

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

February 5, 2013

County Board Room, Room 200, St. Louis County Courthouse, Duluth, Minnesota

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

RESOLUTIONS FOR APPROVAL:

Minutes for the January 15, 2013, meeting.

Minutes for the January 22, 2013, meeting.

Health & Human Services Committee – Commissioner Stauber, Chair

1. Amend the County Burial Policy to conform to Minn. Stat. § 261.035 and rescind Board Resolution No. 01-357, dated June 5, 2001.

Environment & Natural Resources Committee – Commissioner Nelson, Chair

2. Application to repurchase state tax forfeited land by David McCray of Hibbing, Minnesota, approved upon total payment of \$7,940.80.
3. Appraisal report for sale of timber as submitted by the Land Commissioner.

Public Works & Transportation Committee – Commissioner Forsman, Chair

4. Support the application for a Minn. Dept. of Transportation (MnDOT) Safe Routes to School grant to construct a sidewalk along County State Aid Highway (CSAH) No. 4 (Rice Lake Road) from a point near Marshall School to West Arrowhead Road.
5. Cooperative agreement authorized with MnDOT to install two (2) Intersection Conflict Warning Systems at the intersections of MN Trunk Highway No. 1 and CSAH No. 77 located near Tower, and US Trunk Highway No. 2 and CSAH No. 98 located east of Hermantown, under State Project No. 8816-1765 (T.H. 1,2).
6. Cooperative agreement authorized with Carlton, Itasca, Lake and Pine Counties to install ground-in-wet-reflective edgeline on various highways in these counties and St. Louis County.

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Finance & Budget Committee – Commissioner Raukar, Chair

7. Flood damage abatement list for Board approval.
8. Workers' compensation report dated January 25, 2013.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

9. Public hearing established for March 12, 2013, at 9:40 a.m. in the County Board Room, Courthouse, Duluth, MN, to consider renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Point".

**Official Proceedings of the County Board
of Commissioners**

BY COMMISSIONER _____

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of January 15, 2013, are hereby approved.

**Official Proceedings of the County Board
of Commissioners**

BY COMMISSIONER _____

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of January 22, 2013, are hereby approved.

County Burial Policy

BY COMMISSIONER _____

WHEREAS, when a person dies in St. Louis County without means to provide for his or her funeral or final disposition, the county is required by Minn. Stat. § 261.035 to provide for that funeral and final disposition; and

WHEREAS, the St. Louis County Board adopted Resolution No. 01-357, dated June 5, 2001, and adopted a revised funeral policy; and

WHEREAS, Minn. Stat. § 261.035 has subsequently been amended since the 2001 resolution and therefore, the county's policy is no longer in conformity with state statute; and

WHEREAS, the county policy must be revised to reflect current law and it appears prudent to adopt Minn. Stat. § 261.035 as county policy.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board rescinds Resolution No. 01-357, dated June 5, 2001, and adopts Minn. Stat. § 261.035 as the County Burial Policy.

RESOLVED FURTHER, that the funeral fee schedule may be adjusted without further action of the County Board; said adjustment will be determined by the Director and Public Health and Human Services Department (PHHS) and the County Attorney's office. The PHHS county burial procedure will be amended to reflect any adjustment and a copy will be provided to all funeral homes and members of the County Board. In no case shall an adjustment exceed the U.S. Consumer Price Index average for all items without prior County Board approval.

Repurchase of State Tax Forfeited Land - McCray

BY COMMISSIONER _____

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

WHEREAS, the applicant, David McCray of Hibbing, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF HIBBING

LOT: 0015 BLOCK: 004, AVIATORS FIELD ADDITION

PARCEL CODE: 140-0030-00850; and

WHEREAS, the applicant was the owner of record 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 David McCray of Hibbing, MN, on file in County Board File No. _____, subject to payments including total taxes and assessments of \$7,411.34, service fee of \$114, deed tax of \$24.46, deed fee of \$25, recording fee of \$46 and court costs of \$320; for a total of \$7,940.80, to be deposited into Fund 240 (Forfeited Tax Fund).

Appraisal Report for the Sale of Timber

BY COMMISSIONER _____

RESOLVED, that the appraisal report for sale of timber, numbered Tracts 1 & 2 as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 59590, is approved and the County Auditor is authorized to carry out the recommendation as listed in said appraisal report.

LAND COMMISSIONERS TRANSMITTAL OF
APPRAISAL REPORTS TO BOARD OF COUNTY COMMISSIONERS

TO: BOARD OF COUNTY COMMISSIONERS, ST. LOUIS COUNTY, MINNESOTA

Listed below are two tracts of timber to be offered for sale from State of Minnesota Tax Forfeited lands. Appraisal reports are on file in the Land Commissioner's Office upon request.

LAND COMMISSIONER'S REPRESENTATIVE

January 29, 2013
Date

<u>TRACT NUMBER</u>	<u>DESCRIPTION</u>	<u>SEC</u>	<u>TWP</u>	<u>RGE</u>	<u>TIMBER VALUE</u>
1	NW1/4-SW1/4	24	65	17	\$1,861.95
2	NW1/4-SW1/4	24	65	17	\$1,762.95

TOTAL VALUE OF TRACTS: \$3,624.90

The Land Commissioner's appraisal and recommendation as listed above was approved except as noted by the Board of County Commissioners, and the County Auditor is hereby authorized and directed to carry out the recommendation of said report as approved by the Board of County Commissioners.

County Board File No. _____ By: _____
Clerk of County Board

Date: _____

Rice Lake Road Safe Routes to School Grant Application

BY COMMISSIONER _____

WHEREAS, the Safe Routes to School Program is a federally funded program to fund infrastructure and non-infrastructure projects to make improvements that encourage and support students to walk and bicycle to school; and

WHEREAS, the Minnesota Department of Transportation administers the Safe Routes to School Grant Program for local agencies in Minnesota; and

WHEREAS, St. Louis County is working in cooperation with the Duluth-Superior Metropolitan Interstate Council to submit a Safe Routes to School grant application to construct a sidewalk on Rice Lake Road (County State Aid Highway No. 4).

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board supports the Safe Routes to School grant application to construct a sidewalk on Rice Lake Road (County State Aid Highway No. 4) beginning at a point near Marshall School and ending at West Arrowhead Road.

Installation of Intersection Conflict Warning System

BY COMMISSIONER _____

WHEREAS, improving the design and operation of highway intersections is a critical emphasis area in Minnesota; and

WHEREAS, the Minnesota Department of Transportation (MnDOT) has identified two intersections in St. Louis County to install the Intersection Conflict Warning System; and

WHEREAS, St. Louis County Public Works Department has reviewed and approved the warning system and proposed installation locations.

NOW, THEREFORE, BE IT RESOLVED, that St. Louis County enters into MnDOT Agreement No. 01469 with the State of Minnesota, Department of Transportation, for the following purposes:

Provide Electrical Energy for the new Intersection Conflict Warning System at the intersection of Trunk Highway No. 1 and County State Aid Highway No. 77 and Electrical Energy for the new Intersection Conflict Warning System at the intersection of US Trunk Highway No. 2 and County State Aid Highway No. 98, under State Project No. 8816-1765 (T.H. 1, 2), within St. Louis County.

Installation of Ground-in-Wet-Reflective Edgeline

BY COMMISSIONER _____

WHEREAS, keeping vehicles on the roadway is a critical emphasis area in Minnesota; and

WHEREAS, the Minnesota Department of Transportation has secured federal funding for counties in District 1 for a joint highway safety improvement project to install ground-in-wet-reflective edgeline in 2013; and

WHEREAS, the participating counties in this project are Carlton, Itasca, Lake, Pine and St. Louis.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a cooperative agreement, and any amendments authorized by the St. Louis County Attorney, with Carlton County, Itasca County, Lake County and Pine County to install ground-in-wet-reflective edgeline on various highways in these counties and St. Louis County.

Flood Damage Abatement List for Board Approval

BY COMMISSIONER _____

WHEREAS, certain property owners who sustained damage as a result of the June 19-20, 2012 flood event are eligible for abatements of 2012 property taxes.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the applications for flood damage abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 59577.

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated January 25, 2013, on file in the office of the County Auditor, identified as County Board File No. 59592, is hereby received and ratified as payable from Fund 730, Agency 730001.

**Establish Public Hearing to Consider Renaming Johnson's Point to
"Eagle Point" on Pelican Lake, Leiding Township**

BY COMMISSIONER _____

WHEREAS, the St. Louis County Auditor has received a petition signed by residents of the Pelican Lake area in support of renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Pointe," and at least fifteen (15) of the petition signers have been verified as registered voters by the County Auditor; and

WHEREAS, D. Max and Mary A. Smith of Orr, MN, provided the following information in support of the name change:

"This point on Pelican Lake has been home to bald eagle nests for many years. We feel that the name change to 'Eagle Pointe' would be a benefit to the private residents on both sides of the point and to commercial properties in the vicinity including the resort to the north and west of the point. The name 'Johnson's Point' is not an asset to the surrounding neighborhood. The name 'Eagle Pointe' is more enticing to visitors considering a trip to Pelican Lake. Also, having the point and the lake itself both named after well-known birds is an advantage."; and

WHEREAS, County Administration has contacted Peter Boulay, State Climatology Office, Department of Natural Resources (DNR), Division of Waters, about the proposed name identification, and Mr. Boulay researched state geological features named "Eagle" in the state of Minnesota, and could not find another point identified with that name but suggested the more traditional spelling of "Point"; and

WHEREAS, with this spelling change, the DNR is supportive of the naming proposal and has encouraged a positive action by the St. Louis County Board; and

WHEREAS, Minnesota Statutes require that the County Board conduct a public hearing on any request for the naming or renaming of state geological features and waterways.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board establishes a public hearing for Tuesday, March 12, 2013, at 9:40 a.m. in the County Board Room, St. Louis County Courthouse, Duluth, MN, to consider renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Point".