



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

April 5, 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 March 22, 2011

Environment & Natural Resources Committee – Commissioner Jewell, Chair

1. Repurchase of State Tax Forfeited Lands - Associated Bank, National Association [105]
2. Repurchase of State Tax Forfeited Land - Marc Pocrnich for the Estate of Nick Pocrnich, Wings Financial Credit Union, and Roger Moller [106]
3. Land Department Purchase of Heavy Equipment – Excavator [107]
4. Classification of November 30, 2010 Forfeitures (conservation) [108]
5. Classification of November 30, 2010 Forfeitures (non-conservation) [109]

Public Works & Transportation Committee – Commissioner Forsman, Chair

6. Vacation of a Segment of Old Pequaywan Lake Road (Pequaywan Township) and Rescinding Resolution No. 10-473 [110]
7. Agreement with MnDOT for Federal Participation in Construction Funding – CSAH 13, Midway Road [111]
8. Preparation of Right of Way Plat No. 32 – CSAH 91, Haines Road (Duluth and Hermantown) [112]
9. Acceptance of Quote for Bridge Project – CR 840 (Floodwood Township) [113]

Finance & Budget Committee – Commissioner Nelson, Chair

10. Air Conditioning Equipment Replacement – Hibbing Courthouse [114]
11. Abatement List for Board Approval [115]
12. Dedication of Permanent Highway Easements over County Fee Land [116]
13. Sale of Non-Conforming County Fee Land in Conjunction with Tax Forfeited Auction Parcel [117]
14. Lawful Gambling Application (Gnesen Township) [118]

Public Safety & Corrections Committee – Commissioner Sweeney, Chair

15. Jail Site Cell Tower Lease Agreement (Duluth) [119]
16. Application for 2010 ARMER Integration Grant for Interoperable Communications Equipment [120]

ESTABLISHMENT OF PUBLIC HEARINGS:

Finance & Budget Committee – Commissioner Nelson, Chair

17. Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License - Crane Lake Township (Tuesday, April 26, 2011, 9:35 a.m., Northland Town Hall, Cotton, MN) [121]

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. **SSTS Advisory Committee Appointments [123]**
Resolution authorizing the creation of a Subsurface Sewage Treatment Systems (SSTS) Advisory Committee and appointing members to three-year terms.

Public Works & Transportation Committee – Commissioner Forsman, Chair

1. **Award of Bids for Projects on CSAH 43 and 48 North of Duluth and CSAH 4 near Markham [124]**
Bid opening is scheduled for Monday, April 4. The Board will be provided with bid results and a resolution for consideration at the April 5 Committee of the Whole meeting.

Finance & Budget Committee – Commissioner Nelson, Chair

1. **2010 Fourth Quarter Budget Changes [125]**
Resolution authorizing necessary changes in the fourth quarter 2010 budget year.
2. **Duluth Courthouse First Floor Final Phase Project Construction Services [126]**
Resolution authorizing an agreement with Johnson-Wilson Constructors for final phase construction services for the Duluth courthouse first floor remodel.
3. **Agreements Regarding Liquor Law Violations – Crossroads Store, Gateway Store, Jim’s Ash Trail Store, and Vermilion Club [127]**
Resolutions authorizing agreements with owners of the above listed establishments for admitted liquor law violations.

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

1. **Advertising for Applicants to the Civil Service Commission [128]**
Resolution authorizing advertisement for a new member on the Civil Service Commission.

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:**

April 12, 2011	Commissioners’ Conference Room, Courthouse, Duluth, MN
April 26, 2011	Northland Town Hall, Canyon, MN
May 3, 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, March 22, 2011

Location: Ely Recreation Center, Ely, MN
Present: Commissioners Jewell, O'Neil, Dahlberg, Forsman, Sweeney, Nelson and Raukar
Absent: None
Convened: Chair O'Neil called the meeting to order at 11:21 a.m.

CONSENT AGENDA

Nelson/Sweeney moved the consent agenda. Commissioner Raukar noted item 15, grant application for 2008 Port Security Grant, and requested a memo detailing the sheriff's office role in Port Authority security. Commissioner Sweeney noted two upcoming public hearings. (7-0)

-Minutes of March 8, 2011

1. CY 2011 LSS Supervised Visitation Services Agreements
2. Family Homeless Prevention and Assistance Program Grant Application
3. Award of Bid: Broadcast Application of Herbicides
4. Amendment to Change the Legal Description for Cancellation of Contract for Purchase of State Tax Forfeited Lands – Howard
5. Request for a Third One-Year Extension on Three St. Louis County Timber Contracts - Douglas Hustad Logging Inc.
6. Repurchase of State Tax Forfeited Land - Livingston, Bolf, Augustine, Peterzen, Lackner, and Diesing
7. Agreements with Lake County, City of Biwabik and Town of Rice Lake for Crack Sealing
8. Acquisition of Land for Intersection Re-alignment of County Road 697 (Breitung Township)
9. Agreement with LHB Corporation for Design Services, Bridge 808 on CSAH 7 (Industrial Twp)
10. Abatement List for Board Approval
11. Northland Office Center Leases – Range Women Advocates and Drs. Sulentich and Tietz
12. Agreement with SuperiorUSA Corporation – 2011-2012 Flexible Spending Account Plan Administration
13. Renewal of Sheriff's Office Space Lease in Ely City Hall
14. Agreement for Housing Inmates at the St. Louis County Holding Facility in Hibbing
15. Acceptance of the 2008 Port Security Grant Program Award
16. Establish Public Hearing to Consider Allegations of Liquor Law Violations – Gateway Store, LLC – Unorganized Township 68-21 (Tuesday, April 26, 2011, 9:40 a.m., Northland Town Hall, Canyon, MN)
17. Establish Public Hearing to Consider Allegations of Liquor Law Violations – Vermillion Club Inc. – Greenwood Township (Tuesday, April 26, 2011, 9:45 a.m., Northland Town Hall, Canyon)

At the request of Commissioner Nelson, the order of the agenda was changed to accommodate individuals in attendance wishing to speak. Nelson/Raukar moved a resolution supporting higher gross vehicle weights for trucks on federal interstate highways. Administrator Kevin Gray said the resolution supports legislation allowing increased weight limits on federal highways while transporting raw agricultural and forest products from 97,000 to 99,000 pounds. Scott Dane, Executive Director of Associated Contract Loggers and Truckers, Inc. said the increased weight

applies to winter travel and safety is the primary issue. The truckers do not want to be driving on city streets in Duluth and neither does the Mayor of Duluth, according to Director Dane. Elroy Kuehl of Kuehl Logging, Ely, said there is a safety issue driving on streets in the city of Duluth and it adds to driving time. In response to a question from Commissioner Jewel, Mr. Kuehl said the City of Duluth route goes up to 3rd Street and is the hospital route. Gary Shemon from Shemon Trucking, Ely, described some of the safety concerns. After further discussion on uniformity issues, weight requirements in surrounding states and historical background, the motion passed (7-0).

Raukar/Jewell moved to approve the Public Works Maintenance Divisions Bargaining Agreement for 2010/2011. Administrator Gray said the agreement has zero percent cost of living adjustment (COLA) but the step increases remain in place. In response to a question from Commissioner Sweeney, Administrator Gray affirmed there are no premiums for single health insurance for this bargaining unit. In response to a question from Commissioner Raukar, Administrator Gray will distribute a memo clarifying the language in the board letter, which states it no longer requires participation in the current health and dental plan in order to receive the benefits of the Post-Retirement Health Care Savings Plan. The motion passed (7-0).

Raukar/Jewell moved to award contracts for court appointed attorneys in civil commitment proceedings. Administrator Gray said the resolution authorizes two one-year legal service contracts to provide civil commitment representation for mentally ill, chemical dependent and sexually dangerous individuals. Attorney Michael Lien will represent the Duluth area, and Attorney Todd Deal will represent the Range area. The total cost of the contract is approximately \$46,000, with two thirds for the Duluth area, and the remaining third for the Range. County Attorney Rubin confirmed that this is the state's responsibility, but under state law we need to provide the service, adding this is a cost of keeping people safe. After further discussion, the motion passed (7-0).

O'Neil/Raukar moved, without recommendation, a resolution opposing the addition of photo identification requirements in elections. Administrator Gray said the resolution states opposition to photo identification (ID) requirements for voting in elections. Administrator Gray pointed out several of the concerns brought forth by Commissioner O'Neil including inability to access photo ID's for certain segments of voters, and that the level of voter fraud is extremely rare. Commissioner Nelson opposes photo ID's, but does not want the county board to vote on issues not related to their fiduciary responsibilities. Commissioner Nelson would like to see the resolution re-worked and focus on the potential burden to St. Louis County taxpayers, and not get into political aspects. Commissioner Jewell said this bill will disenfranchise voters and agrees that cost to taxpayers is a huge piece and should be included. Commissioner Sweeney doesn't want any voter to be disenfranchised, and feels St. Louis County would have to pay for the photo IDs if the voter claims poverty. County Attorney Mark Rubin suggested removing points 3, 4 and 5 from the resolution to make it more agreeable to the board. Commissioner Forsman has mixed emotions on this subject and concerns with the vouchering system, which makes it nearly impossible to prosecute voter fraud. Commissioner Forsman said other issues, such as fraudulent voting, are more concerning than the bullet points in the resolution. In response to a question from Commissioner Raukar, Commissioner O'Neil said State Representative Mary Kiffmeyer authored the bill, House File No. 210, and will do some checking on a similar bill in the Senate. The motion passed (6-1, Forsman).

COMMISSIONER DISCUSSION ITEMS AND REPORTS

Commissioner Nelson, along with Administrator Gray, Auditor Donald Dicklich and Land Commissioner Robert Krepps, met with the Iron Range Rehabilitation and Resources Board (IRRRB) on the proposed legislation transferring land to the IRRRB. Talks with IRRRB

Commissioner Sertich were fruitful and the bill has been pulled. County officials and the IRRRB will be meeting to discuss an agreeable solution.

Nelson/Sweeney moved the Sunshine Week Proclamation as a resolution. Discussion included changes the board has made to be more open, including recording the Committee of the Whole meetings and opening the 911 User Board meetings to the public. Commissioner O'Neil said a resolution wasn't necessary as it was done as a proclamation, but was fine with the motion. After further discussion, the motion passed (7-0).

Commissioner Raukar said today is World Water Day and to learn more go to www.worldwaterday.org

Commissioner Dahlberg thanked the board for their support of veterans and recognized Veterans Service Officer Richard Dumancus for his hard work helping veterans.

Commissioner O'Neil said there is an open house on April 1, 2011, at Veteran's Place, 5201-5209 Ramsey Street, Duluth, MN 55807.

At 12:47 p.m., Sweeney/Jewell 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 - 127

FINANCE & BUDGET COMMITTEE NO. 3

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Agreements regarding Liquor
Law Violations – Crossroads
Store, Gateway Store, Jim’s Ash
Trail Store, and Vermilion Club

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor

Mark Rubin
County Attorney

RELATED DEPARTMENT GOAL:

To provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St Louis County Board is requested to consider agreements regarding liquor law violations at the following establishments:

1. Crossroads Store, Brevator Township
2. Gateway Store, LLC, Unorganized Township 68-21
3. Jim’s Ash Trail Store, Unorganized Township 68-21
4. Vermilion Club, Inc., Greenwood Township

BACKGROUND:

The County Attorney and the County Auditor received reports from the St. Louis County Sheriff’s Office concerning liquor law violations on December 13, 2010 at Crossroads Store, Brevator Township; November 20, 2010 at Gateway Store, Unorganized Township 68-21; November 20, 2010 at Jim’s Ash Trail Store, Unorganized Township 68-21; and December 16, 2009 at Vermilion Club, Greenwood Township. Pursuant to St. Louis County Ordinance No. 28, Section 13.01, any liquor license issued pursuant to this Ordinance may be suspended or revoked for up to sixty (60) days, a civil penalty of up to \$2,000 imposed for each violation, or a combination of any of these sanctions may be imposed by the County Board upon cause shown after a hearing.

Agreements have been reached with John Brekke, owner of 5717, Inc. d/b/a Crossroads Store, Phillip and Ellen Hart, owners of Gateway Store, LLC d/b/a Gateway Store, LLC,

James H. Knutson, owner of Knutson & Son, Inc. d/b/a Jim's Ash Trail Store, and Gregory Archibald, Vice President of Vermilion Club, Inc. d/b/a Vermilion Club, Inc., by which the licensees will admit the liquor law violations and ask the County Board to accept the Liquor Licensing Committee's recommendations regarding disposition. The Liquor License Committee met on March 8 and 16, 2011 to consider recommending action to be taken by the County Board in response to these violations.

RECOMMENDATION:

It is recommended that pursuant to Section 13.04 of Ordinance No. 28, the St. Louis County Board accept the agreements with 5717, Inc. d/b/a Crossroads Store, Gateway Store, LLC d/b/a Gateway Store, LLC, Knutson & Son, Inc. d/b/a Jim's Ash Trail Store, and Vermilion Club, Inc. d/b/a Vermilion Club, Inc.

Pursuant to the recommendation of the Liquor Licensing Committee and under the terms of the agreement with the licensees, the liquor license held by each establishment shall be suspended for ten (10) days and a \$1,000 civil penalty shall be assessed. Nine (9) days of the suspension and \$1,000 of the civil penalty shall be stayed for one year with no same or similar violations during that period ending April 25, 2012. The date of the license suspensions shall be April 25, 2011.

BY COMMISSIONER _____

WHEREAS, the St. Louis County Liquor Licensing Committee met on March 8, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation against Philip and Ellen Hart, owners of Gateway Stores, Inc. d/b/a Gateway Store, LLC, Unorganized Township 68-21; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, an informal disposition, pursuant to Section 13.04, Ordinance No. 28, was reached with Philip and Ellen Hart whereby the liquor license violation was admitted and the recommendation of the liquor licensing committee was requested; and

WHEREAS, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, the Off-Sale Intoxicating Liquor License No. OFSL113, issued to Gateway Store, LLC, d/b/a Gateway Store, LLC, Unorganized Township 68-21, is hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year with no same or similar violations during that period.

RESOLVED FURTHER, the date of suspension of the liquor license is to be April 25, 2011.

RESOLVED FURTHER, a new violation within the next year (ending April 25, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance No. 28, Section 13.

BY COMMISSIONER _____

WHEREAS, the St. Louis County Liquor Licensing Committee met on March 8, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation against Gregory Archibald, owner of Vermilion Club, Inc. d/b/a Vermilion Club, Inc., Greenwood Township; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, an informal disposition, pursuant to Section 13.04, Ordinance No. 28, was reached with Gregory Archibald whereby the liquor license violation was admitted and the recommendation of the liquor licensing committee was requested; and

WHEREAS, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, the Combination On/Off-Sale Intoxicating Liquor License No. CMB1152 and Sunday On-Sale Intoxicating Liquor License No. Sun1152, issued to Vermilion Club, LLC, d/b/a Vermilion Club, Greenwood, is hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year with no same or similar violations during that period.

RESOLVED FURTHER, the date of suspension of the liquor licenses is to be April 25, 2011.

RESOLVED FURTHER, a new violation within the next year (ending April 25, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance No. 28, Section 13.

BY COMMISSIONER _____

WHEREAS, the St. Louis County Liquor Licensing Committee met on March 16, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation against John Brekke, owner of 5717, Inc. d/b/a Crossroads Store, Brevator Township; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, an informal disposition, pursuant to Section 13.04, Ordinance No. 28, was reached with John Brekke whereby the liquor license violation was admitted and the recommendation of the liquor licensing committee was requested; and

WHEREAS, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, the Off-Sale 3.2 Percent Malt Liquor License No. B1110, issued to 5717, Inc. d/b/a Crossroads Store, Brevator Township, is hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year with no same or similar violations during that period.

RESOLVED FURTHER, the date of suspension of the liquor license is to be April 25, 2011.

RESOLVED FURTHER, a new violation within the next year (ending April 25, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance No. 28, Section 13.

BY COMMISSIONER _____

WHEREAS, the St. Louis County Liquor Licensing Committee met on March 16, 2011 to consider recommending action to be taken by the County Board as a result of an alleged liquor law violation against James Knutson, owner of Knutson & Son, Inc. d/b/a Jim's Ash Trail Store, Unorganized Township 68-21; and

WHEREAS, the Liquor Licensing Committee recommended a ten (10) day suspension and \$1,000 civil penalty, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed, for one year with no same or similar violations during that year; and

WHEREAS, an informal disposition, pursuant to Section 13.04, Ordinance No. 28, was reached with James Knutson whereby the liquor license violation was admitted and the recommendation of the liquor licensing committee was requested; and

WHEREAS, the St. Louis County Board determined the recommendation of the St. Louis County Liquor Licensing Committee to be an appropriate penalty for the liquor law violation.

NOW, THEREFORE, BE IT RESOLVED, the Off-Sale Intoxicating Liquor License No. OFSL1114, issued to Knutson & Son, Inc., d/b/a Jim's Ash Trail Store, Unorganized Township 68-21, is hereby suspended for ten (10) days and a \$1,000 civil penalty is due, with nine (9) days of the suspension and \$1,000 of the civil penalty stayed for one (1) year with no same or similar violations during that period.

RESOLVED FURTHER, the date of suspension of the liquor license is to be April 25, 2011.

RESOLVED FURTHER, a new violation within the next year (ending April 25, 2012), will result in the imposition of the remainder of the suspension and civil penalty, and may also be cause for additional action against the liquor license of the licensee pursuant to St. Louis County Ordinance No. 28, Section 13.

BOARD LETTER NO. 11 - 126

FINANCE & BUDGET COMMITTEE NO. 2

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Duluth Courthouse First Floor
Final Phase Project
Construction Services

FROM: Kevin Z. Gray
County Administrator

Tony Mancuso
Property Management Director

RELATED DEPARTMENT GOALS:

To perform deferred building maintenance, to bring facilities up to current building and life safety codes, to extend life cycle of facilities, and to increase building operational efficiency.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize an agreement for final phase construction of the Duluth Courthouse first floor remodel.

BACKGROUND INFORMATION:

As part of the Duluth Courthouse sally port project, the first floor arraignment courtroom was relocated to the west side of the building to provide direct access from the sally port. The rationale for this relocation was safety, security, and operational efficiency. The arraignment courtroom move required the relocation of some Sheriff's Office and County Recorder's Office staff. This final phase of the project will complete the location exchange of the former prisoner holding and courtroom areas for Sheriff and Recorder operations.

The St. Louis County Purchasing Division solicited bids (Bid No. 4851) for project construction services for the Duluth Courthouse first floor - final phase remodeling project, which were opened on March 15, 2011 with the following results:

Johnson - Wilson Constructors Inc. - Duluth, MN	\$322,000.00
Max Gray Construction Inc. - Hibbing, MN	\$328,400.00
Donald Holm Construction - Duluth, MN	\$348,600.00
Merrimac Construction Company - East Bethel, MN	\$360,609.00
JR Jensen Construction Company - Superior, WI	\$369,784.00
Amendola Builders - Duluth, MN	\$371,000.00
Four Star Construction - Superior WI	\$406,811.00

RECOMMENDATION:

It is recommended the St. Louis County Board authorize an agreement with Johnson-Wilson Constructors, Inc. of Duluth, MN in an amount of \$322,000 for the Duluth Courthouse first floor remodeling project - final phase construction, payable from Capital Improvement Bond Proceeds 2008, Fund 438-438008.

BY COMMISSIONER _____

WHEREAS, the Duluth courthouse sally port addition has been completed with the first floor arraignment courtroom relocated to the west side of the building for direct access from the sally port; and

WHEREAS, the relocation of the courtroom required moving some Sheriff's and Recorder's staff and this project will complete the location exchange of the former prisoner holding and courtroom areas for the Sheriff and Recorder operations; and

WHEREAS, St. Louis County Purchasing solicited bids (Bid No. 4851) for project construction services for the Duluth Courthouse first floor remodeling (final phase), which were opened on March 15, 2011 with Johnson-Wilson Constructors, Inc. of Duluth, MN being the lowest responsible bidder in an amount of \$322,000.00.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the appropriate county officials to execute an agreement with Johnson-Wilson Constructors, Inc. of Duluth, MN in an amount of \$322,000, payable from Capital Improvement Bond Proceeds 2008, Fund 438-438008.

BOARD LETTER NO. 11 - 125

FINANCE & BUDGET COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: April 5, 2011

RE: 2010 Fourth Quarter Budget
Changes

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor

RELATED DEPARTMENT GOAL:

To provide professional finance and accounting services in keeping with best practices, ensuring that public dollars are used exclusively for authorized public purposes.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the budgetary revenue and expenditure changes incurred in the fourth quarter of 2010.

BACKGROUND:

Each year, the County Board adopts a resolution which allows for transfers and appropriations within funds for the current budget year. In addition, the 2010 Budget Resolution (No. 566, dated Dec. 15, 2009) requires that increases to the original governmental funds revenue and expenditure budgets cannot be made without County Board approval. The following represents the transfers and budgetary changes requested during the fourth quarter of 2010. The delay in bringing this forward allows for inclusion of all quarterly adjustments required as part of closing the 2010 budget year that may be discovered by the Auditor's Office in year-end processing.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the 2010 Fourth Quarter budget changes.

BY COMMISSIONER: _____

WHEREAS, all increases in original governmental funds revenue and expenditure budgets require County Board approval; and

WHEREAS, departments anticipate being notified of additional revenues throughout the year and need approval to increase revenue and expenditure budgets; and

WHEREAS, proposed budget adjustments are levy neutral.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the following budget changes:

1. Increase revenue and expense budget on Public Works project MP-10026, 2010 Central Crushing; Cedar Valley Township went over the amount initially budgeted (per resolution 349-10) and will be billed for the amount actually used (\$27.30)
2. Increase revenue and expense budget on Public Works project MP-10029, 2010 South Crushing; Brevator Township went over the amount initially budgeted (per resolution 260-10) and will be billed for the amount actually used (\$13.92)
3. Increase revenue and expense budgets in Natural Resources Block Grant due to revenue exceeding what was originally expected and budgeted (\$1,500.00)
4. Use of parking fund balance for lower green lot reconstruction (\$19,897.00)
5. Increase revenue and expense budgets to actual grant amounts for Emergency Shelter Grant (\$36,954.70)
6. Assign general fund fund balance resulting from departmental savings and/or additional revenue for future unallotments (\$2,899,276.63)

Land Department accumulation of fund balance due to savings in operating budget (\$161,358.72)

Environmental Services accumulation of fund balance due to operating budget savings/changes in revenue budget (\$1,107,621.16)

Individual Sewage Treatment System accumulation of fund balance due to operating budget savings (\$53,624.88)

7. Transfer excess personnel budget in Veterans Service Office to operating budget to cover higher than anticipated operating expenses, specifically for mailing and postage (\$4,949.67)
8. Use of fund balance to cover third and fourth quarter unemployment expense in Community Foods and Assisted Living (\$16,148.57)
9. Use of Attorney's Forfeitures fund balance for contributions to Juvenile Detention Alternatives Initiative (JDAI) and Specialty Courts (\$25,156.04)

10. Remove revenue and expense budgets in Veterans Service Office grant 12403, grant year 2008; anticipated revenue was not received and budget was entered in error (\$43,122.74)
11. Increase revenue and expense budget in Public Health & Human Services for higher than anticipated relative custody assistance pass-through funds from the state (\$200,000.00)
12. Increase revenue and expense budget in Fund 280 Septic Loans to allow for the principal received in 2010 to be reprogrammed for new septic loans (\$8,040.00)
13. Use of fund balance to pay 2010 Workers' Comp expenses related to software and reporting compliance which adopted budget was not sufficient to cover (\$160,254.26)
14. Increase Northeast Law Enforcement Administrator's Council (NLEAC) meth grant revenue and expenditure budget to reflect amounts actually received (\$1,577.02)
15. Carry forward 2010 budget into 2011 for MP 10022R Cracksealing project that had to be rebid, Resolution No. 10-599, dated December 21, 2010 (\$196,502.95)
16. Use of fund balance to cover increased reimbursements for maintenance of unorganized township road system (\$400,000.00)
17. Increase revenue and expense budget to reflect revenue actually received for county fee land sales (\$22,566.93)
18. Transfer funds from Administration operating budget to Planning and Community Development personnel budget to cover overspending due to budget error (\$23,252.48)
19. Increase Property Management expense and revenue budget by amount of City of Duluth reimbursement for retaining wall construction (\$40,046.00)
20. Use of parking fund balance to cover overspending in parking agency caused by retainage expense (\$16,584.13)
21. Per State Auditors, St. Louis County was required to add Fund 295 NLX as a SLC Fund in 2010, because St. Louis County is named on the grant agreement. Due to this change, this resolution is authorizing the matching revenue and expense budget for Northern Lights Express pass-through grant (\$1,171,359.87).
22. Use of Public Works fund balance accumulated through 2010 gas/diesel savings to fund capital equipment purchases (\$2,500,000.00)
23. Assign Public Works fund balance for Gas and Diesel variability (\$962,947.00)
24. Assign Public Works fund balance for emergency contingency (\$107,674.00)
25. Restrict Public Works fund balance for emergency contingency (\$392,326.00)
26. Assign Public Works fund balance resulting from expense savings for future unallotments (\$750,000)
27. Assign Public Health & Human Services fund balance for chemical dependency (\$400,000.00)
28. Assign Public Health & Human Services fund balance for technology improvements (\$1,274,331.00)

29. Assign Public Health & Human Services fund balance resulting from expense savings and additional revenue for future unallotments (\$1,463,713.61)

Changes from initial GASB Statement 54 categories as presented in 2011 County Board Budget Resolution No. 10-574 dated December 27, 2010 for Comprehensive Annual Financial Report presentation purposes that do not require budget adjustments:

30. Per GASB 51, budget and actual personnel costs to be capitalized as part of a software project, will be presented as capital instead of personnel
31. Due to recommendation of State Auditor in entrance interview, change vesting sick leave fund balance from assigned to committed
32. Due to recommendation of State Auditor in entrance interview, change Forest Resources fund balance from assigned to committed for conservation of natural resources

BOARD LETTER NO. 11 - 124

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 1

BOARD AGENDA NO.

DATE: April 5, 2011 **RE:** Award of Bids for Projects on
CSAH 43 and 48 North of
Duluth and CSAH 4 near
Markham

FROM: Kevin Z. Gray
County Administrator

James T. Foldesi
Public Works Director/Highway Engineer

RELATED DEPARTMENT GOAL:

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

ACTION REQUESTED:

The St. Louis County Board is requested to award bids for public works projects north of Duluth and near Markham, MN.

BACKGROUND INFORMATION:

Public Works 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 reclaim and overlay project on County State Aid Highway (CSAH) 43, Emerson Road and CSAH 48, Taft Road north of Duluth, and for a reconstruction project on CSAH 4 near Markham, MN.

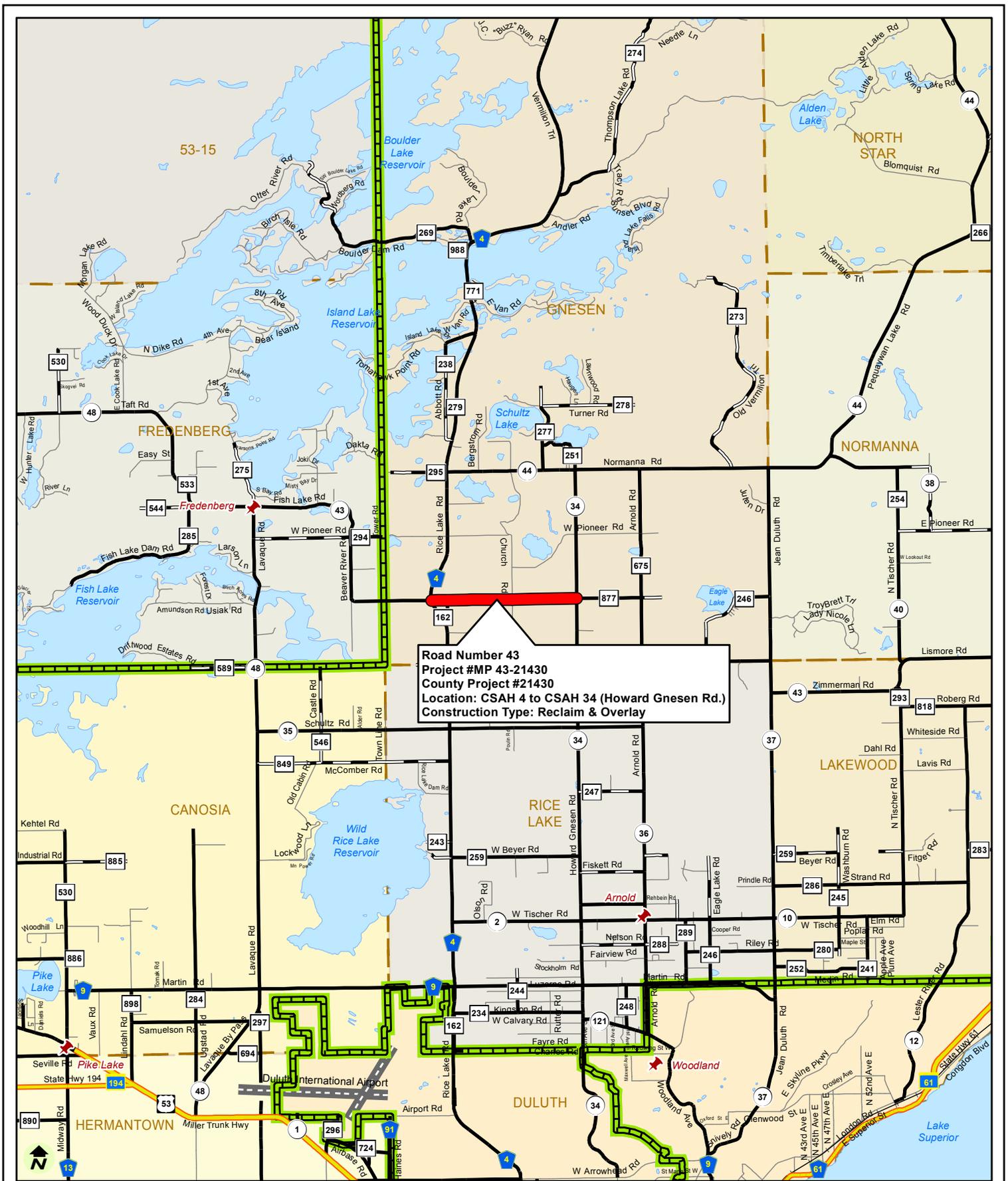
A call for bids is to be received by the St. Louis County Public Works Department at 10:00 A.M on April 4, 2011, for the following projects in accordance with the plans and specifications on file in the Office of the County Highway Engineer:

- Project:** MP 43-21430, CP 21430
Location: CSAH 43 (Emerson Rd.) from CSAH 4 (Rice Lake Rd.) to CSAH 34 (Howard Gnesen Rd.), in Gnesen Twp., MN; length 2.250 mi.
Traffic: 487 **PQI:** 2.4
Construction: Centerline Culverts, Bituminous Pavement Reclamation, Bituminous Surfacing, Aggregate Shouldering
Funding: Fund 200, Agency 203242, Object 652800
Anticipated Start Date: June 1, 2011
Anticipated Completion Date: August 26, 2011
Engineer's Estimate: To be provided after bid opened

2. **Project:** MP 48-1019, CP 1019
Location: CSAH 48 (Taft Road) from CR 223 (Munger Shaw Road) to Bridge 69534 (Over Cloquet River) in Fredenberg MN; length 4.78 mi
Traffic: 784 **PQI:** 2.5
Construction: Culverts, Bituminous Pavement Reclamation, Bituminous Surfacing, Aggregate Shouldering
Funding: Fund 200, Agency 203105, Object 652800
Anticipated Start Date: July 1, 2011
Anticipated Completion Date: September 23, 2011
Engineer's Estimate: To be provided after bid opened
3. **Project:** SP 69-604-060, CP 9282
Location: CSAH 4 from CSAH 108 to 0.7 miles north of CR 340 in Markham, MN, length 4.17 mi
Traffic: 884
PQI: 2.5
Construction: Grading, Aggregate Base, Curb & Gutter, Bituminous Surfacing
Funding: Fund 220, Agency 220173, Object 652700
Anticipated Start Date: April 25, 2011
Anticipated Completion Date: October 28, 2011
Engineer's Estimate: To be provided after bid opened

RECOMMENDATION:

The call for bids is scheduled for Monday, April 4, 2011 and the Board will be provided with bid results and a resolution for consideration at the April 5 Committee of the Whole meeting.

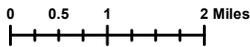


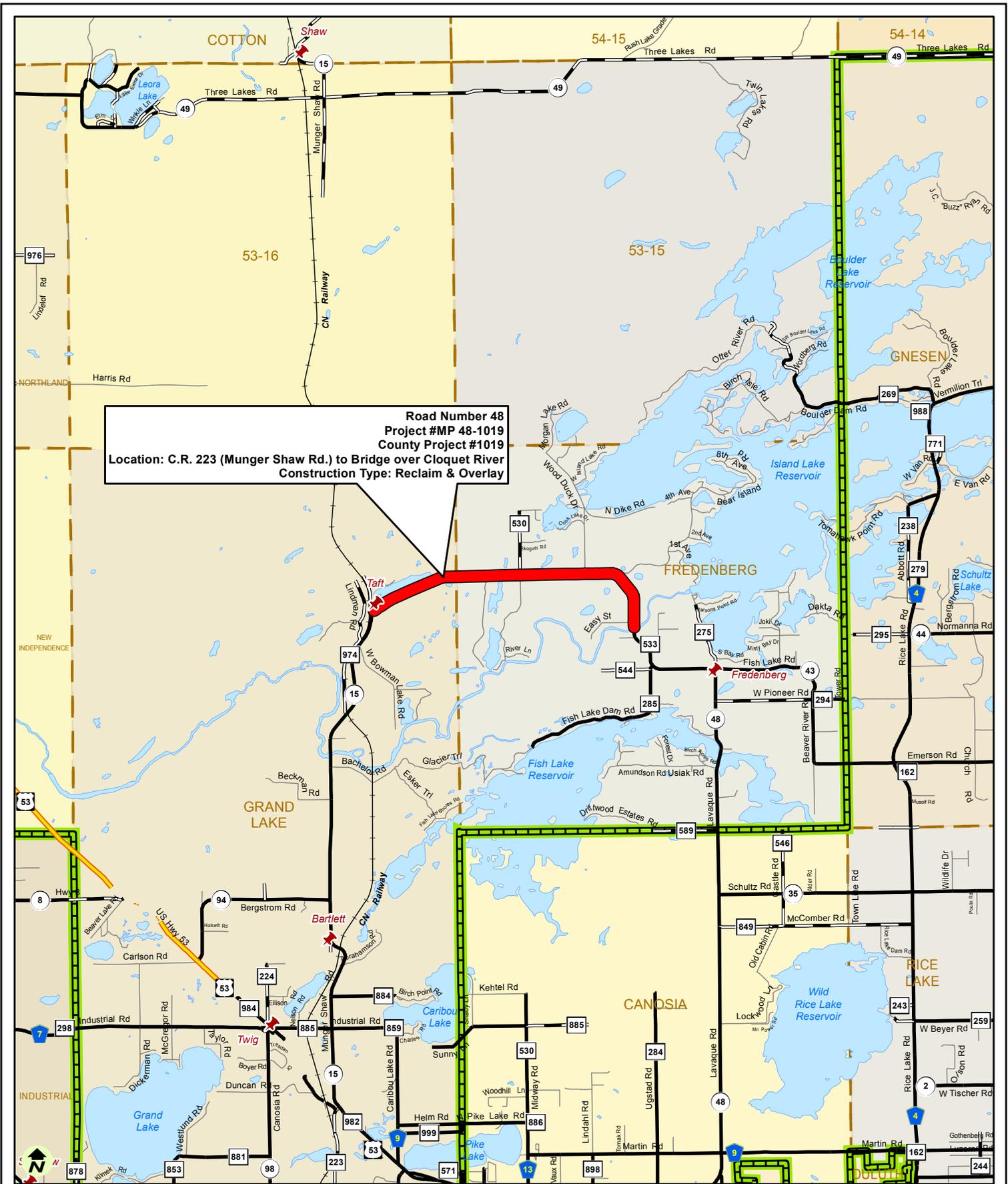
Road Number 43
Project #MP 43-21430
County Project #21430
Location: CSAH 4 to CSAH 34 (Howard Gnesen Rd.)
Construction Type: Reclaim & Overlay

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		



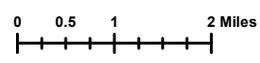


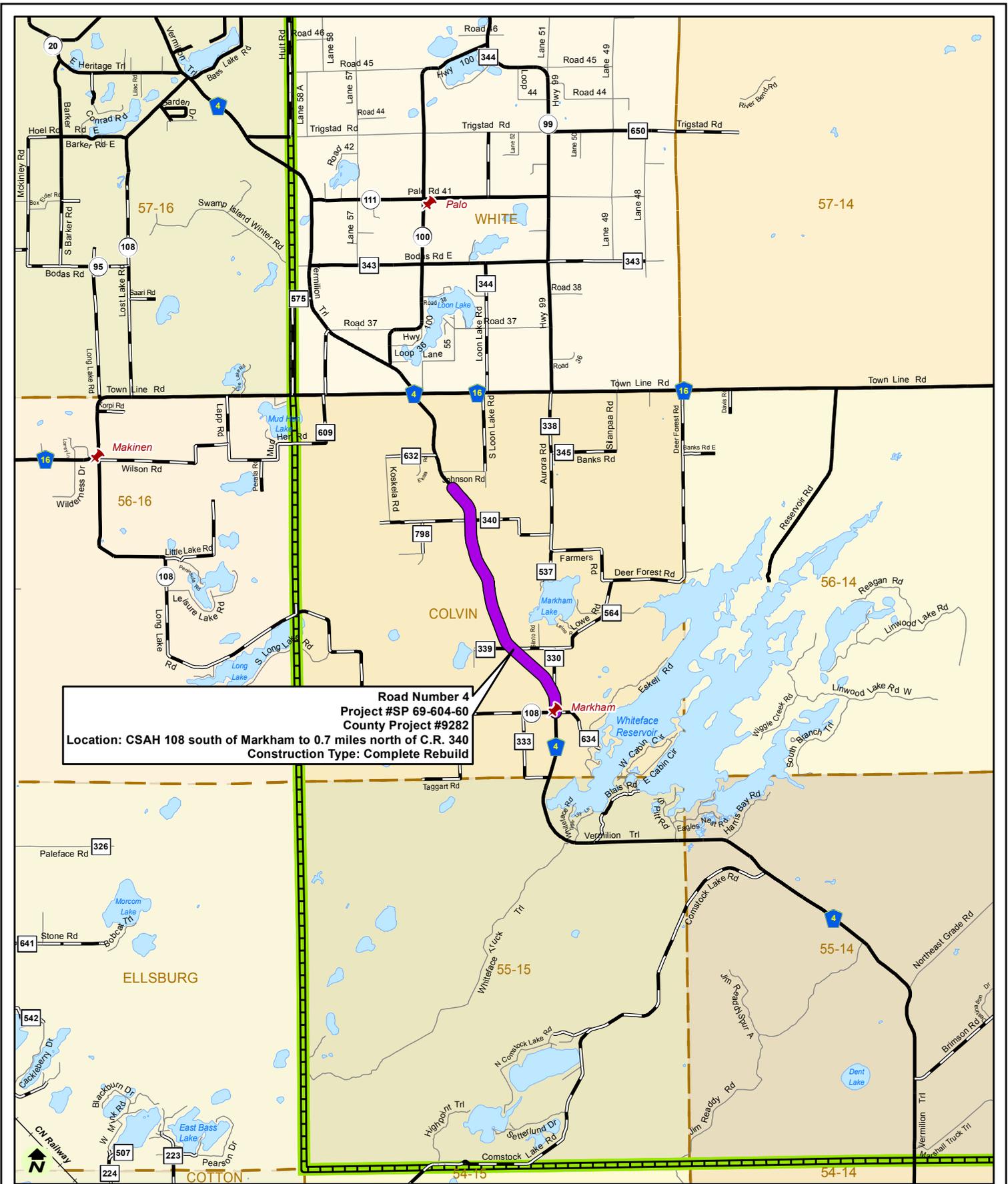
Road Number 48
Project #MP 48-1019
County Project #1019
Location: C.R. 223 (Munger Shaw Rd.) to Bridge over Cloquet River
Construction Type: Reclaim & Overlay

St. Louis County 2011 Road & Bridge Construction

Map Components

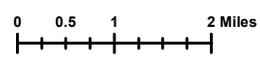
	Interstate Highway		Commissioner District
	Reclaim & Overlay		Township
	U.S./State Highway		City/Town
	Paved County Road		Lake
	Gravel County Road		
	Railroad		





Road Number 4
Project #SP 69-604-60
County Project #9282
Location: CSAH 108 south of Markham to 0.7 miles north of C.R. 340
Construction Type: Complete Rebuild

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		

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the creation of a Subsurface Sewage Treatment Systems (SSTS) Advisory Committee and appoint the following members for three-year terms, expiring on April 13, 2014, with the committee to be reconstituted after that time:

James Balogh

SPECTRUM RESEARCH, INC
Duluth, MN

Dan Belden

WESTERN LAKE SUPERIOR SANITARY DISTRICT
Duluth, MN

James Bertucci

A-1 SEWAGE SERVICE
Eveleth, MN

Nick Bougalis

BOUGALIS CONSTRUCTION, INC
Hibbing, MN

Bruce Dudley

DUDLEY EXCAVATING
Duluth, MN

Paul Ojanen

SOIL & WATER CONSERVATION DISTRICT
Virginia, MN

Barbara McCarthy

MINNESOTA POLLUTION CONTROL AGENCY
Duluth, MN

John Kangas

KANGAS EXCAVATING
Aurora, MN

Tom Rovinsky

LAKEHEAD TRUCKING, INC
Duluth, MN

John Walsh

MINNESOTA ONSITE SPECIALTIES
Saginaw, MN

Bob Whitmyer

MATRIX SOILS & SYSTEMS
Duluth, MN

John Doberstein (Jewell appointee)

REMAX
Duluth, MN

Dave Stark (O'Neil appointee)

Stark Enterprises, LLC
Duluth, MN

Tom Sershon (Dahlberg appointee)

Duluth, MN

Mark Drobac (Forsman appointee)

Tower, MN

Mitchum Johnson (Sweeney appointee)

SWAMPTING ENVIRONMENTAL INC
Duluth, MN

Jim Hofsommer (Nelson appointee)

Colvin Township
Aurora, MN

Bill Vukich (Raukar appointee)

Side Lake, MN

BY COMMISSIONER _____

WHEREAS, the St. Louis County Environmental Services Department oversees subsurface sewage treatment system regulation within its boundaries; and

WHEREAS, the county is revising St. Louis County Ordinance 55 – Individual Sewage Treatment Systems, to bring the ordinance into compliance with state law and to consider potential policy alternatives; and

WHEREAS, the county wishes to create a formal advisory body to assist in considering policy alternatives.

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the creation of a Subsurface Sewage Treatment Systems (SSTS) Advisory Committee for three-year terms, expiring on April 13, 2014, as follows:

James Balogh
SPECTRUM RESEARCH, INC
Duluth, MN

Dan Belden
WESTERN LAKE SUPERIOR SANITARY DISTRICT
Duluth, MN

James Bertucci
A-1 SEWAGE SERVICE
Eveleth, MN

Nick Bougalis
BOUGALIS CONSTRUCTION, INC
Hibbing, MN

Bruce Dudley
DUDLEY EXCAVATING
Duluth, MN

Paul Ojanen
SOIL & WATER CONSERVATION DISTRICT
Virginia, MN

Barbara McCarthy
MINNESOTA POLLUTION CONTROL AGENCY
Duluth, MN

John Kangas
KANGAS EXCAVATING
Aurora, MN

Tom Rovinsky
LAKEHEAD TRUCKING, INC
Duluth, MN

John Walsh
MINNESOTA ONSITE SPECIALTIES
Saginaw, MN

Bob Whitmyer
MATRIX SOILS & SYSTEMS
Duluth, MN

John Doberstein (Jewell appointee)
REMAX
Duluth, MN

Dave Stark (O'Neil appointee)
Stark Enterprises, LLC
Duluth, MN

Tom Sershon (Dahlberg appointee)
Duluth, MN

Mark Drobac (Forsman appointee)
Tower, MN

Mitchum Johnson (Sweeney appointee)
SWAMPTHING ENVIRONMENTAL INC
Duluth, MN

Jim Hofsommer (Nelson appointee)
Colvin Township
Aurora, MN

Bill Vukich (Raukar appointee)
Side Lake, MN

RESOLVED FURTHER, that the non-governmental members of the SSTS Advisory Committee shall be reimbursed for vehicle mileage costs associated with attendance at its meetings, at the rates established by the Internal Revenue Service (CONUS) on an annual basis.

**St. Louis County SSTS Advisory Committee Membership List
March 22, 2011**

James Balogh
SPECTRUM RESEARCH, INC
4915 E Superior St
Duluth, MN 55804
(218) 525-5322 / (218) 349-8984
spectrumsoils@aol.com

Dan Belden
WESTERN LAKE SUPERIOR
SANITARY DISTRICT
2606 Courtland St
Duluth, MN 55806
(218) 722-3336, Ext 274
Dan.belden@wlssd.duluth.mn.us

James Bertucci
A-1 SEWAGE SERVICE
7861 No St Mary's Drive
Eveleth, MN 55734
(218) 744-4443 / 1-877-774-4443
Cell: (218) 750-3394
jimbortucci@yahoo.com

Nick Bougalis
BOUGALIS CONSTRUCTION, INC
1800 East 3rd Ave
Hibbing, MN 55746
(218) 262-4356
nick@bougalisconstructioninc.com

Bruce Dudley
DUDLEY EXCAVATING
6010 Eagle Lake Rd
Duluth, MN 55803
(218) 721-3100
brucedud@aol.com

Paul Ojanen
SOIL & WATER CONSERVATION
DISTRICT
307 1ST St So, Suite 114
Virginia, MN 55792
(218) 742-9505
ojanenp@stlouiscountymn.gov

Barbara McCarthy
MINNESOTA POLLUTION CONTROL
AGENCY
525 So Lake Ave, Suite 400
Duluth, MN 55802
(218) 723-4710
Barbara.mccarthy@pca.state.mn.us

John Kangas
KANGAS EXCAVATING
3675 Loon Lake Rd
Aurora, MN 55705
(218) 638-2852

Tom Rovinsky
LAKEHEAD TRUCKING, INC
6035 Lavaque Rd
Duluth, MN 55811
(218) 721-3521 / (218) 391-2425

John Walsh
MINNESOTA ONSITE SPECIALTIES
5323 Hwy 33
Saginaw, MN 55779
(218) 729-8805
Jwalsh2@frontiernet.net

Bob Whitmyer
MATRIX SOILS & SYSTEMS
3990 Fairview Rd
Duluth, MN 55803
(218) 390-2869
rwhitmyer.matrixss@charter.net

**St. Louis County SSTS Advisory Committee Membership List
March 22, 2011**

John Doberstein (Jewell appointee)

REMAX

(218) 522-0595 or (218) 722-2810

johndoberstein@remax.net

Dave Stark (O'Neil appointee)

Stark Enterprises, LLC

5101 Lester River Road

Duluth, MN 55804

218-428-4413

dave@starkllc.com

Tom Sershon (Dahlberg appointee)

2155 Adirondack St

Duluth, MN 55811

(218) 722-6154

tlsershon@hotmail.com

Mark Drobac (Forsman appointee)

3718 Sundling Rd

Tower, MN 55790

(218) 753-6212

Mitchum Johnson (Sweeney appointee)

SWAMPTHING ENVIRONMENTAL INC

4057 Emerson Rd

Duluth, MN 55803

(218) 349-1612

mitch@swampthing.biz

Jim Hofsommer (Nelson appointee)

Colvin Township

3351 So Loon Lake

Aurora, MN 55705

(218) 638-2213

Bill Vukich (Raukar appointee)

Box 96

Side Lake, MN 55781

(218) 254-3289 or (218) 969-4610

BOARD LETTER NO. 11 - 121

FINANCE & BUDGET COMMITTEE CONSENT NO. 17

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Establish Public Hearing to
Consider Off-Sale Intoxicating
Liquor License (Crane Lake
Township)

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor

RELATED DEPARTMENT GOAL:

To provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St. Louis County Board is requested to establish a public hearing to consider an off-sale intoxicating liquor license for an establishment in Crane Lake Township.

BACKGROUND:

Crane Lake Bar & Grill, LLC, has made application for an Off-Sale Intoxicating Liquor License for the establishment known as Crane Lake Bar & Grill, Crane Lake Township.

M.S. 340A.405, subdivision 2d, relating to the issuance of off-sale intoxicating liquor licenses provides that "No license may be issued under this subdivision unless a public hearing is held on the issuance of the license. Notice must be given to all interested parties and to any city located within three miles of the premises to be licensed. At the hearing the county board shall consider testimony and exhibits presented by interested parties and may base its decision to issue or deny a license upon the nature of the business to be conducted and its impact upon any municipality, and the character and reputation of the applicant, and the propriety of the location."

The County Liquor Licensing Committee considered and approved the application and recommends Board approval. This establishment is located in Area 3 and the annual license fee is \$150.

RECOMMENDATION:

It is recommended the St. Louis County Board establish a public hearing to consider an Off-Sale Intoxicating Liquor License for the Crane Lake Bar & Grill, Crane Lake Township.

BY COMMISSIONER _____

RESOLVED, that a public hearing will be held at 9:35 A.M. on April 26, 2011, in the Northland Town Hall, Canyon, Minnesota, for the purpose of considering the granting of an Off-Sale Intoxicating Liquor License to Crane Lake Bar & Grill, LLC d/b/a Crane Lake Bar & Grill, Crane Lake Township.

BOARD LETTER NO. 11 – 120

PUBLIC SAFETY & CORRECTIONS COMMITTEE

CONSENT NO. 16

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Application for 2010 ARMER
Integration Grant for
Interoperable Communications
Equipment

FROM: Kevin Z. Gray
County Administrator

Ross Litman
Sheriff

RELATED DEPARTMENT GOAL:

To enhance public safety.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize application for the 2010 Allied Radio Matrix for Emergency Response (ARMER) Integration grant from the Minnesota Department of Public Safety.

BACKGROUND:

The State of Minnesota Department of Public Safety through the Division of Emergency Communication Networks has made available \$732,760 in funding from the ARMER Integration grant program for Interoperable Communications equipment for the Northeast Regional Radio Board. ARMER integration grants provide funding of up to 50% of the cost of enhancements necessary for local units of government to transition to the ARMER system.

St. Louis County, as the grantee, will act as the regional grant administrator and fiscal agent for the grant, which provides funding for the Northeast Regional Radio Board (NERRB). There is no local match required for the grant. The grant does not include a budgeted amount for administrative costs.

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, and Carlton counties, and the cities of Duluth, International Falls, Hibbing and Virginia. The NERRB will determine which regional equipment projects qualify under the grant.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize application for the 2010 ARMER Integration grant for Interoperable Communications equipment in the amount of \$732,760, to be accounted for in Fund 100, Agency 136999, Grant 13603, Year 2010, and serve as 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 \$732,760 in funding from the Allied Radio Matrix for Emergency Response (ARMER) Integration grant program for Interoperable Communications equipment for the Northeast Regional Radio Board; and

WHEREAS, St. Louis County through its Sheriff's Office, has offered to serve as the grant administrator and fiscal agent for this funding.

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes application for the 2010 Allied Radio Matrix for Emergency Response (ARMER) Integration grant for Interoperable Communications equipment in the amount of \$732,760, to be accounted for in Fund 100, Agency136999, Grant 13603, Year 2010, and authorizes St. Louis County to serve as fiscal agent for the grant on behalf of Northeast Regional Radio Board.

BY COMMISSIONER _____

WHEREAS, St. Louis County and Northern PCS Services, LLC have enjoyed the mutual benefits of a cell tower lease arrangement at the St. Louis County Jail site on Haines Road in Duluth since May 1, 2000, and both parties wish to continue this arrangement.

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a new lease agreement with Northern PCS Services, LLC, 6391 Sprint Parkway, Overland Kansas 66251-2650, for the purpose of maintaining and operating a communications facility totaling an area of approximately six (6) feet by fifteen (15) feet (225 square feet) at the St. Louis County Jail site, 4334 Haines Road, Duluth, MN, for the term May 1, 2010 through April 30, 2015, with up to three additional five-year extension periods unless otherwise terminated by the county.

RESOLVED FURTHER, the agreement shall continue to require Northern PCS Services, LLC to carry necessary insurance and provide its own electrical service.

RESOLVED FURTHER, that Northern PCS Services, LLC will pay St. Louis County rent in the amount of \$6,000 for the first year, with each successive annual rent payment increased by 3% thereafter for the duration of the lease, to be accounted for in Fund 100 Agency 128099.

BOARD LETTER NO. 11 - 118

FINANCE & BUDGET COMMITTEE CONSENT NO. 14

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Lawful Gambling Application
(Gnesen Township)

FROM: Kevin Z. Gray
County Administrator

Donald Dickliich
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 approve a lawful gambling application in Gnesen Township.

BACKGROUND:

The following Lawful Gambling Application has been reviewed by the members of the Liquor Licensing Committee and is recommended for approval.

Gnesen Volunteer Fire to operate out of Boondocks Saloon & Grill,
Gnesen Township, 7047 Rice Lake Road, Duluth, MN 55803, new

RECOMMENDATION:

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

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 with dispensing device and Tipboards) on file in the office of the County Auditor, identified as County Board File No. 59219, for the following organization:

Gnesen Volunteer Fire to operate out of Boondocks Saloon & Grill,
Gnesen Township, 7047 Rice Lake Road, Duluth, MN 55803, new

BOARD LETTER NO. 11 - 117

FINANCE & BUDGET COMMITTEE CONSENT NO. 13

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Sale of Non-Conforming
County Fee Land in
Conjunction with Tax Forfeited
Auction Parcel

FROM: Kevin Z. Gray
County Administrator

Tony Mancuso
Property Management Director

RELATED DEPARTMENT GOAL:

Facilitate county fee land purchase, sale and easement activities.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the sale of non-conforming fee land pursuant to the requirements and procedures of Minn. Stat. § 373.01 Subdivision h, and authorize the issuance of a quit claim deed for the property.

BACKGROUND:

The St. Louis County Public Works Department purchased Lots Four (4), Five (5) and Six (6) in Block 10 of the Plat of Eagles Nest in 1983 as part of the improvement of County State Aid Highway 128. A portion of these lots is not needed for highway purposes and was deemed surplus county fee land. The St. Louis County Land Department offered to combine this fee owned county parcel to be offered for sale with the adjacent tax forfeited property at auction. This action was approved by Resolution No. 10-215, adopted May 4, 2010 authorizing the sale of Tract 12. This tract was sold at auction on June 10, 2010 and the Land Department is requesting an issuance of a quit claim deed conveying the county fee land to J. Michael Bowers and Mary Kay Bowers. The party purchasing the fee land is responsible for all property transaction recording fees and associated filing fees.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the sale of unimproved non-conforming fee land in Eagles Nest Township to J. Michael Bowers and Mary Kay Bowers as joint tenants, for an amount of \$3,685. Proceeds from the sale of the fee owned parcel will be assigned to Fund 100, Agency 128014, Object 583100.

COMMISSIONER

WHEREAS, a request to sell county fee land in combination with county tax forfeit property was proposed by the St. Louis County Land Department and the County Property Acquisition Team deems the property to be non-conforming surplus property described as follows.

Lots 4, 5 and 6 EX HWY RT OF WAY, BLOCK 10, EAGLES NEST

WHEREAS, J. Michael Bowers and Mary Kay Bowers submitted a bid amount of \$3,685 for the property;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the requirements and procedures of Minn. Stat. § 373.01 Subdivision (h), the appropriate county officials are authorized to execute and deliver a quit claim deed, conveying the above listed property to J. Michael Bowers and Mary Kay Bowers as joint tenants, for the bid amount of \$3,685, payable to Fund 100, Agency 128014, Object 583100. Buyers are responsible for all recording fees and associated filing fees.

Tract# 12 LDKey:70683
C22100025

Town of Eagles Nest
Twp:62 Rng:14 Sec:22

Acres+/-1.84 CVT:317 Plat:80
Zoning:SMU-7 Parcel(s):1130, 1180, 1210



Land	\$16,750.00
Timber	\$0.00
Improvements	\$0.00
Certified Assessments	\$0.00
Total	\$16,750.00

Potential Future Assessments: \$0.00

Town of Eagles Nest.....218.365.4573
County Planning & Zoning - North 218.749.7103

Legal Description:

Tax forfeited description: THAT PART OF LOTS 13 THRU 16 LYING E OF THE CENTERLINE OF CO RD 128, BLOCK 9, also ALL OF LOTS 7 THRU 13, LOT 14 EXCEPT THAT PART LYING SOUTHERLY OF THE NORTHERLY 40 FT AND EXCEPT THAT PART LYING EASTERLY OF THE EASTERLY RIGHT-OF-WAY OF CO. ROAD 128 (BEARHEAD STATE PARK ROAD), AND INCLUDING NORTH 40 FT OF LOTS 15 AND 16 AND INCLUDING ALL THAT PART OF VACATED POPLAR STREET ADJACENT TO LOTS 12 AND 13, BLOCK 10, EAGLES NEST T OF EAGLES NEST County fee description: LOTS 4 5 AND 6 EX HWY RT OF WAY, BLOCK 10, EAGLES NEST T OF EAGLES NEST



Comments:

ST. LOUIS COUNTY MAKES NO REPRESENTATIONS, WARRANTIES, NOR GUARANTEES WITH RESPECT TO ACCESS TO TAX FORFEITED LANDS SOLD. SUBJECT TO ALL EXISTING EASEMENTS OF RECORD AND RIGHTS OF WAY.

The Bearhead State Park Rd. (U.S. Highway #128) bisects this irregularly shaped lot, near Eagles Nest Lake #1. There is no water frontage. Check with the township for access across platted roads and water. Current zoning allows residential use, if there is at least 1/2 acre of "suitable land" and enough room for two (potential) septic systems. This is a combination of State tax forfeited land (78%) and County fee land (22% and no assurance fee on this portion). Purchaser may go on contract for deed for these combined parcels, however, we will have to create a special contract for deed which won't be drawn up for signatures on the day of the auction. Potential buyer could consider vacating undeveloped Spruce St. Parcel 1210 formerly described as: ALL OF LOTS 7 THRU 13 LOT 14 EX PART WLY OF ELY R/W LINE ON CO RD #128 LYING SLY OF NLY 40 FT AND THE NLY 40 FT OF LOTS 15 AND 16 INC PT OF VAC POPLAR ST ADJ LOTS 12 & 13, BLOCK 10, EAGLES NEST T OF EAGLES NEST. Recording fee \$92.00.

Driving Directions:

From U.S. Highway #169 approximately halfway between Tower and Ely, turn south on U.S. Highway #128 (Bearhead State Park Rd.). Travel approximately 1.3 miles. Parcel is on the west (right) side of road and adjoins unmarked, undeveloped Spruce St. The Eagles Nest Town Hall and Fire Dept. are located southeast of the parcel.

BOARD LETTER NO. 11 - 116

FINANCE & BUDGET COMMITTEE CONSENT NO. 12

BOARD AGENDA NO.

DATE: April 5, 2011

**RE: Dedication of Permanent
Highway Easements over
County Fee Land**

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

**Tony Mancuso
Property Management Director**

RELATED DEPARTMENT GOAL:

Facilitate county fee land purchase, sale and easement activities.

ACTION REQUESTED:

The St. Louis County Board is requested to dedicate to the public, permanent highway easements over county fee land prior to the sale of these properties.

BACKGROUND:

The St. Louis County owns in fee several properties that are now being considered for sale. It is necessary to preserve the highway right of way to construct and maintain the roadways which are adjacent to these properties.

RECOMMENDATION:

It is recommended that the St. Louis County Board, pursuant to Minn. Stat. § 163.11, dedicate the permanent highway easements described in the attached Exhibit A documents, and record a certified copy of the resolution with the County Recorder.

COMMISSIONER

WHEREAS, St. Louis County owns property which is being considered for sale;
and

WHEREAS, it is the intent of the St. Louis County Board to preserve additional highway right of way necessary to construct and maintain said segments of road when the county owned parcels are sold or transferred.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Minn. Stat. § 163.11, the St. Louis County Board dedicates to the public the permanent highway easements described on the attached Exhibit A(s).

EXHIBIT A Parcel 1 County State Aid Highway 128

EXHIBIT A Parcel 2 County State Aid Highways 4 & 16

EXHIBIT A Parcel 3 County State Aid Hwy 16

EXHIBIT A Parcel 4 County State Aid Highway 48

EXHIBIT A Parcel 5 County State Aid Highway 7

EXHIBIT A
Parcel 1
County State Aid Highway 128

Legal Description:

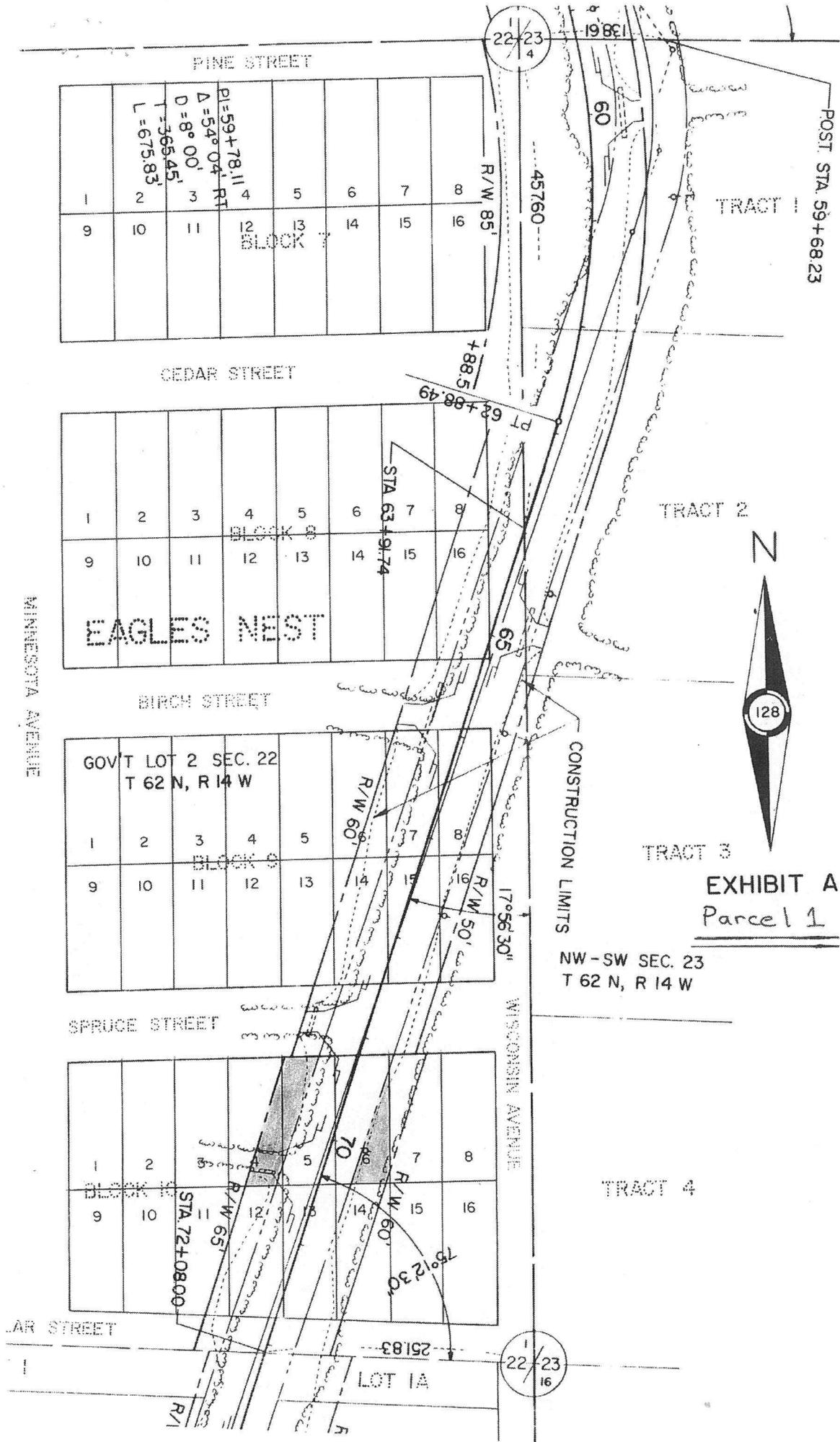
Lots 4, 5 and 6, BLOCK 10, EAGLES NEST

Rights to Be Acquired:

A PERMANENT EASEMENT for highway purposes over including all trees, shrubs and herbage, over, under and across Lots 4, 5 and 6, Block 10, Plat of EAGLES NEST located in Government Lot 2, Section 22, Township 62 North, Range 14 West and being a strip of land 125 feet, 60 feet to the right and 65 feet to the left of the following described line:

Commencing at the southeast corner of Govt. Lot 2, Section 22, T62N, R14W; thence west along the south line of said Government Lot 2, a distance of 251.83 feet; thence northeasterly deflecting to the right 104 degrees 47 minutes 30 seconds, a distance of 108.00 feet to the Point of Beginning of the line to be described: thence northeasterly along the last described course, a distance of 200 feet and said line there terminating.

Said easement contains approximately 0.34 acres



MINNESOTA AVENUE



EXHIBIT A
Parcel 1

NW-SW SEC. 23
T 62 N, R 14 W

LOT 1A

EXHIBIT A
Parcel 2
County State Aid Highways 4 & 16

Legal Description:

A tract of land to be used as a County of St. Louis Garage Site, described as follows: Starting at the Section Corner common Sections 4 and 5, Township 56 N, Range 15 West; thence westerly along the boundary line common to Section 32, Twp 57 N, R 15 W. and Section 5, Township 56 N, R 15 W, a distance of 490.1 feet; Thence at an angle of 90° to the left, a distance of 33 feet to the south Right of Way Line of County Highway No. 16, the POINT OF BEGINNING: Thence continuing on the last named course a distance of 202 feet: Thence at an angle of 90° to the Left a distance of 244.8 feet to the westerly R.O.W. Line of State Aid Road No. 4. Thence in a northwesterly direction along the said westerly R.O.W. Line of State Aid Road No. 4. to the southerly R.O.W Line of County Highway No. 16; Thence westerly along the said southerly R.O.W. Line of County Highway No. 16; a distance of 199.8 feet to the Point of Beginning, containing an area of approximately one (1) Acre and lying wholly within Lot 1 (NE ¼ of NE ¼) Section 5, Township 56 N, R15W.

Rights to Be Acquired:

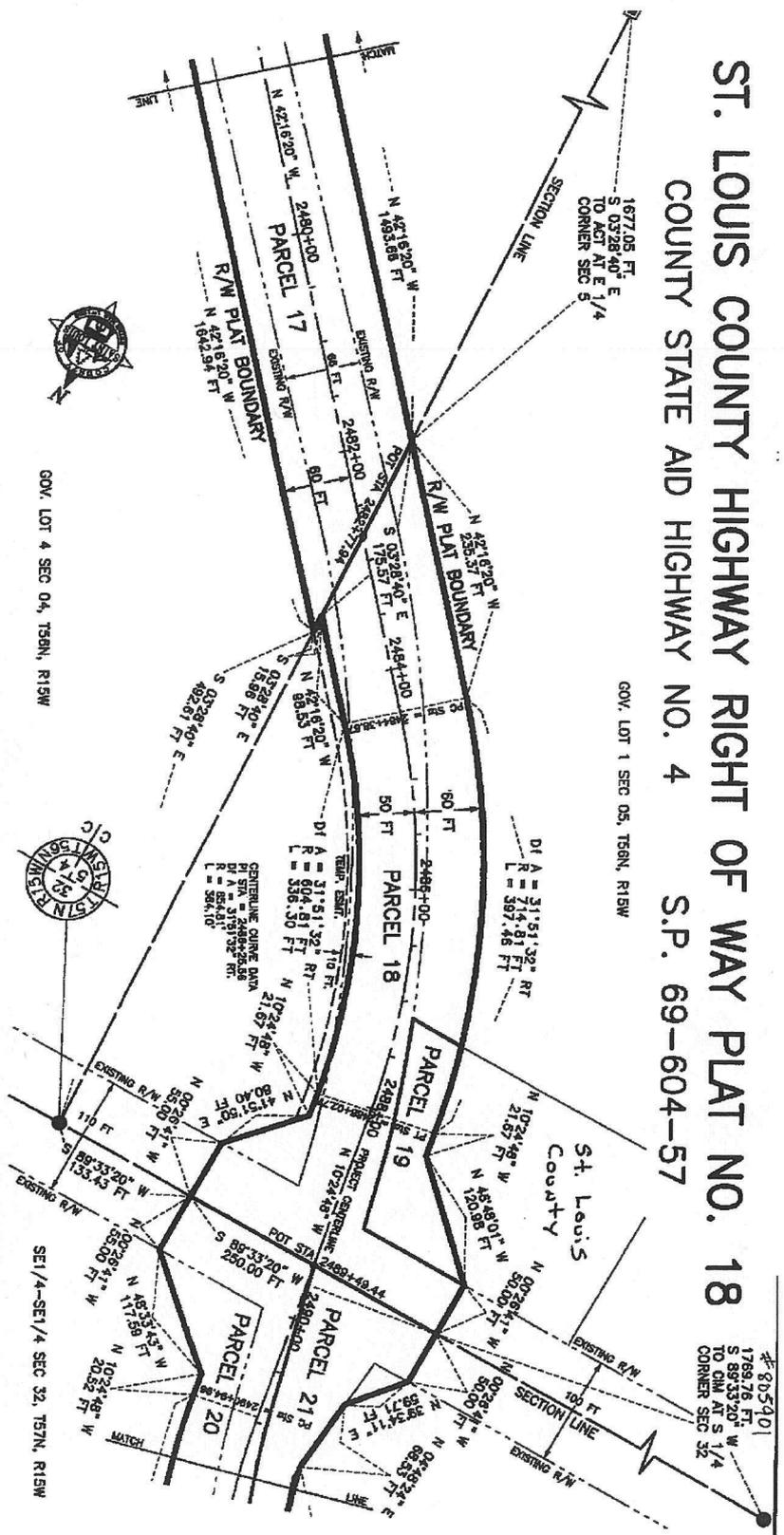
A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across the above described property shown as Parcel 19 on the plat designated as St. Louis County Highway Right of Way Plat NO. 18, recorded as document No. 805901 in the Office of the County Recorder in and for the County of St. Louis, Minnesota.

Said easement contains approximately 0.235 acres.

ST. LOUIS COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 18

COUNTY STATE AID HIGHWAY NO. 4 S.P. 69-604-57

GOV. LOT 1 SEC 05, T56N, R15W



Scale 0 50 Ft. 100 Ft.

NOTE: ALL DIMENSIONS SHOWN ARE IN FEET AND DECIMAL OF FEET UNLESS SHOWN OTHERWISE.
 NOTE: END LINES ON TEMPORARY EASEMENTS ARE PERPENDICULAR OR PARALLEL TO PROJECT CENTERLINE UNLESS SHOWN OTHERWISE.
 NOTE: (EXISTING R/W) DENOTES R/W EXISTING PRIOR TO PLATTING.

PARCEL	OWNER	LOCATION	RECORDED NUMBER OR BOX/PAGE	TORRENS CERTIFICATE NUMBER	PARCEL CODE	EXISTING RIGHT OF WAY ACRES	NEW RIGHT OF WAY ACRES	TOTAL ACRES	TEMPORARY EASEMENT ACRES	TEMP. ESMAT EXPIRES ON	DATE	FEE OR ESMAT
18	JANTSON, CHARLES H.	SEC. 05, T56N, R15W	488/148		380 0010 00800	1.181	0.975	1.786	0.076	12/31/05		ESMAT
19	COUNTY OF ST. LOUIS	SEC. 05, T56N, R15W	238/110		380 0010 00800	0.000	0.235	0.235				ESMAT
20	MURPHY, JACQUEL AND PATRICIA ANN	SEC. 05, T56N, R15W	488/148		570 0012 00810	0.288	0.513	1.097				ESMAT
21	JANTSON, GERALD A.	SEC. 05, T56N, R15W	488/148		570 0012 00810	0.288	0.021	0.410				ESMAT

Parcel 2

EXHIBIT A
Parcel 3
County State Aid Hwy 16

Legal Description:

That part of Government Lot One (1), Section Five (5), Township Fifty-six (56) North of Range Fifteen (15) West of the Fourth Principal Meridian, according to the Government Survey thereof described as follows;

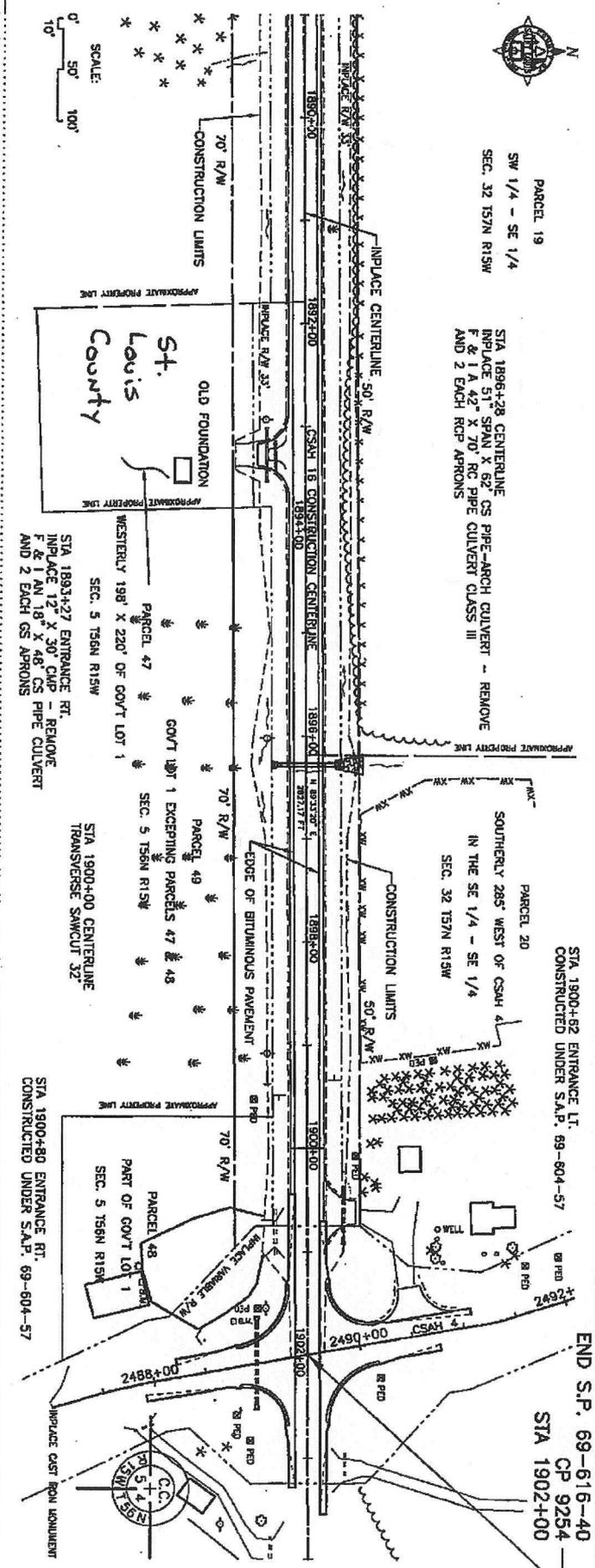
Beginning 1122 feet West of the Northeast Corner of Government Lot One (1), running thence South Two hundred twenty (220) feet, thence West One Hundred ninety-eight (198) feet, thence North Two Hundred Twenty (220) feet, thence East One Hundred Ninety-eight (198) feet to the Point of Beginning.

Rights to Be Acquired:

A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across the northerly 70.00 feet of the above described property.

Said easement contains approximately 0.32 acres.

Parcel 3 Exhibit "A"



1415	1899+00	1398.67	1398.97	1899+00	1899+00	1398.85	1400.13	1899+00	1899+00	1399.04	1400.28	1899+00	1899+00	1399.21	1400.44	1899+00	1899+00	1399.35	1400.59	1899+00	1899+00	1399.41	1400.75	1899+00	1899+00	1399.44	1400.91	1899+00	1899+00	1399.26	1401.06	1899+00	1899+00	1399.15	1401.22	1899+00	1899+00	1399.12	1401.35	1899+00	1899+00	1399.54	1401.53	1899+00	1899+00	1399.50	1401.69	1899+00	1899+00	1399.94	1401.84	1899+00	1899+00	1402.00	1380
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CERTIFIED BY Earl L. Wilkins REG. NO 12046 DATE 5/19/03 PLAN AND PROFILE STATE PROJECT NO. 69-616-40 CP 9254 STATION 1899+00 TO STATION 1902+00 Sheet 36 of 99 Sheets

FINISHED PROFILE: 0.1666%

ORIGINAL GROUND
 INLET 24.5 RT
 ELEV. 1394.41
 OUTLET 27.5 LT
 ELEV. 1393.69

STA 1899+00
 END SP. DT. LT.
 EL. 1397.05

END S.P. NO. 69-616-40
 STA. 1902+00

EXHIBIT A
Parcel 4
County State Aid Highway 48

Legal Description:

The South one-half of the Southeast one-quarter of the Northwest one-quarter of the Southeast one-quarter (S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section Sixteen (16), Township Fifty-two (52) North, Range Fifteen (15) West containing 5.00 acres, more or less.

And

The southerly thirty-three (33) feet of the North one-half of the Southeast one-quarter of Northwest one-quarter of the Southeast one-quarter (N $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section Sixteen (16), Township Fifty-two, (52) North, Range Fifteen (15) West, containing 0.50 acres, more or less.

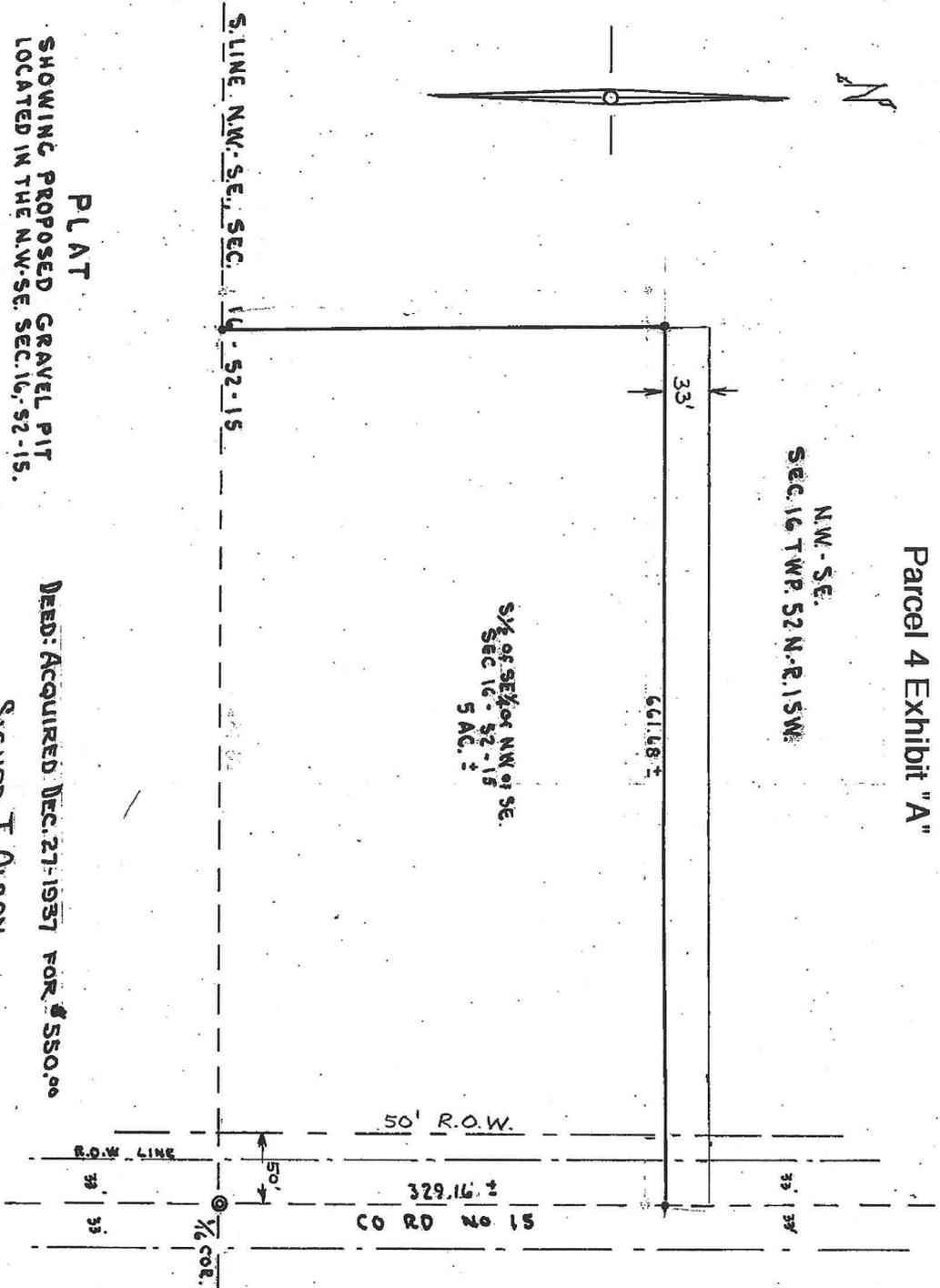
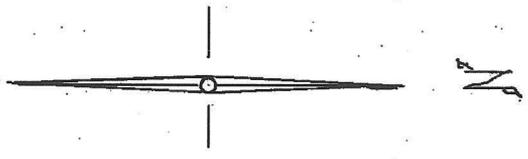
Rights to Be Acquired:

A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across the easterly 50.00 feet of the above described property.

Said easement contains approximately 0.42 acres.

Parcel 4 Exhibit "A"

N.W.-SE.
SEC. 16 TWP. 52 N.-R. 15 W.



PLAT

SHOWING PROPOSED GRAVEL PIT
LOCATED IN THE N.W.-SE. SEC. 16, 52-15.

OFFICE OF
COUNTY HIGHWAY ENGINEER
ST. LOUIS CO. DULUTH, MINN.
SCALE 1" = 100'
9/2/37

DEED: ACQUIRED DEC. 27-1937 FOR \$550.00
SIGURD T. OLSON.

EXHIBIT A
Parcel 5
County State Aid Highway 7

Legal Description:

The West 440 feet of Government Lot Seven (7), Section Two (2), Township Fifty-six (56) North, Range Eighteen (18) West according to the U.S. Government Survey.

Rights to Be Acquired:

A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across part of the above described property, the centerline of said easement being described as follows.

COUNTY STATE AID HIGHWAY 7 CENTERLINE DESCRIPTION IN SECTIONS 2 AND 3, TOWNSHIP 56 NORTH, RANGE 18 WEST OF THE FOURTH PRINCIPAL MERIDIAN.

Commencing at the southwest corner of said Section 2, from which the west quarter corner of said Section 2 lies 2644.26 feet distant on an assumed bearing of North 02 degrees 19 minutes 15 seconds West; thence on an assumed bearing of South 89 degrees 37 minutes 57 seconds West a distance of 1.15 feet to a point on the south line of said Section 3, said point being Point on Tangent Station 1047+32.35 as shown on construction plan S.A.P. 69-607-30 (1998); thence continuing North 02 degrees 36 minutes 14 seconds East a distance of 805.22 feet to Point of Curvature Station 1055+37.60; thence northerly along a tangential curve, concave to the west, having a radius of 5000.00 feet, and a central angle of 04 degrees 19 minutes 12 seconds, a distance of 377.00 feet to Point of Tangency Station 1059+14.60; thence North 01 degrees 42 minutes 58 seconds West, tangent to said curve a distance of 1267.32 feet to Point of Curvature Station 1071+81.92 and said line there terminating.

Said PERMANENT EASEMENT being 100.00 feet in width on the east side of said centerline and all of the above described property on the west side of said centerline between the south and north boundaries of the above described property.

TOGETHER WITH A PERMANENT EASEMENT for highway purposes including all trees, shrubs and herbage, over, under and across THE SOUTHERLY 75.00 FEET of the first above described property.

BOARD LETTER NO. 11 - 115

FINANCE & BUDGET COMMITTEE CONSENT NO. 11

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Abatement List for Board
Approval

FROM: Kevin Z. Gray
County Administrator

David L. Sipila
County Assessor

RELATED DEPARTMENT GOAL:

The County Assessor will meet all state mandates for classifying and valuing taxable parcels for property tax purposes as outlined in Minn. Stat. § 270 through 273.

ACTION REQUESTED:

The St. Louis County Board is requested to approve the attached abatements.

BACKGROUND:

The intent of abatements is to provide equitable treatment to individual taxpayers while at the same time exercising prudence with the tax monies due to the taxing authorities within St Louis County. Abatements are processed in conformance with St. Louis County Board Resolution No. 861, dated November 30, 1993, outlining the Board's policy on abatement of ad valorem taxes. This Policy provides direction for the abatement of: 1) Current year taxes; 2) Current year penalty and costs; 3) Past year taxes; and 4) Past year penalty, interest, and costs.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the attached list of abatements.

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 59185.

Abatements Submitted for Approval by the St. Louis County Board
on 4/12/2011

<u>PARCEL CODE</u>	<u>AUD NBR</u>	<u>NAME</u>	<u>TYPE</u>	<u>LOCATION</u>	<u>APPRAISER</u>	<u>REASON</u>	<u>YEAR</u>	<u>REDUCTION</u>
400 10 3770	0	13710 AMBLI, GEORGIA	R	Industrial	Jan Jackson	CODE CHANGE	2011	361.02
400 10 3780	0	13711 AMBLI, GEORGIA	R	Industrial	Jan Jackson	CODE CHANGE	2011	333.80
400 10 3800	0	13709 AMBLI, GEORGIA	R	Industrial	Jan Jackson	CODE CHANGE	2011	466.56
400 10 3810	0	13712 AMBLI, GEORGIA	R	Industrial	Jan Jackson	CODE CHANGE	2011	158.56
10 580 970	0	13713 AMELL, TERRY	R	City of Duluth	Diane Suomi	HOMESTEAD	2010	277.62
10 580 970	0	13714 AMELL, TERRY	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	282.40
580 10 950	0	13715 ANDERSON, DARLENE	R	Wuori	Jan Jackson	HOMESTEAD	2011	560.06
365 6000 21510	0	13716 ANDERSON, SCOTT	R	FREDENBERG	Jan Jackson	VALUATION	2011	454.92
10 3410 1975	0	13717 BADGER, MICHAEL	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	264.04
10 2960 1330	0	13718 BRUCKELMYER, JAMON	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	290.24
185 50 740	0	13719 CARLSON, ANTHONY	R	Proctor	Donna House	HOMESTEAD	2011	255.66
20 50 890	0	13720 CENCICH, GARY	R	Chisholm	Bob Wiinanan	HOMESTEAD	2011	64.58
15 80 140	09715	13721 CLASSIC WOODWORKS	P	Biwabik C.	Ben Thomas	PP CANCEL	2011	1,006.22
90 160 120	0	13722 DAMBACH, NICHOLE	R	Virginia	Rick Puhek	HOMESTEAD	2011	611.54
10 790 2085	0	13723 DANIELS, REBECCA	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	241.00
387 105 20	0	13724 ERKKILA, ERIC	R	Greenwood	Ellen Trancheff	VALUATION	2011	138.02
275 10 706	0	13725 FENLASON, MARK	R	Brevator	Jan Jackson	HOMESTEAD	2011	549.78
10 2110 7200	0	13726 FOUCAULT, RONALD	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	301.84
141 10 1085	0	13727 GLAD, TYLER	R	Hibbing	Bruce Sandberg	HOMESTEAD	2011	587.10
10 830 3380	0	13728 GREAVES, SCOTT	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	249.90
20 25 310	0	13729 GRESKOWIAK, JARED	R	Chisholm	Bob Wiinanan	HOMESTEAD	2011	609.92
140 240 2440	0	13730 HALENBECK, SCOTT	R	Hibbing	Carol Waselk	HOMESTEAD	2011	605.96
20 10 1070	0	13731 HINDSLEY, RONNIE	R	Chisholm	Bob Wiinanan	HOMESTEAD	2011	386.22
30 230 260	0	13732 JOHNSON, DEREK	R	Ely	Ben Thomas	HOMESTEAD	2011	562.94
10 4520 2330	0	13733 KELLEHER, PATRICK	R	City of Duluth	Diane Suomi	HOMESTEAD	2010	298.14
10 4520 2330	0	13734 KELLEHER, PATRICK	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	301.84
10 2455 290	0	13735 KOLQUIST, BLAKE	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	250.10
10 2750 65	0	13736 LACROSSE, ROBERT	R	City of Duluth	John Gellatly	VALUATION	2011	204.14
10 2750 70	0	13737 LACROSSE, ROBERT	R	City of Duluth	John Gellatly	VALUATION	2011	1,070.28
10 3300 3875	0	13738 MCINTOSH, JACOB	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	171.60
365 6000 43605	0	13739 MINNESOTA POWER	R	FREDENBERG	Jan Jackson	VALUATION	2011	122.68
10 3970 1460	0	13740 OLSON, KURTIS	R	City of Duluth	Diane Suomi	HOMESTEAD	2010	301.46
10 3970 1460	0	13741 OLSON, KURTIS	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	299.60
10 3850 1730	0	13742 PACOVSKY, ALEX	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	281.40

<u>PARCEL CODE</u>	<u>AUD NBR</u>	<u>NAME</u>	<u>TYPE</u>	<u>LOCATION</u>	<u>APPRAISER</u>	<u>REASON</u>	<u>YEAR</u>	<u>REDUCTION</u>
105 51 30	0	13743 PEDERSON, STEVEN	R	Babbitt	Carolyn Mackai	HOMESTEAD	2011	506.70
175 10 1910	0	13744 SHINKLE, NICHOLAS	R	Mt. Iron	Mike Harvey	HOMESTEAD	2011	219.26
10 2741 460	0	13745 SO ST LOUIS CO FAIR	R	City of Duluth	John Gellatly	EXEMPT	2011	280.42
10 2741 470	0	13746 SO ST LOUIS CO FAIR	R	City of Duluth	John Gellatly	EXEMPT	2011	280.42
10 2741 480	0	13747 SO ST LOUIS CO FAIR	R	City of Duluth	John Gellatly	EXEMPT	2011	343.90
10 2741 490	0	13748 SO ST LOUIS CO FAIR	R	City of Duluth	John Gellatly	EXEMPT	2011	280.42
10 2741 500	0	13749 SO ST LOUIS CO FAIR	R	City of Duluth	John Gellatly	EXEMPT	2011	343.90
10 2741 510	0	13750 SO ST LOUIS CO FAIR	R	City of Duluth	John Gellatly	EXEMPT	2011	343.90
10 2741 520	0	13751 SO ST LOUIS CO FAIR	R	City of Duluth	John Gellatly	EXEMPT	2011	343.90
10 880 1010	0	13752 THOM, ROBERT	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	265.58
40 85 1010	0	13753 TROUTWINE, STEPHEN	R	Eveleth	Bob Kivela	HOMESTEAD	2011	596.86
10 3300 4370	0	13754 VANRIPER, REBECCA	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	245.40
10 1750 540	0	13755 VITULLO, RICHARD	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	204.28
10 2080 240	0	13756 WICHELL, JACOB	R	City of Duluth	Diane Suomi	HOMESTEAD	2011	232.46
387 360 70	0	13757 WILEN, MICHAEL	R	Greenwood	Ellen Trancheff	DISABILITY	2011	254.52

BOARD LETTER NO. 11 - 114

FINANCE & BUDGET COMMITTEE CONSENT NO. 10

BOARD AGENDA NO.

DATE: April 5, 2011 **RE:** Air Conditioning Equipment
Replacement – Hibbing
Courthouse

FROM: Kevin Z. Gray
County Administrator

Tony Mancuso
Property Management Director

RELATED DEPARTMENT GOAL:

Provide safe, secure, efficient, and code compliant facility operations.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize an agreement with Bob Hecimovich Mechanical Contracting, Inc. of Hibbing, MN to replace Heating Ventilation Air Conditioning (HVAC) equipment for the Hibbing Courthouse.

BACKGROUND:

The Hibbing Courthouse main HVAC compressor units failed in late summer 2010, but one compressor was salvaged to finish out the cooling season. The replacement unit includes premium efficiency compressor motors, a load dependent staged start sequencer, larger coils, and upgraded control systems. The HVAC unit replacement project will begin a new life cycle, lower maintenance/repair costs, restore reliability, and significantly reduce electrical costs.

Quotes were opened on March 18, 2011 with the following results:

Bob Hecimovich Mechanical Contracting, Inc.	\$56,957
- Hibbing, MN	
Thelen Heating & Roofing, Inc. - Brainerd, MN	\$60,800
Range Cornice Heating & Sheet Metal - Hibbing, MN	\$68,227

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize an agreement with Bob Hecimovich Mechanical Contracting, Inc. of Hibbing, MN in an amount of \$56,957 for the replacement of the main HVAC mechanical unit at the Hibbing Courthouse, payable from Fund 402, Agency 402001, Depreciation.

BY COMMISSIONER _____

WHEREAS, the Hibbing Courthouse main heating ventilation air conditioning compressor units failed in late summer 2010; and

WHEREAS, quotes were opened on March 18, 2011 with Bob Hecimovich Mechanical Contracting, Inc. of Hibbing, MN submitting the low quote of \$56,957.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis Board authorizes the appropriate county officials to execute an agreement with Bob Hecimovich Mechanical Contracting, Inc. of Hibbing, MN for an amount of \$56,957, payable from Fund 402, Agency 402001, Depreciation.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize acceptance of the quote for concrete culverts from Hancock Concrete Products, LLC for MP 840-86089, payable from Fund 200, Agency 203245, Object 651000.

BY COMMISSIONER _____

WHEREAS, quotes have been received by the Public Works Department for the following project:

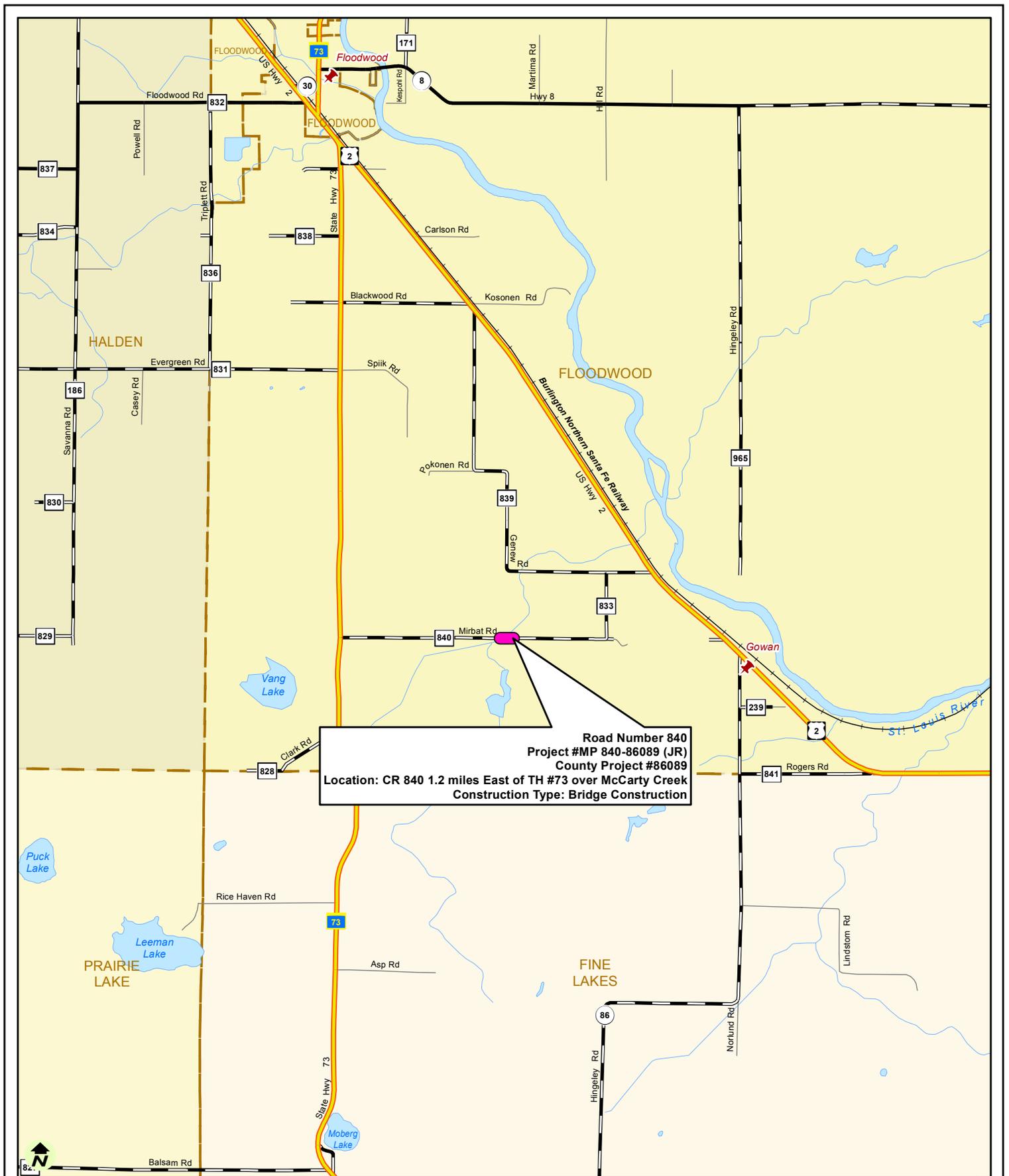
MP 840-86089, County Project 860898 for project materials for a bridge on County Road 840 in Floodwood Township, length 0.1 mi.

WHEREAS, on March 18, 2011, quotes were received at the Public Works Facility in Virginia, MN, and the low quote determined.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the quote for Concrete Culverts.

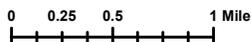
<u>LOW QUOTE</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hancock Concrete Products, LLC Concrete Culverts	17 Atlantic Ave Hancock, MN 56244	\$53,290.69

RESOLVED FURTHER, that the appropriate county officials are authorized to approve the contractor's quote for concrete culverts for the above listed project payable from Fund 200, Agency 203245, Object 651000.



Road Number 840
Project #MP 840-86089 (JR)
County Project #86089
Location: CR 840 1.2 miles East of TH #73 over McCarty Creek
Construction Type: Bridge Construction

St. Louis County 2011 Road & Bridge Construction



Map Components

- | | | |
|---------------------------------|--------------------|-----------------------|
| 2011 Road & Bridge Construction | Interstate Highway | Commissioner District |
| Bridge Construction | U.S./State Highway | Township |
| | Paved County Road | City/Town |
| | Gravel County Road | Lake |
| | Railroad | |

BOARD LETTER NO. 11 - 112

PUBLIC WORKS & TRANSPORTATION COMMITTEE
CONSENT NO. 8

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Preparation of Right of Way
Plat No. 32 – CSAH 91, Haines
Road (Duluth and Hermantown)

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 the Public Works Director to proceed with the preparation and recording of St. Louis County Highway Right of Way Plat No. 32 and complete the acquisition of additional right of way to allow for the construction of SP 069-091-020, CP 8269, on County State Aid Highway (CSAH) 91, Haines Road.

BACKGROUND:

St. Louis County Public Works Department plans to reconstruct 2.3 miles of CSAH 91 within the city of Duluth and the city of Hermantown, beginning at the Canadian National Railroad Tracks (40th Avenue West above 8th Street) and ending at CSAH 56 (Morris Thomas Road). Acquisition of new right of way for this project over private and tax forfeited property has been previously authorized by County Board Resolution No. 09-165, dated April 28, 2009. Preparation and recording of a Right of Way Plat will facilitate timely acquisition of the needed right of way and provide a more clear record for future reference.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the Public Works Department to prepare and record a right of way plat to be named “St. Louis County Highway Right of Way Plat No. 32”.

BY COMMISSIONER _____

WHEREAS, the Public Works Department plans to reconstruct 2.3 miles of CSAH 91 (County Project 8269, SP 069-091-020) within the city of Duluth and the city of Hermantown, beginning at the Canadian National Railroad Tracks (40th Avenue West above 8th Street) and ending at CSAH 56 (Morris Thomas Road); and

WHEREAS, the improvement consists of widening and reconstructing the roadway as determined necessary to provide for the safety and convenience of the traveling public; and

WHEREAS, in addition to the existing highway right of way, certain lands are required for construction, the acquisition of which was authorized by County Board Resolution 09-165 adopted April 28, 2009; and

WHEREAS, a right of way plat would be beneficial for acquisition purposes and for future reference.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Public Works Department to prepare a Right of Way plat for the reconstruction of County State Aid Highway 91 (County Project 8269, SP 069-691-02) to be named "St. Louis County Highway Plat No. 32" to be filed with the County Recorder.

BOARD LETTER NO. 11 - 111

PUBLIC WORKS & TRANSPORTATION COMMITTEE
CONSENT NO. 7

BOARD AGENDA NO.

DATE: April 5, 2011 **RE:** Agreement with MnDOT for
Federal Participation in
Construction Funding – CSAH 13,
Midway Road

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 agreement with the Minnesota Department of Transportation (MnDOT) for federal funding acceptance through an advance constructed agreement for County State Aid Highway (CSAH) 13, Midway Road.

BACKGROUND:

St. Louis County has a number of construction projects which receive federal funding. MnDOT has and continues to act as the county's agent in accepting federal funds on the county's behalf pursuant to Minn. Stat. §161.36 and as outlined in Agreement No. 98641. The county is proposing to mill and overlay CSAH 13, Midway Road, through a project listed as SP 69-613-032, CP 61938. The project is programmed as being partially funded with federal funding in fiscal year 2011.

Because the construction project is anticipated to receive \$1,478,112 in F3 Federal Funding, the project will need to be advance constructed. If the Federal F3 funds are not received, regular State Aid funds will be used to fund that portion of the project.

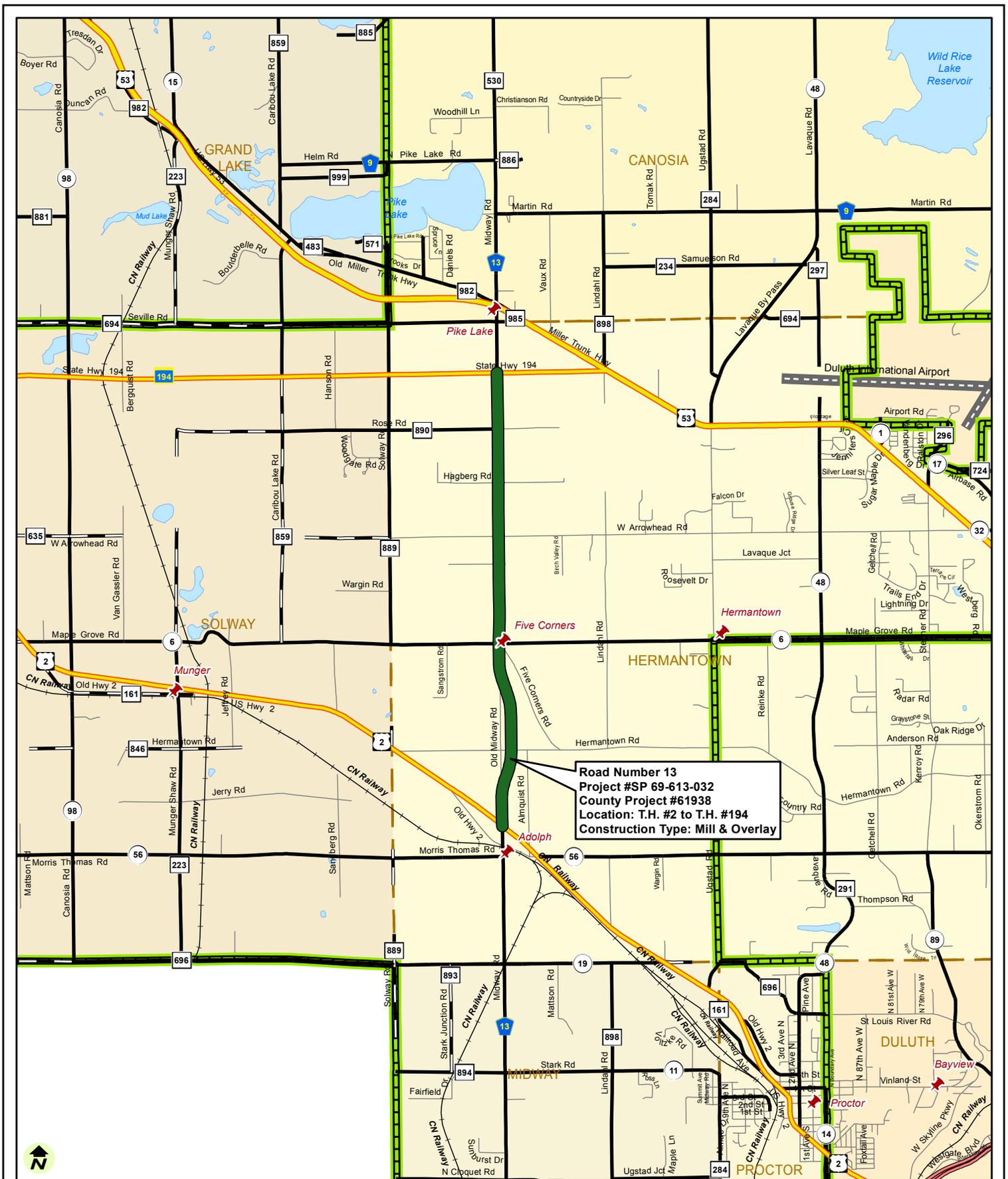
RECOMMENDATION:

It is recommended that the St. Louis County Board authorize an agreement with the Commissioner of Transportation for federal funding acceptance through an advance constructed agreement for SP 69-613-02, CP 61938.

BY COMMISSIONER _____

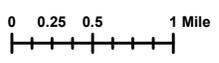
RESOLVED, that pursuant to Minn. Stat. Sec. 161.36, the Commissioner of Transportation be appointed as agent of St. Louis County to accept, as its agent, federal aid funds which may be made available for eligible transportation related projects.

RESOLVED FURTHER, the County Board Chair and County Auditor are authorized to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 98641", a copy of which was before the County Board and which is made a part by reference. This agreement corresponds with the AC Process for the county's share on SP 69-613-032, County Project No. 61938, with State Aid Funds, Fund 220 Agency 220262 used for the county share.



Road Number 13
Project #SP 69-613-032
County Project #61938
Location: T.H. #2 to T.H. #194
Construction Type: Mill & Overlay

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 | |

BOARD LETTER NO. 11 - 110

PUBLIC WORKS & TRANSPORTATION COMMITTEE
CONSENT NO. 6

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Vacation of a Segment of Old
Pequaywan Lake Road
(Pequaywan Township) and
Rescinding Resolution No. 10-173

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 the vacation of an unused segment of "Old Pequaywan Lake Road" and an access connector in Pequaywan Township and to rescind Resolution No. 10-473, dated October 5, 2010.

BACKGROUND:

Pursuant to Minn. Stat. §163.11, subd. 4, the Public Works Department is requesting the road vacation of an unused segment of "Old Pequaywan Lake Road". The Board acted on this request on October 5, 2010, adopting Resolution No. 10-473. It has since been determined that an additional access easement should have been included in the road vacation request.

County State Aid Highway 44 (Pequaywan Lake Road) was reconstructed and realigned in 1989-1990. The realignment shifted the new road southeasterly onto a more efficient and safe alignment. The old segment of Pequaywan Lake Road is no longer used by the general public and is deemed not necessary for the county highway system.

In addition, an access easement (serving multiple property owners acquired during the road realignment project) is no longer necessary, now that conveyance between landowners has taken place.

RECOMMENDATION:

It is recommended the St. Louis County Board authorize the vacation of that portion of "Old Pequaywan Lake Road" and the access connector easement all described within "Exhibit A" subject to any in place utilities. Furthermore, all private legal access agreements related to this road vacation between effected property owners are now in place as necessary to authorize the requested vacation.

It is further recommended that the County Board rescind Resolution No. 10-473 dated October 5, 2010.

BY COMMISSIONER _____

WHEREAS, County State Aid Highway (CSAH) 44 (Pequaywan Lake Road) was reconstructed and realigned in 1989-1990, and

WHEREAS, the new road design realignment shifted the road southeasterly, varying in distance of 0 to 300 feet from its original location within that part of NW ¼ of NW ¼ located in Section 17, Township 54 N Range 12, and Govt Lot 1, Section 18, Township 54 N Range 12. Town of Pequaywan, and

WHEREAS, a request was made by property owners to vacate the old road segment lying within said parcels and to vacate an access easement; and

WHEREAS, the old road segment and the access connector segment is not necessary for county roadway purposes; and

WHEREAS, access agreements for ingress and egress across subject parcels affected by this vacation have been drafted and are in place at this time.

NOW, THEREFORE BE IT RESOLVED, that pursuant to Minn. Stat. §163.11 Subdivision 4, the St. Louis County Board vacates that portion of the “Old Pequaywan Lake Road” and the access connector segment all described in the attached “Exhibit A”, reserving all in place utilities.

RESOLVED FURTHER, that this road vacation and the access connector vacation be contingent upon the granting of private access agreements, (into perpetuity) between all affected property owners to the existing public road (CSAH 44).

RESOLVED FURTHER, that St. Louis County Board Resolution No. 10-473, dated October 5, 2010, is rescinded.

Exhibit A

That part of "Old Pequaywan Lake Road" lying within the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ located in Section 17, Township 54N Range 12, (Town of Pequaywan),

And

That part of "Old Pequaywan Lake Road" lying within Govt. Lot 1, Section 18, Township 54N, Range 12, (Town of Pequaywan),

And

The Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ of NW $\frac{1}{4}$), Section Seventeen (17), Township Fifty-four (54) North, Range Twelve (12) West, lying Easterly of Pequaywan Lake Road as it existed on 8/30/77 described as follows:

That part lying Easterly of the West line of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ and Westerly of a line 60.00 feet to the left of the following described line: Commencing at the Northwest corner of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$, thence South 5 degrees 1 minute 50 Seconds West, along the west line of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ a distance of 1203.93 feet to the point of beginning, thence North 30 degrees 59 minutes 31 seconds East a distance of 201.46 feet, (as referenced in easement document # 0476530 recorded June 6, 1989).

And

The Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ of NW $\frac{1}{4}$), Section Seventeen (17), Township Fifty-four (54) North, Range Twelve (12) West, lying Easterly of Pequaywan Lake Road as it existed on 8/30/77 described as follows:

That part lying Easterly of the West line of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Southerly and Easterly of said Pequaywan Lake Road and Westerly of a line 50.00 feet to the Left of the following described line: Beginning at the terminus of the last above described line, thence continue North 30 degrees 59 minutes 31 seconds East, a distance of 560.00 feet, and said line there terminating. (as referenced in easement document # 0476530 recorded June 6, 1989).

Exhibit A

Page 2

Government Lot One (1), Section Eighteen (18), Township Fifty-Four (54) North, Range Twelve (12) described as follows:

That part lying 25.00 feet to the right and 25.00 feet to the left of the following described line: Commencing at the Southeast corner of said Government Lot One (1), thence North 5 degrees 1 minute 50 seconds East, along the East line of said Government Lot One (1) a distance of 101.86 feet, thence North 30 degrees 59 minutes 31 seconds East a distance of 235.46 feet; thence North 59 degrees 00 minutes 29 seconds West a distance of 115.00 feet to the point of beginning of the described line; thence continue North 59 degrees 00 minutes 29 seconds West a distance of 75.00 feet, and said line there terminating. (as referenced in easement document # 0480701, recorded August 9, 1989)

The side lines of said easement are prolonged or shortened to terminate on the East line of said Government Lot 1.

And

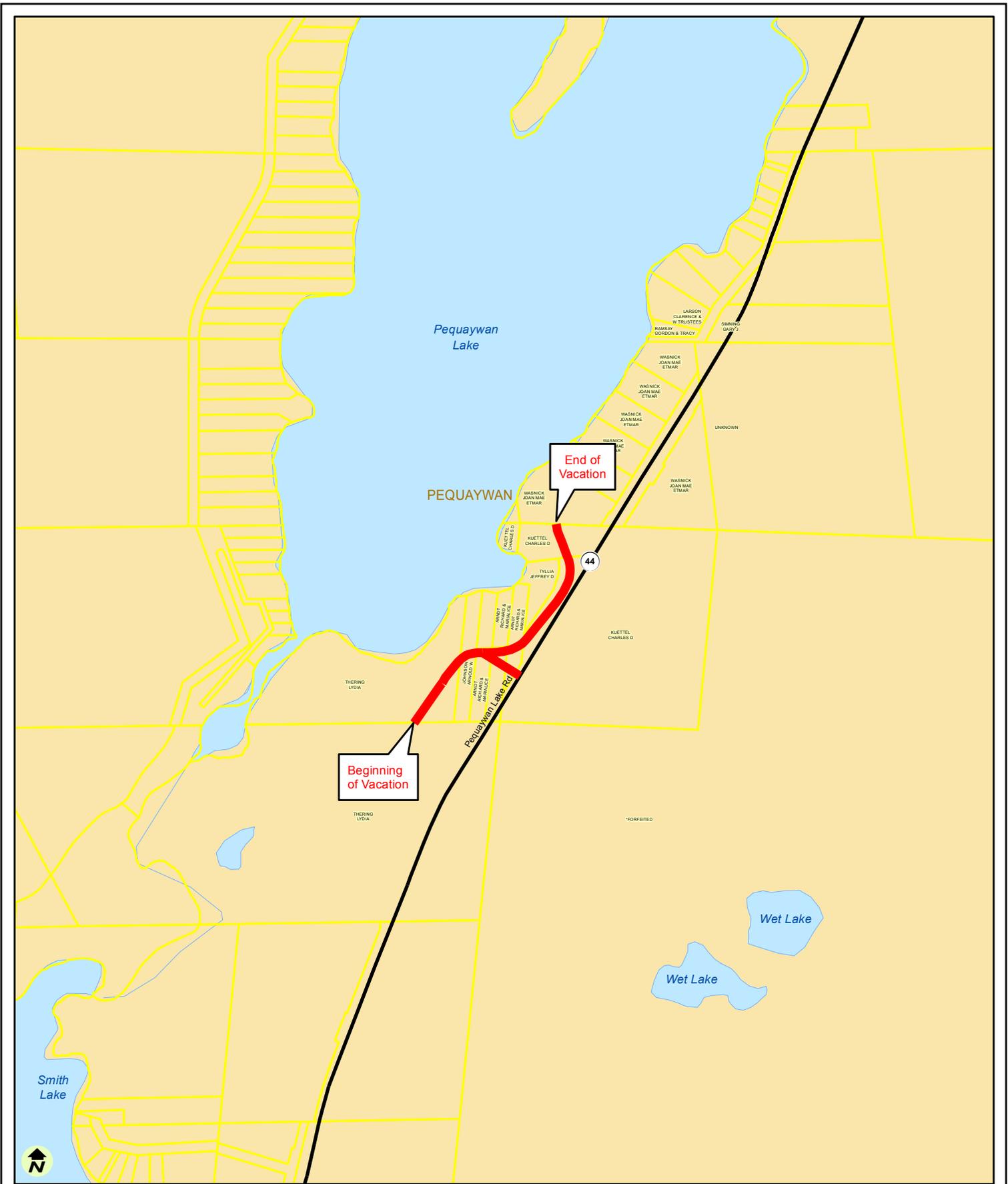
That part of the first described property, lying 70.00 feet to the right and 25.00 feet to the left of the following described line:

Beginning at the terminus of the above described line, thence continue North 59 degrees 00 minutes 29 seconds West a distance of 70.00 feet and said line there terminating.

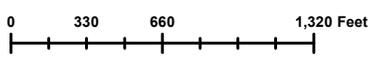
And

Government Lot One (1), Section Eighteen (18), Township Fifty-Four (54) North, Range Twelve (12) described as follows:

That part lying 25.00 feet to the right and 25.00 feet to the left of the following described line: Beginning at the terminus of the last above described line, thence continue North 59 degrees 00 minutes 29 seconds West a distance of 65.00 feet And said line there terminating. (as referenced in easement document # 0480701, recorded August 9, 1989)



St. Louis County Road Vacation



Map Components			
	Road Vacation		Paved County Road
	Parcel Boundary		Gravel County Road
	Interstate Highway		Railroad
	U.S./State Highway		Commissioner District

BOARD LETTER NO. 11 - 109

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 5

BOARD AGENDA NO.

DATE: April 5, 2011 **RE:** Classification of November 30,
2010 Forfeitures (non-
conservation)

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 authorize the classification of state tax forfeited lands as 'non-conservation'.

BACKGROUND:

Pursuant to Minn. Stat. § 282.01, Subd.1, 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 as 'conservation' or 'non-conservation'. Attached to this board letter is a list of parcels that forfeited to the State of Minnesota on November 30, 2010. The Land Department has reviewed these parcels and has determined that the best use of these parcels is to classify as 'non-conservation' so they can be returned to private ownership.

RECOMMENDATION:

It is recommended that the St. Louis County Board classify the described state tax forfeited parcels as 'non-conservation'.

BY COMMISSIONER _____

WHEREAS, the parcels described here forfeited to the State of Minnesota on November 30, 2010, for nonpayment of real estate taxes; 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 as 'conservation' or 'non-conservation' as required by Minn. Stat. § 282.01, Subd. 1; and

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

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

WHEREAS, the classification of the parcels described here will be deemed approved if the County Board does not receive notice of a municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerks of the municipalities or towns in which the parcels are located.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board classifies the state tax forfeited parcels described in County Board File No. _____ as 'non-conservation', and a notice of the classification shall be transmitted by the Land Department to the clerks of the municipalities or towns in which the parcels are located.

Tax Forfeitures - Nonplatted Lands

31-Mar-11

Non-conservation Lands

Township	Description	Cvt	Plat	Parcel	Acres	Und	Forfeit Date	Parcel Key
Alborn Township								
52 18 20	SW 1/4 OF SE 1/4	205	10	3590	40	N	12/9/2010	71038
Arrowhead Township								
51 19 27	ELY 375 FT OF GOVT LOT 1 LYING S OF RY RT OF WAY	225	70	17	4.18	N	12/9/2010	70916
Balkan Township								
58 20 2	S 400 FT OF E 300 FT OF SW 1/4 OF NW 1/4	235	10	232	2.76	N	12/9/2010	70917
Bassett Township								
59 12 21	RAILROAD RIGHT OF WAY ACROSS WEST 1/2 OF SECTION EXCEPT THAT PART IN THE EAST 1/2 OF THE SE1/4 OF SW1/4	240	30	3375	12.31	N	12/9/2010	70918
Canosia Township								
51 15 22	NW1/4 OF SW1/4 EX SLY 561 FT & EX N 500 FT	280	14	170	7.81	N	12/9/2010	70919
City Of Duluth								
49 15 27	THAT PART OF S 1/2 OF NE 1/4 OF SE 1/4 LYING N OF A LINE RUNNING FROM THE POINT OF INTERSECTION BETWEEN THE W LINE OF 93RD AVE W AND THE SLY LINE OF AN 80 FT ROADWAY AND NWLY TO A POINT ON THE ELY RT OF W LINE OF THE STATE HIGHWAY 260 FT FROM THE INTER SECTION BETWEEN SAID ROADWAY AND HIGHWAY	10	2746	980	2.94	N	12/9/2010	70983
50 14 18	THAT PART OF NW 1/4 OF SW 1/4 LYING SWLY OF HWY NO 53 EX SW 1/4 OF SW 1/4 & EX HWY R/W AND EX PART NLY OF CENTERLINE OF TARGET SERVICE RD AND EX THAT PART COMM AT NW CORNER OF SAID FORTY THENCE	10	2710	4626	6.03	N	12/9/2010	70982

Stock Piles: Description is Highlighted

Township			Description	Cvt	Plat	Parcel	Acres	Und	Forfeit Date	Parcel Key
50	14	18	S ALONG W LINE 991.06 FT TO NW CORNER OF SW1/4 OF SW1/4 OF NW1/4 OF SW1/4 THENCE S 89 DEG 43 MIN 46 SEC E 33 FT TO PT OF BEG THENCE CONTINUE SAME BEARING 378 FT THENCE N 275 FT THENCE N 89 DEG 43 MIN 46 SEC W 378 FT THENCE S TO PT OF BEG	10	2710	4626	6.03	N	12/9/2010	70982
51	13	26	W 1/2 OF NE 1/4 OF NE 1/4 EX HWY RT OF W	10	2690	90	19.42	N	12/9/2010	70978
51	13	26	S 3/10 OF N 6/10 OF NE 1/4 OF NE 1/4 OF SW 1/4 EX HWY RT OF W	10	2690	280	1.98	N	12/9/2010	70979
51	13	26	S 4/10 OF NE 1/4 OF NE 1/4 OF SW 1/4 EX HWY RT OF WAY	10	2690	290	1.03	N	12/9/2010	70980
51	13	26	E 1/2 OF NW 1/4 OF NE 1/4 OF SW 1/4 EX WLY 258 79/100 FT	10	2690	300	1.07	N	12/9/2010	70981
City Of Eveleth										
58	17	29	SITE NO 14 OF W 1/2 OF SW 1/4 OF SW 1/4 ETC	40	205	74	0	N	12/9/2010	71008
City Of Gilbert										
58	17	34	SITE NO 70 OF NE 1/4 OF SE 1/4	60	50	588	0	N	12/9/2010	71011
City Of Hibbing										
56	20	9	E 30 FT OF W 755 FT OF N 250 FT OF NW 1/4 OF NE 1/4	141	10	1607	0.17	N	12/9/2010	71027
56	20	13	N1/2 OF N1/2 OF NE1/4 OF SE1/4	141	10	2393	10	N	12/9/2010	71028
56	20	23	NE1/4 OF NE 1/4 EX RY R OF W 1 20/100 AC	141	10	3970	38.8	N	12/9/2010	71029
57	20	4	S 1/2 OF S 1/2 OF SE 1/4 OF NW 1/4 OF SW 1/4 OF SW 1/4 EX HWY RT OF WAY	139	20	689	0.28	N	12/9/2010	71022
57	20	19	N1/2 OF N1/2 OF NE1/4 OF SE1/4 EX W1/2 AND EX E 300 FT OF W 1233 FT OF S 295 FT OF N 328 FT AND EX S 147.50 OF N 180.50 FT LYING E OF W 1233 FT AND W OF E 33 FT AND EX S 147.50 FT OF N 328 FT LYING E	140	270	1040	1.2	N	12/9/2010	71026

Township			Description	Cvt	Plat	Parcel	Acres	Und	Forfeit Date	Parcel Key
57	20	19	OF W 1233 FT AND W OF E 33 FT	140	270	1040	1.2	N	12/9/2010	71026
57	20	30	W 1/2 OF N 1/2 OF N 1/2 OF S 1/2 OF SE 1/4 OF NE 1/4	139	20	4151	2.5	N	12/9/2010	71023
57	21	21	W 170 FT OF E 340 FT OF N 256 5/10 FT OF NW 1/4 OF NE 1/4	141	50	3594	1	N	12/9/2010	71030
City Of Proctor										
49	15	3	E 231 FT OF W1/2 OF NE1/4 OF NW1/4 LYING S OF CENTERLINE OF ST LOUIS RIVER RD	185	240	25	2.44	N	12/9/2010	70915
Clinton Township										
57	18	30	SLY 1/2 OF WLY 330 FT OF ELY 990 FT OF NW1/4 OF NE1/4	295	17	997	5	N	12/9/2010	70920
Ellsburg Township										
55	16	33	UND 1/2 LOT 2	320	10	5400	34.5	Y	12/9/2010	70921
55	16	33	UND 1/2 SE1/4 OF NW1/4	320	10	5430	40	Y	12/9/2010	70922
Embarrass Township										
60	15	20	N 208 FT OF S 520 FT OF E 208 FT OF NE 1/4 OF SW 1/4	330	10	2834	1	N	12/9/2010	71044
Fayal Township										
57	17	24	ELY 435.6 FT OF NLY 500 FT OF SE1/4 OF SE1/4	340	10	4482	5	N	12/9/2010	70923
Gnesen Township										
52	14	35	S 5 FT OF E 100 FT OF S1/2 OF NE1/4 OF SE1/4	375	10	7383	0.01	N	12/9/2010	70925
52	14	35	ELY 466.7 FT OF NLY 466.7 FT OF SE1/4 OF SE1/4	375	10	7415	5	N	12/9/2010	71040
Hermantown Township										
50	15	4	THAT PART OF NE 1/4 OF SW 1/4 LYING N OF THE MILLER TRUNK ROAD EX 6 AC AT NE CORNER AND EX PART BEG AT INTERSECTION	395	10	730	15.94	N	12/9/2010	70927

Township			Description	Cvt	Plat	Parcel	Acres	Und	Forfeit Date	Parcel Key
50	15	4	OF W LINE OF SAID FORTY WITH N R/W LINE OF HWY #53 THENCE SELY ALONG NLY R/W LINE 600 FT THENCE NELY AND PERPENDICULAR TO SAID HWY 200 FT THENCE NWLY 90 DEG TO W LINE OF FORTY THENCE S TO PT OF BEG	395	10	730	15.94	N	12/9/2010	70927
50	15	23	SLY 822 FT OF SW1/4 OF NE1/4 EX WLY 880 FT	395	10	6140	8.39	N	12/9/2010	70928
Lakewood Township										
51	13	8	NW 1/4 OF NE 1/4	415	10	1850	40	N	12/9/2010	70929
51	13	30	SE 1/4 OF NW 1/4 OF NW 1/4	415	10	7480	10	N	12/9/2010	70930
Lavell Township										
56	19	2	NW 1/4 OF SE 1/4	420	20	300	40	N	12/9/2010	70931
Meadowlands Township										
53	19	24	PART OF SE1/4 OF SW1/4 COMM AT NE COR THENCE W 2 RODS THENCE SELY TO A PT 2 RODS S OF NE COR THENCE N 2 RODS TO NE COR	440	10	3340	0.02	N	12/9/2010	70938
Midway Township										
49	15	29	N 300 FT OF S 1030 FT OF W 1000 FT OF SW 1/4 OF NE 1/4	450	10	4135	6.9	N	12/9/2010	70939
49	15	29	N 229 31/100 FT OF S 730 FT OF W 450 69/100 FT OF SW 1/4 OF NE 1/4	450	10	4142	2.38	N	12/9/2010	70940
Morcom Township										
61	21	13	S1/2 OF E1/2 OF NE1/4 OF NE1/4	460	10	1985	10	N	12/9/2010	70941
Rice Lake Township										
51	14	32	ELY 410 FT OF WLY 910 FT OF S 1/2 OF S 1/2 OF S 1/2 OF SW 1/4 OF SW 1/4	520	19	255	1.5	N	12/9/2010	70945
51	14	32	ELY 410 FT OF S 1/2 OF S 1/2 OF S 1/2 OF SW 1/4 OF SW 1/4	520	19	256	1.5	N	12/9/2010	70946

Stock Piles: Description is Highlighted

Township	Description	Cvt	Plat	Parcel	Acres	Und	Forfeit Date	Parcel Key
Sandy Township								
60 17 31	PART OF SE 1/4 OF NW 1/4 BEGINNING AT THE INTERSECTION OF COUNTY ROAD NO 405 WITH COUNTY ROAD NO 68 THENCE ELY ALONG SOUTH LINE OF COUNTY ROAD NO 68 A DISTANCE OF 400 FT TO POINT OF BEGINNING THENCE CONTINUE ELY 134 1/10 FT THENCE DEFLECT 95 DEG 33 MIN 34 SEC RIGHT 395 68/100 FT TO COUNTY ROAD NO 68 THENCE NWLY ALONG SAID ROAD 308 6/100 FT THENCE DEFLECT 142 DEG 49 MIN 4 SEC RIGHT 157 FT THENCE DEFLECT 94 DEG 29 MIN 26 SEC LEFT 206 FT TO POINT OF BEG	525	20	635	1.14	N	12/9/2010	70947
Solway Township								
50 16 29	NLY 20 FT OF ELY 130 FT OF SLY 660 FT OF SW1/4 OF SE1/4	530	10	5593	0.06	N	12/9/2010	70948
Stoney Brook Township								
50 18 13	E 1/2 OF E 1/2 OF SE 1/4 OF SW 1/4	535	10	2064	10	N	12/9/2010	70949
Unorganized Township								
63 15 34	ELY 800 FT OF SW1/4 OF NE1/4 LYING S OF CO RD #408 EX WLY 400 FT & EX E1/2 OF E 400 FT	665	10	4845	1.15	N	12/9/2010	70953
64 12 31	PART OF SE1/4 OF SE1/4 LYING E OF HWY EX PART S OF NLY 828.53 FT.	613	10	4645	14.95	N	12/9/2010	70952
68 19 5	LOT 6 EX 3 ACRES ON E SIDE AND EX WLY 200 FT AND EX 2 ACRES BETWEEN ROAD AND RIVER EX PART PLATTED AS BOYERS ASH RIVER LOTS	731	10	720	0.01	N	12/9/2010	70954

New Tax Forfeitures - Platted Lands

31-Mar-11

Non-Conservation

CVT	Plat	Parcel	Plat Name/City	Block	Lot	Description	Und	Forfeit Date	LD_key
10	340	90	BRYANT ADDITION TO DULUTH SECOND DIV	1	7	LOT: 007 BLOCK:001	N	12/9/2010	70955
10	340	100	BRYANT ADDITION TO DULUTH SECOND DIV	1	8	LOT: 08 BLOCK:001	N	12/9/2010	70956
10	880	3760	DULUTH HEIGHTS 5TH DIVISION	13	30	LOT: 0030 BLOCK:013	N	12/9/2010	70957
10	880	3770	DULUTH HEIGHTS 5TH DIVISION	13	0	LOTS 31 AND 32	N	12/9/2010	70958
10	1020	280	DULUTH PROPER 1ST DIVISION WEST 5TH STREET	0	27	ELY 24 FT	N	12/9/2010	71035
10	1020	290	DULUTH PROPER 1ST DIVISION WEST 5TH STREET	0	0	W 26 FT OF LOT 27 AND ALL OF LOT 29	N	12/9/2010	70959
10	1030	380	DULUTH PROPER 1ST DIVISION EAST 6TH STREET	0	51	ELY 40 FT INC E 40 FT OF LOT 51 BLK 83 DULUTH PROPER 3RD DIV	N	12/9/2010	70960
10	1180	2600	DULUTH PROPER SECOND DIVISION	116	442	E 1/2	N	12/9/2010	70961
10	1180	4710	DULUTH PROPER SECOND DIVISION	125	323	W 30 FT OF E 40 FT EX HWY RT OF WAY	N	12/9/2010	70962
10	1180	4720	DULUTH PROPER SECOND DIVISION	125	0	W 10 FT OF LOT 323 AND E 1/2 OF LOT 325 EX HWY RT OF WAY	N	12/9/2010	70963
10	1270	1680	DULUTH PROPER THIRD DIVISION	36	0	S 17.75 FT OF N 57.25 FT OF LOTS 130 & 132	N	12/9/2010	70964
10	1310	1945	DULUTH PROPER THIRD DIVISION	75	87	W 3 FT OF N 20 FT	N	12/9/2010	70965
10	1350	620	DULUTH PROPER THIRD DIVISION	83	50	W 40 FT OF N 70 FT	N	12/9/2010	71036
10	1370	5740	REARR PART EAST DULUTH & FIRST ADD TO EAST DU	35	14	LOT: 0014 BLOCK:035	N	12/9/2010	70966
10	1610	140	FOND DU LAC THIRD STREET DULUTH	0	0	LOTS 27 AND 29	N	12/9/2010	70967
10	1790	7420	GARY CENTRAL DIVISION DULUTH	80	0	LOTS 10 THRU 15	N	12/9/2010	70968
10	2120	1060	HAZELWOOD ADDITION TO ONEOTA DULUTH	17	6	ELY 1/2	N	12/9/2010	70969
10	2120	1690	HAZELWOOD ADDITION TO ONEOTA DULUTH	23	8	LOT: 0008 BLOCK:023	N	12/9/2010	71042
10	2140	480	HAZELWOOD PARK DIVISION OF WEST DULUTH	5	1	LOT: 0001 BLOCK:005	N	12/9/2010	70970
10	2220	210	HIGHLAND PARK ADDITION TO DULUTH	16	13	LOT: 0013 BLOCK:016	N	12/9/2010	70971
10	2230	1370	HOME ACRES 1ST DIVISION OF	4	0	LOTS 1 THRU 8	N	12/9/2010	70972
10	2410	1020	HUNTERS GRASSY PT ADDN TO DULUTH 3RD DIV	18	9	LOT 9 BLOCK 18	N	12/9/2010	70973
10	2450	950	HUNTERS PARK 1ST DIVISION DULUTH	9	1	LOT: 0001 BLOCK:009	N	12/9/2010	70974

CVT	Plat	Parcel	Plat Name/City	Block	Lot	Description	Und	Forfeit Date	LD_key
10	2550	1560	IRONTON 4TH DIVISION DULUTH	7	21	ELY 60 FT	N	12/9/2010	70975
10	2650	92	KENWOOD ACRES DULUTH	1	0	WLY 20 FT OF LOT 7	N	12/9/2010	70976
10	2660	2970	KIMBERLY AND STRYKERS ADDN TO DULUTH	23	0	LOTS 7 & 8	N	12/9/2010	70977
10	2746	1150	DULUTH LANDS IN THE CITY			THAT PART OF S1/2 OF NE1/4 OF SE1/4 LYING BETWEEN THE ELY LINE OF THE 200 FT HIGHWAY RT OF WAY AND THE WLY LINE OF THE EXTENDED 93RD AVE W AND WITHIN 40 FT ON EITHER SIDE OF A LINE RUNNING FROM A POINT ON THE NORTH LINE OF S1/2 OF NE1/4 OF SE1/4 221 20/100 FT W OF NE CORNER AND SWLY ALONG A CURVE WITH RADIUS OF 716 78/100 FT TO A POINT ON THE E LINE OF SAID 20 ACRE TRACT 125 FT MORE OR LESS N OF SE CORNER THEREOF	N	12/9/2010	70984
10	2780	845	LAKESIDE GARDENS DULUTH	6	19	NLY 140 FT	N	12/9/2010	70985
10	2780	850	LAKESIDE GARDENS DULUTH	6	20	NLY 140 FT	N	12/9/2010	70986
10	3710	1020	PACIFIC AVE ADDITION DULUTH	7	0	LOTS 2, 3, AND 6	N	12/9/2010	70987
10	3710	1630	PACIFIC AVE ADDITION DULUTH	11	0	LOTS 1 AND 2	N	12/9/2010	70988
10	3760	710	PIEDMONT DIVISION OF DULUTH	3	19	LOT: 0019 BLOCK:003	N	12/9/2010	70989
10	3980	550	RIVERSIDE PARK 2ND ADDITION TO DULUTH	3	17	LOT: 0017 BLOCK:003	N	12/9/2010	70990
10	4110	620	STEEL PLANT TERMINAL ADDN TO DULUTH	2		LOTS 11 AND 12	N	12/9/2010	70991
10	4500	3670	WEST DULUTH 4TH DIVISION	99	0	LOTS 1 AND 2	N	12/9/2010	70992
10	4570	1735	WEST PARK DIVISION OF DULUTH	16	0	E 10 FT OF S 63 FT OF LOT 11 AND E 12 1/2 FT OF N 37 FT OF LOT 11	N	12/9/2010	70993
20	10	4780	CHISHOLM	16	0	LOTS 21 AND 22	N	12/9/2010	70994
20	30	800	CENTRAL AVE REARRANGEMENT OF CHISHOLM	30	0	LOT H	N	12/9/2010	70995
20	50	2090	CARLIN 1ST ADDITION CHISHOLM	0	0	OUTLOT B	N	12/9/2010	70996
20	80	400	CARLIN GARDENS CHISHOLM	2	11	LOT: 0011 BLOCK:002	N	12/9/2010	70997
20	90	30	GARDEN LANDS CHISHOLM	0	3	LOT: 0003 BLOCK:000	N	12/9/2010	70998
20	150	6690	NORTHERN ADDITION TO CHISHOLM	25	0	LOTS 20 AND 21	N	12/9/2010	70999
20	200	2560	WESTERN ADDITION TO CHISHOLM	11	0	LOTS 19 20 AND 21	N	12/9/2010	71000
30	10	1040	ELY	9	0	LOTS 11 AND 12	N	12/9/2010	71001

CVT	Plat	Parcel	Plat Name/City	Block	Lot	Description	Und	Forfeit Date	LD_key
30	10	1600	ELY	14	0	LOTS 7 AND 8 AND WLY 4 FT OF LOT 9	N	12/9/2010	71002
30	10	1632	ELY	14	9	WLY 1.6 FT OF E'LY 21 FT	N	12/9/2010	71003
30	21	680	AUDITORS PLAT NO 38 ELY	6	0	ELY 1/2 OF LOT 3 AND ALL OF LOT 4	N	12/9/2010	71037
30	120	120	KAPSCH GARDEN TRACTS ELY	1	12	UND 3/4	Y	12/9/2010	71004
30	120	121	KAPSCH GARDEN TRACTS ELY	1	0	UND 1/4 OF LOTS 12 AND 13	Y	12/9/2010	71005
30	120	130	KAPSCH GARDEN TRACTS ELY	1	13	UND 3/4	Y	12/9/2010	71006
40	180	1120	VOLCANSEK ADDITION TO EVELETH	9	0	ALL OF BLOCK 9, ALL OF LOTS 6 & 7 AND PART OF LOTS 5 & 8 BLOCK 8, LOTS 1 THRU 19 AND PART OF LOT 20 BLOCK 10, AND PART OF LOTS 4 & 5 BLOCK 11, LYING WITHIN 2 TRACTS DESCRIBED AS FOLLOWS: THAT PART OF THE NE1/4 OF NW1/4 OF SEC 1 TWN 57 RG 18 THE ENTIRETY OF WHICH IS ALSO WITHIN THE PLAT OF VOLCANSEK ADDITION TO EVELETH AND INCLUDES THAT PART OF BLK 8, 9, 10 & 11 AS FOLLOWS ALSO INCLUDES ALL STREET AND ALLEY RT OF WAY BLK 8: ALL OF LOTS 6 AND 7 AND PART OF LOTS 5 AND 8 BLK 9 ALL OF LOTS 1 THRU 20 BLK 10 PARTS OF LOTS 1 THRU 4 BLK 11 PARTS OF LOTS 4 & 5 ALL OF WHICH ARE BOUNDED BY THE FOLLOW DESCRIBED LINE: COMM AT THE N 1/16 CORNER OF THE NW1/4 OF SEC 1 TWN 57 RG 18 THENCE S 0 DEG00'00"E(ASSUMED BEARING) 687.52 FT ALONG THE W LINE OF SAID NE1/4 OF NW1/4 TO A PT THENCE S 86DEG07'30"E 33.08 FT TO THE PT OF BEG SAID PT BEING THE NW CORNER OF SAID BLK 9 OF VOLCANSEK ADD TO EVELETH THENCE FROM SA PT OF BEG S86DEG07'30"E 608.15 FT TO A PT THENCE S 0 DEG 00'00" E 367.95 FT TO A PT THENCE N77DEG32'30"W 621.39 FT TO A PT THENCE N 0 DEG 00'00"E 275 FT TO THE PT OF BEG PARCEL II THAT PART OF THE NE1/4 OF NW1/4 OF SEC 1 TWN 57 RG 18 THE ENTIRETY OF WHICH IS ALSO WITHIN THE PLAT OF VOLCANSEK ADDITION T EVELETH AND INCLUDES THAT PART OF BLKS 10 & 11 AS FOLLOWS ALSO INCLUDES ALL STREET AND ALLEY RT OF WAYS BLK 10 ALL OF LOTS 5 THRU 19 AND PARTS OF LOTS 1, 2, 3, 4 AND 20 BLK 11 PARTS OF LOTS 4 & 5 ALL OF WHICH ARE BOUNDED	N	12/9/2010	71007

CVT	Plat	Parcel	Plat Name/City	Block	Lot	Description	Und	Forfeit Date	LD_key
40	180	1120	VOLCANSEK ADDITION TO EVELETH	9	0	BY THE FOLLOWING DESCRIBED LINE: COMM AT TH N1/16 CORNER OF THE NW1/4 OF SEC 1 TWN 57 RG 18 THENCE S 0 DEG00'00"E (ASSUMED BEARING) 687.52 FT ALONG THE W LINE OF SAID NE1/4 OF NW1/4 TO A PT THENC S86DEG07'30"E 33.08 FT TO A PT THENCE S 0 DEG 00'00"E 275 FT TO THE PT OF BEG THENCE FROM SAID PT OF BEG S77DEG32' 30"E 621.39 FT TO A PT THENCE S40DEG22'33"W 281.18 FT TO A PT ON THE SLY BOUNDARY OF SAID BLK 10 THENCE N87DEG32'30"W 425 FT TO A PT WHICH IS THE SW CORNER OF SAID BLK 10 THENCE N 0 DEG 00'00"E 330.03 FT TO THE PT OF BEG	N	12/9/2010	71007
60	10	1060	GILBERT	5	23	LOT: 0023 BLOCK:005	N	12/9/2010	71009
60	10	1250	GILBERT	6	10	LOT: 0010 BLOCK:006	N	12/9/2010	71045
60	30	3840	GILBERT 2ND ADDITION	48	0	LOTS 6 AND 7	N	12/9/2010	71010
90	10	1470	VIRGINIA	11	0	LOT 5 AND N 21 FT OF LOT 6	N	12/9/2010	71012
90	10	14370	VIRGINIA	52	25	WEST 149 FT	N	12/9/2010	71013
90	30	5540	VIRGINIA 2ND ADDITION	94	0	LOTS 9 AND 10	N	12/9/2010	71043
90	70	80	FAIRVIEW ADDITION TO VIRGINIA	2	0	LOTS 1 THRU 11	N	12/9/2010	71014
90	70	190	FAIRVIEW ADDITION TO VIRGINIA	3	0	LOTS 1 THRU 32	N	12/9/2010	71015
90	110	2850	NORTH SIDE ADDITION TO VIRGINIA	11	0	LOTS 28 AND 29	N	12/9/2010	71016
90	150	2190	ROONEYS ADDITION TO VIRGINIA	7	0	LOTS 27 AND 28	N	12/9/2010	71017
90	150	2790	ROONEYS ADDITION TO VIRGINIA	9	0	LOT 12 EX WLY 15 FT AND ALL OF LOT 13	N	12/9/2010	71018
90	151	90	RUSSO PLAT CITY OF VIRGINIA	0	9	LOT: 0009 BLOCK:000	N	12/9/2010	71019
115	10	490	BUHL	2	14	N 12 1/2 FT OF E 25 F	N	12/9/2010	71020
120	30	20	BALLIETS ADDITION TO COOK	1	0	LOTS 2 THRU 6	N	12/9/2010	71021
140	170	1810	FIRST ADDN TO PARKVIEW ADDN TO V OF HBG	7	11	LOT: 0011 BLOCK:007	N	12/9/2010	71024
140	200	2420	ROOSEVELT ADDITION TO HIBBING	10	13	LOT: 0013 BLOCK:010	N	12/9/2010	71025
141	175	150	TOWNSITE OF LEETONIA CITY OF HIBBING	1	15	LOT: 0015 BLOCK:001	N	12/9/2010	71031
150	10	530	KINNEY	3	9	LOT: 0009 BLOCK:003	N	12/9/2010	71032
175	20	865	MERRITTS 1ST ADDITION TO MOUNTAIN IRON	7	10	NLY 62 FT	N	12/9/2010	71033
185	50	210	SECOND ADDITION TO PROCTORKNOTT	1	17	LOT: 0017 BLOCK:001	N	12/9/2010	70914

CVT	Plat	Parcel	Plat Name/City	Block	Lot	Description	Und	Forfeit Date	LD_key
305	43	40	REINKES SHORE LOTS TOWN OF COTTON	1	4	LOT: 0004 BLOCK:001	N	12/9/2010	71039
387	430	2450	VERMILLION GROVE	5	0	LOTS 45 AND 46	N	12/9/2010	70926
520	90	330	COLMANS 4TH ACRE TRACT ADDN TO DULUTH	2	0	LOTS 6 AND 7	N	12/9/2010	71041
520	140	920	INGLESIDE PARK TOWN OF RICE LAKE	3	10	LOT: 0010 BLOCK:003	N	12/9/2010	71034
580	70	40	WOODMONT TOWN OF WUORI	2	1	EX PART SHOWN AS PARCEL 2 ON MINN DOT RT OF WAY PLAT NO 69-61	N	12/9/2010	70950
580	70	50	WOODMONT TOWN OF WUORI	2	2	EX PART SHOWN AS PARCEL 2 ON MINN DOT RT OF WAY PLAT NO 69-61	N	12/9/2010	70951

Number of Parcels 135

BOARD LETTER NO. 11 - 108

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 4

BOARD AGENDA NO.

DATE: April 5, 2011 **RE:** Classification of November 30,
2010 Forfeitures (conservation)

FROM: Kevin Z. Gray
County Administrator

Robert Krepps
Land Commissioner

RELATED DEPARTMENT GOAL:

To maintain and improve forest health and productivity.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the classification of state tax forfeited lands as 'conservation'.

BACKGROUND:

Pursuant to Minn. Stat. § 282.01, Subd.1, 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 as 'conservation' or 'non-conservation'. The Land Department has reviewed the November 30, 2010, forfeitures and determined that several of the parcels are suitable to be classified as conservation and retained in the tax forfeited trust.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the classification of state tax forfeited parcels as 'conservation'.

BY COMMISSIONER _____

WHEREAS, certain parcels forfeited to the State of Minnesota on November 30, 2010, for nonpayment of real estate taxes; 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 as 'conservation' or 'non-conservation' as required by Minn. Stat. § 282.01, Subd. 1; and

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

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

WHEREAS, classification of these parcels will be deemed approved if the County Board does not receive notice of the municipality's or town's disapproval within 60 days of the date on which this resolution is delivered to the clerks of the municipalities or towns in which the parcels are located.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board classifies the state tax forfeited parcels described in County Board file No. _____ as 'conservation', and notice of the classification shall be transmitted by the Land Department to the clerks of the municipalities or towns in which the parcels are located.

Tax Forfeitures - Nonplatted Lands

31-Mar-11

Conservation Lands

Township	Description	Cvt	Plat	Parcel	Acres	Und	Forfeit Date	Parcel Key
Fine Lakes Township								
50 20 18	SE 1/4 OF NE 1/4 EX HWY RT OF WAY	355	10	2800	39.12	N	12/9/2010	70924
Meadowlands Township								
53 19 4	LOT 2	440	10	370	42.45	N	12/9/2010	70932
53 19 4	LOT 3	440	10	380	42.83	N	12/9/2010	70933
53 19 4	LOT 4	440	10	390	43.21	N	12/9/2010	70934
53 19 5	LOT 6	440	10	490	34.4	N	12/9/2010	70935
53 19 5	LOT 7 EX RY R OF W 1 10/100 AC AND EX PART SOUTH AND WEST OF RY RT OF W	440	10	500	35.25	N	12/9/2010	70936
53 19 8	THAT PART OF LOT 1 N OF RY RT OF W	440	10	525	2.2	N	12/9/2010	70937
Morse Township								
62 12 5	UND 1/14 LOT 4	465	10	720	43.25	Y	12/9/2010	70942
62 12 5	UND 1/14 SW1/4 OF NW1/4	465	10	730	40	Y	12/9/2010	70943
62 12 5	UND 1/14 NW 1/4 OF SW 1/4	465	10	760	40	Y	12/9/2010	70944
Rice Lake Township								
51 14 30	SW 1/4 OF SE 1/4 OF NE 1/4	520	17	640	10	N	12/9/2010	71046

BY COMMISSIONER _____

WHEREAS, the Land Department 2011 equipment budget includes the purchase of one excavator for the maintenance needs of the forest management road system; and

WHEREAS, specifications were presented and State of Minnesota contract pricing was requested for the Caterpillar 315DL excavator; and

WHEREAS, Zeigler Inc. of Duluth, MN responded with the State of MN contract price of \$147,525, plus \$10,142.34 state sales tax, for a total of \$157,667.34.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase of one Caterpillar 315DL excavator from Zeigler Inc., Duluth, MN, at the State of MN contract price of \$147,525, plus \$10,142.34 state sales tax, for a total of \$157,667.34, payable from Forfeited Tax Fund 240, Agency 241005, Object 666400 (Heavy Equipment).

BOARD LETTER NO. 11- 106

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 2

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Repurchase of State Tax
Forfeited Land - Marc Pocrnich
for the Estate of Nick Pocrnich,
Wings Financial Credit Union,
and Roger Moller

FROM: Kevin Z. Gray
County Administrator

Robert Krepps
Land Commissioner

RELATED DEPARTMENT GOAL:

To provide financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is requested to approve the applications to repurchase state tax forfeited land.

BACKGROUND:

Minn. Stat. § 282.241 provides for state tax forfeited land to be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment equivalent to the delinquent taxes and/or assessments, with penalties, costs, and interest. The properties to be repurchased forfeited to the State of Minnesota on November 30, 2010. The repurchase deadline for these non-homestead properties is November 29, 2011. Marc Pocrnich (heir of the decedent) for the Estate of Nick Pocrnich of Duluth, MN, Wings Financial Credit Union (mortgagee) of Apple Valley, MN, and Roger Moller (previous owner) of Eveleth, MN have made application to repurchase these properties and are eligible to repurchase the properties.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the repurchase requests of Marc Pocrnich for the Estate of Nick Pocrnich of Duluth, MN, Wings Financial Credit Union of Apple Valley, MN, and Roger Moller of Eveleth, MN. The repurchase fees listed below are to be deposited into Fund 240 (Forfeited Tax Fund).

The Estate of Nick Pocrnich, Duluth, MN

Parcel Code	141-175-150
Taxes and Assessments	\$224.83
Service Fees	\$114.00
Deed Tax	\$1.65
Deed Fee	\$25.00
Recording Fee	\$46.00
Total Consideration	\$411.48

Wings Financial Credit Union (mortgagee), Apple Valley, MN

Parcel Code	520-140-920
Taxes and Assessments	\$14,610.01
Service Fees	\$114.00
Deed Tax	\$37.09
Deed Fee	\$25.00
Recording Fee	\$46.00
Total Consideration	\$14,832.10

Roger Moller, Eveleth, MN

Parcel Code	40-205-74
Taxes and Assessments	\$528.32
Service Fees	\$114.00
Deed Tax	\$1.74
Deed Fee	\$25.00
Recording Fee	\$46.00
Total Consideration	\$715.06

BY COMMISSIONER _____

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment of taxes and/or assessments and penalties, costs, and interest; and

WHEREAS, the applicants, Marc Pocrnich (the heir of Nick Pocrnich), Wings Financial Credit Union (mortgagee), and Roger Moller (previous owner) have applied to repurchase state tax forfeited land; and

WHEREAS, the applicants were the owner, the owner's heirs, or mortgagees at the time of forfeiture, and are eligible to repurchase the properties; and

WHEREAS, approving the repurchases will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Marc Pocrnich for the Estate of Nick Pocrnich of Duluth, MN, on file in County Board File No. ____, subject to payments including total taxes and assessments of \$224.83, service fee of \$114, deed tax of \$1.65, deed fee of \$25, and recording fee of \$46; for a total of \$411.48, to be deposited into Fund 240 (Forfeited Tax Fund).

Name Address Contract No.	Legal Description Parcel Code	Taxes and Assessments	Service Fee Deed Tax Deed Fee Recording Fee	Total
Estate of Nick Pocrnich 5119 London Rd Duluth, MN 55804 C22110027	CITY OF HIBBING LOT: 0015 BLOCK:001 TOWNSITE OF LEETONIA CITY OF HIBBING 141-175-150	\$224,83	\$114.00 \$1.65 \$25.00 \$46.00	\$411.48



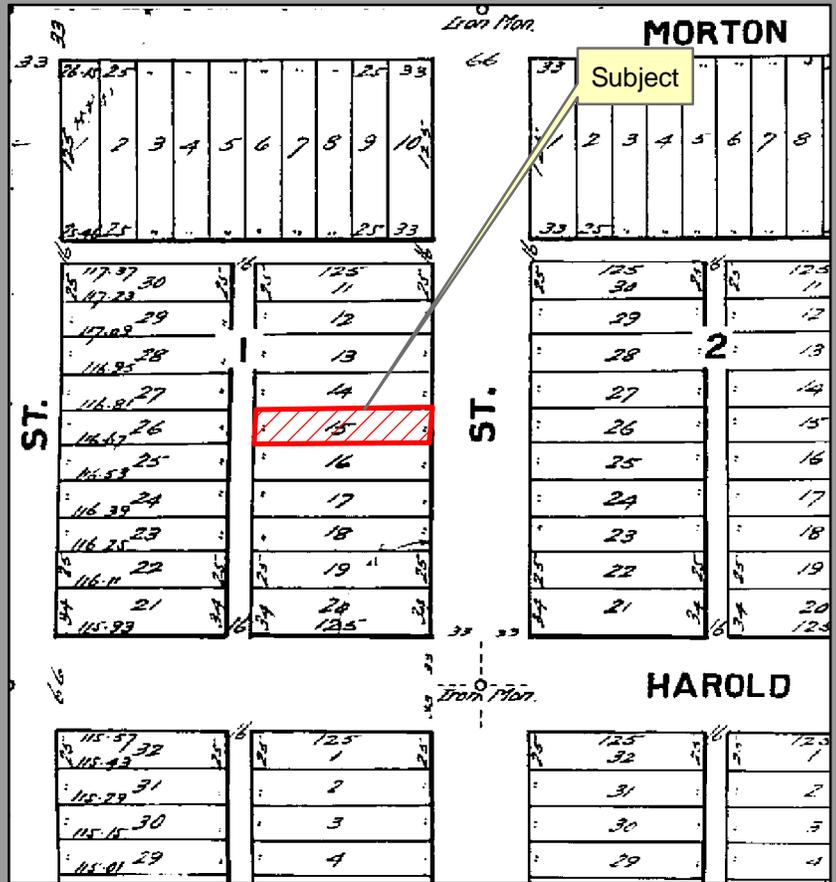
St. Louis County Land Department Tax Forfeited Land Sales

Repurchase of Property

Legal : CITY OF HIBBING
LOT: 0015 BLOCK:001
TOWNSITE OF LEETONIA CITY OF
HIBBING

Parcel Code : 141-0175-00150

LDKEY : 71031

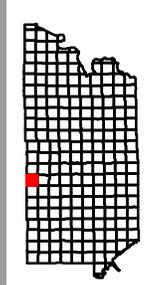


City of Hibbing

Sec: 15 Twp: 57 Rng: 21

Commissioner District # 7

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



St. Louis County, Minnesota

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St. Louis County
Land Department

April 5, 2011



2003 NAIP Photo

BY COMMISSIONER _____

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment of taxes and/or assessments and penalties, costs, and interest; and

WHEREAS, the applicants, Marc Pocrnich (the heir of Nick Pocrnich), Wings Financial Credit Union (mortgagee), and Roger Moller (previous owner) have applied to repurchase state tax forfeited land; and

WHEREAS, the applicants were the owner, the owner's heirs, or mortgagees at the time of forfeiture, and are eligible to repurchase the properties; and

WHEREAS, approving the repurchases will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Wings Financial Credit Union (mortgagee) of Apple Valley, MN, on file in County Board File No. ____, subject to payments including total taxes and assessments of \$14,610.01, service fee of \$114, deed tax of \$37.09, deed fee of \$25, and recording fee of \$46; for a total of \$14,832.10, to be deposited into Fund 240 (Forfeited Tax Fund).

Name Address Contract No.	Legal Description Parcel Code	Taxes and Assessments	Service Fee Deed Tax Deed Fee Recording Fee	Total
Wings Financial Credit Union 14985 Glazier Ave, Suite 100 Apple Valley, MN 55124 C22110028	TOWN OF RICE LAKE LOT: 0010 BLOCK:003 INGLESIDE PARK TOWN OF RICE LAKE 520-140-920	\$14,610.01	\$114.00 \$37.09 \$25.00 \$46.00	\$14,832.10



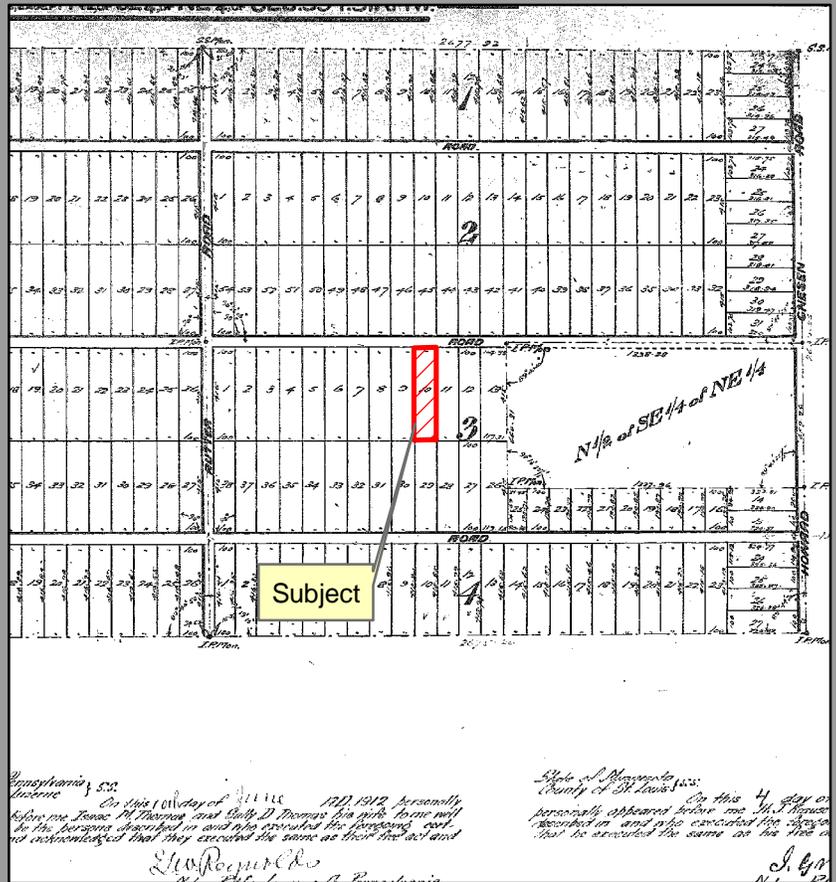
St. Louis County Land Department Tax Forfeited Land Sales

Repurchase of Property

Legal : TOWN OF RICE LAKE
LOT: 0010 BLOCK:003
INGLESIDE PARK TOWN OF
RICE LAKE

Parcel Code : 520-0140-00920

LDKEY : 71034

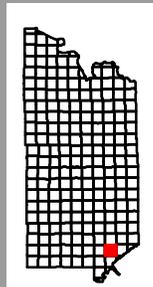


Town of Rice Lake

Sec: 33 Twp: 51 Rng: 14

Commissioner District # 5

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



St. Louis County, Minnesota

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St. Louis County
Land Department

April 5, 2011



2003 NAIP Photo

BY COMMISSIONER _____

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment of taxes and/or assessments and penalties, costs, and interest; and

WHEREAS, the applicants, Marc Pocrnich (the heir of Nick Pocrnich), Wings Financial Credit Union (mortgagee), and Roger Moller (previous owner) have applied to repurchase state tax forfeited land; and

WHEREAS, the applicants were the owner, the owner's heirs, or mortgagees at the time of forfeiture, and are eligible to repurchase the properties; and

WHEREAS, approving the repurchases will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Roger Moller of Eveleth, MN, on file in County Board File No. ____, subject to payments including total taxes and assessments of \$528.32, service fee of \$114, deed tax of \$1.74, deed fee of \$25, and recording fee of \$46; for a total of \$715.06, to be deposited into Fund 240 (Forfeited Tax Fund).

Name Address Contract No.	Legal Description Parcel Code	Taxes and Assessments	Service Fee Deed Tax Deed Fee Recording Fee	Total
Roger Moller 7657 Murphy Lake Rd Eveleth, MN 55734 C22110030	CITY OF EVELETH SITE NO 14 OF W 1/2 OF SW 1/4 OF SW 1/4 ETC SEC 29 TWP58 RGE 17 40-205-74	\$528.32	\$114.00 \$1.74 \$25.00 \$46.00	\$715.06



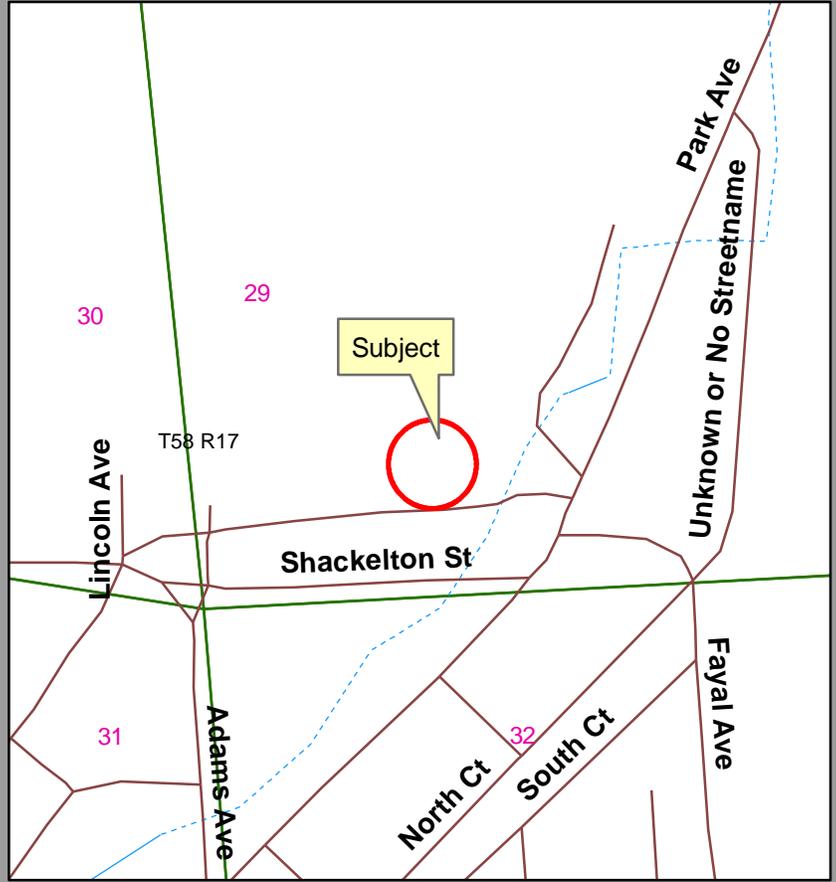
**St. Louis County Land Department
Tax Forfeited Land Sales**

Repurchase of Property

Legal : CITY OF EVELETH
SITE NO 14 OF W 1/2 OF SW 1/4
OF SW 1/4 ETC
Sec 29 Twp 58 Rge 17

Parcel Code : 040-0205-00074

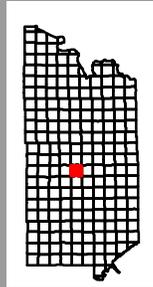
LDKEY : 71008



City of Eveleth Sec:29 Twp: 58 Rng: 17

Commissioner District # 6

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



St. Louis County, Minnesota

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**St. Louis County
Land Department**

April 5, 2011



2003 NAIP Photo

BOARD LETTER NO. 11 - 105

ENVIRONMENT & NATURAL RESOURCES COMMITTEE CONSENT NO. 1

BOARD AGENDA NO.

DATE: April 5, 2011

RE: Repurchase of State Tax
Forfeited Lands - Associated
Bank, National Association

FROM: Kevin Z. Gray
County Administrator

Robert Krepps
Land Commissioner

RELATED DEPARTMENT GOAL:

To provide financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is requested to approve the application to repurchase state tax forfeited land.

BACKGROUND:

Minn. Stat. § 282.241 provides for state tax forfeited land to be repurchased by the owner at the time of forfeiture, or the owner's heirs, devisees, representatives, or mortgagees, subject to payment equivalent to the delinquent taxes and assessments, with penalties, costs, and interest. The property to be repurchased forfeited to the State of Minnesota on November 30, 2010. The repurchase deadline for this non-homestead property is November 29, 2011. Associated Bank, National Association of Milwaukee, WI has made application to repurchase the property and is eligible to repurchase the property because they were the mortgagee at the time of forfeiture.

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the repurchase request of Associated Bank, National Association of Milwaukee, WI. The repurchase fees listed below are to be deposited into Fund 240 (Forfeited Tax Fund).

Associated Bank, National Association (mortgagee), Milwaukee, WI

Parcel Code	40-180-1120
Taxes and Assessments	\$124,720.08
Service Fees	\$114.00
Deed Tax	\$411.58
Deed Fee	\$25.00
Recording Fee	\$46.00
Total Consideration	\$125,316.66

BY COMMISSIONER _____

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the mortgagee subject to payment of delinquent taxes and assessments with penalties, costs, and interest; and

WHEREAS, the applicant, Associated Bank, National Association of Milwaukee, WI, has applied to repurchase state tax forfeited land; and

WHEREAS, the applicant was the mortgagee at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the repurchase application by Associated Bank, National Association (mortgagee) of Milwaukee, WI on file in County Board File No. _____, subject to payments including total taxes and assessments of \$124,720.08, service fee of \$114, deed tax of \$411.58, deed fee of \$25, and recording fee of \$46; for a total of \$125,316.66, to be deposited into Fund 240 (Forfeited Tax Fund).

Name Address Contract No.	Legal Description Parcel Code	Taxes and Assessments	Service Fee Deed Tax Deed Fee Recording Fee	Total
Associated Bank, National Association 401 E. Kilbourn Ave. Milwaukee, WI 53089	CITY OF EVELETH SEE ATTACHED LEGAL DESCRIPTION 40-180-1120	\$124,720.08	\$114.00 \$411.58 \$25.00 \$46.00	\$125,316.66

LEGAL DESCRIPTION 40-180-1120

ALL OF BLOCK 9, ALL OF LOTS 6 & 7 AND PART OF LOTS 5 & 8 BLOCK 8, LOTS 1 THRU 19 AND PART OF LOT 20 BLOCK 10, AND PART OF LOTS 4 & 5 BLOCK 11, LYING WITHIN 2 TRACTS DESCRIBED AS FOLLOWS: THAT PART OF THE NE1/4 OF NW1/4 OF SEC 1 TWN 57 RG 18 THE ENTIRETY OF WHICH IS ALSO WITHIN THE PLAT OF VOLCANSEK ADDITION TO EVELETH AND INCLUDES THAT PART OF BLK 8, 9, 10 & 11 AS FOLLOWS ALSO INCLUDES ALL STREET AND ALLEY RT OF WAYS BLK 8: ALL OF LOTS 6 AND 7 AND PART OF LOTS 5 AND 8 BLK 9 ALL OF LOTS 1 THRU 20 BLK 10 PARTS OF LOTS 1 THRU 4 BLK 11 PARTS OF LOTS 4 & 5 ALL OF WHICH ARE BOUNDED BY THE FOLLOW DESCRIBED LINE: COMM AT THE N 1/16 CORNER OF THE NW1/4 OF SEC 1 TWN 57 RG 18 THENCE S 0 DEG00'00"E (ASSUMED BEARING) 687.52 FT ALONG THE W LINE OF SAID NE1/4 OF NW1/4 TO A PT THENCE S 86DEG07'30"E 33.08 FT TO THE PT OF BEG SAID PT BEING THE NW CORNER OF SAID BLK 9 OF VOLCANSEK ADD TO EVELETH THENCE FROM SAID PT OF BEG S86DEG07'30"E 608.15 FT TO A PT THENCE S 0 DEG 00'00" E 367.95 FT TO A PT THENCE N77DEG32'30"W 621.39 FT TO A PT THENCE N 0 DEG 00'00"E 275 FT TO THE PT OF BEG PARCEL II THAT PART OF THE NE1/4 OF NW1/4 OF SEC 1 TWN 57 RG 18 THE ENTIRETY OF WHICH IS ALSO WITHIN THE PLAT OF VOLCANSEK ADDITION TO EVELETH AND INCLUDES THAT PART OF BLKS 10 & 11 AS FOLLOWS ALSO INCLUDES ALL STREET AND ALLEY RT OF WAYS BLK 10 ALL OF LOTS 5 THRU 19 AND PARTS OF LOTS 1, 2, 3, 4 AND 20 BLK 11 PARTS OF LOTS 4 & 5 ALL OF WHICH ARE BOUNDED BY THE FOLLOWING DESCRIBED LINE: COMM AT THE N1/16 CORNER OF THE NW1/4 OF SEC 1 TWN 57 RG 18 THENCE S 0 DEG00'00"E (ASSUMED BEARING) 687.52 FT ALONG THE W LINE OF SAID NE1/4 OF NW1/4 TO A PT THENC S86DEG07'30"E 33.08 FT TO A PT THENCE S 0 DEG 00'00"E 275 FT TO THE PT OF BEG THENCE FROM SAID PT OF BEG S77DEG32'30"E 621.39 FT TO A PT THENCE S40DEG22'33"W 281.18 FT TO A PT ON THE SLY BOUNDARY OF SAID BLK 10 THENCE N87DEG32'30"W 425 FT TO A PT WHICH IS THE SW CORNER OF SAID BLK 10 THENCE N 0 DEG 00'00"E 330.03 FT TO THE PT OF BEG VOLCANSEK ADDITION TO EVELETH



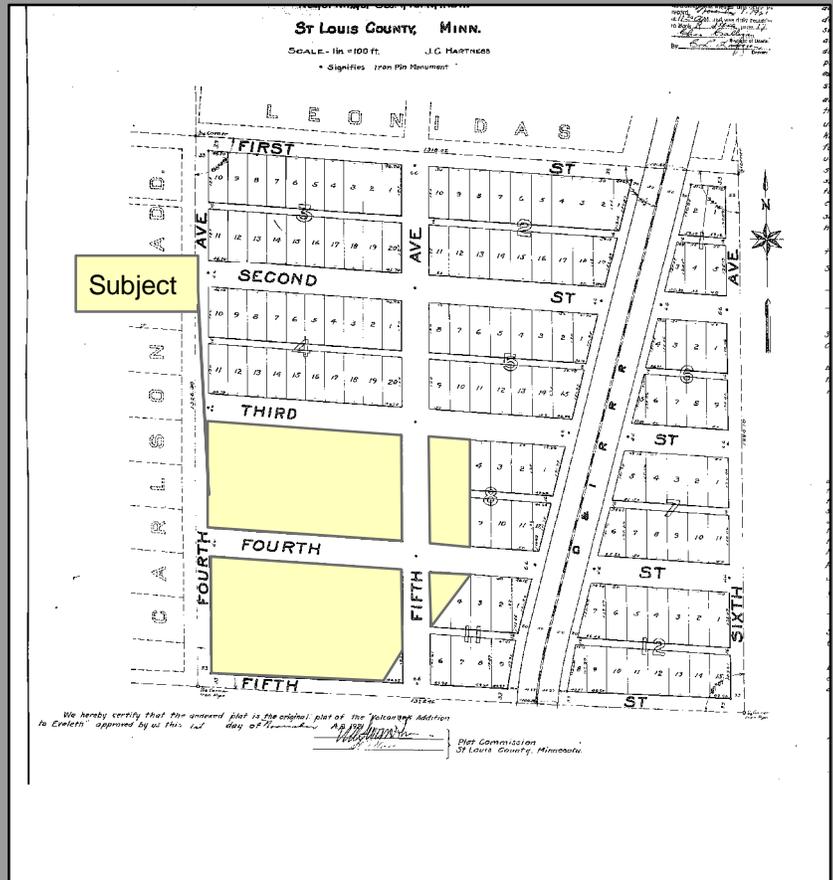
St. Louis County Land Department Tax Forfeited Land Sales

Repurchase Property

Legal : See Attached

Parcel Code : 40-180-1120

LDKEY : 71007

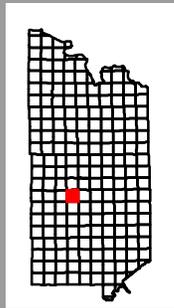


City of Eveleth

Sec: 1 Twp: 57 Rng: 18

Commissioner District # 6

- 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

April 5, 2011



WHEREAS, the St. Louis County Board appoints citizens to serve on the Civil Service Commission; and

WHEREAS, the resignation of Mr. Harold Baland has created a vacancy on this commission.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to advertise and accept applications until May 6, 2011, for the vacant position on the Civil Service Commission.