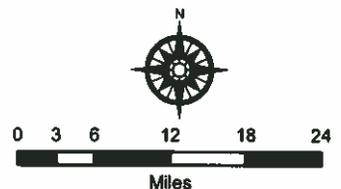
Board of Adjustment Applicants

St. Louis County



County Board of Adjustment Applicants

- 1- Kurt F. Johnson
3220 Troy Brett Trail
Duluth, MN 55803
- 2- David Peterson
2800 Ormsby Road
Duluth, MN 55810

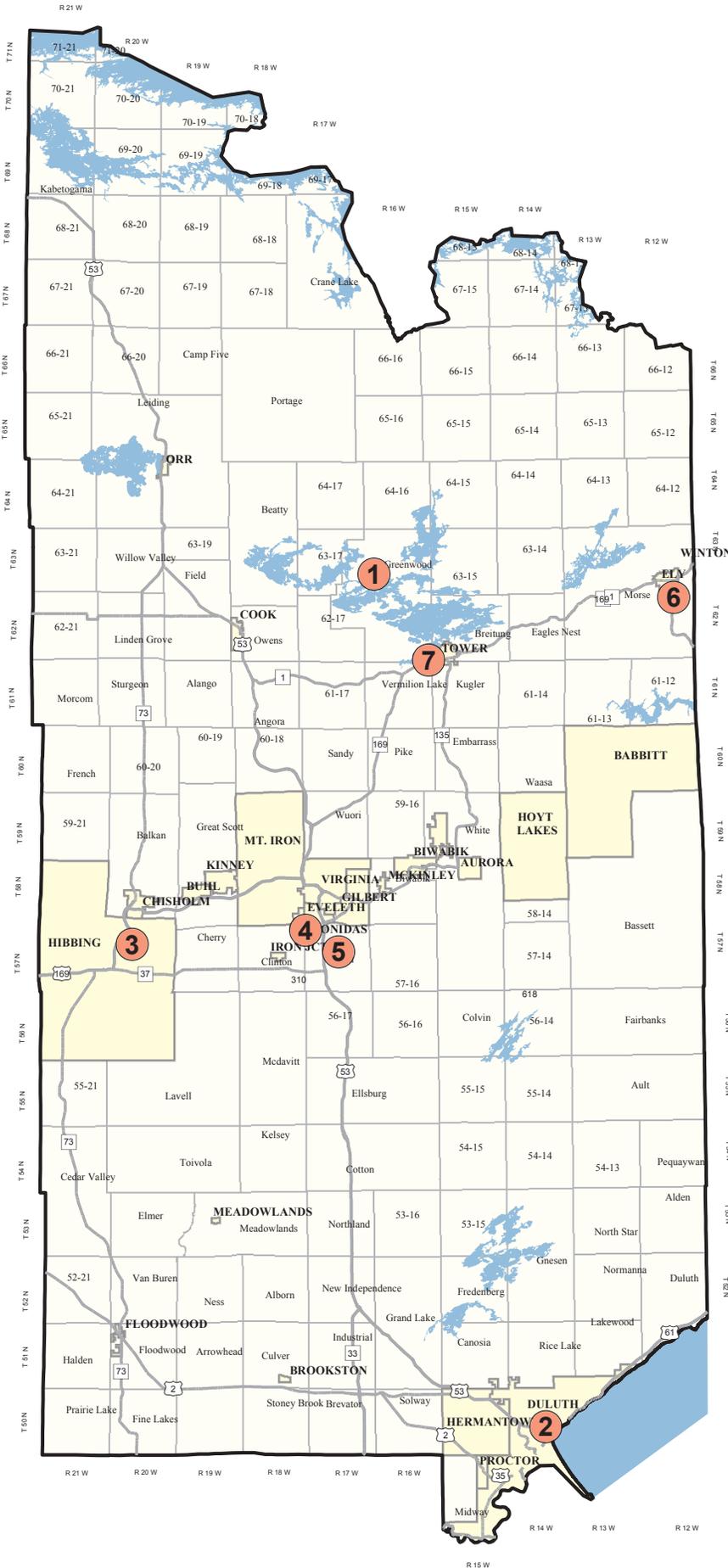


Prepared By:	Planning Department Planning, Research, & GIS Division (218) 725-5000 www.co.st-louis.mn.us
Team Credits:	Planning, Land, Public Works, 911
Source:	St. Louis County, DNR
Map Created:	1/19/2011
Disclaimer	This is a compilation of records as they appear in the Saint Louis County Offices affecting the area shown. This drawing is to be used only for reference purposes and the County is not responsible for any inaccuracies herein contained.
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Board of Adjustment Members

St. Louis County



County Board of Adjustment Members

(Vacant) 1- Marilyn Ida Mueller
12/31/2010 3306 Breezy Point Road
 Tower, MN 55790

2 - Steven Filopovich
 2924 W. 15th Street
 Duluth, MN 55806

(Vacant) 3- Darlene Majkich
12/31/2010 11389 Tamminen Road
 Hibbing, MN 55746

4- Diana Werschay
 8596 Old Mesabe Road
 Iron, MN 55751

5- William Thomas Coombe
 4213 Miller Trunk Road
 Eveleth, MN 55734

6- Kelly Klun
 Klun Law Firm, P.A.
 P.O. Box 240
 Ely, MN 55731

7 - David G. Pollock
 1521 Echo Narrows Lane
 Tower, MN 55790

Prepared By: **Planning Department**
 Planning, Research, & GIS Division
 (218) 725-5000
www.co.st-louis.mn.us

Map Created: 11/2/2010

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.



BOARD LETTER NO. 11 - 35

CENTRAL MANAGEMENT & INTERGOVERNMENTAL COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: February 1, 2011 **RE:** Amendment No. 1 to
Memorandum of
Understanding between the
State of Minnesota Judicial
Branch and St. Louis County

FROM: Kevin Z. Gray
County Administrator

Mark Rubin
County Attorney

Martin Buscombe
Information Technology Director

RELATED DEPARTMENT GOAL:

To exercise responsible stewardship of county resources.

ACTION REQUESTED:

The St. Louis County Board is requested to approve Amendment No. 1 to the Memorandum of Understanding between the State of Minnesota Judicial Branch and St. Louis County and approve the related purchase by the Information Technology Department, to be reimbursed by the State Judicial Branch.

BACKGROUND:

The Memorandum of Understanding (MOU) between the State of Minnesota Judicial Branch and St. Louis County, approved in 2006 sets forth the respective roles and responsibilities of the State of Minnesota Courts and St. Louis County with respect to both court administration employees and the premises occupied by the State for court purposes. With the transition of employees from county employment to state employment, Minn. Stat. §484.77 required the county to provide suitable facilities for court purposes at the county seat. The approved MOU formalized the agreement between St. Louis County and the State of Minnesota Judicial Branch including the optional purchase of miscellaneous county services by the State.

The Minnesota Sixth Judicial District contacted the county's Information Technology (IT) Department in late 2010 to request a quote for a Voice over Internet Protocol (VoIP) phone system equivalent to what the IT Department is building for county employees. The State Courts will pay for the equipment, installation, and customization related to this conversion.

The Minnesota Sixth Judicial District developed Amendment No. 1 to the current Memorandum of Understanding to reflect this change in Information Technology services provided.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize Amendment No. 1 to the Memorandum of Understanding between the State of Minnesota Judicial Branch and St. Louis County.

It is further recommended that the St. Louis County Board authorize the IT Department to purchase VoIP equipment including phones, phone switches and software licenses totaling \$67,283.59 plus applicable Minnesota state sales taxes from Transcend Communications which will be reimbursed by the State of Minnesota for expenses related to the installation of VoIP for Sixth Judicial District employees operating in St. Louis County facilities.

BY COMMISSIONER _____

WHEREAS, pursuant to Minn. Stat. §484.77, St Louis County is required to provide suitable facilities for court purposes to the state and other optional services, as agreed upon; and

WHEREAS, a Memorandum of Understanding was negotiated and approved that included the optional purchase of miscellaneous county technology services by the state; and

WHEREAS, the State Sixth Judicial District requested the St. Louis County Information Technology Department to install a Voice over Internet Protocol phone system for their offices in St. Louis County; and

WHEREAS, the Sixth Judicial District will pay for the full cost of the build out and operation of the Voice over Internet Protocol system.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute Amendment No. 1 to the Memorandum of Understanding between the State of Minnesota Judicial Branch and St. Louis County, contained in County Board File _____.

RESOLVED FURTHER, that the St. Louis County Board authorizes the Information Technology Department to purchase ShoreTel ShoreGear Voice over Internet Protocol equipment including phones, phone switches and software licenses totaling \$67,283.59 plus applicable Minnesota state sales taxes which will be reimbursed by the State of Minnesota Sixth Judicial District.

BOARD LETTER NO. 11 - 34

ENVIRONMENT & NATURAL RESOURCES COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: February 1, 2011

RE: Free Conveyance of State Tax
Forfeited Land to Grand Lake
Township

FROM: Kevin Z. Gray
County Administrator

Robert Krepps
Land Commissioner

RELATED DEPARTMENT GOAL:

Performing public services.

ACTION REQUESTED:

The St. Louis County Board is requested to review a request for a free conveyance of state tax forfeited land to Grand Lake Township.

BACKGROUND:

County Board Resolution No. 10-127, dated March 23, 2010, approved a government sale of state tax forfeited land at the request of Grand Lake Township after the parcel had been appraised at \$16,560 and prepared for sale by Land Department staff. County Board action was taken to release this parcel from Memorial Forest status and reclassify to non-conservation for the purposes of the special sale. The County Board also resolved that the parcel would be offered for public sale if it was not purchased by Grand Lake Township within six months.

However, Grand Lake Township declined to purchase the property and on May 27, 2010, requested a free conveyance of the parcel for use as an emergency heliport for the Fire Department's North Hall. This same parcel was previously free conveyed to Grand Lake Township in 1998 for a fire hall; however, it reverted back to the state because the Township failed to put the property to the specified public use.

Under new state legislation effective July 1, 2010, all property conveyed under a conditional use deed by the Commissioner of Revenue is released from the use

restriction and reverter, and any use restriction or reverter for which no declaration of reversion has been recorded is nullified on the later of January 1, 2015; or, 30 years from the date the deed was acknowledged. In other words, tax forfeited parcels will become the property of the governmental subdivision to which they were freely conveyed following the 30-year time period; and, they can be used for any purpose including development and sale.

RECOMMENDATION:

Administration has no recommendation on this matter. The St. Louis County Board is asked to review Grand Lake Township's request for a free conveyance of state tax forfeited land. Should commissioners wish to convey the parcel to Grand Lake Township, a resolution to accomplish this is attached. The previous action of the Board set forth in Resolution No. 10-127 must be rescinded if the Board determines to free convey the property.

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, Grand Lake Township has requested a free conveyance of state tax forfeited land to be used for a heliport described as:

PART OF NW1/4 OF SE1/4 LYING NLY OF CENTER LINE OF TAFT RD
CSAH NO 48 & ELY OF CENTER LINE OF MUNGER SHAW RD CSAH NO 15
SECTION 14, TOWNSHIP 52 NORTH, RANGE 16 WEST

WHEREAS, all parcels of land becoming the property of the State of Minnesota in Trust through forfeiture for nonpayment of real estate taxes shall be classified or reclassified as 'conservation' or 'non-conservation' as required by Minn. Stat. § 282.01, Subd. 1; and

WHEREAS, Minn. Stat. § 282.01 provides that the classification or reclassification of lands situated within a municipality or organized town must be approved by the governing body of the municipality or town; and

WHEREAS, the reclassification and conveyance of said parcel will be deemed approved if the County Board does not receive notice of the municipality's or town's disapproval of the reclassification within 60 days of the date on which this resolution is delivered to the clerk; and

WHEREAS, the Land Commissioner recommends that said parcel be reclassified as non-conservation having considered, among other things, 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; and the peculiar suitability or desirability of lands for particular uses; and

WHEREAS, the parcel is currently included in an established Memorial Forest; however, it is more suitable for purposes other than forest management; and

WHEREAS, pursuant to Minn. Stat. § 459.06, Subd. 3, any state tax forfeited land which has been included in a Memorial Forest and found more suitable for other purposes, may be withdrawn from the forest for disposal, if the Commissioner of Natural Resources approves the disposal of such land.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the release from Memorial Forest, reclassification to non-conservation and conveyance of the state tax forfeited parcel described above, and recommends that the Commissioner of Revenue convey the parcel to Grand Lake Township to be used for a heliport upon payment of an administrative fee of \$350, deed tax of \$1.65, and

recording fee of \$46; for a total of \$397.65 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the approval for the conveyance of said parcel shall be requested from the Commissioner of Natural Resources.

RESOLVED FURTHER, that the request for approval of the reclassification will be transmitted by the St. Louis County Land Department to the Clerk of the Town of Grand Lake.

RESOLVED FURTHER, that St. Louis County Board Resolution No. 10-127, dated March 23, 2010, is rescinded.



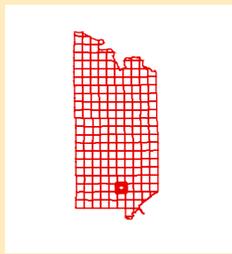
St. Louis County Land Department Tax Forfeited Lands

PART OF NW1/4 OF SE1/4
LYING NLY OF CENTER LINE OF
TAFT RD CSAH NO 48 & ELY OF
CENTER LINE OF MUNGER
SHAW RD CSAH NO 15
SECTION 14, T 52 N, R 16 W



6th Commissioner District

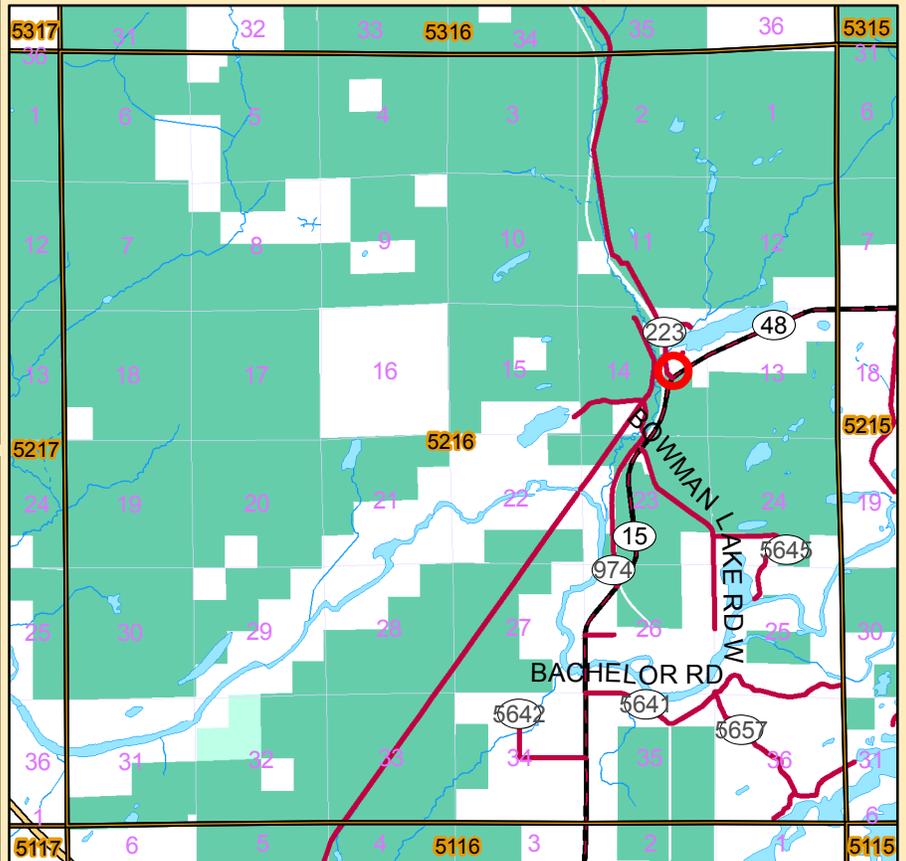
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



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 Department





Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: March 23, 2010 Resolution No. 127
Offered by Commissioner: O'Neil

WHEREAS, Grand Lake Township has requested to purchase State tax forfeited land described as:

PART OF NW1/4 OF SE1/4 LYING NLY OF CENTER LINE OF TAFT RD
CSAH NO 48 & ELY OF CENTER LINE OF MUNGER SHAW RD CSAH NO 15
SECTION 14, TOWNSHIP 52 NORTH, RANGE 16 WEST

WHEREAS, the parcel is not 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, all parcels of land becoming the property of the State of Minnesota in trust through forfeiture for nonpayment of real estate taxes shall be classified or reclassified as 'conservation' or 'non-conservation' as required by Minn. Stat. § 282.01, Subd. 1; and

WHEREAS, Minn. Stat. § 282.01, provides that classification or reclassification and sale of lands situated within a municipality or organized town must be approved by the governing body of the municipality or town; and

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

WHEREAS, the Land Commissioner recommends that the parcel be reclassified as non-conservation and offered for sale having considered, among other things, 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; and the peculiar suitability or desirability of lands for particular uses; and

WHEREAS, the parcel is currently included in an established Memorial Forest; however, it is more suitable for purposes other than forest management; and

WHEREAS, pursuant to Minn. Stat. § 459.06, Subd. 3, any State tax forfeited land which has been included in a Memorial Forest and found more suitable for other purposes, may be withdrawn from the forest for disposal, if the Commissioner of Natural Resources approves the sale of such land.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board approves the release from Memorial Forest, reclassification to non-conservation and sale of the described State tax forfeited parcel to Grand Lake Township for its appraised value of \$16,560 plus a 3% assurance fee of \$496.80, deed fee of \$25, deed tax of \$54.65, recording fee of \$46, and administration fee of \$250, for a total of \$17,432.45; to be deposited into Fund 240 (Forfeited Tax Fund).



Resolution No. 127

Page 2

RESOLVED FURTHER, approval for the sale of said parcel shall be requested from the Commissioner of Natural Resources.

RESOLVED FURTHER, the request for approval of the reclassification will be transmitted by the Land Department to the Clerk of the Town of Grand Lake.

RESOLVED FURTHER, the County Auditor shall offer for public sale the described State tax forfeited parcel if Grand Lake Township does not purchase the parcel within six months from the date of the Commissioner of Natural Resources' approval.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:

Yeas – Commissioners Fink, O'Neil, Dahlberg, Forsman, Nelson, and Chair Raukar – 6

Nays – None

Absent – Commissioner Sweeney – 1

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 23rd day of March, A.D. 2010, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 23rd day of March, A.D., 2010

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of County Board

BOARD LETTER NO. 11 - 33

FINANCE & BUDGET COMMITTEE CONSENT NO. 6

BOARD AGENDA NO.

DATE: February 1, 2011 **RE:** Establish Public Hearing on
the FY 2011 Action Plan for
CDBG, HOME and ESG
Funding

FROM: Kevin Z. Gray
County Administrator

Barbara Hayden
Planning and Development Director

RELATED DEPARTMENT GOALS:

Assist communities in achieving housing, economic development and community development objectives. Secure and administer federal, state and other funding which implements county policies and maximizes local resources.

ACTION REQUESTED:

The St. Louis County Board is requested to set a public hearing, as required by the U.S. Department of Housing and Urban Development (HUD), for the FY 2011 Action Plan on March 8, 2011 at 9:40 a.m., at the St. Louis County Courthouse in Duluth, Minnesota.

BACKGROUND:

The U.S. Department of Housing and Urban Development (HUD) requires a consolidated application process for entitlement funds under the following Community Planning and Development programs: Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), and Emergency Shelter Grant (ESG). The 2010-2014 Consolidated Plan, approved on March 2, 2010 by Resolution No. 10-111, provides a vision for housing and community development and sets forth program goals, objectives, and benchmarks for measuring progress.

St. Louis County is required to submit to HUD a One-Year Action Plan outlining the use of HUD entitlement funds for the 2011 program year. CDBG funds are primarily used for affordable housing, human services, public facilities, infrastructure improvements, and economic development activities. The Northeast Minnesota HOME Consortium, comprised of St. Louis, Cook, Lake, Koochiching, and Itasca Counties, focuses its HOME funding efforts on affordable housing, housing development and home ownership assistance. ESG funds are used to assist with emergency shelter and to

provide services that prevent homelessness. The City of Duluth receives a separate HUD entitlement.

The St. Louis County Citizen Advisory Committee for the CDBG program has completed its review of applications for FY 2011. The anticipated FY 2011 CDBG funds available for St. Louis County projects is \$3 million. It is anticipated that funding of approximately \$725,000 for the five-county HOME consortium and \$107,000 for the ESG program will be made available in FY 2011. Recommendations for specific use of HOME and ESG funds will be made by respective advisory committees in early 2011.

The draft FY 2011 Action Plan will be available for public comment beginning February 5, 2011. HUD requires the county to conduct a public hearing to solicit citizen comments on use of proposed resources and on priority needs and objectives prior to approval of the plans.

RECOMMENDATION:

It is recommended that the St. Louis County Board hold a public hearing on Tuesday, March 8, 2011, at 9:40 a.m. at the Duluth Courthouse to solicit citizen comments on the FY 2011 Action Plan.

Following the hearing, the Board will consider formal action to approve the FY 2011 Action Plan. The Action Plan serves as the county's application to HUD for CDBG, HOME, and ESG funding and includes the specific FY 2011 CDBG funding recommendations.

BY COMMISSIONER _____

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires a consolidated application process for entitlement funds under the following Community Planning and Development programs: Community Development Block Grant, HOME, and Emergency Shelter Grant; and

WHEREAS, the St. Louis County Board of Commissioners approved the 2010-2014 Consolidated Plan on March 2, 2010; and

WHEREAS, St. Louis County has prepared a draft FY 2011 Action Plan of the 2010-2014 Consolidated Plan required by HUD; and

WHEREAS, HUD requires that a public hearing be conducted to allow citizen input prior to submittal of these plans.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board will hold a public hearing on Tuesday, March 8, 2011, at 9:40 a.m., at the St. Louis County Courthouse in Duluth, Minnesota, for the purpose of receiving citizen comments on the established priorities and funding recommendations included in the FY 2011 Action Plan of the 2010-2014 Consolidated Plan.

BOARD LETTER NO. 11 - 32

FINANCE & BUDGET COMMITTEE CONSENT NO. 5

BOARD AGENDA NO.

DATE: February 1, 2011

RE: Establish Public Hearing for
Suspension/Revocation of
Liquor Licenses for Property
Tax Non-Payment

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor

RELATED DEPARTMENT GOAL:

Provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St. Louis County Board is requested to establish a public hearing held to consider the suspension/revocation of liquor licenses of several establishments with property taxes not current.

BACKGROUND:

Pursuant to St. Louis County Ordinance No. 28, past due or delinquent real or personal property taxes assessed to the licensed premises must be paid in full at the time of application and thereafter must be paid when due. Failure to pay real estate or personal property taxes when due shall result in suspension of any liquor license until such time as the taxes are paid or the license expires or is revoked.

RECOMMENDATION:

It is recommended that a public hearing on the matter be scheduled for February 22, 2011 at 9:40 a.m. in the Hibbing City Council Chambers, Hibbing, Minnesota.

BY COMMISSIONER _____

RESOLVED, that a public hearing will be held at 9:40 a.m. on Tuesday, February 22, 2011, in the Hibbing City Council Chambers, Hibbing, Minnesota. for the purpose of considering the suspension/revocation of liquor licenses for failure to pay real estate or personal property taxes when due, pursuant to St. Louis County Ordinance No. 28.

BOARD LETTER NO. 11 – 31

PUBLIC SAFETY & CORRECTIONS COMMITTEE

CONSENT NO. 4

BOARD AGENDA NO.

DATE: February 1, 2011

RE: Purchase of Airboat for
Sheriff's Office

FROM: Kevin Z. Gray
County Administrator

Ross Litman
Sheriff

RELATED DEPARTMENT GOAL:

To effect cost efficiency in the services provided to the public.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the purchase of a 19 foot airboat for the Sheriff's Office.

BACKGROUND:

The St. Louis County Sheriff's Office and the Sheriff's Volunteer Rescue Squad provide search and rescue missions on St. Louis County waters. Recently, the Sheriff's Office disposed of a hovercraft that became maintenance intensive and had approached the end of its serviceable life. The Rescue Squad has done research and vehicle demonstrations and has determined that an airboat would provide the best search and rescue capability with the least amount of maintenance for ice rescue operations. An added benefit of an airboat is four-season capabilities and the ability to search shallow-water areas quickly.

In accordance with county Purchasing Rules and Regulations, two quotes were obtained as follows:

Lake Assault Boats, 1 Clough Avenue, Superior, WI 54880
19ft x 8ft Air/Ice Boat including trailer: **\$62,500.00**

American Airboat Corp., 108 E. Lutchter Drive, Orange, TX 77632
18ft x 8ft "Air Ranger including trailer: **\$67,725.00**

Funding for the airboat will be obtained from 2010 Boat and Water Safety Grant funds, along with proceeds of \$5,683.57 from the sale of two watercraft in 2010 and the proceeds of one final unit in 2011, a hovercraft, which failed to sell in 2010. The revenues from the units sold in 2010 in preparation for purchasing of the airboat will

need to be deferred to 2011, with the expense and revenue budgets increased accordingly in 2011.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the purchase of a 19 foot x 8 foot Air/Ice Boat from Lake Assault Boats of Superior, Wisconsin. Primary funding will be from the Boat and Water Safety Grant (Resolution No.10-187), Fund 100, Agency 130999, Grant 13001, Year 2010, with additional funding coming from the sale of the equipment which this boat will be replacing. It is further recommended that the Board authorize the 2010 revenue resulting from the sale of two watercraft be deferred to 2011 and the expense and revenue budgets to be increased accordingly.

BY COMMISSIONER _____

WHEREAS, the St. Louis County Sheriff's Office desires to provide quality long term assets for search and rescue operations upon St. Louis County waters; and

WHEREAS, acquiring an airboat would fulfill a need for four-season response to water emergencies and ice rescue capability; and

WHEREAS, two comparable quotes were obtained for the purchase of an airboat as follows:

Lake Assault Boats, 1 Clough Avenue, Superior, WI 54880
19ft x 8ft Air/Ice Boat including trailer: \$62,500.00

American Airboat Corp., 108 E. Lutcher Drive, Orange, TX 77632
18ft x 8ft "Air Ranger including trailer: \$67,725.00

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase of a 19 foot x 8 foot Air/Ice boat from Lake Assault Boats, Superior, Wisconsin, in the amount of \$62,500, with funding to be provided from the Boat and Water Safety Grant (Resolution No. 10-187), Fund 100, Agency 130999, Grant 13001, Year 2010, as well as \$5,683.57 from Fund 100, Agency 130002, Object 665900, with the remainder of the funds coming from the sale of a third unit in 2011.

RESOLVED FURTHER, that the revenue resulting from the sale of two watercraft in 2010 be deferred to 2011, with the revenue budget in Fund 100, Agency 130002, Object 583211, and expense budget in Fund 100, Agency 130002, Object 665900 increased accordingly.

BOARD LETTER NO. 11 – 30

PUBLIC SAFETY & CORRECTIONS COMMITTEE

CONSENT NO. 3

BOARD AGENDA NO.

DATE: February 1, 2011

RE: Transfer of Surplus
Snowmobile to the Grand Lake
Volunteer Fire Department

FROM: Kevin Z. Gray
County Administrator

Ross Litman
Sheriff

RELATED DEPARTMENT GOAL:

To effect cost efficiency in the services provided to the public.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the transfer of a 1999 Indy Touring snowmobile to the Grand Lake Volunteer Fire Department.

BACKGROUND:

The St. Louis County Sheriff's Office has decommissioned a 1999 Polaris Indy snowmobile, VIN #T4XAET6AS2XC073046, which has been replaced by newer equipment. The Grand Lake Volunteer Fire Department has made inquiry as to the availability of a snowmobile to be used by its firefighters and first responders in emergencies. The estimated value of this equipment is \$1,500. The Sheriff is in agreement to transfer ownership of this snowmobile to the Grand Lake Fire Department to assist this rural agency in its mission. In accordance with County Purchasing Rules and Regulations, County Board action is necessary for this transaction:

Section VII Surplus Property; "The County Board must approve the transfer or sale of surplus, obsolete, or unused personal property to another public corporation for public use" Minn. State Statute Section 471.85.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the Sheriff's Office to transfer ownership of a 1999 Polaris Indy snowmobile to the Grand Lake Fire Department at no cost except for any title transfer and registration expenses.

BY COMMISSIONER _____

WHEREAS, the Sheriff's Office has decommissioned a 1999 Polaris Indy snowmobile, which has been replaced by newer equipment; and

WHEREAS, the Grand Lake Volunteer Fire Department has need for a snowmobile for response to rural emergencies; and

WHEREAS, the Sheriff's Office wishes to transfer ownership of this vehicle to the Grand Lake Volunteer Fire Department to support its firefighting and first response to emergencies.

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Sheriff's Office to transfer the 1999 Polaris Indy snowmobile, VIN#T4XAET6AS2XC073046, to the Grand Lake Volunteer Fire Department at no cost except for any title transfer and registration expenses.

BOARD LETTER NO. 11 - 29

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 2

BOARD AGENDA NO.

DATE: February 1, 2011

RE: Roadway Easement across
State Tax Forfeited Land - Lake
Bank

FROM: Kevin Z. Gray
County Administrator

Robert Krepps
Land Commissioner

RELATED DEPARTMENTAL GOAL:

Financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize a non-exclusive roadway easement across state tax forfeited land located in Section 27, Township 55 North, Range 12 West (Town of Ault).

BACKGROUND:

Lake Bank in Two Harbors, MN has requested a non-exclusive roadway easement across state tax forfeited property to access private land. The proposed easement is located on an existing driveway. Exercising the easement will not cause significant adverse environmental or natural resource management impacts and will not conflict with public use of the land. Minn. Stat. § 282.04, Subd. 4(a) allows for the granting of private easements across state tax forfeited land for such purposes.

Lake Bank owns property described as the S 100 FT OF N 560 FT OF LOT 2 EX WLY 33 FT, Section 27, T55N, R12W. There are no reasonable alternatives to obtain access to the property.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize a non-exclusive roadway easement across state tax forfeited land to Lake Bank upon payment of \$160 land use fee, \$1240 survey fee, \$125 administration fee and \$46 recording fee; for a total of \$1571, to be deposited into Fund 240 (Forfeited Tax Fund).

BY COMMISSIONER _____

WHEREAS, Lake Bank has requested a non-exclusive roadway easement across state tax forfeited land to access private 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

WHEREAS, Minn. Stat. § 282.04, Subd. 4(a) allows for the granting of private easements across state tax forfeited land for such purposes.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Auditor, pursuant to Minn. Stat. § 282.04, Subd. 4(a), is authorized to grant a non-exclusive roadway easement across state tax forfeited land to Lake Bank described as follows:

All that part of Government Lot 2, Section 27, Township 55 North, Range 12 West, St. Louis County, Minnesota, that lies within 16.5 feet on either side of the following described centerline:

Assuming the north line of said Government Lot 2 to have a bearing of N87°51'17"E and commencing at the North Quarter corner of said section 27; thence S38°30'47"E, a distance of 945.62 feet to the centerline of Stone Lake Bridge Road and the point of beginning; thence following the centerline of the existing driveway N6°20'55"E, a distance of 72.06 feet; thence N12°41'24"E, a distance of 30.96 feet; thence N24°00'35"E, a distance of 40.01 feet; thence N25°42'45"E, a distance of 72.77 feet to the southerly line of the northerly 560 feet of said Government Lot 2 and there terminating. Said easement is 215.80 feet long and contains 0.16 acres. The easterly and westerly right-of-way lines are extended to and truncated by the south line of said northerly 560 feet.

RESOLVED FURTHER, that the granting of this easement is conditioned upon payment of \$160 land use fee, \$1240 survey fee, \$125 administration fee and \$46 recording fee; for a total of \$1571, to be deposited into Fund 240 (Forfeited Tax Fund).



Proposed Easement

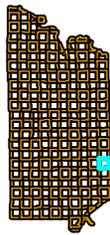
STONE LAKE BRIDGE RD

27 T55 R12

Stone Lake

Legend

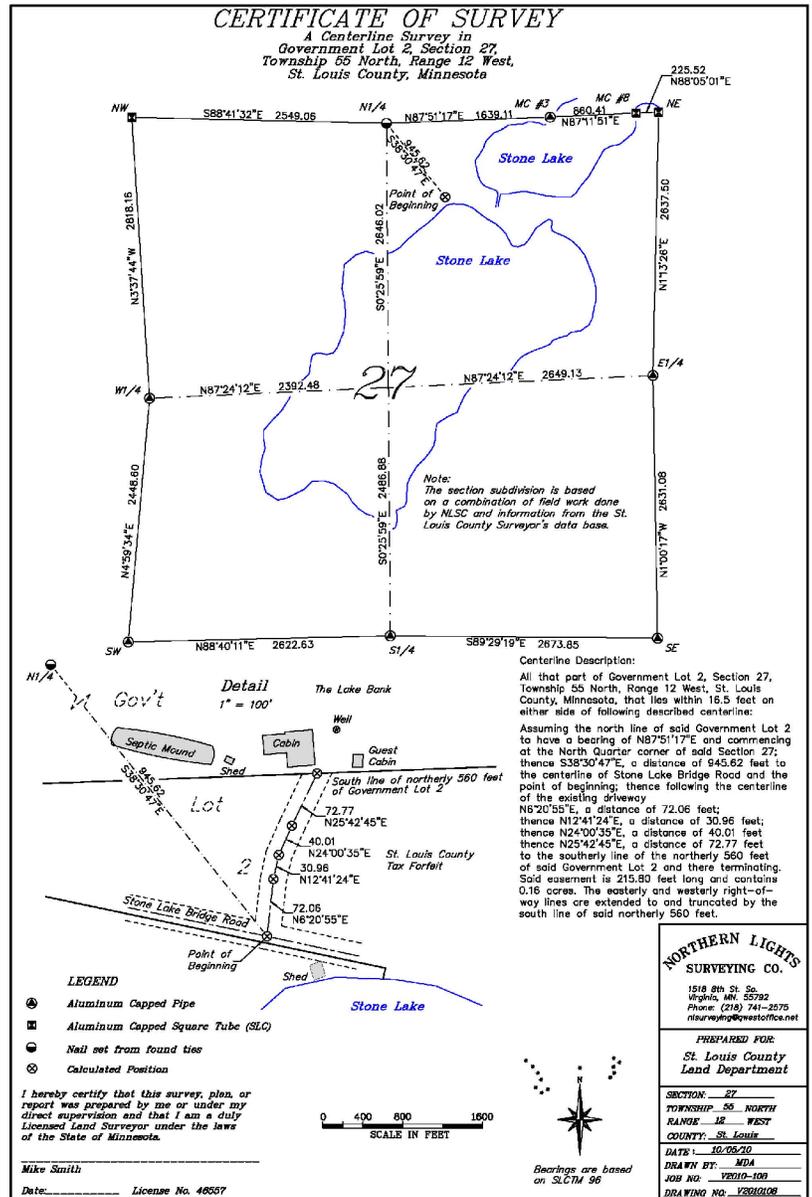
-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract



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 Department



BOARD LETTER NO. 11 – 28

HEALTH & HUMAN SERVICES COMMITTEE CONSENT NO. 1

BOARD AGENDA NO.

DATE: February 1, 2011

RE: Agreement with Community
Health Board for Public Health
Emergency Response
Continuation Activities

FROM: Kevin Z. Gray
County Administrator

Ann M. Busche, Director
Public Health & Human Services

RELATED DEPARTMENT GOAL:

To ensure that the region will be prepared for emergencies and hazards and will be at low risk of epidemics and the spread of disease.

ACTION REQUIRED:

The St. Louis County Board is requested to authorize an agreement with the Carlton-Cook-Lake-St. Louis County Community Health Board (CHB) to fund Public Health Emergency Response (PHER) Continuation Activities related to preparing for a pandemic outbreak of influenza.

BACKGROUND:

The federal government has made PHER funds available to state health departments to support and enhance the state and local public health infrastructure to plan for and respond to pandemic influenza. The state has contracted with its local CHB to improve its pandemic influenza preparedness and the CHB is contracting with each of its member counties to provide funding to implement these activities at the county level. There is no match requirement associated with this award.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize an agreement with the Carlton-Cook-Lake-St. Louis County Community Health Board in the amount of \$95,698 for the period January 7, 2011 to July 30, 2011, with funds to be accounted for in Fund 230, Agency 233003, Grant 23307, Year 2011.

BY COMMISSIONER _____

WHEREAS, the federal government has made Public Health Emergency Response (PHER) funds available to state health departments to support and enhance the state and local public health infrastructure to plan for and respond to pandemic influenza; and

WHEREAS, the State of Minnesota has entered into a contractual agreement for specific public health emergency response functions and duties in accordance with the Center for Disease Control and the Minnesota Department of Health with the Carlton-Cook-Lake-St. Louis County Community Health Board (CHB); and

WHEREAS, the CHB is contracting with each of its member counties to provide funding to implement these activities at the county level; and

WHEREAS, funds will be used for Public Health Emergency Response Continuation outreach and education.

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes an agreement with the Carlton-Cook-Lake-St. Louis County Community Health Board for Public Health Emergency Response Continuation outreach and education in the amount of \$95,698 for the period January 7, 2011 to July 30, 2011, with funds to be accounted for in Fund 230, Agency 233003, Grant 23307, Year 2011; and to revise the 2011 budget to reflect this revenue and expenditure.

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board re-appoints Doug Hoffbauer, Jan Dzwonkowski and Jennifer Lipke to the St. Louis County Cooperative Extension Committee for three-year terms expiring December 31, 2013.