



***AMENDED AGENDA**

**REGULAR MEETING
OF THE BOARD OF COMMISSIONERS OF
ST. LOUIS COUNTY, MINNESOTA**

Tuesday, October 14, 2014, 9:30 A.M.

**Hermantown City Hall
5105 Maple Grove Road
Hermantown, Minnesota**

**MIKE FORSMAN, Chair
Fourth District**

**FRANK JEWELL
First District**

**PATRICK BOYLE
Second District**

**CHRIS DAHLBERG
Third District**

**PETE STAUBER, Vice-Chair
Fifth District**

**KEITH NELSON
Sixth District**

**STEVE RAUKAR
Seventh District**

County Auditor
Donald Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Phil Chapman

The St. Louis County Board of Commissioners welcomes you to this meeting. This agenda contains a brief description of each item to be considered. The Board encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Board when a motion is on the floor. If you wish to speak on a matter that does not appear on the agenda, you may do so during the public comment period at the beginning of the meeting. Except as otherwise provided by the Standing Rules of the County Board, no action shall be taken on any item not appearing in the agenda.

When addressing the Board, please sign in at the podium and state your name and address for the record. Please address the Board as a whole through the Chair. Comments to individual Commissioners or staff are not permitted. The St. Louis County Board promotes adherence to civility in conducting the business of the County. Civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issue before the Board. Tools of civility include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility [County Board Resolution No. 560, adopted on September 9, 2003]. Speakers will be limited to five (5) minutes.

****In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify Property Management 72 hours prior to the meeting at (218)725-5085.****

All supporting documentation is available for public review in the County Auditor's Office, 100 North 5th Avenue West - Room No. 214, St. Louis County Courthouse, Duluth, MN, during regular business hours 8:00 A.M. - 4:30 P.M., Monday through Friday. Agenda is also available on our website at <http://www.stlouiscountymn.gov/GOVERNMENT/BoardofCommissioners.aspx>

***AMENDED AGENDA
St. Louis County Board
October 14, 2014
Page 2**

9:30 A.M. Moment of Silence
 Pledge of Allegiance
 Roll Call

AT THIS TIME CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD ON ITEMS NOT ON THE AGENDA. [Speakers will be limited to 5 minutes each.]

FOR ITEMS LISTED ON THE BOARD AGENDA OR COMMITTEE OF THE WHOLE AGENDA, CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

CONSENT AGENDA

Approval of business submitted on the consent agenda.

REGULAR AGENDA

Environment & Natural Resources Committee – Commissioner Dahlberg, Chair

1. Sale of state tax forfeited lands to adjoining property owners. {14-369R} [Without recommendation.]

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

2. Griesbach settlement agreement. {14-393 }
- *3. The County's Labor Relations Negotiator and Human Resources Director have requested a closed session of the Committee of the Whole for labor negotiation purposes. It is requested that the County Board convene a closed session immediately after the Board meeting adjourns.

ADJOURNED:

BOARD LETTER NO. 14 – 369
REPLACEMENT

ENVIRONMENT & NATURAL RESOURCES COMMITTEE
CONSENT NO. 4

OCTOBER 14, 2014 BOARD AGENDA NO. 1

DATE: October 14, 2014 **RE:** Adjoining Owner Sale

FROM: Kevin Z. Gray
County Administrator

Mark Weber, Director
Land and Minerals

Donald Dicklich
County Auditor

RELATED DEPARTMENTAL GOAL:

Financial return to the county and taxing districts.

ACTION REQUESTED:

The St. Louis County Board is requested to authorize the special sale of state tax forfeited land on Minnesota Point (Park Point) in Duluth to adjoining or adjacent owners.

BACKGROUND:

All parcels have been reviewed and appraised, and are recommended for sale. Parcels have also been reviewed and approved for sale by the Duluth Seaway Port Authority and the City of Duluth. Minnesota Session Laws 2014, Chapter 217, Sec. 30 and 32, allows the direct sale of state tax forfeited lands bordering public waters on Minnesota Point which cannot be improved because of noncompliance with local ordinances regarding minimum area, shape, frontage, or access.

These parcels have been identified as noncompliant with local ordinances and subject to special sale under this enabling legislation. At the October 7th Committee of the Whole meeting this item was moved without recommendation to the October 14 County Board meeting, with a specific request for maps of the parcels and for determination of non-conservation status, which is required or the sale of tax forfeited lands.

RECOMMENDATION:

It is recommended that the St. Louis County Board authorize the special sale of nonconforming state tax forfeited land on Minnesota Point with proceeds from the sale to be deposited into Fund 240 (Forfeited Tax Fund). The County Board is also asked to reclassify the parcels to non-conservation lands pursuant to Minn. Stat. § 282.01.

**REPLACEMENT RESOLUTION
OCTOBER 14, 2014**

Adjoining Owner Sale

BY COMMISSIONER _____

WHEREAS, The St. Louis County Land and Minerals department has sought and received special legislation to conduct a private sale of the parcels described in County Board file _____; and

WHEREAS, Minnesota Session Laws 2014, Chapter 217, Sec. 30 and 32, allows the direct sale of state tax forfeited lands bordering public waters on Minnesota Point which cannot be improved because of noncompliance with local ordinances regarding minimum area, shape, frontage, or access, and, at the discretion of the St. Louis County Auditor, be offered and sold by the county auditor to any single, specific or adjacent landowner without notifying or offering to sell to all adjoining or adjacent landowners; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board hereby reclassifies these parcels as non-conservation land pursuant to Minnesota Stat. § 282.01, as is required for the sale of tax forfeited land.

RESOLVED FURTHER, That the County Board approves the sale of the parcels described in County Board file _____, and the County Auditor is authorized to offer the parcels at private sale to any single, specific adjoining or adjacent landowner without notifying or offering to sell to all adjoining or adjacent landowners to encourage return of the parcels to the tax rolls. Funds from the sales are to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, That if the single, specific adjoining or adjacent landowner does not purchase said lot within the specified billing terms, the property may be offered to the remaining adjoining or adjacent owners.

Tax Forfeit Parcels by Adjoining Owner Sales

Parcel Code	LDKey	Legal Description	Price
010-3110-01800	118483	LOT 347, LOWER DULUTH MINNESOTA AVENUE	\$24,120.00
010-3110-01810	118484	LOT 349, LOWER DULUTH MINNESOTA AVENUE	\$10,032.00
010-3110-01820	118485	LOT 351, LOWER DULUTH MINNESOTA AVENUE	\$10,032.00
010-3110-01830	118486	LOT 353, LOWER DULUTH MINNESOTA AVENUE	\$8,800.00
010-3110-01840	118487	LOT 355, LOWER DULUTH MINNESOTA AVENUE	\$9,640.00
010-3110-01940	102928	LOT 375, LOWER DULUTH MINNESOTA AVENUE	\$8,824.00
010-3110-01950	118406	LOT 377, LOWER DULUTH MINNESOTA AVENUE	\$8,296.00
010-3110-01960	118407	LOT 379, LOWER DULUTH MINNESOTA AVENUE	\$9,064.00
010-3110-01970	118408	LOT 381, LOWER DULUTH MINNESOTA AVENUE	\$10,944.00
010-3110-01980	118409	LOT 383, LOWER DULUTH MINNESOTA AVENUE	\$10,680.00
010-3110-01990	118410	LOT 385, LOWER DULUTH MINNESOTA AVENUE	\$11,576.00
010-3110-02000	118411	LOT 387, LOWER DULUTH MINNESOTA AVENUE	\$11,712.00
010-3110-02010	118412	LOT 389, LOWER DULUTH MINNESOTA AVENUE	\$11,168.00
010-3110-02020	118413	LOT 391, LOWER DULUTH MINNESOTA AVENUE	\$10,728.00
010-3110-02030	118414	LOT 393, LOWER DULUTH MINNESOTA AVENUE	\$8,656.00
010-3120-02190	118488	LOT 22, LOWER DULUTH ST LOUIS AVENUE	\$2,472.00
010-3120-02200	118489	LOT 24, LOWER DULUTH ST LOUIS AVENUE	\$2,304.00
010-3120-02210	118490	LOT 26, LOWER DULUTH ST LOUIS AVENUE	\$2,704.00
010-3120-02220	118491	LOT 28, LOWER DULUTH ST LOUIS AVENUE	\$2,392.00
010-3120-02230	118492	LOT 30, LOWER DULUTH ST LOUIS AVENUE	\$2,832.00
010-3120-02310	118554	LOT 44, LOWER DULUTH ST LOUIS AVENUE	\$2,616.00
010-3120-02320	118555	LOT 46, LOWER DULUTH ST LOUIS AVENUE	\$1,144.00
010-3120-02330	118556	LOT 48, LOWER DULUTH ST LOUIS AVENUE	\$2,272.00
010-3120-02340	118481	LOT 50, LOWER DULUTH ST LOUIS AVENUE	\$2,808.00
010-3120-02350	118480	LOT 52, LOWER DULUTH ST LOUIS AVENUE	\$4,576.00
010-3120-02360	118482	LOT 54, LOWER DULUTH ST LOUIS AVENUE	\$4,176.00
010-3120-02380	118493	LOT 58, LOWER DULUTH ST LOUIS AVENUE	\$7,256.00
010-3120-02390	118494	LOT 60, LOWER DULUTH ST LOUIS AVENUE	\$8,560.00
010-3120-02400	118495	LOT 62, LOWER DULUTH ST LOUIS AVENUE	\$3,496.00
010-3120-02410	118496	LOT 64, LOWER DULUTH ST LOUIS AVENUE	\$2,344.00
010-3120-02420	118497	LOT 66, LOWER DULUTH ST LOUIS AVENUE	\$1,832.00
010-3120-02430	118498	LOT 68, LOWER DULUTH ST LOUIS AVENUE	\$1,616.00
010-3120-02480	118499	LOT 78, LOWER DULUTH ST LOUIS AVENUE	\$500.00

Parcel Code	LDKey	Legal Description	Price
010-3120-02490	118500	LOT 80, LOWER DULUTH ST LOUIS AVENUE	\$968.00
010-3120-02500	118501	LOT 82, LOWER DULUTH ST LOUIS AVENUE	\$1,856.00
010-3120-02510	118502	LOT 84, LOWER DULUTH ST LOUIS AVENUE	\$2,392.00
010-3120-02520	102937	LOT 86, LOWER DULUTH ST LOUIS AVENUE	\$5,080.00
010-3120-02530	102938	LOT 88, LOWER DULUTH ST LOUIS AVENUE	\$1,640.00
010-3120-02600	118503	LOT 102, LOWER DULUTH ST LOUIS AVENUE	\$2,800.00
010-3120-02610	118504	LOT 104, LOWER DULUTH ST LOUIS AVENUE	\$3,048.00
010-3120-02620	118505	LOT 106, LOWER DULUTH ST LOUIS AVENUE	\$500.00
010-3120-02750	118561	LOT 124, LOWER DULUTH ST LOUIS AVENUE	\$4,912.00
010-3120-02780	118562	LOT 130, LOWER DULUTH ST LOUIS AVENUE	\$14,088.00
010-3120-02790	102941	LOT 132, LOWER DULUTH ST LOUIS AVENUE	\$16,384.00
010-3120-03080	102942	LOT 186, LOWER DULUTH ST LOUIS AVENUE	\$8,288.00
010-3120-03120	102943	LOT 194, LOWER DULUTH ST LOUIS AVENUE	\$8,976.00
010-3120-03200	118506	LOT 206, LOWER DULUTH ST LOUIS AVENUE	\$7,896.00
010-3120-03210	118507	LOT 208, LOWER DULUTH ST LOUIS AVENUE	\$5,528.00
010-3120-03220	118508	LOT 210, LOWER DULUTH ST LOUIS AVENUE	\$1,488.00
010-3120-03230	118509	LOT 212, LOWER DULUTH ST LOUIS AVENUE	\$1,184.00
010-3120-03315	118601	LOT 228 EX N 15 FT AND EX S 25 FT OF E 32 FT ABUTTING LOT 227 LOWER DULUTH ST LOUIS AVENUE	\$500.00
010-3120-03316	118602	N 15 FT OF LOT 228 LOWER DULUTH ST LOUIS AVENUE	\$3,624.00
010-3120-03570	118510	LOT 274, LOWER DULUTH ST LOUIS AVENUE	\$2,040.00
010-3120-03580	118511	LOT 276, LOWER DULUTH ST LOUIS AVENUE	\$500.00
010-3120-03590	102947	LOT 278, LOWER DULUTH ST LOUIS AVENUE	\$500.00
010-3120-03700	118512	LOT 298, LOWER DULUTH ST LOUIS AVENUE	\$8,824.00
010-3120-03710	118513	LOT 300, LOWER DULUTH ST LOUIS AVENUE	\$7,368.00
010-3120-03830	118514	LOT 324, LOWER DULUTH ST LOUIS AVENUE	\$2,984.00
010-3120-03840	118515	LOT 326, LOWER DULUTH ST LOUIS AVENUE	\$1,440.00
010-3120-03850	118516	LOT 328, LOWER DULUTH ST LOUIS AVENUE	\$4,088.00
010-3120-03860	118517	LOT 330, LOWER DULUTH ST LOUIS AVENUE	\$6,480.00
010-3120-03930	118518	LOT 342, LOWER DULUTH ST LOUIS AVENUE	\$500.00
010-3120-03940	118519	LOT 344, LOWER DULUTH ST LOUIS AVENUE	\$776.00
010-3120-03950	118520	LOT 346, LOWER DULUTH ST LOUIS AVENUE	\$1,848.00
010-3120-04220	102961	LOT 400, LOWER DULUTH ST LOUIS AVENUE	\$4,152.00



TAX FORFEITED PROPERTIES AUCTION

DRAFT

St. Louis County Land and Minerals Department

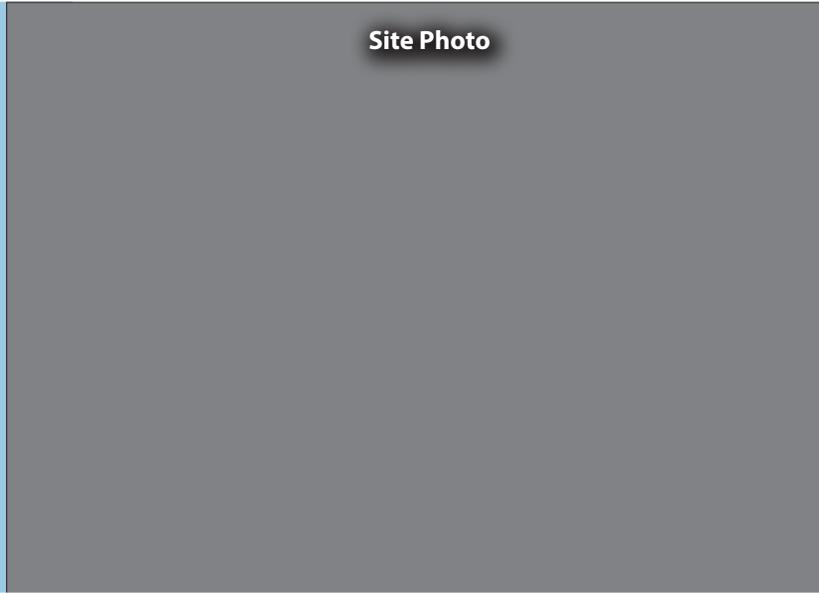
Tract # 6
Land Key: 102928

Contract # C22140118

City of Duluth
Section: 12 Township: 49 Range: 14



Site Photo



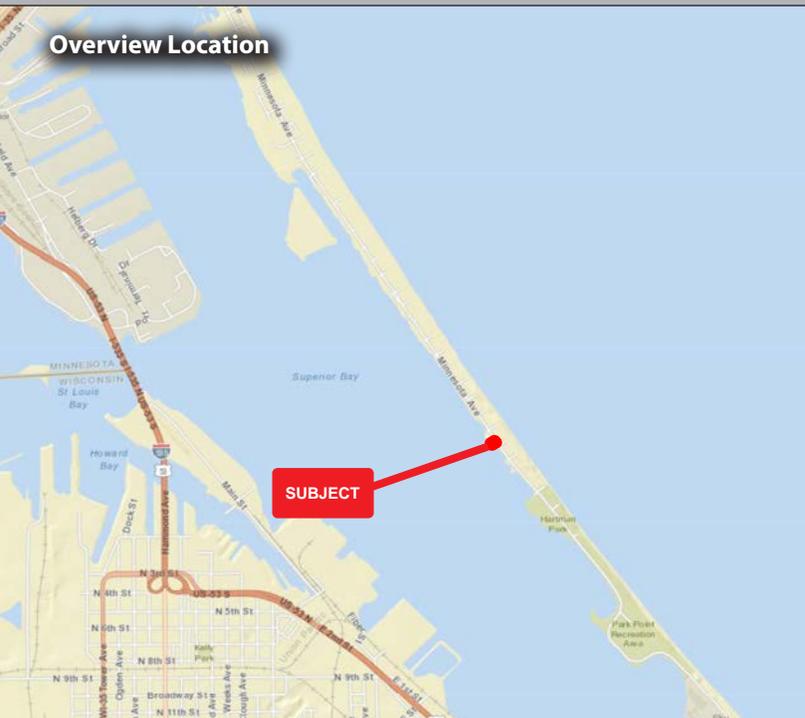
Parcel Information

Parcel Cost*	
TOTAL	\$8,824

* Excludes special assessments listed on next page.

Parcel Size*				
Parcel ID #	Shape	Sq. Ft.	Acres	Legal
010-3110-01940	Rectangle	1,103	0.03+/-	LOT 375, LOWER DULUTH MINNESOTA AVENUE
* All are Estimates		TOTAL	1,103	0.03+/-

Overview Location



Subject Parcel(s)





TAX FORFEITED PROPERTIES AUCTION

DRAFT

St. Louis County Land and Minerals Department

Tract # 15
Land Key: 118414

Contract # C22140127

City of Duluth
Section: 12 Township: 49 Range: 14

About: ???
 ???
 ???
 ???
 ???
 ???
 ???
 Commissioner District #1.

Directions: ???
 ???
 ???



Site Photo



Parcel Information

Parcel Cost*	
TOTAL	\$8,656

* Excludes special assessments listed on next page.

Parcel Size*				
Parcel ID #	Shape	Sq. Ft.	Acres	Legal
010-3110-02030	Rectangle	1,082	0.02+/-	LOT 393, LOWER DULUTH MINNESOTA AVENUE
	TOTAL	1,082	0.02+/-	

* All are Estimates





TAX FORFEITED PROPERTIES AUCTION

St. Louis County Land and Minerals Department

DRAFT

Tract # 21

Land Key: 118554

Contract # C22140133

City of Duluth

Section: 2 Township: 49 Range: 14

About: ???
??
??
??
??
??
??
??
??
Commissioner District #1.

Directions: ???
??
??
??

Site Photo



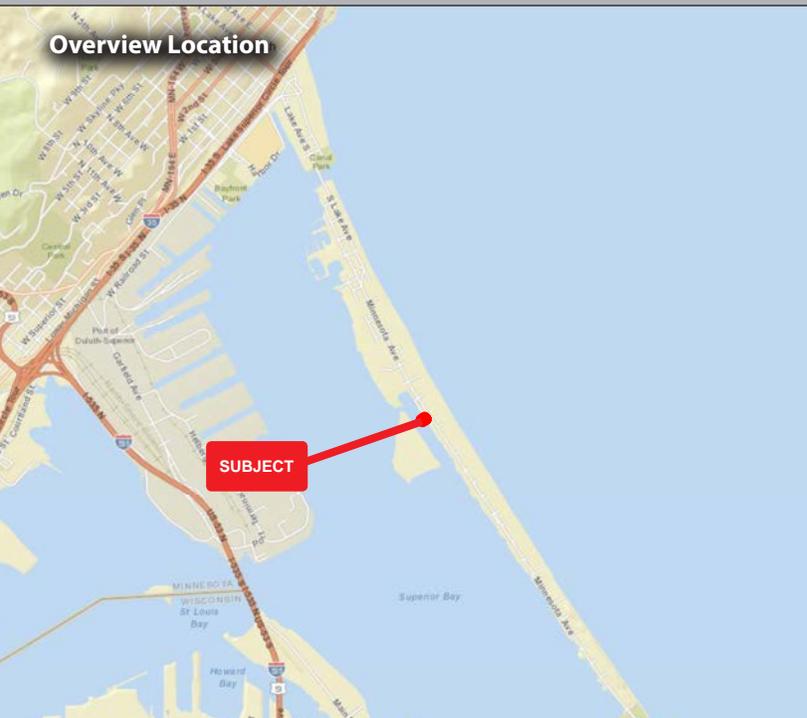
Parcel Information

Parcel Cost*	
TOTAL	\$2,616

* Excludes special assessments listed on next page.

Parcel Size*				
Parcel ID #	Shape	Sq. Ft.	Acres	Legal
010-3120-02310	Rectangle	327	0.01+/-	LOT 44, LOWER DULUTH ST LOUIS AVENUE
* All are Estimates	TOTAL	327	0.01+/-	

Overview Location



Subject Parcel(s)





TAX FORFEITED PROPERTIES AUCTION

DRAFT

St. Louis County Land and Minerals Department

Tract # 37
Land Key: 102937

Contract # C22140149

City of Duluth
Section: 2 Township: 49 Range: 14



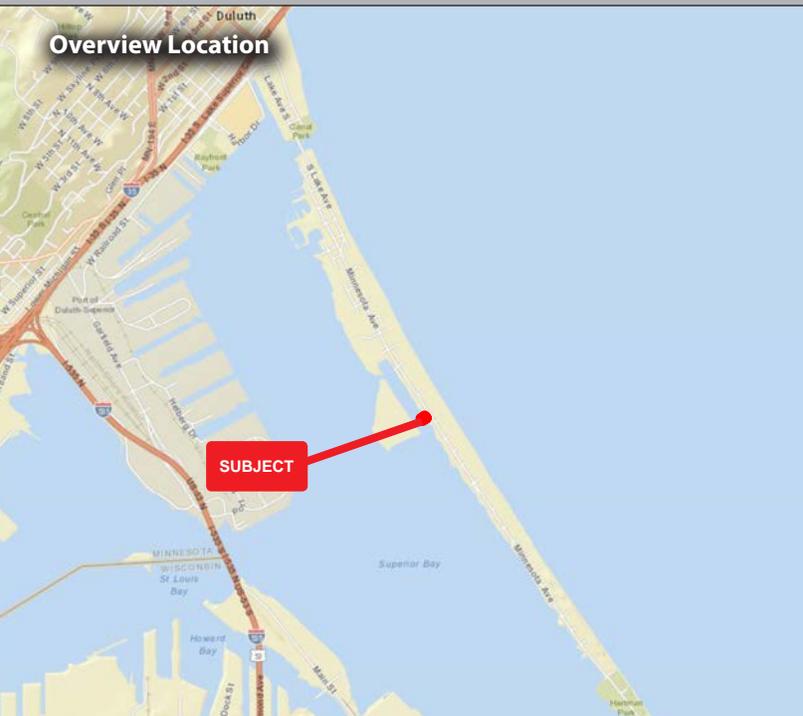
Site Photo

Parcel Information

Parcel Cost*	
TOTAL	\$5,080

* Excludes special assessments listed on next page.

Parcel Size*				
Parcel ID #	Shape	Sq. Ft.	Acres	Legal
010-3120-02520	Rectangle	635	0.01+/-	LOT 86, LOWER DULUTH ST LOUIS AVENUE
* All are Estimates		TOTAL	635	0.01+/-



Overview Location



Subject Parcel(s)

RECOMMENDATION:

It is recommended that the St. Louis County Board approve the proposed settlement and authorize the appropriate county officials to negotiate and execute appropriate settlement documents and to make the payments contemplated by the proposed settlement in the aggregate amount of \$199,500 payable from Fund 720, Agency 720001, Object 636200, with funds transferred in from available Tort Fund Balance, Fund 720, Object 311500.

Griesbach Settlement Agreement

BY COMMISSIONER _____

WHEREAS, In June 2012, Rebecca Griesbach, David Griesbach, and Michelle Steines (formerly known as Michelle Griesbach) commenced an action against St. Louis County, the St. Louis County Sheriff's Office, and a former employee of St. Louis County; and

WHEREAS, The action, captioned *Griesbach v. County of St. Louis*, Case No. 69DU-CV-14-1464, is pending before the Minnesota District Court for the Sixth Judicial District in Duluth, Minnesota; and

WHEREAS, The parties to the action have reached agreement on a proposed settlement that is subject to the approval of the St. Louis County Board; and

WHEREAS, Under the proposed settlement, the plaintiffs will release their claims against the defendants, and St. Louis County will make settlement payments in the aggregate amount of \$199,500; and

WHEREAS, The St. Louis County Board wishes to approve the proposed settlement to avoid the expense and risk associated with further litigation;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the proposed settlement and authorizes the appropriate county officials to negotiate and execute appropriate settlement documents and to make the payments contemplated by the proposed settlement in the aggregate amount of \$199,500, payable from Fund 720, Agency 720001, Object 636200, with funds transferred in from available Tort Fund Balance, Fund 720, Object 311500.

**Resolution for Closed Session of the Committee of the Whole
for Labor Negotiations**

BY COMMISSIONER_____

WHEREAS, Minn. Stat. § 13D.03 allows meetings of the governing body of a public employer to be closed to consider strategy for labor negotiations; and

WHEREAS, The County Labor Relations Negotiator and the Human Resources Director have requested to meet with the County Board in a closed session of the Committee of the Whole to discuss labor negotiations for a particular issue on October 14, 2014, at the Hermantown City Hall, 5105 Maple Grove Road, Hermantown, MN;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners will recess in a closed meeting of the Committee of the Whole on October 14, 2014, in the Hermantown City Hall for the purpose of discussing labor negotiations strategy in accord with Minn. Stat. § 13D.03.