



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

**February 8, 2011**  
**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 February 1, 2011**

**Environment & Natural Resources Committee – Commissioner Jewell, Chair**

1. Withdrawal of State Tax Forfeited Land from Memorial Forest Status [11-38]
2. Adjoining Owner Sale (Ault Township) [11-39]
3. Special Sale to Independent School District No. 709 [11-40]
4. Special Sale to the State of Minnesota [11-41]
5. Highway Easements across State Tax Forfeited Land - State of Minnesota [11-42]

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

6. Lawful Gambling Application (Rice Lake Township) [11-43]
7. Garbage and Recycling Pick-Up and Disposal Services [11-44]

**Public Safety & Corrections Committee – Commissioner Sweeney, Chair**

8. 2010 Interoperable Communications Grants for Training [11-45]
9. 2010 Homeland Security Grant for Interoperable Communications Equipment [11-46]

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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 Forsman, Chair**

1. **Award of Bids for CP 8294 – Arrowhead Road/Rice Lake Road (Duluth) [11-47]**  
Bid opening is scheduled for Monday, February 7, 2011. Bid results and a resolution for consideration will be provided at the February 8<sup>th</sup> Committee of the Whole meeting.

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**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 22, 2011**    **Hibbing City Council Chambers, Hibbing, MN**

**March 1, 2011**        **Commissioners' Conference Room, Courthouse, Duluth, MN**

**March 8, 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, February 1, 2011

Location: County Conference Room, Duluth Courthouse

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

Absent: None

Convened: Chair O'Neil called the meeting to order at 11:35 a.m.

**CONSENT AGENDA**

Raukar/Forsman moved the consent agenda. Commissioner Nelson noted the two public hearings scheduled. (7-0)

**-Minutes of January 25, 2011**

1. Agreement with the Community Health Board for Public Health Emergency Response Continuation Activities
2. Roadway Easement across State Tax Forfeited Land - Lake Bank
3. Transfer of Surplus Snowmobile to the Grand Lake Volunteer Fire Department
4. Purchase of Airboat for Sheriff's Office
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)
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)

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**ENVIRONMENT AND NATURAL RESOURCES COMMITTEE**

Jewell/Nelson moved to approve, without recommendation, free conveyance of tax forfeit property to Grand Lake Township. Land Commissioner Robert Krepps overviewed the process and previous requests from Grand Lake Township, adding there is no recommendation. Administrator Kevin Gray said the only reason for no recommendation is this is a policy decision. Commissioner Nelson this is a good location as there are no power lines to obstruct the helicopter landing. Commissioner Sweeney said this is a very remote area and there is a lot of activity such as snowmobiling, four wheeling and there is a public safety issue. In response to a question from Commissioner Raukar, Land Commissioner Krepps said the heliport requires a clear solid path and a windsock, and really nothing else. Administrator Gray said there are two parts of the resolution, one to decide on the free conveyance and the other to reclassify the land to non-conservation. (7-0)

**CENTRAL MANAGEMENT AND INTER-GOVERNMENTAL COMMITTEE**

Raukar/O'Neil moved to amend a memorandum of understanding with the state and authorize purchase and installation of Voice Over Internet Protocol (VoIP) equipment for the Sixth Judicial Court offices. Administrator Kevin Gray said the request is to allow purchase of equipment necessary to implement the VoIP, which reduces reliance on landlines and lowers costs. Administrator Gray said in 2006 county employees were transitioned to state employees and this request amends the existing Memorandum of Understand between the State of Minnesota Judicial Branch and St. Louis County. Information Systems Director Martin Buscombe said this request would help the county

move forward on our own VoIP plan. Director Buscombe said the Sixth District Court has agreed to pay for this as they have one-time funds available. The total cost is \$107,000 and today's request is to approve purchase of equipment for \$67,283.59. Commissioner Jewell said he has had problems with the quality of the state's voice over system. Director Buscombe said there have been no problems with the county's system, adding the courts want the four-digit dialing the county system offers. (7-0)

Raukar/O'Neil moved the resolution to fill two vacancies on the St. Louis County Board of Adjustment. Commissioner Sweeney noted both applicants, Kurt Johnson and David Peterson, are from the southern part of the county and said we should look at publishing in northern newspapers. Administrator Gray said interest varies and he is very comfortable with these two applicants. Commissioner Nelson said he did not solicit applicants from his area because sometimes we do not have as much representation in southern communities. Planning Director Barb Hayden said the Auditor's Office is responsible for publishing notice and the committee openings are posted on the county website. After further discussion, the motion was approved. (7-0)

Nelson/Sweeney moved to reappoint three members, Doug Hoffbauer, Jan Dzwonkowski and Jennifer Lipke, to the St. Louis County Extension Committee, without recommendation. Administrator Gray said all the members are eligible for reappointment and expressed interest in serving another three-year term. Commissioner Dahlberg asked for a list of the composition of this committee as well as all other committee positions that are expiring. Commissioner Sweeney said all the members being reappointed today go above and beyond. (7-0)

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

Commissioner Nelson thanked the board for their past support of the Wirtanen Farm and said they are a success story. Commissioner Nelson distributed 2011 Wirtanen Farm Calendars to everyone and noted their Fall Festival is on the second Saturday of September. Commissioner Nelson said there will be two meetings for the Virginia Courthouse, one at 2:00 p.m. and one at 6:00 p.m. this Thursday, February 3, 2011.

Commissioner Sweeney said she is the new Chair of the Board for Arrowhead Regional Development Commission. Commissioner Sweeney also said the Metropolitan Interstate Council (MIC) has funding available to cities and towns for transportation planning.

At 12:30 p.m., Raukar/Nelson moved to adjourn the meeting. (7-0)

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Steve O'Neil, Chair of the County Board

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Patricia Stolee, Clerk of County Board

# BOARD LETTER NO. 11 - 46

PUBLIC SAFETY & CORRECTIONS COMMITTEE  
CONSENT NO. 9

BOARD AGENDA NO.

**DATE:** February 8, 2011                      **RE:** 2010 Homeland Security Grant  
for Interoperable  
Communications Equipment

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

Ross Litman  
Sheriff

**RELATED DEPARTMENT GOAL:**

To enhance public safety for St. Louis County and surrounding counties through the purchase of interoperable communications equipment.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize an application for and acceptance of the 2010 Homeland Security grant from the Minnesota Department of Public Safety, Division of Emergency Communication Networks for interoperable communications equipment on behalf of the Northeast Regional Radio Board (NERRB).

**BACKGROUND INFORMATION:**

This Homeland Security grant is a recurring grant which St. Louis County has received in the past. St. Louis County, as the grantee, will act as the regional grant administrator and fiscal agent for the grant, which provides funding for the NERRB. The current grant request is in the amount of \$573,711 and includes \$17,211 for management and administration. There is no local match required

The NERRB was formed as a Joint Powers Board in December 2008 and is comprised of Cook, Lake, St. Louis, Koochiching, Itasca, Aitkin, Crow Wing, Cass, Kanabec, Pine, Carlton Counties, and of the cities of Duluth, International Falls, Hibbing and Virginia. The NERRB will determine which regional equipment projects qualifying under the grant will best enhance the interoperable communications throughout the region.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize the appropriate county officials to apply for and accept the 2010 Homeland Security grant for interoperable communications equipment and authorize the county to act as the fiscal agent on behalf of the Northeast Regional Radio Board.

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

**WHEREAS**, the State of Minnesota Department of Public Safety through the Division of Emergency Communication Networks has made available \$573,711 in funding from the Homeland Security grant program for interoperable communications equipment for the Northeast Regional Radio Board; and

**WHEREAS**, the St. Louis County will be able to purchase needed interoperable communications equipment for the Northeast Regional Radio Board as a result of this funding.

**NOW, THEREFORE BE IT RESOLVED**, the St. Louis County Board authorizes the appropriate county officials to apply for and accept the 2010 Homeland Security grant in the amount of \$573,711 for interoperable communications equipment and authorizes the county to act as the fiscal agent for the grant on behalf of Northeast Regional Radio Board.

**RESOLVED FURTHER**, that this grant will be accounted for in Fund 100, Agency 129999, Grant 12940, Year 2011.



**NEW GRANTS GREATER THAN \$25,000**

All new grants that exceed \$25,000 and all recurring grants that exceed \$25,000 that contain changes in the grant's requirements which may affect either County resources or the scope of the grant need two (2) board resolutions. One board resolution is required to apply for the grant and a second resolution is required to accept the grant.

**DOES THIS GRANT QUALIFY UNDER "GRANTS GREATER THAN \$25,000"?**

YES  NO

If this is a new grant greater than \$25,000, it requires the following review approval:

County Auditor \_\_\_\_\_ Date: \_\_\_\_\_  
County Administrator \_\_\_\_\_ Date: \_\_\_\_\_

The Grant Budget must be entered into the accounting system. Send a copy of the grant, this completed approval form and the Board Resolution to the Auditor's Office-Accounting, so a budget can be entered into the system. Without a budget, no expenditures or revenues will be recorded.

**RECURRING GRANTS GREATER THAN \$25,000**

A recurring grant greater than \$25,000 that is a repeat of a grant which has been received by the County in past year(s) and that has no changes in the use of County resources or in the scope of the grant, requires one Board Resolution to both apply for and/or accept the grant.

**DOES THIS GRANT QUALIFY AS "RECURRING GRANTS GREATER THAN \$25,000"?**

YES  NO

If yes, this recurring grant greater than \$25,000 requires the following review approval:

County Auditor Don DeSilva Date: 2-1-11  
County Administrator Wally Schenker Date: 2-3-11

The Grant Budget must be entered into the accounting system. Send a copy of the grant, this completed approval form and the Board Resolution to the Auditor's Office-Accounting, so a budget can be entered into the system. Without a budget, no expenditures or revenues will be recorded.



**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize the appropriate county officials to apply for the 2010 Interoperable Communications Training grant and authorize the county to act as the fiscal agent for the grant on behalf of the Northeast Regional Radio Board.

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

**WHEREAS**, the State of Minnesota Department of Public Safety through the Division of Emergency Communication Networks has made available \$65,412 in funding from the Interoperable Communications grant program for Interoperable Communications training for the Northeast Regional Radio Board; and

**WHEREAS**, the St. Louis County Sheriff's Office and the Northeast Regional Radio Board will be able to provide needed interoperable communications training as a result of this funding.

**NOW, THEREFORE BE IT RESOLVED**, the St. Louis County Board authorizes the appropriate county officials to apply for the 2010 Interoperable Communications grant in the amount of \$65,412 for an Interoperable Communications Training grant and authorizes the county to act as the fiscal agent for the grant on behalf of Northeast Regional Radio Board.

**RESOLVED FURTHER**, that this grant will be accounted for in Fund 100, Agency 129999, Grant 12949, Year 2011.



**NEW GRANTS GREATER THAN \$25,000**

All new grants that exceed \$25,000 and all recurring grants that exceed \$25,000 that contain changes in the grant's requirements which may affect either County resources or the scope of the grant need two (2) board resolutions. One board resolution is required to apply for the grant and a second resolution is required to accept the grant.

**DOES THIS GRANT QUALIFY UNDER "GRANTS GREATER THAN \$25,000"?**

YES  NO

If this is a new grant greater than \$25,000, it requires the following review approval:

County Auditor

*[Signature]*

Date: 2-2-11

County Administrator

*[Signature]*

Date: 2-3-11

**The Grant Budget must be entered into the accounting system. Send a copy of the grant, this completed approval form and the Board Resolution to the Auditor's Office-Accounting, so a budget can be entered into the system. Without a budget, no expenditures or revenues will be recorded.**

**RECURRING GRANTS GREATER THAN \$25,000**

A recurring grant greater than \$25,000 that is a repeat of a grant which has been received by the County in past year(s) and that has no changes in the use of County resources or in the scope of the grant, requires one Board Resolution to both apply for and/or accept the grant.

**DOES THIS GRANT QUALIFY AS "RECURRING GRANTS GREATER THAN \$25,000"?**

YES  NO

If yes, this recurring grant greater than \$25,000 requires the following review approval:

County Auditor

\_\_\_\_\_

Date: \_\_\_\_\_

County Administrator

\_\_\_\_\_

Date: \_\_\_\_\_

**The Grant Budget must be entered into the accounting system. Send a copy of the grant, this completed approval form and the Board Resolution to the Auditor's Office-Accounting, so a budget can be entered into the system. Without a budget, no expenditures or revenues will be recorded.**

# BOARD LETTER NO. 11 - 44

FINANCE & BUDGET COMMITTEE CONSENT NO. 7

BOARD AGENDA NO.

**DATE:** February 8, 2011

**RE:** Garbage and Recycling Pick-Up and Disposal Services

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

**RELATED DEPARTMENT GOAL:**

To provide efficient, effective government.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize agreements with private contractors to provide garbage, recycling pickup and disposal services at locations throughout the county.

**BACKGROUND:**

The St. Louis County Purchasing Division issued Request for Bids No. 4925 on DemandStar December 29, 2010. On January 13, 2011 the county received four proposals for this service from A-1 Disposal, Hartel's/DBJ Disposal Co., North Shore Sanitary and Waste Management.

**RECOMMENDATION:**

It is recommended the St. Louis County Board authorize agreements with private contractors to provide garbage, recycling pick-up and disposal services at locations throughout the county at an annual cost of \$46,178.16, for the term of April 1, 2011 – March 31, 2015, with two (2) optional extensions for one (1) year to be negotiated and mutually agreed to by both county and contractor(s).

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

**WHEREAS**, St. Louis County is committed to a clean and healthy environment for its employees and customers; and

**WHEREAS**, the county requires the services of contractors with the proper qualifications to provide the garbage and recycling pick-up and disposal service; and

**WHEREAS**, bids were solicited for this service with award recommended to the lowest bid by site; and

**WHEREAS**, one vendor is unable to service every location.

**NOW, THEREFORE BE IT RESOLVED**, that the St. Louis County Board authorizes the appropriate county officials to execute a four-year agreement, with two one-year extensions if desired, with various contractors at the listed locations throughout St. Louis County at a total cost of \$46,178.16 per year.

- Location (A): Division 7 Toolhouse; 305 Railroad Street; Floodwood, MN 55736  
Fund 200 Public Works, Agency 202002 Hibbing, Object 625500 Garbage Collection  
**Crist Garbage Service, Inc. .... \$ 449.28/yr**
  
- Location (B): Division 7 Toolhouse; 9967 Hwy 133; Meadowlands, MN 55765  
Fund 200 Public Works, Agency 202002 Hibbing, Object 625500 Garbage Collection  
**NorLand Sanitary Service ..... \$ 962.40/year**
  
- Location (C): Division 6 Toolhouse; 7628 Arkola Road; Cotton, MN 55724  
Fund 200 Public Works, Agency 202002 Virginia, Object 625500 Garbage Collection  
**A-1 Disposal, Saginaw, MN ..... \$ 930.72/year**
  
- Location (D): NERCC; 6102 Abrahamson Rd; Saginaw, MN 55779  
Fund 925 Admin N.R.C. Center, Agency 940001 Admin N.R.C. Center, Object 625500  
Garbage Collection  
**A-1 Disposal, Saginaw, MN:..... \$8,949.36/year**
  
- Location (E): Land Dept.; 5713 Old Miller Trunk Hwy; Duluth, MN 55811  
Fund 240 Land Admin., Agency 241008 Pike Lake, Object 625500 Garbage Collection  
**A-1 Disposal, Saginaw, MN:..... \$1,011.96/year**
  
- Location (F): Division 2 Toolhouse; 5595 Jean Duluth Road; Duluth, MN 55803  
Fund 200 Public Works, Agency 202002 Jean Duluth, Object 625500 Garbage Collection  
**Waste Management, Duluth, MN: ..... \$1,868.04/year**
  
- Location (G): Division 2 Toolhouse; 5595 Jean Duluth Road; Duluth, MN 55804  
Scenic C-SAH 61 (North Shore) April 10 to October 31, each year  
Fund 200 Public Works, Agency 202002 Jean Duluth, Object 625500 Garbage Collection  
**North Shore Sanitary, Duluth, MN:..... \$4,437.00/year**
  
- Location (H): Division 2 Toolhouse; 5595 Jean Duluth Road; Duluth, MN 55804  
North End Van Road and East End Island Lake Bridge  
Fund 200 Public Works, Agency 202002 Jean Duluth, Object 625500 Garbage Collection  
**Paul's Sanitary ..... \$ 515.28/year**

- Location (I): Public Safety Building, 2030 North Arlington Avenue, Duluth, MN 55811  
Fund 100 Emergency Management, Agency 135001 Emergency Management, Object 625500 Garbage Collection  
**A-1 Disposal, Saginaw, MN ..... \$1,021.92/year**
- Location (J): Division 5 Toolhouse; 4739 Midway Road; Duluth, MN 55811  
Fund 200 Public Works, Agency 202002 Pike Lake, Object 625500 Garbage Collection  
**A-1 Disposal, Saginaw, MN:..... \$2,278.80/year**
- Location (K): Richard H. Hansen Transportation Complex, 4787 Midway Road, Duluth, MN 55811  
Fund 200 Public Works, Agency 202002 Pike Lake, Object 625500 Garbage Collection  
**Hartel's/DBJ Disposal Co., Proctor, MN:..... \$3,048.00/year**
- Location (L): Division 5 Toolhouse; 4831 Hwy 31; Brookston, MN 55711  
Fund 200 Public Works, Agency 202002 Pike Lake, Object 625500 Garbage Collection  
**A-1 Disposal, Saginaw, MN:..... \$1,185.72/year**
- Location (M): County Jail; 4334 Haines Road; Duluth, MN 55811  
Fund 100 Jail, Agency 137002 Jail Operations, Object 625500 Garbage Collection  
**Hartel's/DBJ Disposal Co., Proctor, MN:..... \$8,040.00/year**
- Location (N): Emergency Mgmt; 5735 Old Miller Trunk Hwy; Duluth, MN 55812  
Fund 100 Emergency Management, Agency 132001 Emergency Management, Object 625500 Garbage Collection  
**A-1 Disposal, Saginaw, MN ..... \$ 951.12/year**
- Location (O): Arrowhead Juvenile Ctr; 1918 Arlington Ave No; Duluth, MN 55811  
Fund 925 Admin. AJC, Agency 945001 Arrowhead Juvenile Center, Object 625500 Garbage Collection  
**Waste Management, Duluth, MN: ..... \$1,602.36/year**
- Location (P): Court House Bldg Services; 100 No 5th Ave W; Duluth, MN 55802  
Fund 100 Building Services, Agency 128002 Duluth Courthouse, Object 625500 Garbage Collection  
**Waste Management, Duluth, MN: ..... \$8,177.76/year**
- Location (Q): Motor Pool South; 401 West 2nd Street; Duluth, MN 55802  
Fund 715 County Garage, Agency 715001 Duluth Garage, Object 625500 Garbage Collection  
**Waste Management, Duluth, MN: ..... \$ 748.44/year**

# BOARD LETTER NO. 11 - 43

FINANCE & BUDGET COMMITTEE CONSENT NO. 6

BOARD AGENDA NO.

**DATE:** February 8, 2011

**RE:** Lawful Gambling Application  
(Rice Lake Township)

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

Donald Dicklich  
County Auditor

**RELATED DEPARTMENT GOALS:**

Provide mandated and discretionary licensing services in a timely manner.

**ACTION REQUESTED:**

The St. Louis County Board is requested to approve a lawful gambling application in Rice Lake Township.

**BACKGROUND:**

The following Lawful Gambling Application was recommended for approval by the Liquor Licensing Committee:

Hermantown Amateur Hockey Association to operate out of Sunset Lounge, Rice Lake Township, 4483 Martin Road, Duluth, Minnesota, 55803

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the above Lawful Gambling application.

~~c: Janilyn Murtha, Assistant County Attorney~~  
~~Wendy Johnson, County Auditor's Office~~

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

**RESOLVED**, that pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board approves the following Lawful Gambling License Application (Pull-tabs, Pull-tabs with dispensing device) on file in the office of the County Auditor, identified as County Board File No. \_\_\_\_\_, for the following organization:

Hermantown Amateur Hockey Association to operate out of Sunset Lounge, Rice Lake Township, 4483 Martin Road, Duluth, Minnesota, 55803

# BOARD LETTER NO. 11 - 42

## ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 5

BOARD AGENDA NO.

**DATE:** February 8, 2011

**RE:** Highway Easements across  
State Tax Forfeited Land -  
State of Minnesota

**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 authorize permanent and temporary easements to the State of Minnesota across state tax forfeited land.

### **BACKGROUND:**

The State of Minnesota, acting by and through its Commissioner of Transportation, has requested temporary easements for highway purposes and a permanent easement for drainage purposes in conjunction with the Trunk Highway 53 improvement project. Minn. Stat. § 282.04, Subd. 4 allows for the granting of easements across state tax forfeited land for such purposes. Exercising these easements 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 authorize permanent and temporary easements across state tax forfeited land to the State of Minnesota conditioned upon payment of \$1,487.82 land use fee and \$46 recording fee; for a total of \$1,533.82, to be deposited into Fund 240 (Forfeited Tax Fund).

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

**WHEREAS**, the Land Department has reviewed a request from the State of Minnesota for the following described easements across state tax forfeited land for the Trunk Highway 53 improvement project:

1. A drainage easement in perpetuity in the Northwest Quarter of the Northwest Quarter of Section 32, Township 62 North, Range 18 West, as shown on Minnesota Department of Transportation Right of Way Plat Numbered 69-125 as to said parcel 96 and designated as a drainage easement; containing 0.36 acre, more or less.
2. A temporary easement for highway purposes in the Northwest Quarter of the Northwest Quarter of Section 32, Township 62 North, Range 18 West, as shown on Minnesota Department of Transportation Right of Way Plat Numbered 69-125, as to said Parcel 96 by the temporary easement symbol, said easement shall cease on December 1, 2016, or on such earlier date upon which the Commissioner of Transportation determines by formal order that it is no longer needed for highway purposes.
3. A temporary easement for highway purposes in the Southwest Quarter of the Northwest Quarter of Section 21, Township 61 North, Range 18 West, as shown on Minnesota Department of Transportation Right of Way Plat Numbered 69-115, as to said parcel 45 by the temporary easement symbol, said easement shall cease on December 1, 2016, or on such earlier date upon which the Commissioner of Transportation determines by formal order that it is no longer needed for highway purposes.

**WHEREAS**, exercising the easements will not conflict with public use of the land;  
and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the St. Louis County Board authorizes the County Auditor to grant permanent and temporary easements for highway purposes as described above to the State of Minnesota.

**RESOLVED FURTHER**, that the granting of these easements is conditioned upon payment of \$1,487.82 land use fee and \$46 recording fee; for a total of \$1,533.82, to be deposited into Fund 240 (Forfeited Tax Fund).

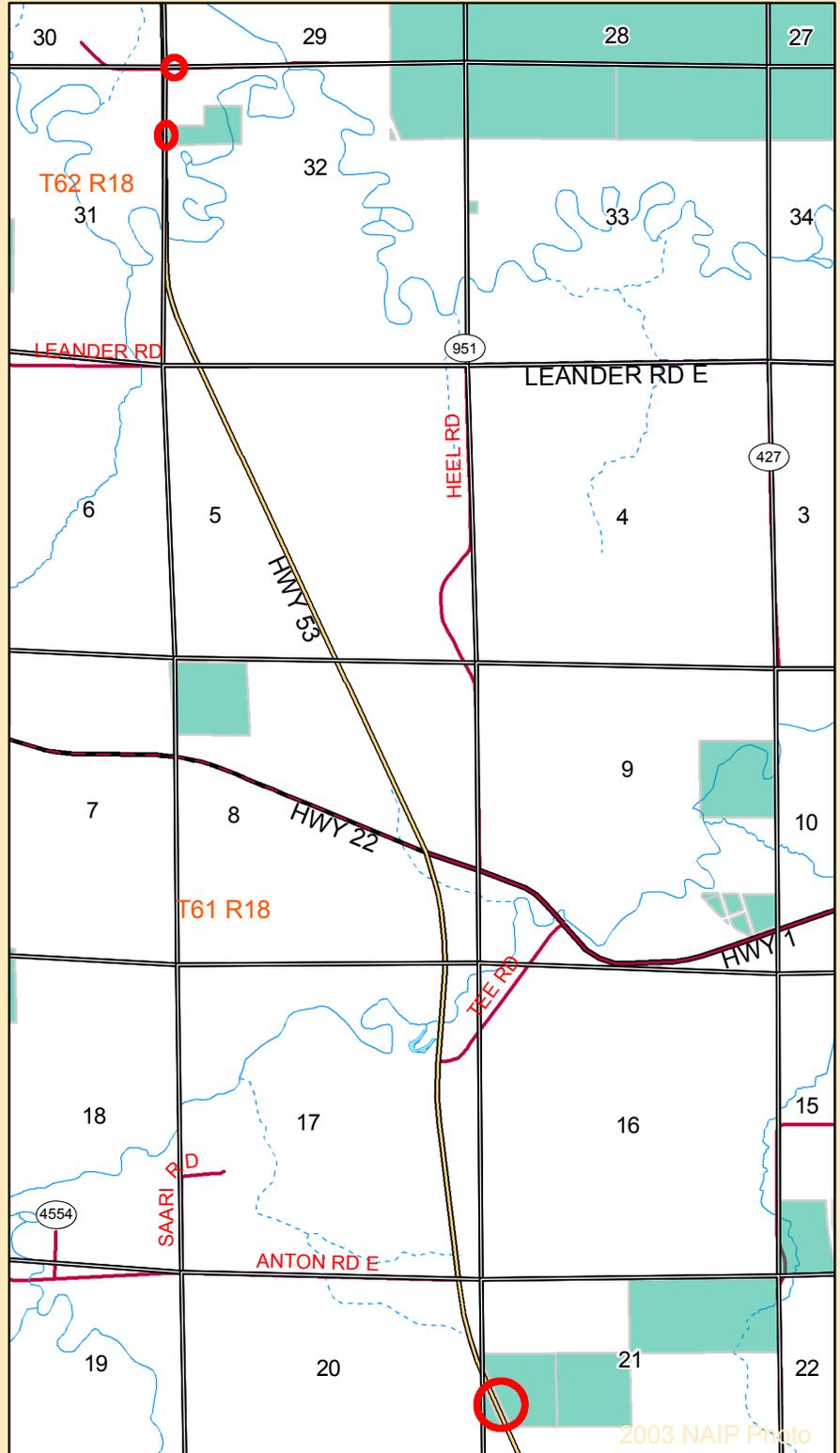


# St. Louis County Land Department Tax Forfeited Land Sales

That part of the Southwest Quarter of the Southwest Quarter of Section 29, Township 62 North, Range 18 West, shown as Parcel 2 on Minnesota Department of Transportation Right of Way Plat Numbered 69-126 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 0.02 acre, more or less.

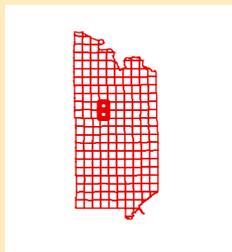
That part of the Northwest Quarter of the Northwest Quarter of Section 32, Township 62 North, Range 18 West, shown as Parcel 96 on Minnesota Department of Transportation Right of Way Plat Numbered 69-125 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 0.25 acre, more or less, which is encumbered in its entirety by an existing highway easement; together with other rights as set forth below, forming and being part of said Parcel 96: A drainage easement in perpetuity as shown on said plat as to said Parcel 96 and designated as a drainage easement; containing 0.36 acre, more or less. A temporary easement for highway purposes as shown on said plat as to said Parcel 96 by the temporary easement symbol, said easement shall cease on December 1, 2016, or on such earlier date upon which the Commissioner of Transportation determines by formal order that it is no longer needed for highway purposes.

That part of the Southwest Quarter of the Northwest Quarter of Section 21, Township 61 North, Range 18 West, shown as Parcel 45 on Minnesota Department of Transportation Right of Way Plat Numbered 69-115 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 7.08 acres, more or less, of which 2.04 acres is encumbered by an existing highway easement; together with other rights as set forth below, forming and being part of said Parcel 45: A temporary easement for highway purposes as shown on said plat as to said Parcel 45 by the temporary easement symbol, said easement shall cease on December 1, 2016, or on such earlier date upon which the Commissioner of Transportation determines by formal order that it is no longer needed for highway purposes.



## 4th 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



2003 NAIP Photo



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

**WHEREAS**, the State of Minnesota has requested to purchase the following described state tax forfeited parcels for the improvement of Trunk Highway 53:

1. That part of the Southwest Quarter of the Southwest Quarter of Section 29, Township 62 North, Range 18 West, beginning at a point on the South line of said forty 150 feet East of the center line of Highway No. 53; thence North 42 feet; thence East 95 feet; thence South 42 feet; thence West 95 feet to the point of beginning except part used for County Highway No. 528; containing .02 acres, more or less.  
Parcel: 495-0010-03962
2. That part of the Southwest Quarter of the Northwest Quarter of Section 21, Township 61 North, Range 18 West, shown as Parcel 45 on Minnesota Department of Transportation Right of Way Plat Numbered 69-115 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 7.08 acres, more or less, of which 2.04 acres is encumbered by an existing highway easement.  
Parcel: 215-0010-03611
3. That part of the Northwest Quarter of the Northwest Quarter of Section 32, Township 62 North, Range 18 West, shown as Parcel 96 on Minnesota Department of Transportation Right of Way Plat Numbered 69-125 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 0.25 acre, more or less, which is encumbered in its entirety by an existing highway easement.  
Parcel: 495-0010-04435

**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**, the parcels of land have been classified as non-conservation land pursuant to Minn. Stat. § 282.01; and

**WHEREAS**, the 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.

**NOW, THEREFORE, BE IT RESOLVED**, that the St. Louis County Board approves the sale of the state tax forfeited parcels described above to the State of Minnesota for the appraised value of \$6,112.40 plus the following fees: administrative fee of \$100, 3% assurance fee of \$183.37, deed fee of \$25, deed tax of \$20.17, and recording fee of \$46; for a total of \$6,486.94, to be deposited into Fund 240 (Forfeited Tax Fund).



# St. Louis County Land Department Tax Forfeited Land Sales

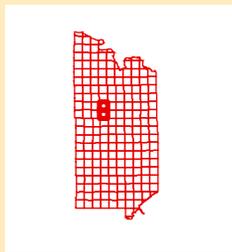
That part of the Southwest Quarter of the Southwest Quarter of Section 29, Township 62 North, Range 18 West, shown as Parcel 2 on Minnesota Department of Transportation Right of Way Plat Numbered 69-126 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 0.02 acre, more or less.

That part of the Northwest Quarter of the Northwest Quarter of Section 32, Township 62 North, Range 18 West, shown as Parcel 96 on Minnesota Department of Transportation Right of Way Plat Numbered 69-125 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 0.25 acre, more or less, which is encumbered in its entirety by an existing highway easement; together with other rights as set forth below, forming and being part of said Parcel 96: A drainage easement in perpetuity as shown on said plat as to said Parcel 96 and designated as a drainage easement; containing 0.36 acre, more or less. A temporary easement for highway purposes as shown on said plat as to said Parcel 96 by the temporary easement symbol, said easement shall cease on December 1, 2016, or on such earlier date upon which the Commissioner of Transportation determines by formal order that it is no longer needed for highway purposes.

That part of the Southwest Quarter of the Northwest Quarter of Section 21, Township 61 North, Range 18 West, shown as Parcel 45 on Minnesota Department of Transportation Right of Way Plat Numbered 69-115 as the same is on file and of record in the office of the County Recorder in and for St. Louis County, Minnesota; containing 7.08 acres, more or less, of which 2.04 acres is encumbered by an existing highway easement; together with other rights as set forth below, forming and being part of said Parcel 45: A temporary easement for highway purposes as shown on said plat as to said Parcel 45 by the temporary easement symbol, said easement shall cease on December 1, 2016, or on such earlier date upon which the Commissioner of Transportation determines by formal order that it is no longer needed for highway purposes.

## 4th Commissioner District

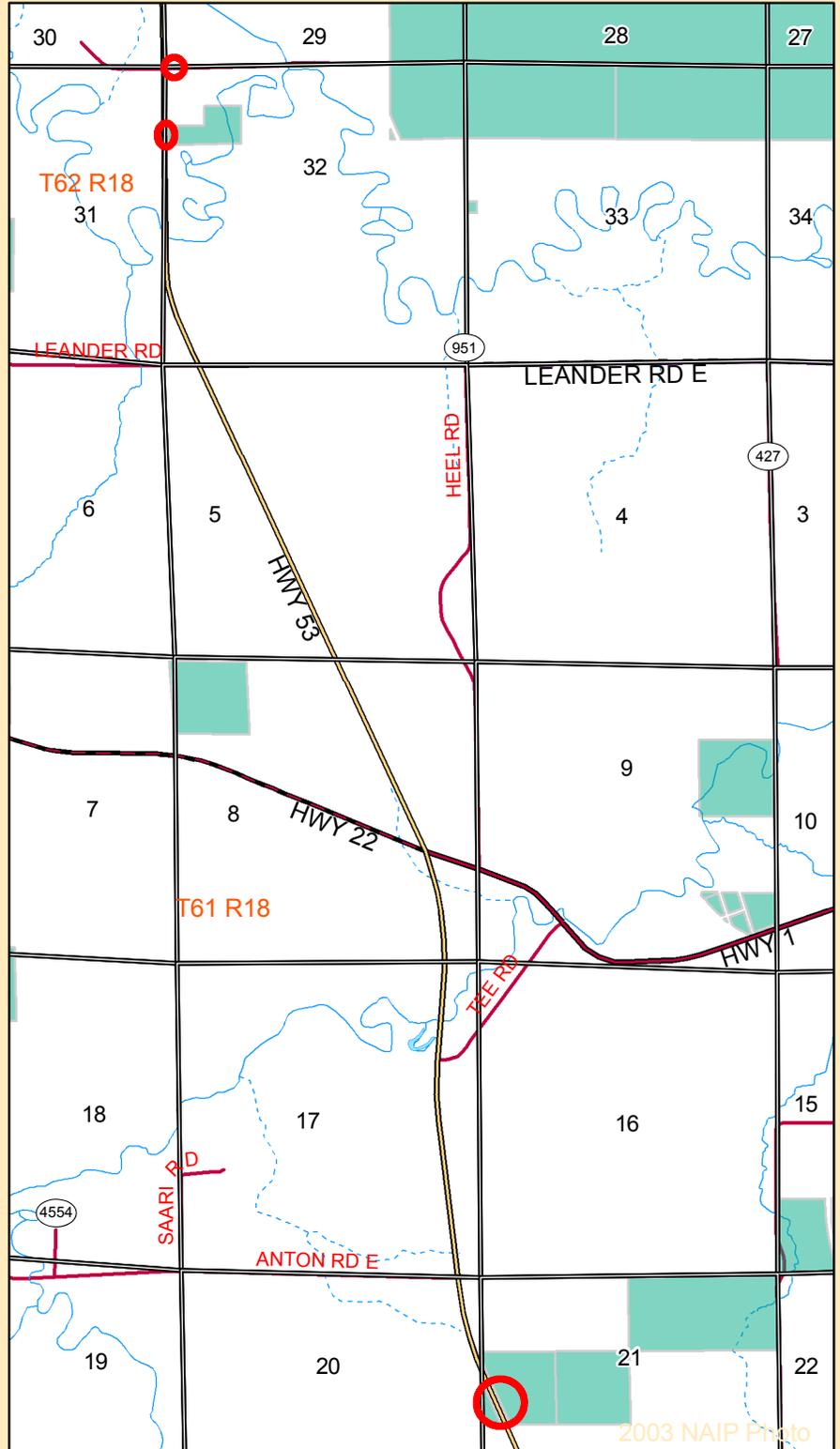
-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract



St. Louis County, Minnesota

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**St. Louis County  
Land Department**



# BOARD LETTER NO. 11 – 40

## ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 3

### BOARD AGENDA NO.

**DATE:** February 8, 2011                      **RE:** Special Sale to Independent  
School District No. 709

**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 the sale of state tax forfeited land to Independent School District (ISD) No. 709.

**BACKGROUND:**

ISD No. 709 has requested to purchase three state tax forfeited parcels made up of fourteen lots to assemble with adjacent land located on West Arrowhead Road in Duluth, Minnesota. All three parcels will require reclassification to non-conservation.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the sale of state tax forfeited land to ISD No. 709 for the appraised price of \$7,000 plus the following fees: 3% assurance fee of \$210, deed fee of \$25, deed tax of \$23.10, recording fee of \$92, and administration fee of \$1,150; for a total of \$8,500.10, to be deposited into Fund 240 (Forfeited Tax Fund).

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

**WHEREAS**, Independent School District No. 709 has requested to purchase the following described state tax forfeited land for the appraised value of \$7,000, plus fees, for the purpose of assembling with the adjacent property:

Legal: Lots 25 Thru 28 also Lots 29 Thru 32 also Lots 33 Thru 38, Block 4,  
Kensington Place Addition  
City of Duluth  
Parcel Code: 10-2620-1690, 1730, 1770  
1.06 Acres  
LDKEYS: 57219, 57220, 30008

**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**, 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**, these parcels of land may be located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that classification or reclassification and sale of lands situated within a municipality or town must be approved by the governing body of the municipality or town; and

**WHEREAS**, the reclassification and sale of these parcels 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 these parcels 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**, 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.

**NOW, THEREFORE, BE IT RESOLVED**, that the St. Louis County Board approves the reclassification and sale of the state tax forfeited land, as described, to Independent School District No. 709 for the appraised value of \$7,000 plus the following

fees: 3% assurance fee of \$210, deed fee of \$25, deed tax of \$23.10, recording fee of \$92, and administration fee of \$1,150; for a total of \$8,500.10, to be deposited into Fund 240 (Forfeited Tax Fund).

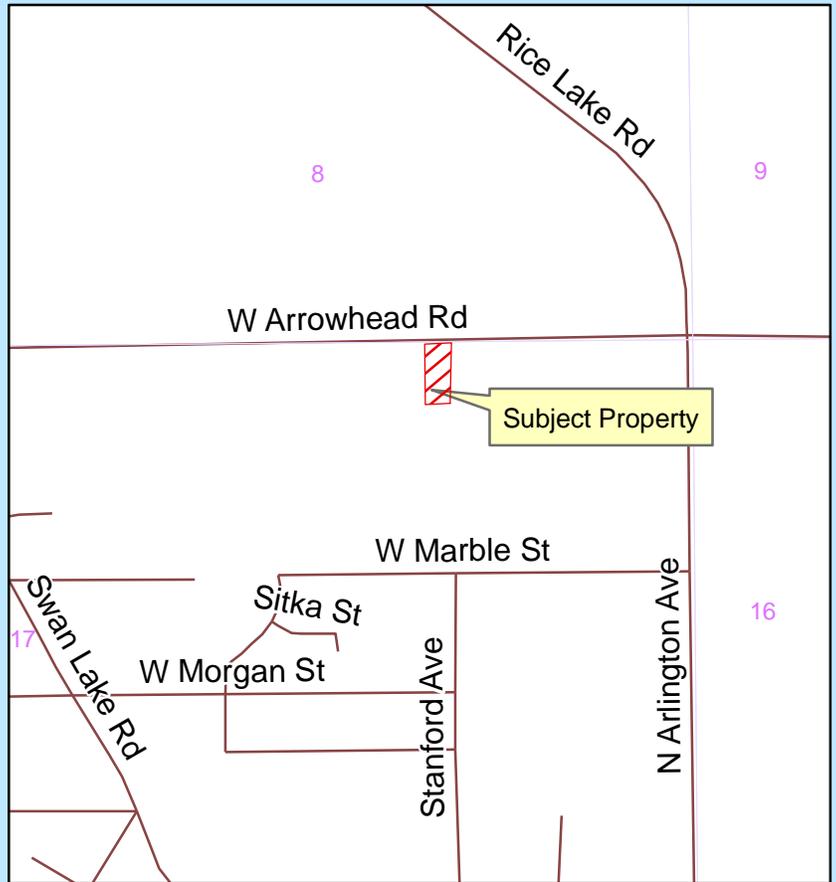
**RESOLVED FURTHER**, that the St. Louis County Auditor shall offer for sale at public auction the state tax forfeited land described here if Independent School District No. 709 does not purchase the land by June 1, 2011.



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

**Special Sale to School  
District #709**

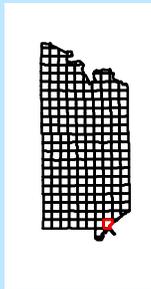
Legal: Lots 25 Thru 28 also Lots 29 Thru 32  
also Lots 33 Thru 38, Block 4  
Kensington Place Addition  
City: Duluth  
Sec17 , Twp 50N Rng 14W  
Parcel Codes: 10-2620-1690, 1730, 1770  
1.06 Acres  
LDKEYS: 57219, 57220, 30008



City of Duluth-Kensington Place Addition Twp 50N 14W Sec 17

**Commissioner District #1**

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

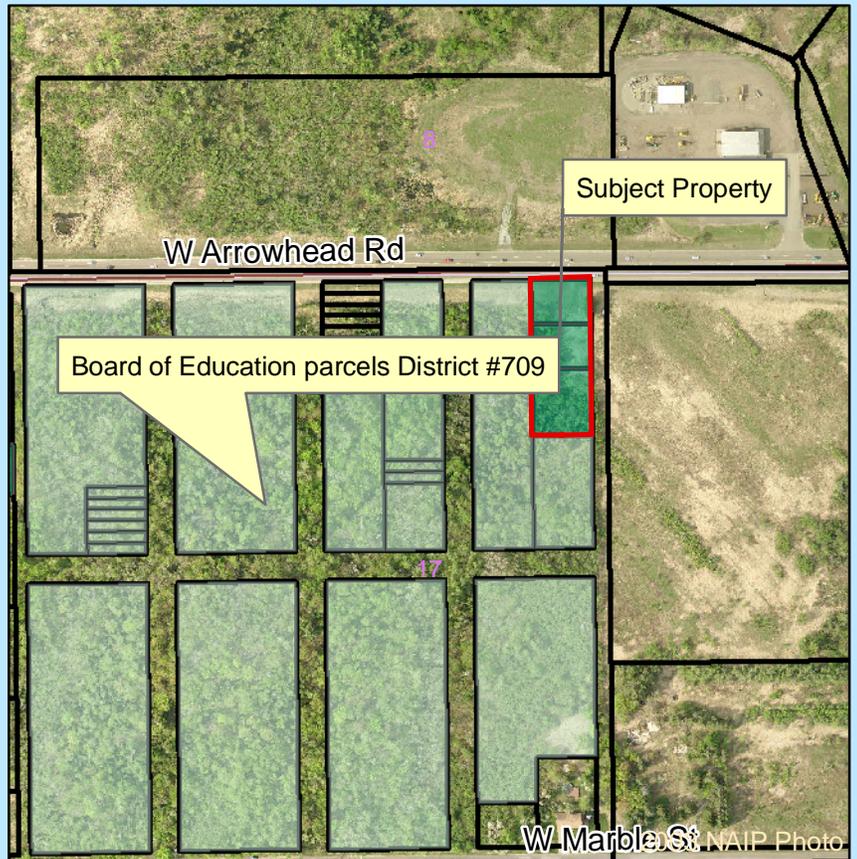


*St. Louis County, Minnesota*

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**St. Louis County  
Land Department**

*February 1, 2011*



W Marble St NAIP Photo

# BOARD LETTER NO. 11 - 39

## ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 2

### BOARD AGENDA NO.

**DATE:** February 8, 2011

**RE:** Adjoining Owner Sale  
(Ault Township)

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

Robert Krepps  
Land Commissioner

**RELATED DEPARTMENT GOAL:**

Financial return to the county and taxing districts.

**ACTION REQUESTED:**

The St. Louis County Board is requested to approve the sale of state tax forfeited land through a private adjoining owner sale.

**BACKGROUND:**

Minn. Stat. § 282.01, Subd. 7(a) provides that sale of state tax forfeited lands located in a home rule charter or statutory city, or in a town, which cannot be improved because of noncompliance with local ordinances regarding minimum area, shape, frontage or access, may be restricted to owners of land adjoining the land to be sold. The land shall be sold to the highest bidder, and may be sold for less than its appraised value. The Auditor must determine that a non-public sale to adjoining owners will encourage return of the lands to the tax rolls. Written notice of the date, time, and location of the private sale to all adjacent landowners must occur at least 30 days before the date of the sale.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize the adjoining owner land sale with proceeds from the sale to be deposited into Fund 240 (Forfeited Tax Fund).

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

**WHEREAS**, St. Louis County desires to offer for sale a certain parcel of tax forfeited land described as:

LOT 2 EX THE FOLLOWING COMM AT NW COR OF LOT 2 THENCE S 628.04 FT THENCE ELY 33 FT TO PT OF BEG THENCE AT AN ANGLE OF 102 DEG 19 MIN IN A SELY DIRECTION A DISTANCE OF 660 FT THENCE SLY AT AN ANGLE OF 90 DEG A DISTANCE OF 12 FT TO SHORE OF STONE LAKE THENCE SWLY ALONG LAKE SHORE TO W LINE OF LOT 2 THENCE NLY 177 FT THENCE ELY 33 FT THENCE NLY TO PT OF BEG ALSO EX N 560 FT AND EX 1 AC AT SE CORNER; SECTION 27, TOWNSHIP 55 NORTH, RANGE 12 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**, the parcel of land cannot be improved because it is less than the minimum size required by the applicable zoning ordinance; and

**WHEREAS**, the County Auditor has determined that a non-public sale to adjacent property owners will encourage the return of the land to the tax rolls; and

**WHEREAS**, the parcel of land has been classified as non-conservation land pursuant to Minn. Stat. § 282.01.

**NOW, THEREFORE, BE IT RESOLVED**, that the St. Louis County Board approves the sale of the described parcel and the County Auditor is authorized to offer the parcel at private sale to the adjacent property owners to encourage return of the parcel to the tax rolls. Funds from the sales are to be deposited into Fund 240 (Forfeited Tax Fund).

**RESOLVED FURTHER**, that the Land Commissioner shall give at least 30 days notice of its sales to all adjoining owners.



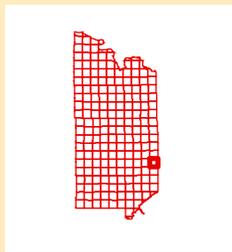
# St. Louis County Land Department Tax Forfeited Land Sales

LOT 2 EX THE FOLLOWING COMM AT NW COR OF LOT 2  
THENCE S 628.04 FT THENCE ELY 33 FT TO PT OF BEG  
THENCE AT AN ANGLE OF 102 DEG 19 MIN IN A SELY  
DIRECTION A DISTANCE OF 660 FT THENCE SLY AT AN  
ANGLE OF 90 DEG A DISTANCE OF 12 FT TO SHORE OF  
STONE LAKE THENCE SWLY ALONG LAKE SHORE TO W LINE  
OF LOT 2 THENCE NLY 177 FT THENCE ELY 33 FT THENCE  
NLY TO PT OF BEG ALSO EX N 560 FT AND EX 1 AC AT SE  
CORNER;  
SECTION 27, TOWNSHIP 55 NORTH, RANGE 12 WEST



## 4th Commissioner District

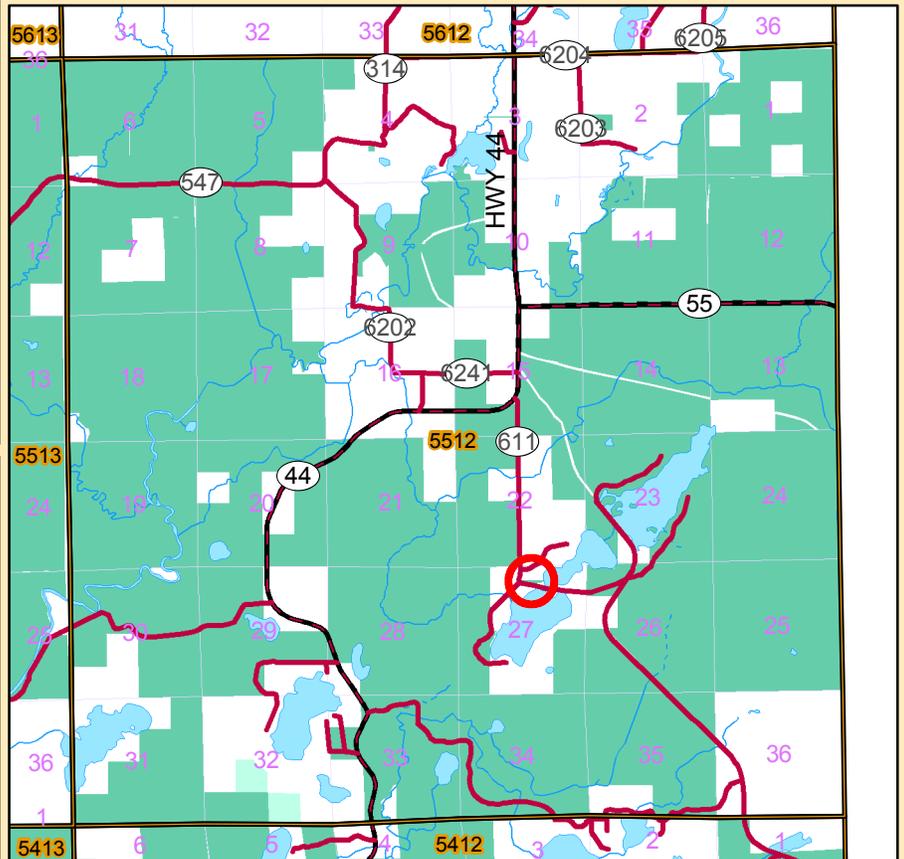
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



St. Louis County, Minnesota

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**St. Louis County  
Land Department**



# BOARD LETTER NO. 11- 38

## ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 1

### BOARD AGENDA NO.

**DATE:** February 8, 2011

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

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

Robert Krepps  
Land Commissioner

#### **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 Department staff have determined that it would be in the best interest of St. Louis County to sell the parcel in T62N, R18W (Owens Township) because it is more suitable for purposes other than forest management. The Commissioner of Natural Resources has approved the sale of this parcel. The land is located adjacent to public waters; therefore, special legislation allowing for the sale of the parcel was sought and received in 2009.

#### **RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the withdrawal of state tax forfeited land from memorial forest status.

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

**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 parcel described above is more suitable for purposes other than forest management.

**NOW, THEREFORE, BE IT RESOLVED**, that the state tax forfeited parcel, currently included in an established Memorial Forest described below, shall be withdrawn from Pelican Lake Memorial Forest.

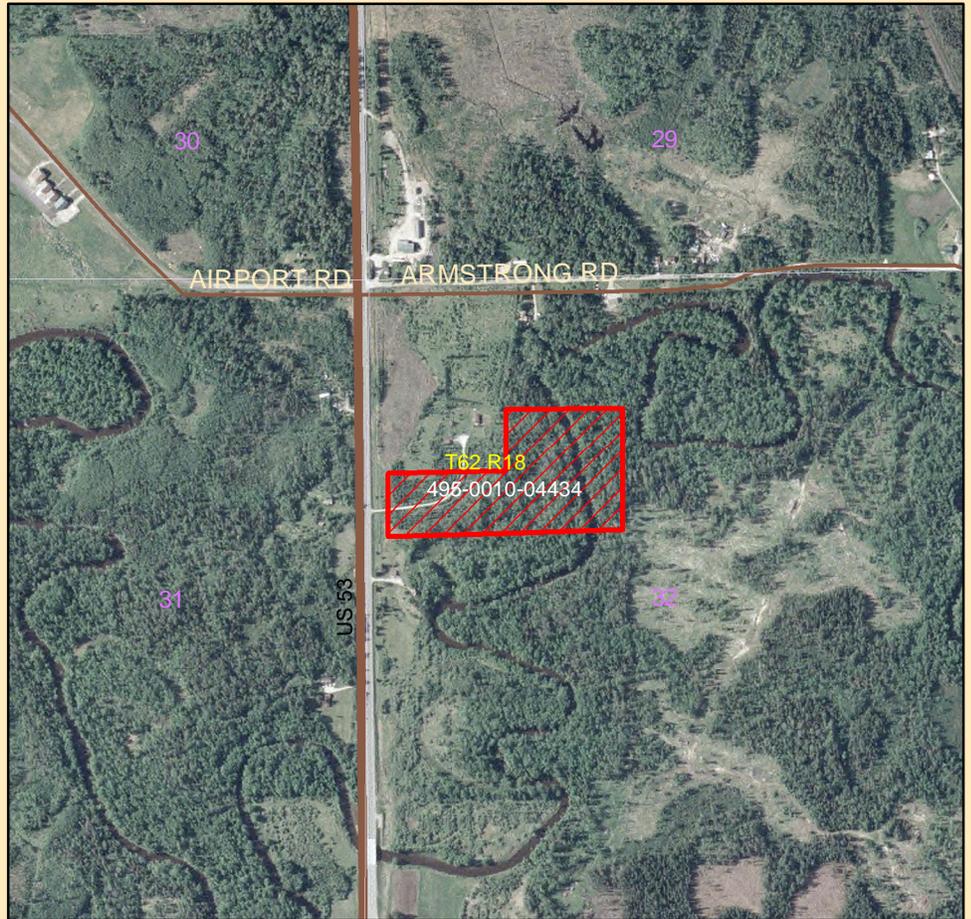
S1/2 OF NW1/4 OF NW1/4 EX N1/2 OF SW1/4, SECTION 32, T62N, R18W



# St. Louis County Land Department

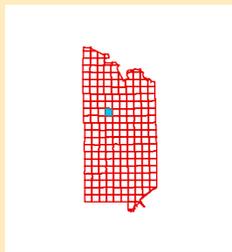
## Tax Forfeited Land Sales

S½ NW¼ NW¼ EX N½ SW¼  
Section 32, T62N-R18W



### Legend

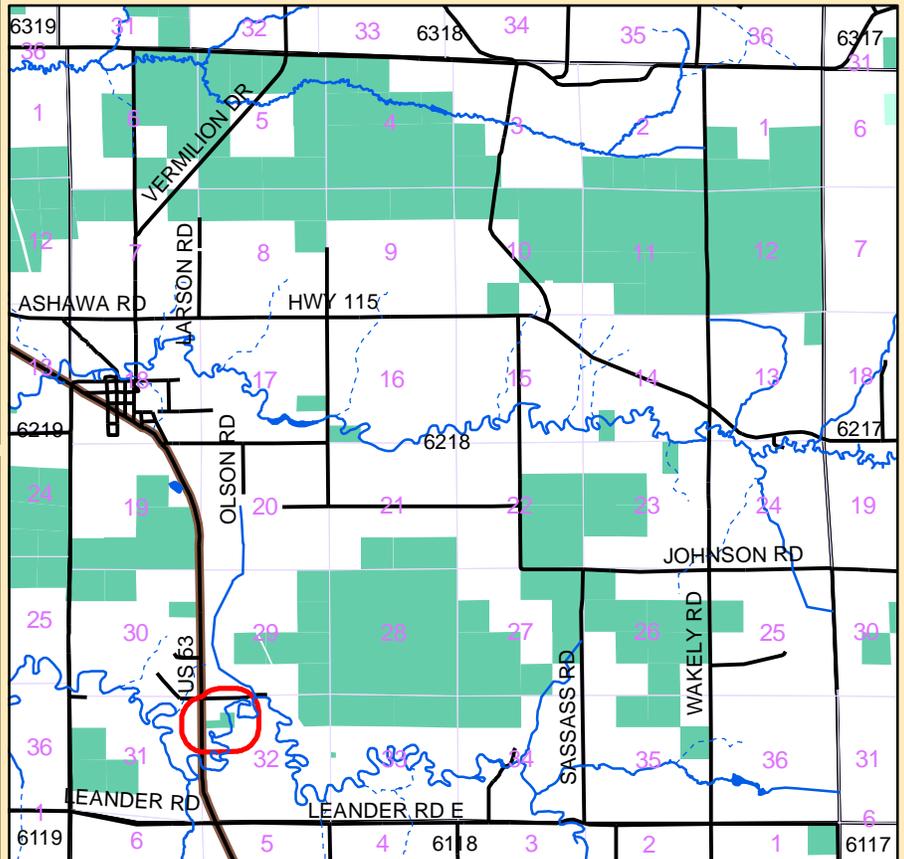
-  State Tax Forfeited Land
-  Water
-  Road
-  Area of Interest
-  Tract



*St. Louis County, Minnesota*

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St. Louis County  
Land Department



# BOARD LETTER NO. 11 - 47

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 1

BOARD AGENDA NO.

**DATE:** February 8, 2011      **RE:** Award of Bids for CP 8294 –  
Arrowhead Road/Rice Lake  
Road – Duluth

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

James T. Foldesi  
Public Works Director/Highway Engineer

**RELATED DEPARTMENT GOAL:**

Provide a safe, well maintained road and bridge system.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize an award of bids for a signal and paving project in Duluth, MN.

**BACKGROUND INFORMATION:**

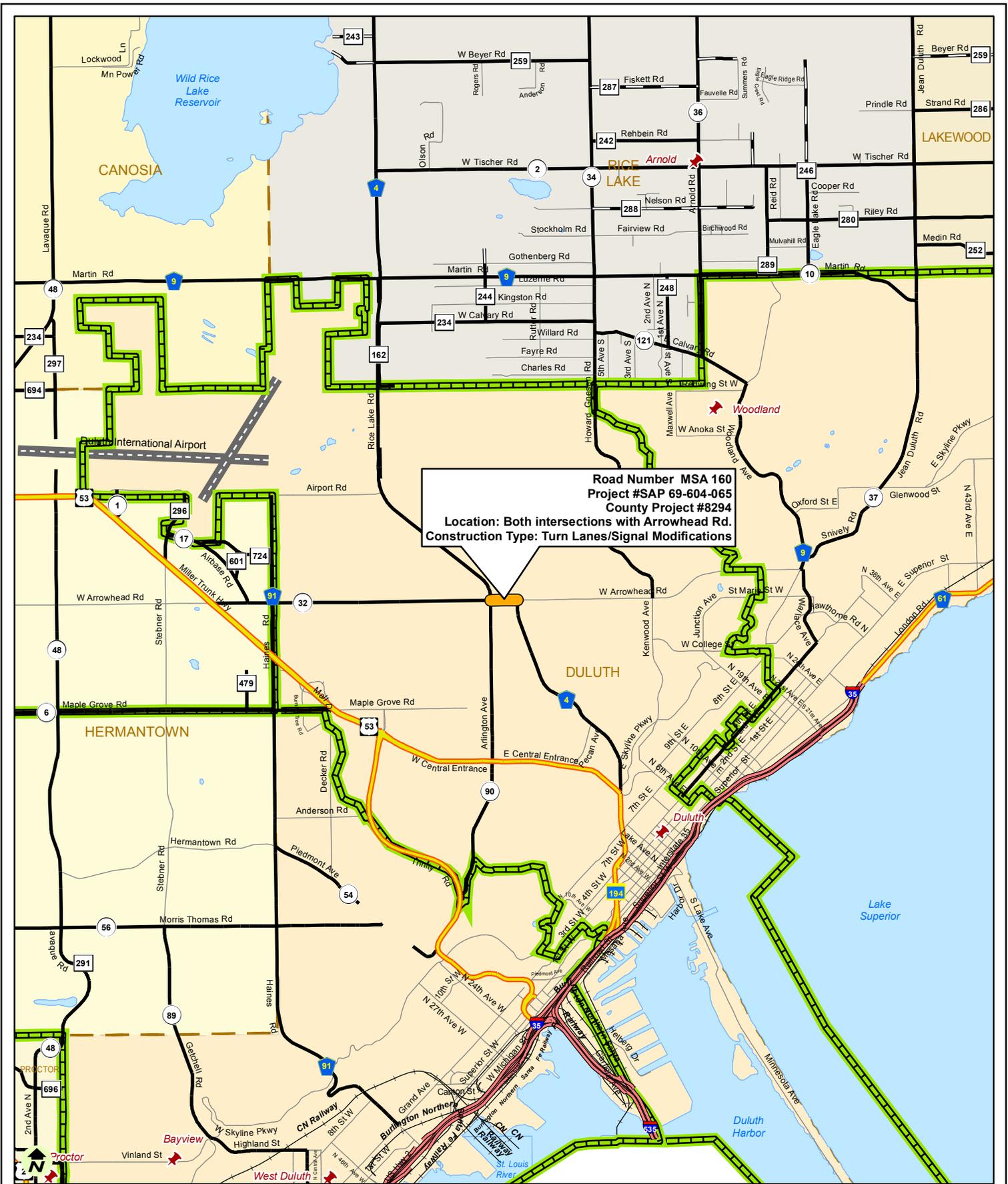
County staff is authorized under Resolution No. 88-381, dated May 24, 1988, to call for bids on projects which are already included in the budget document. Bids were requested for a signal and paving project on Municipal State Aid (MSA) 160 (Arrowhead Rd) and County State Aid Highway (CSAH) 4 (Rice Lake Rd) in Duluth, MN. This is a joint project with the City of Duluth.

A call for bids is to be received by the St. Louis County Public Works Department at 10:00 A.M on February 7, 2011, for the following project in accordance with the plans and specifications on file in the Office of the County Highway Engineer:

- Project:** SAP 69-604-065/SAP 118-160-022, CP 8294  
**Location:** MSA 160 (Arrowhead Rd) from CSAH 4 (Rice Lake Rd) to CSAH 4 in Duluth, MN, and on CSAH 4, length 0.47 mi.  
**Traffic:** 30,276  
**PQI:** N.A.  
**Construction:** Traffic Signals, Striping, Bituminous Surfacing, Concrete Curb and Gutter  
**Funding:** Fund 220, Agency 220240, Object 652700  
**Anticipated Start Date:** May 16, 2011  
**Anticipated Completion Date:** September 16, 2011  
**Engineer's Estimate:** To be provided after bid opened

**RECOMMENDATION:**

The call for bids is scheduled for Monday, February 7<sup>th</sup> and County Board members will be provided with bid results and a resolution for consideration at the February 8<sup>th</sup> Committee of the Whole meeting.



**Road Number MSA 160**  
**Project #SAP 69-604-065**  
**County Project #8294**  
**Location: Both intersections with Arrowhead Rd.**  
**Construction Type: Turn Lanes/Signal Modifications**

St. Louis County 2011 Road & Bridge Construction

**Map Components**

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

