



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

April 9, 2024
Immediately following the Board Meeting, which begins at 10:00 A.M.
County Board Room, St. Louis County Courthouse, Duluth

CONSENT AND REGULAR 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. For items on the Regular Agenda, citizens will be allowed to address the Board at the time a motion is on the floor.

CONSENT AGENDA:

Minutes of April 2, 2024

Public Works & Transportation Committee, Commissioner Musolf, Chair

1. Advance Construction Agreement (1056611) with the Minnesota Department of Transportation for CP 0115-439125, SP 069-715-009 [24-158]
2. Master Bridge Replacement Priority List [24-159]
3. Authorization to Apply to the Multimodal Project Discretionary Grant (MPDG) Program for the Rice Lake Rd (CSAH 4) Corridor Project– CP 0004-490685 [24-160]
4. Acquisition of Right of Way for Reconstruction of CSAH 156 (Harvey St.) from CSAH 21 (Central Ave.) to 9th Ave. E. in the City of Ely; CP 0156-299087, SAP 069-756-001 [24-161]

Finance & Budget Committee, Commissioner Harala, Chair

5. Abatement List for Board Approval [24-162]
- * 9. Camp Esquagama – New Laundry and Bath Building Additional Design Services [24-174]

Environment & Natural Resources Committee, Commissioner Jugovich, Chair

6. Repurchase of State Tax-Forfeited Land – Hoffman (Non-Homestead) [24-163]
7. Repurchase of State Tax-Forfeited Land – Jacobson (Homestead) [24-164]
8. Reclassification of State Tax-Forfeited Lands to Conservation [24-165]

ESTABLISHMENT OF PUBLIC HEARINGS:

Finance & Budget Committee, Commissioner Harala, Chair

1. Establish a Public Hearing to Consider Off-Sale Intoxicating Liquor License (New Independence Township) (Tuesday, May 7, 2024, at 10:05 a.m.) [24-166]

TIME SPECIFIC PRESENTATIONS:

10:30 A.M. Community Impact Report ~ Director Linnea Mirsch

REGULAR AGENDA:

Public Works & Transportation Committee, Commissioner Musolf, Chair

1. Award of Bids: Clearing and Grubbing, Storm Water Utility Improvements, Pond Grading, Excavation, and Restoration Project (CP 0009-689681) [24-167]

Resolution awarding a clearing and grubbing, storm water utility improvements, pond grading, excavation, and restoration project for Hartley Park in the City of Duluth to low-bidder Northland Constructors of Duluth, a Division of Mathy Construction Company of Duluth, MN.

2. Award of Bids: 6" Wet Reflective Edgeline in a Groove Project (CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240)) [24-168]

Resolution awarding a 6" wet reflective edgeline in a groove project for various County State Aid Highways (CSAH) to low-bidder Century Traffic, LLC of Pewaukee, WI.

3. Award of Bids: Liquid Surface Treatment 2024 (Calcium/Magnesium Chloride Treatment) – RFB 6018 [24-169]

Resolution awarding a bid for 1,188,000 gallons of liquid calcium chloride treatment to sole-bidder EnviroTech Services, Inc. of Greeley, CO.

4. Approval of New Job Class– Engineering Aide [24-170]

Resolution approving a new Engineering Aide job class.

Finance & Budget Committee, Commissioner Harala, Chair

1. Broadband Infrastructure Grant – Normanna Township, American Rescue Plan Act Revenue Loss Funding [24-171]

Resolution approving the Broadband Infrastructure Grant to Normanna Township in partnership with Mediacom LLC.

2. Duluth Courthouse and Duluth Government Services Center Chiller Installation [24-172]

Resolution authorizing an agreement with Gardner Builders, LLC to provide all services related to the installation of chiller equipment in both the Duluth Courthouse and Duluth Government Services Center.

Public Safety & Corrections Committee, Commissioner Grimm, Chair

1. Approval of New Job Class – Emergency Management Specialist [24-173]

Resolution approving a new Emergency Management Specialist job class.

COMMISSIONER DISCUSSION ITEMS:

Commissioners may introduce items for future discussion, or report on past and upcoming activities.

ADJOURNED:

Because the next scheduled Board Meeting will not be held until April 30, 2024, the County Board may reconvene to address these agenda items.

NEXT COMMITTEE OF THE WHOLE MEETING DATES:

April 30, 2024	Bois Forte Tribal Government, 5344 Lakeshore Dr., Nett Lake
May 7, 2024	St. Louis County Courthouse, 100 N. 5th Ave. W., Duluth
May 14, 2024	Rice Lake City Hall, 4107 W. Beyer Rd., Rice Lake

BARRIER FREE: *All St. Louis County Board meetings are accessible to individuals with physical or intellectual differences. Attempts will be made to accommodate any individual needs for special services. Please contact St. Louis County Administration (218-726-2450) early so necessary arrangements can be made.*

COMMITTEE OF THE WHOLE ST. LOUIS COUNTY BOARD OF COMMISSIONERS

April 2, 2024

Location: St. Louis County Courthouse, Duluth, Minnesota

Present: Commissioners Harala, Boyle, Grimm, McDonald, Musolf, Jugovich and Chair Nelson

Absent: None

Convened: Chair Nelson called the meeting to order at 11:29 a.m.

CONSENT AGENDA

Boyle/Harala moved to approve the consent agenda. Item #6, Reclassification of State Tax-Forfeited Lands to Conservation [24-149] was removed from the consent agenda by Administration. The motion passed. (7-0)

- Minutes of March 26, 2024
- Request to Apply and Accept Funds from Sauer Foundation to Extend/Enter into Contracts to Develop Family Resource Centers in St. Louis County [24-144]
- Premise Permit Application for Lawful Gambling (Midway Township) – Buffalo Valley, Inc. dba Buffalo House [24-145]
- Premise Permit Application for Lawful Gambling (Midway Township) – Grand View Restaurant LLC dba Grand View Grill and Bar [24-146]
- Final Plat Approval of Otter Cove, Sections 25, 26, and 27, Township 53N, Range 15W (Unorganized Township) [24-147]
- May Oral Timber Auction – Second Quarter 2024 [24-148]

Public Works & Transportation Committee

Musolf/Harala moved to award a bid to Northland Constructors of Duluth, a Division of Mathy Construction Company, Duluth, MN, in the amount of \$3,139,400 for project ((CP 0009-565027, SP 069-609- 050, STBG-CRP 6934(139)), Mill Bituminous Surface, Curb & Gutter, Sidewalk Spot Replacement, Storm Sewer, Concrete Medians, Widening for Bus Pull-Offs, and Plant Mixed Bituminous Surface located on County State Aid Highway (CSAH) 9 (Woodland Ave.) between CSAH 37 (Snively Rd.) and Anoka St. in the City of Duluth. [24-150]. The motion passed. (7-0)

McDonald/Jugovich moved to award a bid to Ulland Brothers, Inc., of Cloquet, in the amount of \$2,696,380 for project (CP 0025-509653, SAP 069-625-022), Grading, Aggregate Base, Curb and Gutter, Plant Mixed Bituminous Surfacing, Sidewalks and Storm Sewer located on CSAH 25 (Vermilion Drive) between US 53 and CSAH 24 (2nd St. SE) in the City of Cook. [24-151]. Commissioner McDonald noted that the Pavement Quality Index (PQI) is 1.4 and commented that the project is much needed. The motion passed. (7-0)

McDonald/Jugovich moved to award a bid to Redstone Construction, LLC., of Mora, in the amount of \$1,336,575.10 for project (CP 0958-529517, SP 069-598-069, BROS 6924(012) (Br 674)), Bridge 69A88 (County Bridge 674) Construction and Approach Grading located on CR 958 between 1.1 mile W. of Jct. CR 914 and 0.7 mile E. of Jct. CSAH 25 in the Township of Field. [24-152]. County Administrator Kevin Gray noted that over \$1 million of the project cost is being funded using Federal Bridge Bond funds. The motion passed. (7-0)

Finance & Budget Committee

Harala/Boyle moved that the St. Louis County Board authorizes the Information Technology Department, with use of State of Minnesota Contract 128340 / NASPO Agreement AR2472, to purchase implementation services, CaseWorks software subscription, and ongoing maintenance from Carahsoft Technology, Corp. of Reston, Virginia, the distributor of Next Chapter Technology, Inc. (NCT), for a 5-year term commencing December 1, 2023, through December 31, 2028, for an initial contract price not to exceed \$3,167,250.68; and further, authorizes the Information Technology Department to renew the county's subscription term for one or more additional terms in the future, provided that the total cost associated with the renewal is not \$175,000 more than the total cost stated. [24-153]. Public Health and Human Services Director Linnea Mirsch commented that next week is the go-live timeframe for phase 1 and noted that all regional partners are moving to CaseWorks. After further discussion, the motion passed. (7-0)

Nelson/McDonald moved that the St. Louis County Board authorizes the Information Technology Department to enter into a contract with Black Box, sourced with use of cooperative agreement #120122-MBS, offered through Sourcewell for the hardware, software, and services for the purchase of a new St. Louis County phone system for a total of \$1,367,522.28 payable from Fund 100, Agency 117501, Object 634800, with funds transferred from the Information Technology assigned fund balance, Fund 100, Object 311139; and further, authorizes the ongoing software maintenance and support costs estimated to be \$100,000 annually to be budgeted in the Information Technology Budget in future years. [24-154]. Commissioner Harala read comments from Director Craker, who was unable to attend the meeting. Chair Nelson commented on the limitations of the current system and requested that northern facilities be a priority during implementation of the phone system. The motion passed. (7-0)

Environment & Natural Resources Committee

McDonald/Harala moved that the St. Louis County Board approves the Rainy Headwaters – Vermilion Work Plan, Plan and Budget, allowing the Parties to execute the implementation of the work plan categories and identified projects, practices and goals of the Plan. [24-155]. The motion passed. (7-0)

COMMISSIONER DISCUSSION ITEMS AND REPORTS

Commissioner Boyle invited Board members to tour recently renovated Room 104 in the Duluth Government Services Center.

Commissioner Musolf noted that the Amsoil Snocross National event will be taking place for the first time since 2019 at Spirit Mountain this weekend.

Commissioner McDonald said many constituents have been inquiring about recent changes in legislation regarding School Resource Officers (SROs) and asked that County Administration provide an update to the Board regarding the status SROs in St. Louis County.

Commissioner Harala thanked County Extension for their work hosting the Spring Gardening Spectacular at the St. Louis County Depot. Commissioner Harala noted that there have been many diverse and successful events held at the Depot.

Chair Nelson noted that the Spring Gardening Spectacular held at the Mtn. Iron Community Center was also a huge success. Chair Nelson said he challenged everyone at the Spring Gardening Spectacular to involve kids when gardening.

At 12:11 p.m., Harala/Grimm moved to adjourn the meeting. The motion passed. (7-0)

Keith Nelson, Chair of the County Board

Phil Chapman, Clerk of the County Board



St. Louis County Board of Commissioners Request for Board Action 24-158

Committee:	Public Works & Transportation	Date:	April 9, 2024
From:	James T. Foldesi, Public Works Director / Highway Engineer	Attachments:	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Reviewed by:	Kevin Z. Gray, County Administrator	Consent:	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

ITEM: Advance Construction Agreement (1056611) with the Minnesota Department of Transportation for CP 0115-439125, SP 069-715-009

Background/Overview:

St. Louis County applied for funding through the State Block Grant Program (STBG) to perform a reclaim & overlay project on CSAH 115 between US Hwy 53 and CR 418. The project has been approved for STBG funding and will be constructed in summer 2024.

The estimated construction cost is \$5,000,000, of which \$2,052,500 will be funded with Federal STBG funds, and the remainder will be funded with State Aid funds. The County anticipates reimbursement for \$1,678,500 in Federal STBG funds in FY 2024 and \$374,000 in Federal STBG funds in FY 2025, and will use State Aid funds to cover the cost of the Federal STBG funds until reimbursed in FY 2024 and FY 2025.

The County and MnDOT need to enter into an agreement for advanced construction which allows for 1) MnDOT to act as the agent in accepting the federal aid in connection with the project and 2) letting the project in 2023 before federal funds are available.

Policy Objectives:

Minnesota Statute § 161.36 authorizes the County to designate the commissioner as its agent and to enter into an agreement with the commissioner for advance construction federal aid.

MnDOT Policy #FM008 describes the Advance Construction Policy enforced by MnDOT.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The Department's 2024 budget and capital improvement plan includes funding for this project. The County will be using State Block Grant Program (STBG) and State Aid monies to fund this project.

Recommendation:

It is recommended that the St. Louis County Board authorize the appropriate County officials to enter into an Advance Construction agreement and any amendments with the Minnesota Department of Transportation to complete the reclaim & overlay project on CSAH 115 between US Hwy 53 and CR 418. This project is further identified as CP 0115-439125, SP 069-715-009, STBG 6924(086).

**Advance Construction Agreement (1056611) with the Minnesota Department of
Transportation for CP 0115-439125, SP 069-715-009**

BY COMMISSIONER _____

WHEREAS, The County has prepared plans to complete a Reclaim & Overlay project on CSAH 115 between US Hwy 53 and CR 418, further identified as CP 0115-439125, SP 069-715-009, STBG 6924(086); and

WHEREAS, The County has received \$2,052,500 of Federal STBG funds for the project; of which, \$1,678,500 will be reimbursed in FY 2024, and \$374,000 will be reimbursed in FY 2025; and

WHEREAS, The County and MnDOT need to enter into an agreement for advance construction, which allows for 1) MnDOT to act as the agent in accepting federal aid in connection with the project, and 2) letting the project in 2023 before federal funds are available.

THEREFORE, BE IT RESOLVED, That pursuant to Minnesota 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, That the County Board Chair, County Auditor, Public Works Director and Assistant County Attorney are hereby authorized and directed for and on behalf of St. Louis County to execute and enter into an Agreement, and any amendments to the Agreement, with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in MnDOT Contract Number 1056611, a copy of which said Agreement was before the County Board and which is made a part hereof by reference.

RESOLVED FURTHER, That funds for CP 0115-439125, SP 069-715-009 will be receipted into Fund 220, Agency 220760, Object 540702.



Minnesota Department of Transportation

State Aid for Local Transportation

395 John Ireland Boulevard, MS 500

Saint Paul, MN 55155

March 29, 2024

Mr. Jim Foldesi
4787 Midway Road
Duluth, MN 55811-9794

SUBJECT: **SP 069-715-009, STBG 6924(086)**
CSAH 115 Roadway Reclamation
MnDOT Contract Number 1056611

Dear Mr. Foldesi:

Attached is the agreement between Saint Louis County and MnDOT, which allows for MnDOT to act as Saint Louis County's agent in accepting federal aid in connection with the above referenced project.

This agreement is for Advance Construction, because you wish to begin construction of the project prior to the year it is designated in the STIP. The project will be converted to "real" funds in Federal fiscal years 2024 and 2025 or sooner as funds are available.

Please review and if approved, have the agreement signed. A County Board resolution similar to the example attached, must be passed. The certified resolution should then be placed as the last page in the agreement. Please verify that the person/title authorized to sign as stated in the resolution, corresponds to the signature (person/title) on the signature page. Please return the agreement to me for MnDOT signatures. A fully executed copy will be returned to you. If you have any questions or need any revisions, please feel free to contact me at 612.271.6210.

Sincerely,

Angela Murphy Digitally signed by Angela Murphy
Date: 2024.03.29 10:57:59 -05'00'

Angela Murphy, PE
Federal Plans Engineer

Enclosures

Cc: Derek Fredrickson —DSAE
Cindy Degener—Finance
File

An Equal Opportunity Employer



STATE OF MINNESOTA
AGENCY AGREEMENT
 for
FEDERAL PARTICIPATION IN ADVANCE CONSTRUCTION

State Project Number: 069-715-009_____

FAIN Number: STBG 6924(086)_____

This Agreement is entered into by and between Saint Louis County ("Local Government") and the State of Minnesota acting through its Commissioner of Transportation ("MnDOT").

RECITALS

1. MnDOT Contract Number dcp(1052126) which has been executed between the Local Government and MnDOT, appoints MnDOT as the Local Government's agent to receive and disburse transportation related federal funds, and sets forth duties and responsibilities for letting, payment, and other procedures for a federally funded contract let by the Local Government; and
2. Pursuant to Minnesota Statutes Section 161.36, the Local Government desires MnDOT to act as the Local Government's agent to accept and disburse federal funds for the construction, improvement, or enhancement of transportation financed in whole or in part by federal funds, hereinafter referred to as the "Project"; and
3. The Local Government is proposing a federal aid project for CSAH 115 Roadway Reclamation, hereinafter referred to as the "Project"; and
4. The Project is eligible for the expenditure of federal aid funds and is programmed in the approved federally approved STIP for fiscal years 2024 and 2025, and is identified in MnDOT records as State Project 069-715-009, and in Federal Highway Administration ("FHWA") records as Minnesota Project STBG 6924(086); and
5. The Local Government desires to proceed with the construction of the project in advance of the year it is programmed for the federal funds; and
6. It is permissible under Federal Highway Administration procedures to perform advance construction of eligible projects with non-federal funds, with the intent to request federal funding for the federally eligible costs in a subsequent federal fiscal year(s), if sufficient funding and obligation authority are available; and
7. The Local Government desires to temporarily provide Local Government State Aid and/or other local funds in lieu of the federal funds so that the project may proceed prior to the fiscal year(s) designated in the STIP; and
8. MnDOT requires that the terms and conditions of this agency be set forth in an agreement.

AGREEMENT TERMS

1. Term of Agreement

- 1.1. **Effective Date.** This Agreement will be effective upon execution by the Local Government and by appropriate State officials, pursuant to Minnesota Statutes Section 16C.05, and will remain in effect for five

(5) years from the effective date or until all obligations set forth in this Agreement have been satisfactorily fulfilled, whichever occurs first.

2. Local Government's Duties

- 2.1. The Local Government will perform all of its duties and obligations in MnDOT Contract Number dcp(1052126), which is incorporated herein by reference, in the solicitation, letting, award, and administration of the construction of the Project.

3. MnDOT's Duties

- 3.1. MnDOT will perform all of its duties in accordance with MnDOT Contract Number dcp(1052126), which is incorporated herein by reference.
- 3.2. MnDOT will make the necessary requests to the FHWA for authorization to use federal funds for the Project, and for reimbursement of eligible costs pursuant to the terms of this Agreement.
- 3.3. MnDOT will request the conversion of the Project to federal funding of eligible costs, when funding and obligation authority are available.
- 3.4. At such time that the project is converted to federal funding and such funding is received by MnDOT, MnDOT will reimburse to the Local Government the federal aid share of the federally eligible costs, previously provided by the Local Government. Reimbursement for Local Government State Aid funds used in lieu of federal funds, will be deposited in the Local Government's State Aid Account. Reimbursement for other Local Government funds used in lieu of federal funds will be forwarded to the Local Government.

4. Time

- 4.1. The Local Government must comply with all time requirements described in this Agreement. In the performance of this Agreement, time is of the essence
- 4.2. The period of performance is defined as beginning on the date of federal authorization and ending on the date defined in the federal financial system or federal agreement ("end date"). **No work completed** after the **end date** will be eligible for federal funding. Local Government must submit all contract close out paperwork to MnDOT at least twenty-four months prior to the **end date**.

5. Payment

- 5.1. It is estimated that the total cost of the Project is \$5,000,000. The remaining share will be paid by the Local Government. 80% of the eligible costs will be eligible for STBG funds in federal fiscal year 2024 and 80% of the eligible costs will be eligible for STBG funds in 2025. These amounts are \$1,678,500 and \$374,000, respectively.
- 5.2. The Local Government will pay any part of the cost or expense of the work that the FHWA does not pay.
- 5.3. Request for reimbursement of the federal aid share of the federally eligible costs can be made any time after the work is completed, however payment may not be made until after October 1, 2023 for federal fiscal year 2024 and October 1, 2024 for federal fiscal year 2025. It could be earlier if funding and obligation authority are available (subject to the Area Transportation Partnership (ATP) policy).
- 5.4. The Local Government will make requests for reimbursement in accordance with the payment provisions in MnDOT Contract Number dcp(1052126), which is incorporated by reference, and will comply with the requirements of 2 CFR Part 200.

6. Authorized Representatives

- 6.1. MnDOT's Authorized Representative is:

Name: Angela Murphy, or her successor.

Title: State Aid, Federal Plans Engineer

Phone: 612-271-6210

Email: angela.murphy@state.mn.us

MnDOT's Authorized Representative has the responsibility to monitor Local Government's performance and the authority to accept the services provided under this Agreement. If the services are satisfactory, MnDOT's Authorized Representative will certify acceptance on each invoice submitted for payment.

6.2. The Local Government's Authorized Representative is:

Name: Jim Foldesi _____, or his/her successor.

Title: Saint Louis County Engineer _____

Phone: 218-625-3830 _____

Email: foldesij@stlouiscountymn.gov _____

If the Local Government's Authorized Representative changes at any time during this Agreement, the Local Government will immediately notify MnDOT.

7. Assignment Amendments, Waiver, and Agreement Complete

- 7.1. **Assignment.** The Local Government may neither assign nor transfer any rights or obligations under this Agreement without the prior written consent of MnDOT and a fully executed Assignment Agreement, executed and approved by the same parties who executed and approved this Agreement, or their successors in office.
- 7.2. **Amendments.** Any amendments to this Agreement must be in writing and will not be effective until it has been executed and approved by the same parties who executed and approved the original agreement, or their successors in office.
- 7.3. **Waiver.** If MnDOT fails to enforce any provision of this Agreement, that failure does not waive the provision or MnDOT's right to subsequently enforce it.
- 7.4. **Agreement Complete.** This Agreement contains all negotiations and agreements between MnDOT and the Local Government. No other understanding regarding this Agreement, whether written or oral, may be used to bind either party.
- 7.5. **Severability.** If any provision of this Agreement or the application thereof is found to be invalid or unenforceable to any extent, the remainder of the Agreement, including all material provisions and the application of such provisions, will not be affected and will be enforceable to the greatest extent permitted by the law.
- 7.6. **Electronic Records and Signatures.** The parties agree to contract by electronic means. This includes using electronic signatures and converting original documents to electronic records.
- 7.7. **Certification.** By signing this Agreement, the Local Government certifies that it is not suspended or debarred from receiving federal or state awards.

8. Liability and Claims

- 8.1. **Tort Liability.** Each party is responsible for its own acts and omissions and the results thereof to the extent authorized by law and will not be responsible for the acts and omissions of any others and the results thereof. The Minnesota Tort Claims Act, Minnesota Statutes Section 3.736, governs MnDOT liability.
- 8.2. **Claims.** The Local Government acknowledges that MnDOT is acting only as the Local Government's agent for acceptance and disbursement of federal funds, and not as a principal or co-principal with respect to the

Project. The Local Government will pay any and all lawful claims arising out of or incidental to the Project including, without limitation, claims related to contractor selection (including the solicitation, evaluation, and acceptance or rejection of bids or proposals), acts or omissions in performing the Project work, and any *ultra vires* acts. To the extent permitted by law, the Local Government will indemnify, defend (to the extent permitted by the Minnesota Attorney General), and hold MnDOT harmless from any claims or costs arising out of or incidental to the Project(s), including reasonable attorney fees incurred by MnDOT. The Local Government's indemnification obligation extends to any actions related to the certification of DBE participation, even if such actions are recommended by MnDOT.

9. Audits

- 9.1. Under Minn. Stat. § 16C.05, Subd.5, the books, records, documents, and accounting procedures and practices of the Local Government, or any other party relevant to this Agreement or transaction, are subject to examination by MnDOT and/or the State Auditor or Legislative Auditor, as appropriate, for a minimum of six years from the end of this Agreement, receipt and approval of all final reports, or the required period of time to satisfy all state and program retention requirements, whichever is later. The Local Government will take timely and appropriate action on all deficiencies identified by an audit.
- 9.2. All requests for reimbursement are subject to audit, at MnDOT's discretion. The cost principles outlined in 2 CFR 200.400-.476 will be used to determine whether costs are eligible for reimbursement under this Agreement.
- 9.3. If Local Government expends \$750,000 or more in Federal Funds during the Local Government's fiscal year, the Local Government must have a single audit or program specific audit conducted in accordance with 2 CFR Part 200.

10. Government Data Practices. The Local Government and MnDOT must comply with the Minnesota Government Data Practices Act, [Minn. Stat. Ch. 13](#), as it applies to all data provided by MnDOT under this Agreement, and as it applies to all data created, collected, received, stored, used, maintained, or disseminated by the Local Government under this Agreement. The civil remedies of [Minn. Stat. §13.08](#) apply to the release of the data referred to in this clause by either the Local Government or MnDOT.

11. Workers Compensation. The Local Government certifies that it is in compliance with [Minn. Stat. §176.181](#), Subd. 2, pertaining to workers' compensation insurance coverage. The Local Government's employees and agents will not be considered MnDOT employees. Any claims that may arise under the Minnesota Workers' Compensation Act on behalf of these employees and any claims made by any third party as a consequence of any act or omission on the part of these employees are in no way MnDOT's obligation or responsibility.

12. Governing Law, Jurisdiction, and Venue. Minnesota law, without regard to its choice-of-law provisions, governs this Agreement. Venue for all legal proceedings out of this Agreement, or its breach, must be in the appropriate state or federal court with competent jurisdiction in Ramsey County, Minnesota.

13. Termination; Suspension

- 13.1. **Termination by MnDOT.** MnDOT may terminate this Agreement with or without cause, upon 30 days written notice to the Local Government. Upon termination, the Local Government will be entitled to payment, determined on a pro rata basis, for services satisfactorily performed.
- 13.2. **Termination for Cause.** MnDOT may immediately terminate this Agreement if MnDOT finds that there has been a failure to comply with the provisions of this Agreement, that reasonable progress has not been made, that fraudulent or wasteful activity has occurred, that the Local Government has been convicted of a criminal offense relating to a state agreement, or that the purposes for which the funds were granted have not been or will not be fulfilled. MnDOT may take action to protect the interests of MnDOT of Minnesota, including the refusal to disburse additional funds and requiring the return of all or part of the funds already

disbursed.

13.3. Termination for Insufficient Funding. MnDOT may immediately terminate this Agreement if:

13.3.1. Funding is not obtained from the Minnesota Legislature; or

13.3.2. Funding cannot be continued at a level sufficient to allow for the payment of the services covered here. Termination must be by written or fax notice to the Local Government. MnDOT is not obligated to pay for any services that are provided after notice and effective date of termination. However, the Local Government will be entitled to payment, determined on a pro rata basis, for services satisfactorily performed to the extent that funds are available. MnDOT will not be assessed any penalty if the Agreement is terminated because of the decision of the Minnesota Legislature, or other funding source, not to appropriate funds. MnDOT will provide the Local Government notice of the lack of funding within a reasonable time of MnDOT's receiving that notice.

13.4. Suspension. MnDOT may immediately suspend this Agreement in the event of a total or partial government shutdown due to the failure to have an approved budget by the legal deadline. Work performed by the Local Government during a period of suspension will be deemed unauthorized and undertaken at risk of non-payment.

14. Data Disclosure. Under [Minn. Stat. § 270C.65](#), Subd. 3, and other applicable law, the Local Government consents to disclosure of its social security number, federal employer tax identification number, and/or Minnesota tax identification number, already provided to MnDOT, to federal and state tax agencies and state personnel involved in the payment of state obligations. These identification numbers may be used in the enforcement of federal and state tax laws which could result in action requiring the Local Government to file state tax returns and pay delinquent state tax liabilities, if any.

15. Fund Use Prohibited. The Local Government will not utilize any funds received pursuant to this Agreement to compensate, either directly or indirectly, any contractor, corporation, partnership, or business, however organized, which is disqualified or debarred from entering into or receiving a State contract. This restriction applies regardless of whether the disqualified or debarred party acts in the capacity of a general contractor, a subcontractor, or as an equipment or material supplier. This restriction does not prevent the Local Government from utilizing these funds to pay any party who might be disqualified or debarred after the Local Government's contract award on this Project.

16. Discrimination Prohibited by Minnesota Statutes §181.59. The Local Government will comply with the provisions of Minnesota Statutes §181.59 which requires that every contract for or on behalf of the State of Minnesota, or any county, city, town, township, school, school district or any other district in the state, for materials, supplies or construction will contain provisions by which Contractor agrees: 1) That, in the hiring of common or skilled labor for the performance of any work under any contract, or any subcontract, no Contractor, material supplier or vendor, will, by reason of race, creed or color, discriminate against the person or persons who are citizens of the United States or resident aliens who are qualified and available to perform the work to which the employment relates; 2) That no Contractor, material supplier, or vendor, will, in any manner, discriminate against, or intimidate, or prevent the employment of any person or persons identified in clause 1 of this section, or on being hired, prevent or conspire to prevent, the person or persons from the performance of work under any contract on account of race, creed or color; 3) That a violation of this section is a misdemeanor; and 4) That this contract may be canceled or terminated by the state of Minnesota, or any county, city, town, township, school, school district or any other person authorized to contracts for employment, and all money due, or to become due under the contract, may be forfeited for a second or any subsequent violation of the terms or conditions of this Agreement.

17. Appendix II 2 CFR Part 200. The Local Government agrees to comply with the following federal requirements as identified in 2 CFR 200, Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards, and agrees to pass through these requirements to its subcontractors and third party contractors, as

applicable. In addition, the Local Government shall have the same meaning as “Contractor” in the federal requirements listed below.

- 17.1.1. Contracts for more than the simplified acquisition threshold, which is the inflation adjusted amount determined by the Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) as authorized by 41 U.S.C. 1908, must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.
- 17.1.2. All contracts in excess of \$10,000 must address termination for cause and for convenience by the non-Federal entity including the manner by which it will be effected and the basis for settlement.
- 17.1.3. Equal Employment Opportunity. Except as otherwise provided under 41 CFR Part 60, all contracts that meet the definition of “federally assisted construction contract” in 41 CFR Part 60-1.3 must include the equal opportunity clause provided under 41 CFR 60-1.4(b), in accordance with Executive Order 11246, “Equal Employment Opportunity” (30 FR 12319, 12935, 3 CFR Part, 1964-1965 Comp., p. 339), as amended by Executive Order 11375, “Amending Executive Order 11246 Relating to Equal Employment Opportunity,” and implementing regulations at 41 CFR part 60, “Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor.”
- 17.1.4. Davis-Bacon Act, as amended (40 U.S.C. 3141-3148). When required by Federal program legislation, all prime construction contracts in excess of \$2,000 awarded by non-Federal entities must include a provision for compliance with the Davis-Bacon Act (40 U.S.C. 3141-3144, and 3146-3148) as supplemented by Department of Labor regulations (29 CFR Part 5, “Labor Standards Provisions Applicable to Contracts Covering Federally Financed and Assisted Construction”). In accordance with the statute, contractors must be required to pay wages to laborers and mechanics at a rate not less than the prevailing wages specified in a wage determination made by the Secretary of Labor. In addition, contractors must be required to pay wages not less than once a week. The non-Federal entity must place a copy of the current prevailing wage determination issued by the Department of Labor in each solicitation. The decision to award a contract or subcontract must be conditioned upon the acceptance of the wage determination. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency. The contracts must also include a provision for compliance with the Copeland “Anti-Kickback” Act (40 U.S.C. 3145), as supplemented by Department of Labor regulations (29 CFR Part 3, “Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States”). The Act provides that each contractor or subrecipient must be prohibited from inducing, by any means, any person employed in the construction, completion, or repair of public work, to give up any part of the compensation to which he or she is otherwise entitled. The non-Federal entity must report all suspected or reported violations to the Federal awarding agency.
- 17.1.5. Contract Work Hours and Safety Standards Act (40 U.S.C. 3701-3708). Where applicable, all contracts awarded by the non-Federal entity in excess of \$100,000 that involve the employment of mechanics or laborers must include a provision for compliance with 40 U.S.C. 3702 and 3704, as supplemented by Department of Labor regulations (29 CFR Part 5). Under 40 U.S.C. 3702 of the Act, each contractor must be required to compute the wages of every mechanic and laborer on the basis of a standard work week of 40 hours. Work in excess of the standard work week is permissible provided that the worker is compensated at a rate of not less than one and a half times the basic rate of pay for all hours worked in excess of 40 hours in the work week. The requirements of 40 U.S.C. 3704 are applicable to construction work and provide that no laborer or mechanic must be required to work in surroundings or under working conditions which are unsanitary, hazardous or dangerous. These requirements do not apply to the purchases of supplies or materials or articles ordinarily available on the open market, or contracts for transportation or transmission of

intelligence.

- 17.1.6. **Rights to Inventions Made Under a Contract or Agreement.** If the Federal award meets the definition of “funding agreement” under 37 CFR § 401.2 (a) and the recipient or subrecipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance of experimental, developmental, or research work under that “funding agreement,” the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, “Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements,” and any implementing regulations issued by the awarding agency.
- 17.1.7. **Clean Air Act (42 U.S.C. 7401-7671q.) and the Federal Water Pollution Control Act (33 U.S.C. 1251-1387), as amended -** Contracts and subgrants of amounts in excess of \$150,000 must contain a provision that requires the non-Federal award to agree to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act (42 U.S.C. 7401-7671q) and the Federal Water Pollution Control Act as amended (33 U.S.C. 1251-1387). Violations must be reported to the Federal awarding agency and the Regional Office of the Environmental Protection Agency (EPA).
- 17.1.8. **Debarment and Suspension (Executive Orders 12549 and 12689) -** A contract award (see 2 CFR 180.220) must not be made to parties listed on the governmentwide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), “Debarment and Suspension.” SAM Exclusions contains the names of parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority other than Executive Order 12549.
- 17.1.9. **Byrd Anti-Lobbying Amendment (31 U.S.C. 1352) -** Contractors that apply or bid for an award exceeding \$100,000 must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 U.S.C. 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award.
- 17.1.10. Local Government will comply with 2 CFR § 200.323.
- 17.1.11. Local Government will comply with 2 CFR § 200.216.
- 17.1.12. Local Government will comply with 2 CFR § 200.322.
- 17.2. **Drug-Free Workplace.** The Local Government will comply with the Drug-Free Workplace requirements under subpart B of 49 C.F.R. Part 32.
- 17.3. **Title VI/Non-discrimination Assurances.** The Local Government hereby agrees that, as a condition of receiving any Federal financial assistance under this Agreement, it will comply with Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. § 2000d), related nondiscrimination statutes (i.e., 23 U.S.C. § 324, Section 504 of the Rehabilitation Act of 1973 as amended, and the Age Discrimination Act of 1975), and applicable regulatory requirements to the end that no person in the United States shall, on the grounds of race, color, national origin, sex, disability, or age be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity for which the Local Government receives Federal financial assistance.

The Local Government hereby agrees to comply with all applicable US DOT Standard Title VI/Non-

Discrimination Assurances contained in DOT Order No. 1050.2A, and in particular Appendices A and E, which can be found at: https://edocs-public.dot.state.mn.us/edocs_public/DMResultSet/download?docId=11149035. If federal funds are included in any contract, the Local Government will ensure the appendices and solicitation language within the assurances are inserted into contracts as required. State may conduct a review of the Local Government's compliance with this provision. The Local Government must cooperate with State throughout the review process by supplying all requested information and documentation to State, making Local Government staff and officials available for meetings as requested, and correcting any areas of non-compliance as determined by State.

17.4. **Buy America.** The Local Government must comply with the Buy America domestic preferences contained in the Build America, Buy America Act (Sections 70901-52 of the Infrastructure Investment and Jobs Act, Public Law 117-58) and as implemented by US DOT operating agencies.

17.5. **Federal Funding Accountability and Transparency Act (FFATA).**

17.5.1. This Agreement requires the Local Government to provide supplies and/or services that are funded in whole or in part by federal funds that are subject to FFATA. The Local Government is responsible for ensuring that all applicable requirements, including but not limited to those set forth herein, of FFATA are met and that the Local Government provides information to the MnDOT as required.

- a. Reporting of Total Compensation of the Local Government's Executives.
- b. The Local Government shall report the names and total compensation of each of its five most highly compensated executives for the Local Government's preceding completed fiscal year, if in the Local Government's preceding fiscal year it received:
 - i. 80 percent or more of the Local Government's annual gross revenues from Federal procurement contracts and Federal financial assistance subject to the Transparency Act, as defined at 2 CFR 170.320 (and subawards); and
 - ii. \$25,000,000 or more in annual gross revenues from Federal procurement contracts (and subcontracts), and Federal financial assistance subject to the Transparency Act (and subawards); and
 - iii. The public does not have access to information about the compensation of the executives through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986. (To determine if the public has access to the compensation information, see the U.S. Security and Exchange Commission total compensation filings at <http://www.sec.gov/answers/execomp.htm>).

Executive means officers, managing partners, or any other employees in management positions.

- c. Total compensation means the cash and noncash dollar value earned by the executive during the Local Government's preceding fiscal year and includes the following (for more information see 17 CFR 229.402(c)(2)):
 - i. Salary and bonus.
 - ii. Awards of stock, stock options, and stock appreciation rights. Use the dollar amount recognized for financial statement reporting purposes with respect to the fiscal year in accordance with the Statement of Financial Accounting Standards No. 123 (Revised 2004) (FAS 123R), Shared Based Payments.

- iii. Earnings for services under non-equity incentive plans. This does not include group life, health, hospitalization or medical reimbursement plans that do not discriminate in favor of executives, and are available generally to all salaried employees.
 - iv. Change in pension value. This is the change in present value of defined benefit and actuarial pension plans.
 - v. Above-market earnings on deferred compensation which is not tax qualified.
- 17.5.2. Other compensation, if the aggregate value of all such other compensation (e.g. severance, termination payments, value of life insurance paid on behalf of the employee, perquisites or property) for the executive exceeds \$10,000.
- 17.5.3. The Local Government must report executive total compensation described above to the MnDOT by the end of the month during which this Agreement is awarded.
- 17.5.4. The Local Government will obtain a Unique Entity Identifier (UEI) number and maintain this number for the term of this Agreement. This number shall be provided to MnDOT on the plan review checklist submitted with the plans for each project.
- 17.5.5. The Local Government's failure to comply with the above requirements is a material breach of this Agreement for which the MnDOT may terminate this Agreement for cause. The MnDOT will not be obligated to pay any outstanding invoice received from the Local Government unless and until the Local Government is in full compliance with the above requirements.

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Saint Louis County

Saint Louis County certifies that the appropriate person(s) have executed the contract on behalf of the Local Government as required by applicable articles, bylaws, resolutions or ordinances

By: _____

Title: _____

Date: _____

DEPARTMENT OF TRANSPORTATION

By: _____

Title: State Aid Engineer

Date: _____

COMMISSIONER OF ADMINISTRATION

By: _____

Title: _____

Date: _____

By: _____

Date: _____

SAMPLE RESOLUTION FOR AGENCY AGREEMENT

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

BE IT FURTHER RESOLVED, the **Chairman* and the **Auditor* are hereby authorized and directed for and on behalf of Saint Louis County 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 MnDOT Contract Number 1056611," a copy of which said agreement was before the County Board and which is made a part hereof by reference.

Titles of persons authorized to sign on behalf of the County

SAMPLE CERTIFICATION

STATE OF MINNESOTA

COUNTY OF _____

I hereby certify that the foregoing Resolution is a true and correct copy of the Resolution presented to and adopted by Saint Louis County name at a duly authorized meeting thereof held on the ____ day of _____, 20____, as shown by the minutes of said meeting in my possession.

Auditor

Notary Public

My Commission expires _____

(SEAL)



St. Louis County Board of Commissioners Request for Board Action 24-159

Committee: **Public Works & Transportation**
From: James T. Foldesi, Public Works Director /
Highway Engineer
Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024

Attachments: ☒ yes ☐ no

Consent: ☒ yes ☐ no

ITEM: **Master Bridge Replacement Priority List**

Background/Overview:

The Minnesota Department of Transportation (MnDOT) State Aid Division administers three funding programs exclusively for local bridge projects: Federal Aid Bridge Replacement Program, Town Bridge Program and State Transportation Fund (State Bridge Funds). Funding for all bridge projects must be applied for on a project-by-project basis. As part of the procedure to apply for either Town Bridge Account or State Transportation funds, local agencies must plan for and select candidate projects from their list of eligible bridge projects by resolution.

Minnesota Administrative Rules, Chapters 8810 and 8820, require resolutions from the County Board prioritizing bridges for replacement, major rehabilitation, or replacement and authorizing the MnDOT Commissioner to release funds from either Town Bridge Account or the State Transportation Fund. A list of all priority bridges owned by the County, Townships, and non-state municipalities should be included and is to be referred to as the Master Bridge Replacement Priority List.

St. Louis County Public Works Department has identified bridges that are high priority for reconstruction, rehabilitation, or removal and is requesting the County Board to adopt a formal resolution identifying these bridges. The proposed list plans for five (5) years and Public Works is committed to replacing, rehabilitating, or removing these bridges as soon as funds are available.

The Master Bridge Replacement Priority List is primarily used by MnDOT's State Aid Division to generate the capital budget request to the legislature. The list identifies the agency's bridge project, the planned construction year, and tentative cost splits. This method produces a prediction of the amount of State Transportation Funds needed for the capital improvements budgeting process.

Policy Objectives:

Minnesota Stat. §174.50 establishes the Minnesota State Transportation Fund and the rules and procedures for administration of the bridge grant program. Minnesota Administrative Rules, Chapter 8810.8200, Subpart 1 require the County Board to approve the Public Works department's proposed program for the construction or reconstruction of key bridges within the county.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

Funding for these projects will be determined in the proposed construction year.

Recommendation:

It is recommended that the St. Louis County Board approve the Master Bridge Replacement Priority List from which St. Louis County Public Works intends to replace, rehabilitate, or remove these structures as soon as funds are available.

Master Bridge Replacement Priority List

BY COMMISSIONER _____

WHEREAS, St. Louis County has reviewed the pertinent data provided by routine bridge safety inspections and produced a list of bridges identified as high priority for replacement, rehabilitation, or removal within the next five years; and

WHEREAS, St. Louis County intends to replace, rehabilitate, or remove these structures as soon as funds are available; and

THEREFORE, BE IT RESOLVED, That the list of bridges provided are high priorities for replacement, major rehabilitation, or removal, and St. Louis County intends to replace, rehabilitate, or remove these bridges as soon as possible when funds are available; and

RESOLVED FURTHER, That St. Louis County does hereby request authorization to replace, rehabilitate, or remove such bridges; and

RESOLVED FURTHER, That St. Louis County does hereby request financial assistance with eligible approach grading and engineering costs on township bridges, as provided by law.

St. Louis County, MN
Master Bridge Replacement Priority List

Old Bridge Number	Agency Bridge Number	Road Number (and Name)	Crossing	Local Planning Index (LPI)	Total Project Cost	Township or State Bridge Funds Requested	Federal Funds	Local or State Aid Funds	Proposed Construction Year
93556	674	CR 958 (Three Bridges Rd)	Rice River	51	\$1,656,459	\$248,500	\$1,235,909	\$172,050	2024
69590	679	CSAH 25 (Samuelson Rd)	Rice River	56	\$1,423,000	\$0	\$0	\$1,423,000	2024
69845	918	CSAH 14 (Skyline Pkwy W)	Railway	65	\$3,210,320	\$1,128,732	\$1,648,598	\$432,990	2024
92083	437	CSAH 16 (Town Line Rd)	East Two River	32	\$732,030	\$282,250	\$0	\$449,780	2024
N/A	257	CR 851 (Pine Dr)	Unnamed Stream	NA	\$284,800	\$152,480	\$0	\$132,320	2024
L4185	603	CR 592 (Allavus Rd)	Unnamed Stream	52	\$446,775	\$378,250	\$0	\$68,525	2024
L4186	204	CR 187 (Savanna Rd W)	Unnamed Stream	53	\$262,250	\$168,000	\$0	\$94,250	2024
NA	618	CSAH 25	McNiven Creek	NA	\$631,764	\$59,850	\$505,414	\$66,500	2024
NA	177	TWP 5642 (Beckman Rd)	Sullivan Creek	NA	\$432,300	\$422,300	\$0	\$10,000	2024
L9513	190	TWP 5766 (Lindelof Rd)	Hellwig Creek	56	\$444,900	\$434,900	\$0	\$10,000	2024
NA	103	CSAH 12 (Lester River Rd)	Talmadge River	NA	\$477,925	\$0	\$0	\$477,925	2024
69K16	349	CR 422	Unnamed Stream	67	\$360,000	\$0	\$0	\$200,000	2024
88560	82	CSAH 12 (Lester River Rd)	Talmadge River	75	\$600,000	\$0	\$0	\$600,000	2025
92260	706	CSAH 74 (Willow River Rd)	Unnamed Stream	49	\$1,160,450	\$0	\$600,000	\$560,450	2025
69524	522	CR 362 (Waisanen Rd)	Embarrass River	49	\$825,000	\$0	\$0	\$825,000	2025
69593	523	CR 362 (Waisanen Rd)	Embarrass River	59	\$825,000	\$0	\$0	\$825,000	2025
NA	37	CSAH 34 (Howard Gnesen Rd)	Amity Creek	NA	\$525,000	\$0	\$0	\$525,000	2025
69563	611	CSAH 16 (Town Line Rd)	West Two Rivers	51	\$500,000	\$0	\$0	\$500,000	2025
93073	127	CSAH 6 (Maple Grove Rd)	Unnamed Stream	95	\$550,000	\$0	\$0	\$550,000	2025
7689	626	CSAH 25	Dark River	50	\$500,000	\$0	\$0	\$500,000	2025
L9222	412	TWP 6205 (Hypo Creek Rd)	Breda Creek	58	\$350,000	\$340,000	\$0	\$10,000	2025
88676	722	CSAH 74 (Willow River Rd)	Unnamed Stream	57	\$1,100,000	\$0	\$0	\$1,100,000	2026
88677	743	CSAH 74 (Willow River Rd)	Unnamed Stream	69	\$1,100,000	\$0	\$0	\$1,100,000	2026
88553	744	CSAH 74 (Willow River Rd)	Unnamed Stream	61	\$1,100,000	\$0	\$0	\$1,100,000	2026
69613	304	CR 467 (Heino Rd)	Rice River	57	\$1,100,000	\$0	\$0	\$1,100,000	2026
69556	419	CSAH 108 (Long Lake Rd)	Water Hen Creek	55	\$1,000,000	\$0	\$0	\$1,000,000	2026
88785	253	CR 851 (Pine Dr)	Stoney Brook River	58	\$500,000	\$0	\$0	\$500,000	2026
7222	382	CSAH 44	Cloquet River	64	\$1,950,000	\$0	\$0	\$1,950,000	2026
7184	529	CSAH 21	Pike River	56	\$1,975,000	\$0	\$0	\$1,975,000	2026
7706	405	CSAH 44	Petrell Creek	39	\$1,250,000	\$0	\$0	\$1,250,000	2026
93372	343	CSAH 24	Eight Mile Creek	53	\$950,000	\$0	\$0	\$950,000	2026
7731	478	CSAH 24 (Admiral Rd)	East Two Rivers	53	\$725,000	\$0	\$0	\$725,000	2026
69558	313	UT 8120 (Bystrom Rd)	Little Fork River	60	\$1,100,000	\$0	\$0	\$1,100,000	2026

69549	322	CSAH 78 (Wakely Rd)	Little Fork River	42	\$1,100,000	\$0	\$0	\$1,100,000	2026
L4177	341	CSAH 116 (Echo Trail)	Hunting Shack River	62	\$750,000	\$0	\$0	\$750,000	2026
88617	717	CSAH 114 (Olson Rd W)	Unnamed Stream	22	\$900,000	\$0	\$0	\$900,000	2026
92626	255	CR 207 (Stickney Rd)	Stone River	64	\$575,000	\$0	\$0	\$575,000	2026
88619	203	CSAH 133	Skunk Creek	67	\$550,000	\$0	\$0	\$550,000	2026
92113	560	CR 382 (Woodland Rd)	Long Lake Creek	39	\$550,000	\$0	\$0	\$500,000	2026
92239	69	CR 266 (Laine Rd)	Unnamed Stream	53	\$1,000,000	\$450,000	\$0	\$550,000	2026
69573	329	CSAH 87 (Leander Rd)	Rice River	54	\$1,100,000	\$0	\$0	\$1,100,000	2027
69506	196	CSAH 133	St. Louis River	80	\$500,000	\$0	\$0	\$500,000	2027
69505	856	CSAH 8	St. Louis River	81	\$500,000	\$0	\$0	\$500,000	2027
69604	677	CR 914 (Watt Rd)	Little Fork River	56	\$1,050,000	\$0	\$0	\$1,050,000	2027
69572	182	CR 732 (Parantala Rd)	Floodwood River	53	\$1,100,000	\$0	\$0	\$1,100,000	2027
88620	820	CSAH 133	Joula Creek	77	\$600,000	\$0	\$0	\$600,000	2027
69518	463	CSAH 4 (Vermilion Trail)	St. Louis River	79	\$500,000	\$0	\$0	\$500,000	2027
69A04	808	CSAH 7 (Industrial Rd)	Cloquet River	89	\$500,000	\$0	\$0	\$500,000	2027
69577	548	CSAH 138 (Giants Ridge Rd)	Embarrass River	90	\$500,000	\$0	\$0	\$500,000	2027
69525	134	CSAH 8	Cloquet River	89	\$500,000	\$0	\$0	\$500,000	2027
69624	181	CSAH 29	St. Louis River	92	\$500,000	\$0	\$0	\$500,000	2027
69609	435	CSAH 7	St. Louis River	92	\$500,000	\$0	\$0	\$500,000	2027
69541	229	CSAH 52 (Arkola Rd)	St. Louis River	89	\$500,000	\$0	\$0	\$500,000	2027
69602	140	CR 694 (Center Line Rd)	Cloquet River	90	\$500,000	\$0	\$0	\$500,000	2027
7700	54	CSAH 40 (Pioneer Rd E)	Sucker River	59	\$1,100,000	\$0	\$0	\$1,100,000	2027
7221	345	CSAH 24 (Crane Lake Rd)	Vermilion River	82	\$3,000,000	\$0	\$0	\$3,000,000	2028
6667	28	CSAH 10 (Strand Rd)	Lester River	53	\$1,200,000	\$0	\$960,000	\$240,000	2028
7771	151	CSAH 110	Unnamed Stream	58	\$800,000	\$0	\$0	\$800,000	2028
69559	574	CR 927 (Silica Rd)	West Swan River	59	\$1,100,000	\$0	\$0	\$1,100,000	2028
7754	431	CSAH 93 (Gavin Rd)	Water Hen Creek	48	\$900,000	\$0	\$0	\$950,000	2028
69501	21	CSAH 50 (Ryan Rd)	French River	62	\$1,100,000	\$0	\$0	\$1,100,000	2028
7701	47	CSAH 40 (McQuade Rd)	Sucker River	67	\$900,000	\$0	\$0	\$900,000	2028
92253	337	CSAH 88 (Grant McMahan Blvd)	Armstrong Creek	62	\$800,000	\$0	\$0	\$800,000	2028
69619	848	CR 848 (Stevens Rd)	Joe Martin Brook	51	\$350,000	\$0	\$0	\$350,000	2028
2181	90	CR 526	West Two Rivers	72	\$150,000	\$0	\$0	\$150,000	2028
92205	263	CR 232 (Lake Nichols Rd)	Unnamed Ditch	72	\$550,000	\$0	\$0	\$550,000	2028
L4196	330	CR 512 (Sassas Rd)	Unnamed Stream	54	\$500,000	\$0	\$0	\$500,000	2028
88563	863	CSAH 16 (Town Line Rd)	Dempsey Creek	43	\$700,000	\$0	\$0	\$700,000	2028



St. Louis County Board of Commissioners Request for Board Action 24-160

Committee:	Public Works & Transportation	Date:	April 9, 2024
From:	James T. Foldesi, Public Works Director / Highway Engineer	Attachments:	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Reviewed by:	Kevin Z. Gray, County Administrator	Consent:	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

ITEM: Authorization to Apply to the Multimodal Project Discretionary Grant (MPDG) Program for the Rice Lake Rd (CSAH 4) Corridor Project– CP 0004-490685

Background/Overview:

The Multimodal Project Discretionary Grant (MPDG) Program, administered by Federal Highway Administration, is a grant program included in the Infrastructure Investment and Jobs Act (IIJA), also known as the Bipartisan Infrastructure Law (BIL), and provides funding for surface transportation projects that will improve/expand infrastructure in rural areas and improve safety, economic strength and global competitiveness, equity, and climate and sustainability. The MPDG is composed of three programs including Mega, INFRA and Rural Surface Transportation. The 2024 MPDG solicitation will provide up to \$5.1 billion for the 2025-2026 Mega, INFRA and Rural programs.

The Rice Lake Rd (CSAH 4) corridor is currently experiencing tension between multiple factors including roadway function, controlled access, traffic demand, operations, safety, requests for access and a designation by the City of Rice Lake’s Comprehensive Plan that the city’s commercial development be centered on Rice Lake Rd. If nothing is done, the vision for development will not be fully realized and traffic operations and safety performance will continue to deteriorate. Therefore, it is critical to implement a comprehensive project that improves the local transportation network by better balancing these competing factors. A more balanced roadway design will respect the function of the road, improve traffic operations and safety and support future development through sustainable access management strategies. Ultimately, this project would create a “downtown” environment for the City of Rice Lake.

In response, the Public Works Department has been working on the development of the Rice Lake Rd (CSAH 4) Corridor Project since 2021. This process has included the study of key intersections on the Rice Lake Rd corridor, development of a preliminary layout of roadway improvements and public engagement. This project, identified as CP 0004-490685, includes 10 components.

1. Reconstruct Rice Lake Rd (CSAH 4) beginning at Ridgeview Rd (CR 694) and ending at a point 0.66 mile north of Martin Rd (CSAH 9) for a total distance of 1.66 miles.
2. Reconstruct Martin Rd (CSAH 9) beginning at a point 0.25 mile west of Rice Lake Rd (CSAH 4) and ending at a point 0.63 mile east of Rice Lake Rd (CSAH 4) for a total distance of 0.88 mile.
3. Reconstruct West Calvary Rd (CR 234) beginning at Rice Lake Rd (CSAH 4) and ending at a point 0.30 mile east of Rice Lake Rd (CSAH 4) for a total distance of 0.30 mile.

4. Construct left-turn and right-turn lanes on Rice Lake Rd (CSAH 4) at Ridgeview Rd (CR 694).
5. Construct a single-lane roundabout on Rice Lake Rd (CSAH 4) at West Calvary Rd (CR 234).
6. Construct a single-lane roundabout on Rice Lake Rd (CSAH 4) at Martin Rd (CSAH 9).
7. Construct a new city street to connect West Calvary Rd (CR 234) and Martin Rd (CSAH 9) for a total distance of 0.41 mile.
8. Construct a new road 0.58 mile west of Rice Lake Rd (CSAH 4) to access the tax forfeit properties located on the north side of Martin Rd (CSAH 9) and managed by St. Louis County. This new road would be a total of 0.25 mile in length.
9. Construct a separated trail along the east side of Rice Lake Rd (CSAH 4) beginning at Technology Dr and ending at a point 0.3 mile north of Martin Rd (CSAH 9) for a total distance of 3.5 miles.
10. Construct a separated trail along the south side of Martin Rd (CSAH 9) beginning at Stebner Rd and ending at Stavenger Rd for a total distance of 1.81 miles.

Given the magnitude of this project, the Public Works Department proposes to submit a funding application to the MPDG, Rural Surface Transportation Program for the Rice Lake Rd (CSAH 4) Corridor Project. One of the keys for a successful funding request is to demonstrate community support and that the project roadway is a route of regional significance. The Public Works Department has led an extensive outreach effort for this project with the regional cities and townships. The following cities and townships have provided resolutions of support for this project:

- City of Aurora
- City of Babbitt
- City of Biwabik
- City of Duluth
- City of Hermantown
- City of Hoyt Lakes
- City of Proctor
- City of Rice Lake
- Biwabik Township
- Canosia Township
- Colvin Township
- Duluth Township
- Gnesen Township
- Lakewood Township
- Midway Township
- Normanna Township
- North Star Township
- Solway Township
- White Township

If funded, St. Louis County would be responsible to assume ownership and full responsibility for operation and maintenance of the county road infrastructure constructed under this grant. The

City of Rice Lake would be responsible to assume ownership and full responsibility for operation and maintenance of the new city street.

Policy Objectives:

Chapter 11 (Grant Management) of the St. Louis County Board Policy Manual requires specific financial and cost information be provided to the Board prior to applying for and/or accepting a grant.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The current cost estimate for the Rice Lake Rd (CSAH 4) Corridor Project is \$40.1 million. Therefore, the Public Works Department is working to assemble the necessary funding to construct all the components of the project under a single construction project. The MPDG Program is one of those funding pieces that is needed to help build this project.

The Public Works Department will request \$32 million from the MPDG, Rural Surface Transportation Program. If awarded funding, the estimated local match is \$8.1 million. The Public Works Department received \$600,000 in funding for the Rice Lake Rd (CSAH 4) Corridor Project from the Transportation Alternatives Program in February 2024. The Public Works Department will also continue seeking funding from other sources, such as state discretionary and formula funds. If fully funded, this project is anticipated to be constructed in 2028/2029.

St. Louis County will be responsible for the cost of design engineering, environmental documentation and permitting, right-of-way acquisition, bidding and construction engineering and administration.

Recommendation:

It is recommended that the St. Louis County Board authorize the Public Works Department to submit a funding application to the MPDG Program for the Rice Lake Rd (CSAH 4) Corridor Project.

**Authorization to Apply to the Multimodal Project Discretionary Grant (MPDG) Program
for the Rice Lake Rd (CSAH 4) Corridor Project – CP 0004-490685**

BY COMMISSIONER _____

WHEREAS, The MPDG Program provides federal funding grant opportunities for surface transportation projects that will improve/expand infrastructure in rural areas and improve safety, economic strength and global competitiveness, equity, and climate and sustainability; and

WHEREAS, The 2024 MPDG Program solicitation will provide up to \$5.1 billion for the 2025-2026 Mega, INFRA and Rural Surface Transportation Programs; and

WHEREAS, The St. Louis County Public Works Department proposes to submit a funding application to the MPDG Program to obtain funding for the Rice Lake Rd (CSAH 4) Corridor Project; and

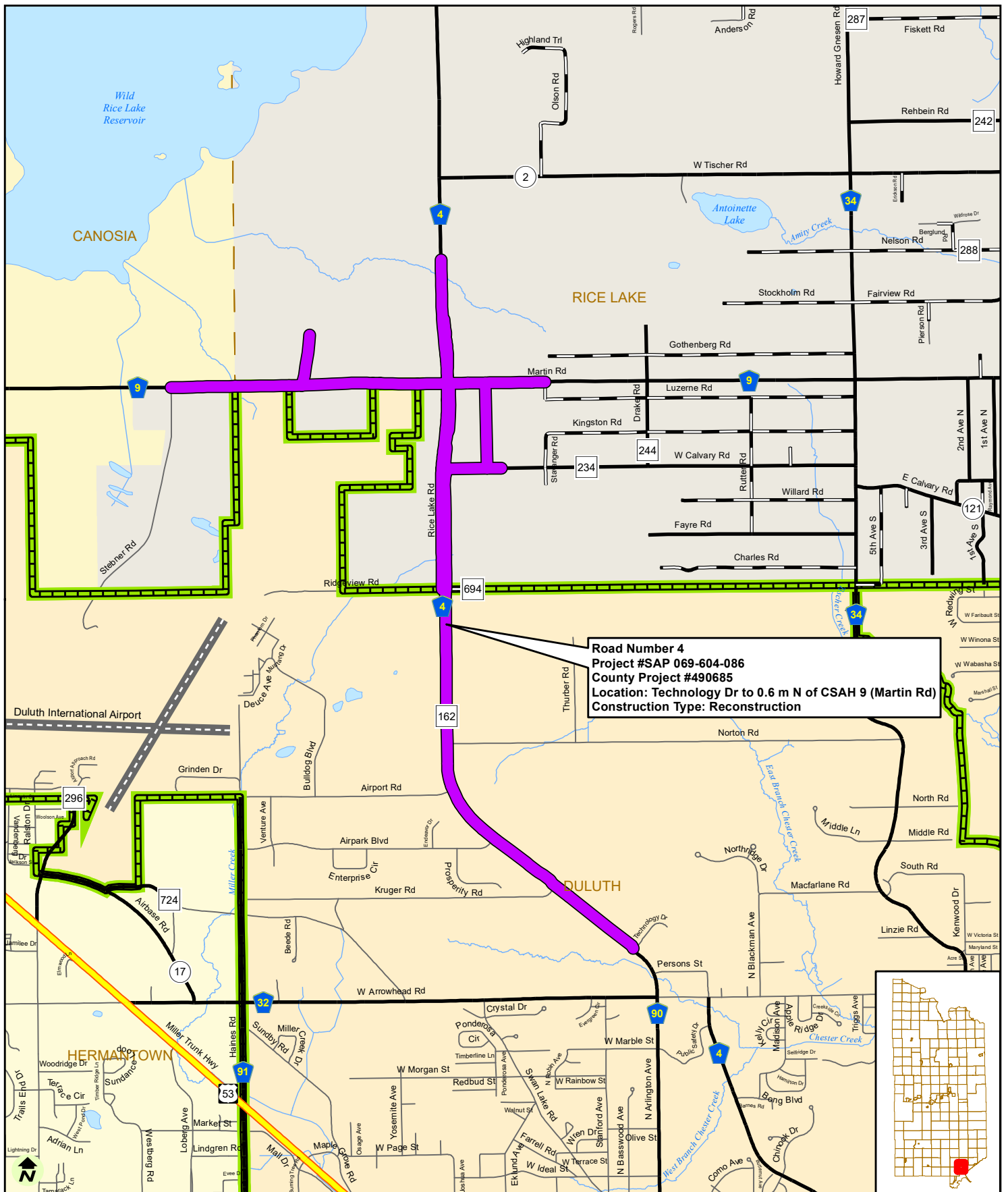
WHEREAS, If awarded funding, St. Louis County would be responsible for design engineering, environmental documentation and permitting, right-of-way acquisition, bidding and construction engineering and administration at the cost of St. Louis County; and

WHEREAS, The Federal Highway Administration (FHWA) requires that funding recipients agree to operate and maintain facilities constructed with federal transportation funds for the useful life of the improvement and not change the use of right-of-way or property ownership acquired without prior approval from the FHWA.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Department to submit a funding application to the MPDG Program to obtain funding for the Rice Lake Rd (CSAH 4) Corridor Project located in the cities of Duluth and Rice Lake, further identified as CP 0004-490685.

RESOLVED FURTHER, That if awarded funding, St. Louis County will provide the necessary cost contribution for this project, including any necessary cost share of potential cost overruns.

RESOLVED FURTHER, That St. Louis County agrees to assume ownership and full responsibility for operation and maintenance of county road infrastructure constructed under this grant.



St. Louis County 2028 Road & Bridge Construction



0 0.25 0.5 1 Mile

Map Components

2028 Road & Bridge Construction

- Reconstruction
- Interstate Highway
- U.S./State Highway

- County Road - Paved
- County Road - Gravel
- Local Road/City Street
- Railroad
- Commissioner District

- Township Boundary
- City/Town
- Lake
- River/Stream



St. Louis County Board of Commissioners Request for Board Action 24 – 161

Committee:	Public Works & Transportation	Date:	April 9, 2024
From:	James T. Foldesi, County Engineer/ Public Works Director	Attachments:	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
Reviewed by:	Kevin Z. Gray, County Administrator	Consent:	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

ITEM: **Acquisition of Right-of-Way for Reconstruction of CSAH 156 (Harvey St.)
from CSAH 21 (Central Ave.) to 9th Ave. E. in the City of Ely; CP 0156-
299087, SAP 069-756-001**

Background/Overview:

The St. Louis County Public Works Department is planning a Reconstruction project on part of County State Aid Highway (CSAH) 156 (Harvey Street) from CSAH 21 (Central Avenue) 0.65 miles easterly to 9th Ave East within the city of Ely. The reconstruction will include grading, aggregate base, storm sewer, curb, gutter, sidewalks, and bituminous surfacing. Additional right-of-way and temporary easements will be needed from adjacent parcels for the construction of this project.

Policy Objectives:

Minnesota Statutes Chapter 163.02 states that county boards may acquire by purchase, gift, or eminent domain proceedings as provided by law, all necessary right-of-way for county highways, and purchase all necessary road material, machinery, tools, and supplies needed therefor.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

Right-of-way acquisition is payable from fund 200, Agency 203001.

Recommendation:

It is recommended that the St. Louis County Board authorize the acquisition of right-of-way necessary for the reconstruction of CSAH 156 (Harvey Street), further identified as CP 0156-299087, SAP 069-756-001.

Acquisition of Right-of-Way for Reconstruction of CSAH 156 (Harvey St.) from CSAH 21 (Central Ave.) to 9th Ave. E. in the City of Ely; CP 0156-299087, SAP 069-756-001

BY COMMISSIONER _____

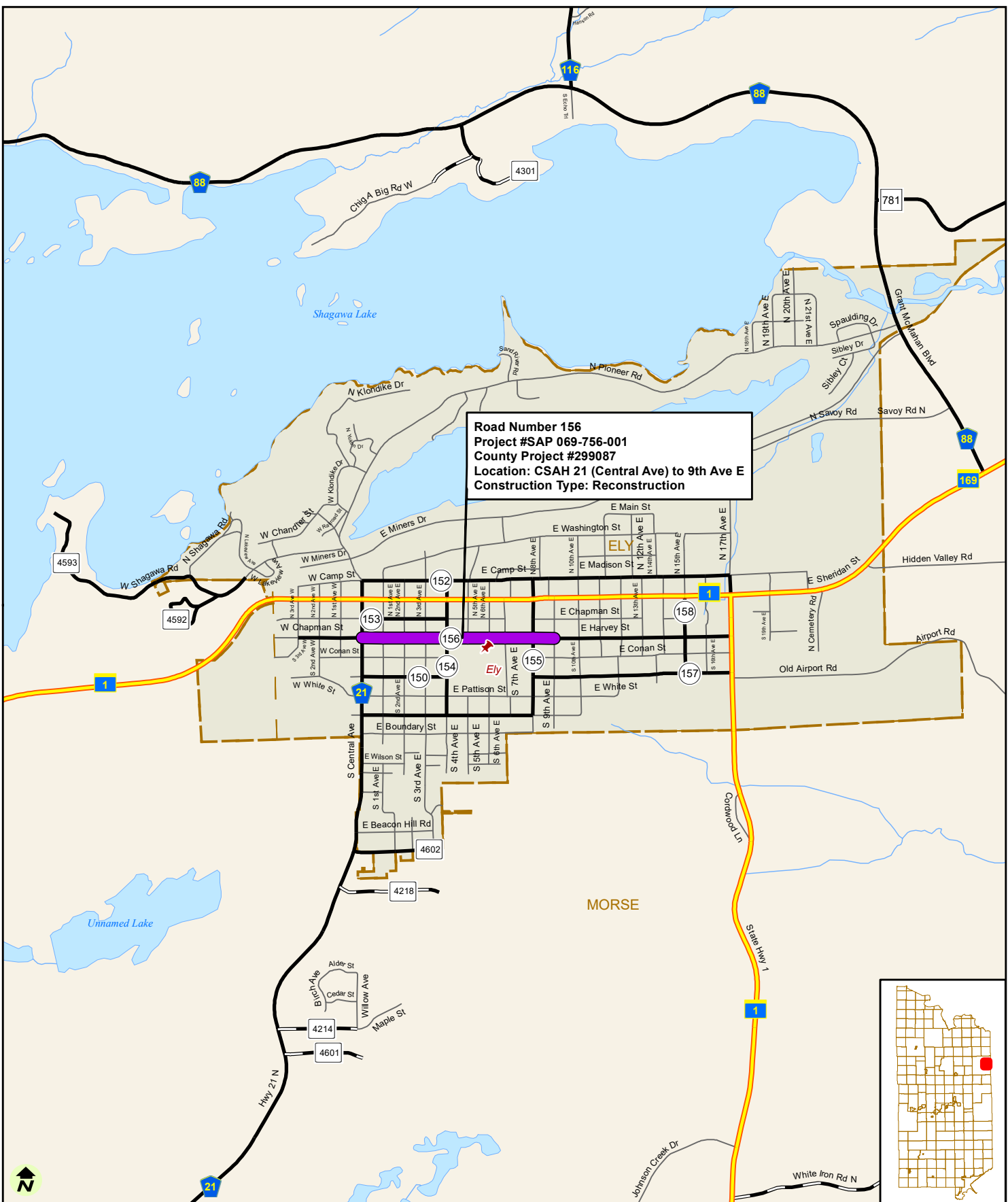
WHEREAS, The St. Louis County Public Works Department is planning a Reconstruction project on part of County State Aid Highway (CSAH) 156 (Harvey Street) from CSAH 21 (Central Avenue) 0.65 miles easterly to 9th Ave East within the city of Ely, further identified as CP 0156-299087/SAP 069-756-001; and

WHEREAS, These improvements consist of grading, aggregate base, storm sewer, curb, gutter, sidewalks, bituminous surfacing, and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

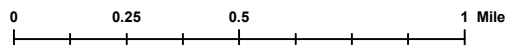
WHEREAS, In addition to the existing highway right-of-way, certain lands are required for this construction, together with temporary construction easements.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director, or his designee, to proceed with the acquisition of the necessary lands and temporary easements for this project and to execute, on behalf of the county, any easement documents as may become necessary. Right-of-way acquisition is payable from Fund 200, Agency 203001.

RESOLVED FURTHER, That pursuant to Minn. Stat. § 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant highway easements across tax forfeited lands necessary for the project.



St. Louis County 2025 Road & Bridge Construction



Map Components	
2025 Road & Bridge Construction	
Reconstruction	County Road - Paved
Interstate Highway	County Road - Gravel
U.S./State Highway	Local Road/City Street
	Railroad
	Commissioner District
	Township Boundary
	City/Town
	Lake
	River/Stream



St. Louis County Board of Commissioners Request for Board Action 24 - 162

Committee: **Finance & Budget**

Date: April 9, 2024

From: Mary Garness, Director
Public Records & Property Valuation
David L. Sipila, County Assessor

Attachments: ☒ yes ☐ no

Reviewed by: Kevin Z. Gray, County Administrator

Consent: ☒ yes ☐ no

ITEM: Abatement List for Board Approval

Background/Overview:

An abatement is an administrative process to correct errors and injustices in assessed valuation or classification. It is not part of the property tax appeal process.

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. 16-82, dated January 26, 2016, 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.

Property owners must submit a written application to be considered for a property tax abatement. Completed applications have been submitted for the attached list of properties.

Policy Objectives:

Minn. Stat. § 375.192 provides the Board with statutory authority to grant abatements that have been approved by the County Assessor and County Auditor. The St. Louis County Real Property Tax Abatement Policy, adopted in 2016, further details the County's process to address property tax abatements.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The total reduction in property tax, not including processing fees, is included on the attached list for each abatement. Each entry also includes a notation indicating whether a processing fee is required, according to County policy.

Recommendation:

It is recommended that the St. Louis County Board approve the list of applications for abatement dated April 9, 2024.

Abatement List for Board Approval

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board approves the applications for abatement, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 62102.



Abatements Submitted for Approval by the St. Louis County Board

April 9, 2024

AUD. NO.	PARCEL ID	TAXPAYER NAME	LOCATION	APPRAISER	REASON	TAX YR.	FEE	REDUCTION
000951	010-2020-00150	DAVEY, REED	DULUTH	FRANK CARVER	HOMESTEAD	2024	Y	\$278.00
000952	010-2660-03820	MCDONNELL, MICHAEL & MARANA, ALBERTA	DULUTH	JASON BORMAN	VETERAN EXCLUSION	2024	N	\$1,990.00
000953	317-0162-00010	GARRETT, KIM & DANIEL	EAGLES NEST	BRENDAN LEWIS	VALUATION	2024	N	\$2,374.00
000954	317-0093-00110	GARRETT, KIM & DANIEL	EAGLES NEST	BRENDAN LEWIS	LINKED PARCEL	2024	N	\$8.00



St. Louis County Board of Commissioners Request for Board Action 24 - 174

Committee: **Finance & Budget**

From: Jerry Hall, Director, Property Management

Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024

Attachments: ☐ yes ☒ no

Consent: ☒ yes ☐ no

ITEM: Camp Esquagama – New Laundry and Bath Building Additional Design Services

Background/Overview:

In November 2023, Property Management entered into an agreement with RW Fern Associates, Inc. to provide architectural and engineering services for the construction of a new laundry and bath building at Camp Esquagama in Gilbert, MN for \$71,000.

On March 4, 2024, due to changes in the scope of the project and the discovery of deficiencies in the existing electrical distribution system that need to be corrected, RW Fern Associates, Inc. submitted a request to amend their contract to account for the additional services that need to be provided. The requested amount to cover the increased scope is \$14,900. This amendment will bring the total contract to \$85,900 which requires County Board approval.

Policy Objectives:

Per the County's Purchasing Rules and Regulations, any architectural and engineering services over \$75,000 must be approved by the County Board.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

Funds for architectural and engineering services for this project are available within Fund 403, Agency 403005, Object 660265.

Recommendation:

It is recommended that the St. Louis County Board authorize an amendment to the existing contract with RW Fern Associates, Inc for additional architectural and engineering services for the construction of a new laundry and bath building at Camp Esquagama for \$14,900, increasing the total contract to \$85,900.

Camp Esquagama – New Laundry and Bath Building Additional Design Services

BY COMMISSIONER _____

WHEREAS, Property Management entered into an agreement with RW Fern Associates, Inc. to provide architectural and engineering services for the construction of a new laundry and bath building at Camp Esquagama in Gilbert, MN for \$71,000; and

WHEREAS, Due to changes in the scope of the project and the discovery of deficiencies in the existing electrical distribution system that need to be corrected, RW Fern Associates, Inc submitted a request to amend their contract to account for the additional services that need to be provided; and

WHEREAS, The requested amount of \$14,900 to cover the increased scope of work will bring the total contract to \$85,900 which requires County Board approval.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the amendment of the existing contract with RW Fern Associates, Inc to provide architectural and engineering services for the construction of a new laundry and bath house at Camp Esquagama for \$14,900, increasing the total to \$85,900 payable from Fund 403, Agency 403005, Object 660265.



St. Louis County Board of Commissioners Request for Board Action 24 – 163

Committee: **Environment & Natural Resources**
From: Julie Marinucci, Director
Land & Minerals
Nancy J. Nilsen, County Auditor/Treasurer
Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024

Attachments: ☒ yes ☐ no

Consent: ☒ yes ☐ no

ITEM: Repurchase of State Tax-Forfeited Land – Hoffman (Non-Homestead)

Background/Overview:

The County received an application from James Joseph Hoffman, of Virginia, MN, seeking to repurchase property located in Orr, MN. The applicant is the heir to Benedict Hoffman III who was the record owner of property which was forfeited to the State of Minnesota on December 13, 2023. Based on the application review and research by Land and Minerals staff, along with the Minnesota statutes referenced below, the applicant is eligible to repurchase said property and has made satisfactory application to do so.

Policy Objectives:

Minn. Stat. § 282.241 permits state tax-forfeited land to be repurchased by the previous owner upon payment of the sum of all delinquent taxes and assessments computed under Minn. Stat. § 282.251, together with penalties, interest, and maintenance costs, that accrued or would have accrued if the land had not forfeited to the state.

Minn. Stat. § 282.302, subd. 1, provides that the state's eventual quitclaim deed must be issued to the record owner of the property at the time of the expiration of the redemption period established under § 281.23. The record owner at the time of forfeiture was Benedict Hoffman III. Benedict Hoffman III is deceased, and Minn. Stat. § 282.302, subd. 2, provides that the deed must name the record owner's estate as grantee if a record owner is deceased.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The applicant has made payment in full of \$1,541.71, which is all amounts due and owing under Minn. Stat. § 282.241. The repurchase of this property will promote the use of lands that will best serve the public interest. Funds will be deposited into Fund 240 (Tax-Forfeited Land Fund), except a service fee of \$500, which will be deposited into Fund 100 (General Fund).

Recommendation:

It is recommended that the St. Louis County Board approve the repurchase application of James Joseph Hoffman of Virginia, MN, subject to payments including: total taxes and assessments of \$969.06, deed fee of \$25, deed tax of \$1.65, recording fee of \$46, for a total amount of \$1,041.71 to be deposited into Fund 240 (Tax-Forfeited Land Fund); plus a service fee of \$500 to be deposited into Fund 100 (General Fund).

**Repurchase of State Tax-Forfeited Land – Hoffman
(Non-Homestead)**

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, interest, and maintenance costs; and

WHEREAS, The applicant, James Joseph Hoffman of Virginia, MN, has applied to repurchase state tax-forfeited land legally described as:

Legal: That part of Govt Lot 4 described as follows: Beginning at a point 1080 feet East of the Section corner located at the joinder of Section 25 and 36, and Section 30 and 31; thence North 350 feet to Miller Trunk Road; thence Southeasterly along said road 496 feet to the East line of Govt Lot 4; thence South 250 feet to the South Line of Govt Lot 4; thence West to Point of Beginning. Sec 30 Twp 68N Rge 20W
Parcel ID No: 739-0010-04830
LDKey: 130725

WHEREAS, The applicant is an heir to the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, Minn. Stat. § 282.302, subd. 1, provides that the deed must be issued to the record owner of the property at the time of the expiration of the redemption period established under § 281.23, which was Benedict Hoffman III; and

WHEREAS, Benedict Hoffman III is deceased, and Minn. Stat. § 282.302, subd. 2, provides that the deed must name the record owner's estate as grantee if a record owner is deceased; and

WHEREAS, The applicant has made payment in full to pay the amounts due and owing under Minn. Stat. § 282.241 to repurchase the non-homestead property; and

WHEREAS, Approving the repurchase will promote the use of lands that will best serve the public interest;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by James Joseph Hoffman of Virginia, MN, on file in County Board File No. ____, to the Estate of Benedict Hoffman III, subject to payments including: total taxes and assessments of \$969.06, deed fee of \$25, deed tax of \$1.65, recording fee of \$46, for a total of \$1,041.71, to be deposited into Fund 240 (Tax-Forfeited Land Fund); plus a service fee of \$500, to be deposited into Fund 100 (General Fund).



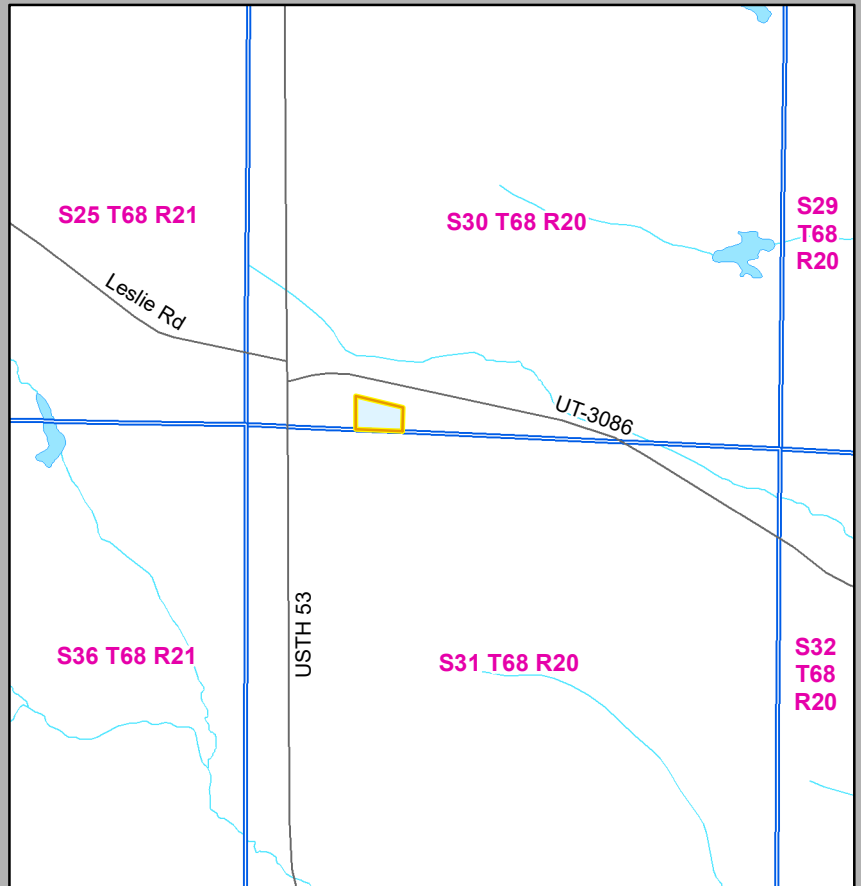
St. Louis County Land and Minerals Department Tax-Forfeited Land Sales - Repurchase

Legal: That part of Govt Lot 4 described as follows: Beginning at a point 1080 feet East of the Section corner located at the joinder of Section 25 and 36, and Section 30 and 31; thence North 350 feet to Miller Trunk Road; thence Southeasterly along said road 496 feet to the East line of Govt Lot 4; thence South 250 feet to the South Line of Govt Lot 4; thence West to Point of Beginning. Sec 30 Twp 68N Rge 20W

Parcel Code: 739-0010-04830




LDK: 130725

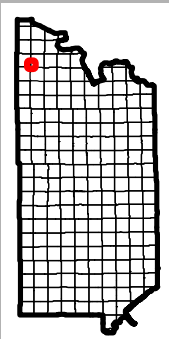
Acres: 3.53



City of Orr Sec: 30 Twp: 68N Rng: 20W

Commissioner District # 4

-  Area of Interest
-  Tax Forfeited
-  Road



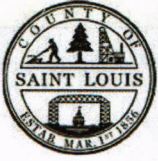
St. Louis County, Minnesota

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 and Minerals Department**

2024





REPURCHASE APPLICATION

Tax-Forfeited Lands

St. Louis County, Minnesota

4000

PURSUANT TO MINNESOTA STATUTES, SECTION 282.241, the undersigned hereby makes application to repurchase from the State of Minnesota the following described tax-forfeited land, pursuant to Minnesota Statutes, Section 282.241, as amended; said land is situated in St. Louis County, Minnesota, and more particularly described as follows:

PROPERTY

Parcel Identification Number(s) (PIN) 739-0010-04830

Physical Street Address
N/A

Legal Description

Please see attached.

See attached copy # 1/2

City State ZIP

APPLICANT

Applicant Name (First, Middle, Last, Suffix)

James Joseph Hoffman

Daytime Phone #

218-240-1962

Mobile #

218-404-4086

Applicant Name (First, Middle, Last, Suffix)

Jamie Hoffman

Email

~~218-240-1962~~ jamiehoffman124@gmail.com

Mailing Address

23 Ayuna Drive

City

Virginia

State

Mn.

ZIP

55742

Applicant states and shows that at the time of the forfeiture to the State, they were (please check one):

☐ Owner

☒ Heir(s) of the owner

☒ Representative or devisee of owner

☐ Person to whom the right to pay taxes is given by statute, mortgage or other agreement
(Provide documentation with application)

REPURCHASE JUSTIFICATION

Based on the following information, the County Board will determine how undue hardship or injustice resulting from the tax forfeiture will be corrected by the repurchase; or how the repurchase will best serve the public interest.

1. List all individuals or entities that are eligible to repurchase the parcel(s). Must provide legal documentation.

James/Jamie Hoffman

See attached copy # 1/2

Who is Eligible to Repurchase: Minnesota Statutes 282.241, Subdivision 1. Repurchase requirements: The owner at the time of forfeiture, or the owner's heirs, devisees, or representatives, or any person to whom the right to pay taxes was given by statute, mortgage, or other agreement, may repurchase any parcel of land claimed by the state to be forfeited to the state for taxes unless before the time repurchase is made the parcel is sold under installment payments, or otherwise, by the state as provided by law, or is under mineral prospecting permit or lease, or proceedings have been commenced by the state or any of its political subdivisions or by the United States to condemn the parcel of land.

2. Describe when and how you first became aware of any tax delinquency and explain by each year, why the property taxes were not paid.

Looked up on Land Explorer on
2/27/2024

3. Did the tax forfeiture create an undue hardship or injustice for you?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	If no, skip to #5.
4. If your answer to question #3 is "Yes," please answer the following:			
A. Explain how the tax forfeiture created an undue hardship or injustice for you.			
<p style="font-size: 1.2em; font-family: cursive;">Loss to family</p>			
B. If approved to repurchase, explain how the undue hardship or injustice will be corrected.			
<p style="font-size: 1.2em; font-family: cursive;">Property will ^{will} remain in family</p>			
5. Explain, in detail, how allowing you to repurchase the parcel will promote the use of the land that will best serve the public interest.			
<p style="font-size: 1.2em; font-family: cursive;">Our Fourth and Fifth generation of family will still have access and private use of the property.</p>			
WELLS (Please check the appropriate box below)			
<input type="checkbox"/> There are no wells on this property		<input type="checkbox"/> There are one or more wells on this property <small>(See enclosed well disclosure information sheet)</small>	
<input type="checkbox"/> No change since last well certificate		<input type="checkbox"/> Well disclosure completed - \$50.00 enclosed <small>(Check Payable to St. Louis County Auditor)</small>	
MILITARY SERVICE			
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Are you currently in active military service?	
If you have been discharged within the last 6 months, provide discharge date and attach documentation.			Discharge Date:

DEED NAME(S)

Minnesota Statutes 282.302 Subdivision 1 requires the deed to be issued to the previous owner of record. Subdivision 2 provides the state deed must name the record owner's estate as grantee if the previous owner is deceased. (If more than two, attach additional list.)

Name (First, Middle, Last, Suffix)

Benedict John Hoffman III

Name (First, Middle, Last, Suffix)

Mailing Address Where to send deed, contract for deed, billings, tax statements, etc.

23 Cuyuna Drive

City

Virginia

State

Mn.

ZIP

55792

Ownership (For Deed Purposes) Check One

☒ Single Ownership ☐ Co-ownership: Joint Tenancy ☐ Co-ownership: Tenancy in Common ☐ Co-ownership: Other

If more than one, what is the relationship?

AGREEMENT AND SIGNATURE

Applicant agrees to pay upon such repurchase, by check or money order, as directed by the St. Louis County Board, the full price of repurchase, the terms of which will be stated by the contract and required by law.

If I am allowed to repurchase the parcel, I understand that there will be conditions on the repurchase, including, but not limited to the following:

- A. To combine any split tax parcels across structure or property into common ownership.
- B. To pay all county-incurred maintenance costs and administrative fees related to the tax forfeiture of the parcel prior to the repurchase.
- C. To pay and keep current all taxes and assessments.
- D. To keep and maintain property insurance on structures for the life of the contract for deed.
- E. To comply with all state and local code requirements.
- F. To not remove any structure, minerals, sand, gravel, topsoil, subsoil, peat, timber or timber products until the contract for deed has been paid in full.

In submitting this application, I understand that it will be disclosed to the County Board as part of a resolution, and that all the contents of this application will become accessible to any member of the public, and that the County may use any data or information provided for communication and other uses as needed.

Signature

John Hoffman

Date

3/10/24

Signature

Date

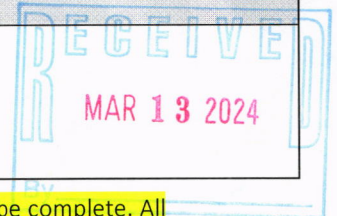
CONTACT**St. Louis County**

Land and Minerals Department
Government Services Center
320 West 2nd Street, Suite 302
Duluth, MN 55802

EMAIL: landdept@stlouiscountymn.gov

PHONE: (218) 726-2606

FAX: (218) 726-2600

WEB: stlouiscountymn.gov

Incomplete Applications: All application questions must be filled in for this repurchase application to be complete. All incomplete applications will be returned to the applicant to be completed and resubmitted.

Contact our office at 218-726-2606 for the current amount owed, which increases monthly.

OFFICE USE ONLY**TAX DELINQUENCY**

Taxes became delinquent in (Year):

2019

Taxes remained delinquent and unpaid for the subsequent years of:

*2020-2023***REPURCHASE COSTS** (Check Payable to St. Louis County Auditor)

That pursuant to Minnesota Statutes, the total cost of the repurchase is:

\$ *1,541.71*

Thru: Date

3.31.24

This amount is the greater value of all delinquent taxes and assessments computed under Section 282.241 and 282.251, together with all accrued interest and penalties, including fees and maintenance costs.

4000-RP FORM, Rev. 11-2022

739-0010-04830 Legal Description:

That part of Govt Lot 4 described as follows: Beginning at a point 1080 feet East of the Section corner located at the joinder of Section 25 and 36, and Section 30 and 31; thence North 350 feet to Miller Trunk Road; thence Southeasterly along said road 496 feet to the East line of Govt Lot 4; thence South 250 feet to the South Line of Govt Lot 4; thence West to Point of Beginning., Sec 30 Twp 68N Rge 20W

3-11-2024

Written Statement

To whom it may concern,

I James/Jamie Hoffman; am the grandson and heir/devisee of Benedict John Hoffman Jr. deceased property owner. (See Copy 1&2). Upon his death, (See Copy 8&9); this property was inherited by his son, Benedict John Hoffman III, whom is now also deceased. (See Copy 10). I James/Jamie Hoffman am the nephew of Benedict John Hoffman III. (See Copy 6). Benedict Hoffman III, did not have a will. Due to his death, the property taxes went unpaid.

I James/Jamie Hoffman am interested in repurchasing this parcel, due to deep family ties. Within this 40 acre parcel, all of the property owners are family members; including myself. (See attached map) This property was originally owned by my great grandfather Benedict John Hoffman Sr.. My heartfelt interest in this property is simply to keep it in our 4th generation family.

Thank you for your consideration.

Sincerely;

James Hoffman



St. Louis County Board of Commissioners Request for Board Action 24 – 164

Committee: **Environment & Natural Resources**
From: Julie Marinucci, Director
Land & Minerals
Nancy J. Nilsen, County Auditor/Treasurer
Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024

Attachments: ☒ yes ☐ no

Consent: ☒ yes ☐ no

ITEM: Repurchase of State Tax-Forfeited Land – Jacobson (Homestead)

Background/Overview:

The County received an application from Amber Julia Jacobson and April L. Jacobson of Duluth, MN, seeking to repurchase property located in Duluth, MN. The applicants were the record owners of property which was forfeited to the State of Minnesota on December 13, 2023. Based on the application review and research by Land and Minerals staff, along with the Minnesota statutes referenced below, the applicants are eligible to repurchase said property and have made satisfactory application to do so.

Policy Objectives:

Minn. Stat. § 282.241 permits state tax-forfeited land to be repurchased by the previous owners upon payment of the sum of all delinquent taxes and assessments computed under Minn. Stat. § 282.251, together with penalties, interest, and maintenance costs, that accrued or would have accrued if the land had not forfeited to the state.

Minn. Stat. § 282.302, subd. 1, provides that the state's eventual quitclaim deed must be issued to the record owners of the property at the time of the expiration of the redemption period established under § 281.23. The record owners at the time of forfeiture were Amber Julia Jacobson and April L. Jacobson.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The applicants have made the required downpayment of \$1,134.40 to enter into a ten-year contract for deed to pay all amounts due and owing under Minn. Stat. § 282.241 per County Board guidelines. The repurchase of this property will promote the use of lands that will best serve the public interest. Funds will be deposited into Fund 240 (Tax-Forfeited Land Fund), except a service fee of \$500, which will be deposited into Fund 100 (General Fund).

Recommendation:

It is recommended that the St. Louis County Board approve the repurchase application of Amber Julia Jacobson and April L. Jacobson of Duluth, MN, subject to payments including: total taxes and assessments of \$5,423.97, deed fee of \$25, deed tax of \$17.90, recording fee of \$92, for a total amount of \$5,558.87 to be deposited into Fund 240 (Tax-Forfeited Land Fund); plus a service fee of \$500 to be deposited into Fund 100 (General Fund).

**Repurchase of State Tax-Forfeited Land – Jacobson
(Homestead)**

BY COMMISSIONER: _____

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

WHEREAS, The applicants, Amber Julia Jacobson and April L. Jacobson of Duluth, MN, have applied to repurchase state tax-forfeited land legally described in County Board File No. ____; and

WHEREAS, The applicants were the owners of record at the time of forfeiture and are eligible to repurchase the property; and

WHEREAS, Minn. Stat. § 282.302, subd. 1, provides that the deed must be issued to the record owners of the property at the time of the expiration of the redemption period established under § 281.23, which were Amber Julia Jacobson and April L. Jacobson; and

WHEREAS, The applicants have made satisfactory downpayment to enter into a ten-year contract for deed to pay the amounts due and owing under Minn. Stat. § 282.241 to repurchase the homestead property; and

WHEREAS, Approving the repurchase will promote the use of lands that will best serve the public interest;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Amber Julia Jacobson and April L. Jacobson of Duluth, MN, on file in County Board File No. ____, subject to payments including: total taxes and assessments of \$5,423.97, deed fee of \$25, deed tax of \$17.90, recording fee of \$92, for a total of \$5,558.87, to be deposited into Fund 240 (Tax-Forfeited Land Fund); plus a service fee of \$500, to be deposited into Fund 100 (General Fund).

**Repurchase of State Tax-Forfeited Land – Jacobson
(Homestead)**

County Board File No. _____

Legal: Lot 1, Block 2 **SUBJECT TO highway easement**, BALKAN DIVISION OF DULUTH

Parcel ID No: 010-0180-00180

LDKey: 130586

AND

Legal: All that part of the NW1/4 of NW1/4 described as follows: Commencing at the NW corner of said Section 4; thence N 89 degrees 20 minutes 10 seconds E along the North line of said Section 4, a distance of 24.47 feet; thence S 40 degrees 26 minutes 39 seconds E, a distance of 1322.99 feet; thence N 78 degrees 43 minutes 46 seconds W, a distance of 223.00 feet to the point of beginning; thence S 78 degrees 43 minutes 46 seconds E, a distance of 233.00 feet; thence S 40 degrees 20 minutes 39 seconds E, a distance of 395.15 feet; thence S 89 degrees 12 minutes 24 seconds W along the South line of the NW1/4 of NW1/4 said Section 4, a distance of 1125.76 feet; thence N 00 degrees 33 minutes 24 seconds W along the West line of said NW1/4 of NW1/4, a distance of 542.76 feet to a point 691.69 feet South of the NW corner of said Section 4 as measured along said West line; thence at a 90 degree angle along a line bearing N 88 degrees 57 minutes 33 seconds E, a distance of 110.00 feet; thence at a 140 degree angle along a line bearing N 48 degrees 40 minutes 27 seconds E, to the S'ly line of the Munger Trail (formerly Northern Pacific Railway Company); thence S 39 degrees 48 minutes 09 seconds E to the point of beginning. Sec 4 Twp 48N Rge 15W

Parcel ID No: 010-2730-00410

LDKey: 130602



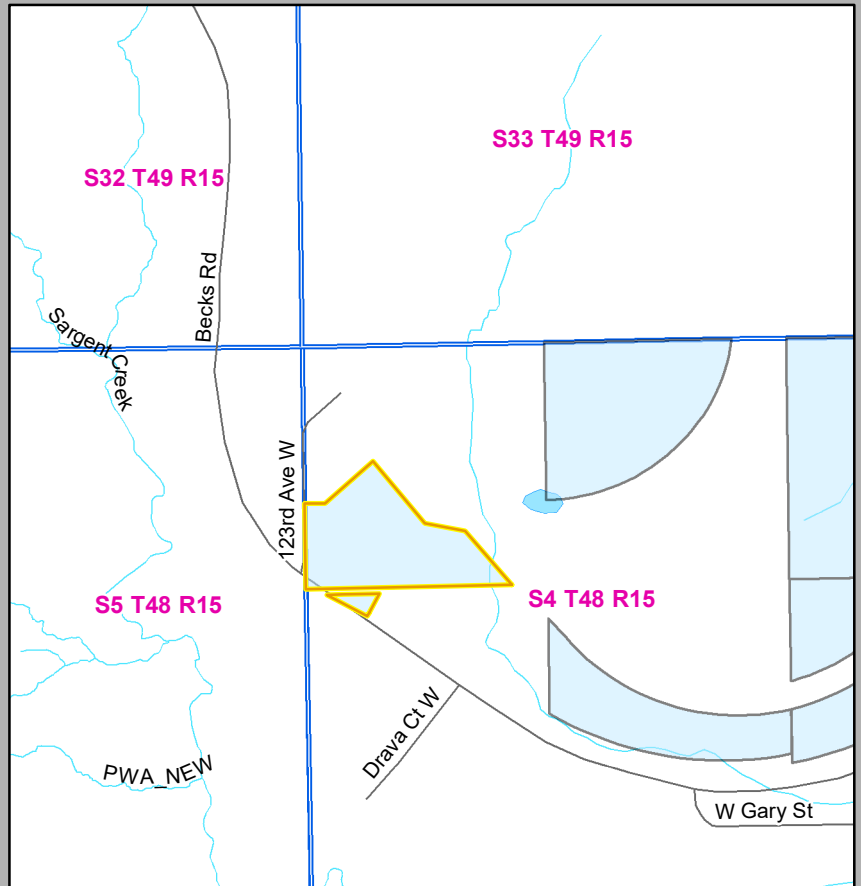
St. Louis County Land and Minerals Department Tax-Forfeited Land Sales - Repurchase

Legal: See attached.

Parcel Codes: 010-0180-00180,
010-2730-00410




LDKs: 130586, 130602

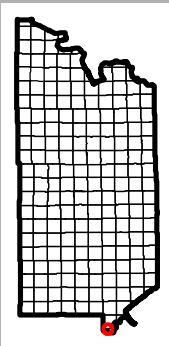
Acres: 9.02



City of Duluth Sec: 4 Twp: 48N Rng: 15W

Commissioner District # 3

-  Area of Interest
-  Tax Forfeited
-  Road



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 and Minerals Department**

2024



Legal descriptions for 010-0180-00180 and 010-2730-00410:

Lot 1, Block 2 **SUBJECT TO highway easement**, BALKAN DIVISION OF DULUTH 010-0180-00180

All that part of the NW1/4 of NW1/4 described as follows: Commencing at the NW corner of said Section 4; thence N 89 degrees 20 minutes 10 seconds E along the North line of said Section 4, a distance of 24.47 feet; thence S 40 degrees 26 minutes 39 seconds E, a distance of 1322.99 feet; thence N 78 degrees 43 minutes 46 seconds W, a distance of 223.00 feet to the point of beginning; thence S 78 degrees 43 minutes 46 seconds E, a distance of 233.00 feet; thence S 40 degrees 20 minutes 39 seconds E, a distance of 395.15 feet; thence S 89 degrees 12 minutes 24 seconds W along the South line of the NW1/4 of NW1/4 said Section 4, a distance of 1125.76 feet; thence N 00 degrees 33 minutes 24 seconds W along the West line of said NW1/4 of NW1/4, a distance of 542.76 feet to a point 691.69 feet South of the NW corner of said Section 4 as measured along said West line; thence at a 90 degree angle along a line bearing N 88 degrees 57 minutes 33 seconds E, a distance of 110.00 feet; thence at a 140 degree angle along a line bearing N 48 degrees 40 minutes 27 seconds E, to the S'ly line of the Munger Trail (formerly Northern Pacific Railway Company); thence S 39 degrees 48 minutes 09 seconds E to the point of beginning, Sec 4 Twp 48N Rge 15W 010-2730-00410



REPURCHASE APPLICATION

Tax-Forfeited Lands

St. Louis County, Minnesota

4000

PURSUANT TO MINNESOTA STATUTES, SECTION 282.241, the undersigned hereby makes application to repurchase from the State of Minnesota the following described tax-forfeited land, pursuant to Minnesota Statutes, Section 282.241, as amended; said land is situated in St. Louis County, Minnesota, and more particularly described as follows:

PROPERTY

Parcel Identification Number(s) (PIN) 010-0180-00180 & 010-2730-00410

Physical Street Address

12205 BELKS RD.

Legal Description

-SEE ATTACHED

City

DULUTH

State

MN

ZIP

55808

APPLICANT

Applicant Name (First, Middle, Last, Suffix)

APRIL JACOBSON (M) LYNN

Daytime Phone #

218-576-6169

Mobile #

Applicant Name (First, Middle, Last, Suffix)

AMBER JULIA JACOBSON

Email

april@prproperties.org

Mailing Address

12205 BELKS RD

City

Duluth

State

MN

ZIP

55808

Applicant states and shows that at the time of the forfeiture to the State, they were (please check one):

☒ Owner

☐ Heir(s) of the owner

☐ Representative or devisee of owner

☐ Person to whom the right to pay taxes is given by statute, mortgage or other agreement
(Provide documentation with application)

REPURCHASE JUSTIFICATION

Based on the following information, the County Board will determine how undue hardship or injustice resulting from the tax forfeiture will be corrected by the repurchase; or how the repurchase will best serve the public interest.

1. List all individuals or entities that are eligible to repurchase the parcel(s). Must provide legal documentation.

APRIL L. JACOBSON

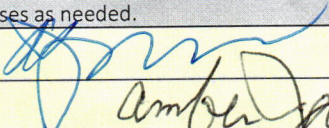
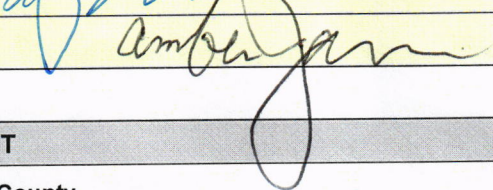
AMBER J. JACOBSON

Who is Eligible to Repurchase: Minnesota Statutes 282.241, Subdivision 1. Repurchase requirements: The owner at the time of forfeiture, or the owner's heirs, devisees, or representatives, or any person to whom the right to pay taxes was given by statute, mortgage, or other agreement, may repurchase any parcel of land claimed by the state to be forfeited to the state for taxes unless before the time repurchase is made the parcel is sold under installment payments, or otherwise, by the state as provided by law, or is under mineral prospecting permit or lease, or proceedings have been commenced by the state or any of its political subdivisions or by the United States to condemn the parcel of land.

2. Describe when and how you first became aware of any tax delinquency and explain by each year, why the property taxes were not paid.

I DO NOT REMEMBER BY YEARS - WHEN MY DAD PASSED, THEY WERE IN WITH MORTGAGE PAYMENTS. ONCE PAID OFF, HARD TIMES HIT BOTH MYSELF & AMBER FINANCIALLY & THEY WERENT PAID - ON THE BACKBURNER? :/

3. Did the tax forfeiture create an undue hardship or injustice for you?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	If no, skip to #5.
4. If your answer to question #3 is "Yes," please answer the following:			
A. Explain how the tax forfeiture created an undue hardship or injustice for you.			
<p>PARTIAL INJUSTICE? I TRIED TO STEP UP TO THE RESPONSIBILITY IN AUG, 2023, & PAID \$2000⁰⁰ 8/31? WITH THE INTENTION TO FIGURE OUT HOW TO CATCH UP. IN OCTOBER, I CALLED THE AUDITOR'S OFFICE & TALKED WITH SOMEONE ABOUT A POTENTIAL PAYMENT PLAN AND/OR HOW MUCH I WOULD NEED TO AVOID FORFEITURE & BY WHAT DAY. SHE SAID \$4543.91 BY DEC. 12th 2023. I WENT TO (MALL) AUD. OFFICE ON 12/7 & PAID \$4573.87 FOR THE LADY WORKING THERE, NOT, REALIZING, UNTIL ST. LOUIS CO. LAND & MINERAL ARRIVED ON 3/4 WITH</p>			
B. If approved to repurchase, explain how the undue hardship or injustice will be corrected.			
<p>→ WITH FORFEITURE PAPERS, THAT I ONLY PAID FOR 1 PARCEL LOT. IN HANDSIGHT, THE LETTER I RECEIVED (SEE ATTACHED) ONLY HAD 1 PARCEL LISTED, BUT WHEN I ENQUIRED ON THE PHONE CALL, I HONESTLY THOUGHT THAT I WAS ASKING FOR ALL PASTED OWED, AND ADD NOT RECEIVE I REALLY WAS TRYING TO MAKE IT RIGHT, AS I THEN ALSO WROTE ANOTHER CHECK ON 12/7 FOR \$1,746.60 TO PAY 2023 TAXES. ON ANOTHER NOTE, I'M NOT SURE WHY CERTAIN PAPERS HAVE ME LISTED AT 41034 STEBNER ROAD - WHICH I HAVE NEVER LIVED?</p>			
5. Explain, in detail, how allowing you to repurchase the parcel will promote the use of the land that will best serve the public interest.			
<p>→ B. I AM IN IN A BETTER FINANCIAL SITUATION, & AM NOW AWARE OF HOW I NEED TO PAY ON 3 SEPARATE LOTS & AM PLANNING TO MAKE ARRANGEMENTS TO HAVE THEM ALL COME TOGETHER AT ONE ADDRESS (12203 BECKS RD)</p>			
<p>5. THE PROPERTY IS NEAR ACCESS TO MUNGER TRAIL & SHT. ST. LOUIS & I MAINTAIN THE FIELD TO LOOK NICE & ALSO HELP TO MONITOR & CLEAN THE HIKING TRAILS PARKING LOT ON 123rd AVE W.</p>			
WELLS (Please check the appropriate box below)			
<input checked="" type="checkbox"/> There are no wells on this property (ONLY ON 010-0180-00190)		<input type="checkbox"/> There are one or more wells on this property (See enclosed well disclosure information sheet)	
<input type="checkbox"/> No change since last well certificate		<input type="checkbox"/> Well disclosure completed - \$50.00 enclosed (Check Payable to St. Louis County Auditor)	
MILITARY SERVICE			
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Are you currently in active military service?	
If you have been discharged within the last 6 months, provide discharge date and attach documentation.			Discharge Date:

DEED NAME(S)			
Minnesota Statutes 282.302 Subdivision 1 requires the deed to be issued to the previous owner of record. Subdivision 2 provides the state deed must name the record owner's estate as grantee if the previous owner is deceased. (If more than two, attach additional list.)			
Name (First, Middle, Last, Suffix) <i>APRIL LYNN JACOBSON</i>			
Name (First, Middle, Last, Suffix) <i>AMBER JULIA JACOBSON</i>			
Mailing Address <small>Where to send deed, contract for deed, billings, tax statements, etc.</small> <i>12205 BECKS RD</i>	City <i>DULUTH</i>	State <i>MN</i>	ZIP <i>55808</i>
Ownership (For Deed Purposes) Check One <input type="checkbox"/> Single Ownership <input type="checkbox"/> Co-ownership: Joint Tenancy <input type="checkbox"/> Co-ownership: Tenancy in Common <input checked="" type="checkbox"/> Co-ownership: Other			
If more than one, what is the relationship? <i>SISTERS</i>			
AGREEMENT AND SIGNATURE			
Applicant agrees to pay upon such repurchase, by check or money order, as directed by the St. Louis County Board, the full price of repurchase, the terms of which will be stated by the contract and required by law.			
If I am allowed to repurchase the parcel, I understand that there will be conditions on the repurchase, including, but not limited to the following: A. To combine any split tax parcels across structure or property into common ownership. B. To pay all county-incurred maintenance costs and administrative fees related to the tax forfeiture of the parcel prior to the repurchase. C. To pay and keep current all taxes and assessments. D. To keep and maintain property insurance on structures for the life of the contract for deed. E. To comply with all state and local code requirements. F. To not remove any structure, minerals, sand, gravel, topsoil, subsoil, peat, timber or timber products until the contract for deed has been paid in full.			
In submitting this application, I understand that it will be disclosed to the County Board as part of a resolution, and that all the contents of this application will become accessible to any member of the public, and that the County may use any data or information provided for communication and other uses as needed.			
Signature 		Date <i>3/15/24</i>	
Signature 		Date <i>3-16-24</i>	
CONTACT			
St. Louis County Land and Minerals Department Government Services Center 320 West 2nd Street, Suite 302 Duluth, MN 55802		EMAIL: landdept@stlouiscountymn.gov PHONE: (218) 726-2606 FAX: (218) 726-2600 WEB: stlouiscountymn.gov	

Incomplete Applications: All application questions must be filled in for this repurchase application to be complete. All incomplete applications will be returned to the applicant to be completed and resubmitted.

Contact our office at 218-726-2606 for the current amount owed, which increases monthly.

OFFICE USE ONLY	
TAX DELINQUENCY	
Taxes became delinquent in (Year):	<i>2019</i>
Taxes remained delinquent and unpaid for the subsequent years of:	<i>2020-2023</i>
REPURCHASE COSTS (Check Payable to St. Louis County Auditor)	
That pursuant to Minnesota Statutes, the total cost of the repurchase is:	<div style="display: flex; justify-content: space-between;"> <i>\$6,058.87</i> Thru: Date <i>3.31.24</i> </div>
This amount is the greater value of all delinquent taxes and assessments computed under Section 282.241 and 282.251, together with all accrued interest and penalties, including fees and maintenance costs.	

Legal descriptions for 010-0180-00180 and 010-2730-00410:

Lot 1, Block 2 **SUBJECT TO highway easement**, BALKAN DIVISION OF DULUTH 010-0180-00180

All that part of the NW1/4 of NW1/4 described as follows: Commencing at the NW corner of said Section 4; thence N 89 degrees 20 minutes 10 seconds E along the North line of said Section 4, a distance of 24.47 feet; thence S 40 degrees 26 minutes 39 seconds E, a distance of 1322.99 feet; thence N 78 degrees 43 minutes 46 seconds W, a distance of 223.00 feet to the point of beginning; thence S 78 degrees 43 minutes 46 seconds E, a distance of 233.00 feet; thence S 40 degrees 20 minutes 39 seconds E, a distance of 395.15 feet; thence S 89 degrees 12 minutes 24 seconds W along the South line of the NW1/4 of NW1/4 said Section 4, a distance of 1125.76 feet; thence N 00 degrees 33 minutes 24 seconds W along the West line of said NW1/4 of NW1/4, a distance of 542.76 feet to a point 691.69 feet South of the NW corner of said Section 4 as measured along said West line; thence at a 90 degree angle along a line bearing N 88 degrees 57 minutes 33 seconds E, a distance of 110.00 feet; thence at a 140 degree angle along a line bearing N 48 degrees 40 minutes 27 seconds E, to the S'ly line of the Munger Trail (formerly Northern Pacific Railway Company); thence S 39 degrees 48 minutes 09 seconds E to the point of beginning

All that part of NW1/4 of NW1/4 described as follows: Commencing at the NW corner of said Section 4; thence N89DEG20'10"E along the North line of said Section 4, a distance of 24.47 feet; thence S40DEG26'39"E a distance of 1322.99 feet; thence N78DEG43'46"W a distance of 223 feet to the Point of Beginning; thence S78DEG43'46"E a distance of 233 feet; thence S40DEG20'39"E a distance of 395.15 feet; thence S89DEG12'24"W along the South line of the NW1/4 of NW1/4 a distance of 1125.76 feet; then N00DEG33'24"W along the West line a distance of 542.76 feet to a point 691.69 feet South of the NW corner of Section 4 as measured along said West line; thence at a 90 degree angle along a line bearing N88DEG57'33"E a distance of 110 feet; thence at a 140 degree angle along a line bearing N48DEG40'27"E to the Southerly line of the Munger Trail (formerly Northern Pacific Railway Company); thence S39DEG48'09"E to the Point of Beginning, Sec 4 Twp 48N Rge 15W 010-2730-00410



St. Louis County Board of Commissioners Request for Board Action 24 – 165

Committee: **Environment & Natural Resources**

Date: April 9, 2024

From: Julie Marinucci, Director
Land & Minerals

Nancy J. Nilsen, County Auditor/Treasurer

Attachments: ☒ yes ☐ no

Reviewed by: Kevin Z. Gray, County Administrator

Consent: ☒ yes ☐ no

ITEM: Reclassification of State Tax-Forfeited Lands to Conservation

Background/Overview:

The parcels described in the attached list forfeited to the State of Minnesota for nonpayment of real estate taxes and were previously classified as nonconservation. The Land and Minerals Department has reviewed these parcels and has determined that they are suitable to be reclassified as conservation and retained by the State of Minnesota in trust for the taxing district for management purposes. Retaining these parcels will consolidate tax-forfeited ownership, protect mineral interests maintain and improve forest health and productivity and provide raw materials for local industry.

Policy Objectives:

Pursuant to Minn. Stat. § 282.01, subd.1, all parcels of land becoming the property of the State of Minnesota in Trust for the taxing districts through forfeiture for nonpayment of real estate taxes shall be classified as conservation or nonconservation.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

None.

Recommendation:

It is recommended that the St. Louis County Board classify certain lands owned by the State of Minnesota in trust for the taxing districts land as conservation.

Reclassification of State Tax-Forfeited Lands to Conservation

BY COMMISSIONER _____

WHEREAS, All parcels of land becoming the property of the State of Minnesota in trust for the taxing districts through forfeiture for nonpayment of real estate taxes shall be classified or reclassified as conservation or nonconservation as required by Minn. Stat. § 282.01, subd. 1; and

WHEREAS, The parcels described in County Board File No. _____ forfeited to the State of Minnesota for nonpayment of real estate taxes and were previously classified as nonconservation; and

WHEREAS, The goals of classification and reclassification are to encourage the most economical and efficient use of the property, reduce local and state government expenses, conserve and develop the state's natural resources, and encourage economic development; and

WHEREAS, The Land and Minerals Department has recommended that these parcels be reclassified 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, The forfeited parcels may be located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 requires that notice of the classification or reclassification of lands situated within a municipality or town must be transmitted to its governing body;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board reclassifies the tax-forfeited parcels described in County Board File No. _____ as conservation, and a notice of the reclassification shall be transmitted by the Land and Minerals Department to the clerk of the municipality or town in which the parcels are located.

RESOLVED FURTHER, That the reclassification of the forfeited parcels 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 clerk of the municipality or town in which the parcel is located, or if the County Board receives affirmative notice from the municipality or town prior to the end of the 60 days of the date on which the resolution is delivered to the clerk.

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
020-0210-00502	123166	28	58	20	CHISHOLM	PART OF LOT 1 BEG ON N LINE N88DEG01'W 427.05 FT FROM NE COR THENCE SWLY & SLY 600.99 FT ALONG A CURVE WITH A RADIUS OF 1473.24 FT WITH THE CENTER OF RADIUS LYING S57DEG38'05"E TO A PT OF TANGENCY THENCE S08DEG44'24"W 738.69 FT TO S LINE OF LOT 1 THENCE S85DEG49'05"E 680.76 FT TO SE COR OF LOT 7 THENCE N03DEG05'45"E ALONG E LINE 1331.71 FT TO NE COR THENCE N88DEG01"W ALONG N LINE TO PT OF BEG EX HWY R/W & EX THAT PART LYING WLY OF W R/W OF CTY RD #67 & NLY OF N R/W OF HWY #169	
090-0180-01566	105251	21	58	17	VIRGINIA	E 1/2 OF NE 1/4 OF NW 1/4 LYING S OF HWY	
090-0180-01590	105253	21	58	17	VIRGINIA	SE1/4 OF NW1/4	
090-0180-01601	105254	21	58	17	VIRGINIA	UND 1/2 NE 1/4 OF SW 1/4	
090-0180-01631	105255	21	58	17	VIRGINIA	UND 1/2 SE 1/4 OF SW 1/4	
141-0010-01270	124112	7	56	20	HIBBING	Undivided 1/3 interest in the SW1/4 of NE1/4	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
141-0050-05350	130487	27	57	21	HIBBING	SW1/4 of SW1/4 EXCEPT that part beginning from a point 473 feet North of the Southwest corner; thence running Easterly and parallel to the South line of said description to the Great Northern Railroad right-of-way; thence Southerly 473 feet along said Railroad right-of-way; thence Westerly to the Southwest corner; thence Northerly 473 feet to the Point of Beginning AND EXCEPT that part lying East of the said Railroad right-of-way AND EXCEPT the Railroad right-of-way	
200-0010-01590	123224	10	61	19	ALANGO	NW 1/4 OF SW 1/4	
225-0010-05670	125480	36	50	19	ARROWHEAD	S1/2 of NW1/4 of NE1/4	
235-0010-01312	125481	8	58	20	BALKAN	Undivided 3/4 interest in SE1/4 of NW1/4, EXCEPT Railway right of way	
235-0010-03872	123227	26	58	20	BALKAN	UND 1/48 OF NW1/4 OF SW1/4 EX RY R/W 7. 60 AC AND EX HWY R/W	
270-0010-03227	123722	19	62	14	BREITUNG	Undivided 1/32 interest in the Easterly 175 feet of Govt Lot 8	
270-0010-03228	124162	19	62	14	BREITUNG	Undivided 3/8 interest in the Easterly 175 feet of Government Lot 8	
270-0020-00127	122837	1	62	15	BREITUNG	UND 1/32 NW 1/4 OF SE 1/4	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
290-0010-00220	123727	2	57	19	CHERRY	That part of Govt Lot 4 lying Easterly of the Easterly Right of Way line of County Highway #25 EXCEPT Railroad Right of Way AND EXCEPT that part described as follows: Commencing at the Northwest corner of Govt Lot 4; thence S89DEG17'48"E along North line of Govt Lot 4 a distance of 185.07 feet to the centerline of County Highway #25; thence S19DEG43'06"E along centerline 974.20 feet; thence N61DEG07'25"E 896.65 feet to the East line of Govt Lot 4; thence N0DEG24'35"E along said East line 470.36 feet; thence N89DEG17'48"W to the Point of Beginning	
290-0010-00246	123728	2	57	19	CHERRY	That part of Govt Lot 4 described as follows: Commencing at the Northwest corner of Govt Lot 4; thence S89DEG17'48"E along the North line of Govt Lot 4 185.07 feet, to the centerline of County Highway #25; thence S19DEG43'06"E along centerline 974.20 feet to the Point of Beginning; thence N61DEG07'25"E 896.65 feet to the East line of Govt Lot 4; thence S0DEG24'35"W along East line 114.65 feet; thence S61DEG07'25"W 856.69 feet to the centerline of County Highway #25; thence N19DEG43'06"W along centerline 101.29 feet to Point of Beginning	
305-0020-01124	123243	7	54	17	COTTON	E1/2 OF W1/2 OF SE1/4 OF SW1/4	
310-0010-05594	130503	34	51	18	CULVER	North 700 feet of all that part of the SW1/4 of SE1/4 lying and being East of St Louis County Road 31 EXCEPT the North 200 feet thereof AND EXCEPT the South 145 feet thereof	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

<i>PARCEL</i>	<i>LDKEY</i>	<i>TWP</i>	<i>RGE</i>	<i>SEC</i>	<i>PLAT/TOWNSHIP</i>	<i>LEGAL</i>	<i>COMMENTS</i>
317-0010-00506	122850	4	62	14	EAGLES NEST	Undivided 1/32 interest of Govt Lot 2	
317-0010-00537	122851	4	62	14	EAGLES NEST	Undivided 1/32 interest of Govt Lot 3	
317-0220-14450	123249	13	62	14	VERMILION TRAIL LODGE T OF EAGLES NEST	LOT 26, BLOCK 32	
320-0032-00041	109378	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	UND 1/50 LOT 4	
320-0032-00044	109379	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 1/50 interest in Lot 4	
320-0032-00049	123744	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 1/100th interest in Lot 4	
320-0032-00051	109380	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 1/50 interest in Lot 4	
320-0032-00069	123745	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 1/50 interest in Lot 4	
320-0032-00072	109381	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 1/50 interest in Lot 4	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
320-0032-00075	109382	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 1/50 interest in Lot 4	
320-0032-00078	117338	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 2/50 interest in Lot 4	
320-0032-00084	120609	34	55	16	BLACKBURN ADDITION TOWN OF ELLSBURG	Undivided 1/200 interest in Lot 4	
325-0020-03625	123746	25	53	20	ELMER	E1/2 of NW1/4 of NW1/4	
330-0010-00310	124168	3	60	15	EMBARRASS	Government Lot 3	
330-0010-01375	123748	11	60	15	EMBARRASS	S1/2 of SW1/4 of NE1/4	
330-0010-01530	124169	12	60	15	EMBARRASS	S1/2 of NE1/4	
330-0010-04780	123253	30	60	15	EMBARRASS	SW1/4 OF NE1/4	
340-0010-01120	123752	4	57	17	FAYAL	D&IRR Railroad Right of Way across Section 4	
340-0010-01240	123753	5	57	17	FAYAL	D&IRR Railroad Right of Way across Section 5 EXCEPT part in SE1/4 of SE1/4 being 66 feet in width and lying between the Easterly and Westerly Right of Way lines of CSAH 132	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
340-0010-05350	123260	29	57	17	FAYAL	SE1/4 OF SE1/4 EX HWY RT OF WAY AND EX PART BEG 473.18 FT W OF NE CORNER THENCE S 89 DEG 5 MIN 10 SEC W 286.35 FT THENCE N 1 DEG 28 MIN 3 SEC W 56.13 FT TO CENTER OF MOON LAKE RD THENCE S 86 DEG 41 MIN 26 SEC E ALONG CENTERLINE 289.3 FT TO EXT OF W R/W OF HWY #53 THENCE S 1 DEG 48 MIN 40 SEC W 34.86 FT TO PT OF BEG EX NLY 33 FT FOR ROAD AND EX WLY 15 FT FOR ROAD	
405-0010-03900	124174	22	54	18	KELSEY	SE1/4 of NW1/4 EXCEPT Railroad Right of Way described as follows: A strip of land 100 feet wide, being 50 feet wide on each side of center line of railway and extending across the North side to South side of SE1/4 of NW1/4 AND EXCEPT an additional strip of land 50 feet wide immediately adjoining on the Easterly side of the 100 foot strip last described above and extending from the South line of SE1/4 of NW1/4, Northwesterly to a line drawn at right angles through the center line of the railway as same is now located and established at a point in same 2179 feet Southeasterly, measured along said center line from its point of intersection with the North line of Section 22 AND EXCEPT all that part of the SE1/4 of NW1/4 that lies Westerly of the 100 foot strip of land hereinbefore described and South of a line drawn at right angles through the center line of railway at a point in same 2179 feet Southeasterly measured along said center line from its point of intersection with North line of said Section 22	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
410-0010-00230	122868	2	61	15	KUGLER	SW 1/4 OF NW 1/4	
420-0024-03070	123773	20	56	19	LAVELL	SW1/4 of NW1/4	
460-0010-02840	130513	18	61	21	MORCOM	NW1/4 of NE1/4 EXCEPT Westerly 731.5 feet of North 896.67 feet lying South of Highway 22 AND EXCEPT Easterly 330 feet	
460-0010-02850	123777	18	61	21	MORCOM	SW1/4 of NE1/4	
465-0020-04676	122871	32	63	12	MORSE	Undivided 1/32 interest of SE1/4 of SW1/4	
465-0020-04707	122872	32	63	12	MORSE	UND 1/32 SW 1/4 OF SE 1/4	
465-0040-04160	123292	26	63	13	MORSE	NE 1/4 OF SW 1/4	
465-0040-04250	123293	26	63	13	MORSE	NW 1/4 OF SE 1/4	
465-0040-04260	122873	26	63	13	MORSE	SW 1/4 OF SE 1/4	
465-0040-05562	122874	35	63	13	MORSE	UND 1/32 NE 1/4 OF NE 1/4 EX HWY RT OF W	
465-0040-05568	122875	35	63	13	MORSE	UND 1/32 NE 1/4 OF NE 1/4 EX HWY RT OF W	
465-0040-05826	123294	36	63	13	MORSE	WLY 200 FT OF SW1/4 OF SW1/4 LYING N OF HWY #169	
485-0010-04370	123298	26	52	13	NORMANNA	SE 1/4 OF SW 1/4	
488-0010-00780	130515	5	53	13	NORTH STAR	SW1/4 of SE1/4	
488-0010-04850	123299	30	53	13	NORTH STAR	LOT 3	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
535-0010-03795	122892	24	50	18	STONE BROOK	S 400 FT OF W 180 FT. OF NW 1/4 OF NW 1/4	
560-0010-00092	123306	1	61	16	VERMILION LAKE	SE1/4 OF NW1/4 EX PART LYING S OF HWY R.O.W. AND EX E ONE ROD LYING N OF HWY	
560-0010-00661	123794	4	61	16	VERMILION LAKE	That part of SW1/4 of SE1/4 lying East of Pike River AND EXCEPT that part lying North of State Highway No. 1	
565-0010-01780	123797	12	60	14	WAASA	W1/2 of NW1/4	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
570-0021-00112	123801	5	58	15	WHITE	That part of the SE1/4 of NW1/4 lying Northerly of the Northerly Right of Way line of the Town of White road running in an East-West direction connecting County Road No. 138 with State Highway No. 135 and lying Westerly of the following described line: Commencing at the NE corner of Govt Lot 3; thence S89DEG46'22"W along the N line of Govt Lot 3 558.28 feet; thence S27DEG50'01"W 102.75 feet; thence S41DEG51'46"W 452.29 feet; thence S28DEG19'22"W 422.74 feet; thence S30DEG55'42"W 133.79 feet; thence Southwesterly 210.75 feet along a tangential curve concave to the Southeast having a radius of 300 feet and a central angle of 40DEG15'00"; thence S09DEG19'19"E tangent to said curve 100.30 feet, more or less, to the North line of said SE1/4 of NW1/4; thence N89DEG09'31"E along said North line 40.44 feet to the Point of Beginning of the line; thence S09DEG19'19"E 148 feet, more or less, to said Right of Way line and said line there terminating *Surface Only*	
580-0010-05502	124191	34	59	17	WUORI	South 100 feet of West 50 feet of NE1/4 of SW1/4	
613-0010-04570	123802	31	64	12	UNORG 64 12	Govt Lot 6 EXCEPT that aprt East of County Road #116 AND EXCEPT the North 150 feet West of County Road #116 AND EXCEPT that part as EVERETT LAKE SHORES	

RECLASSIFICATION OF STATE TAX-FORFEITED LAND TO CONSERVATION

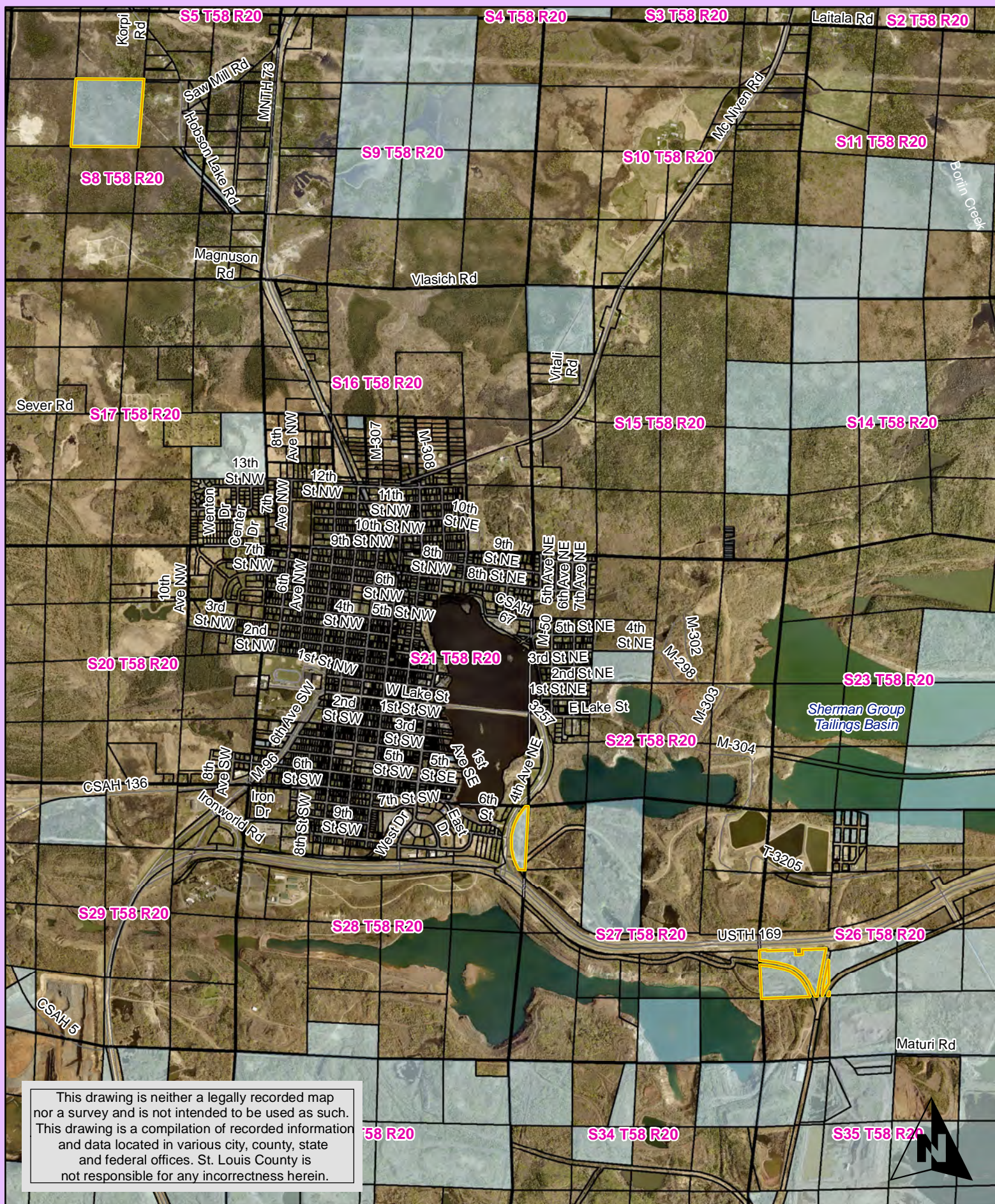
PARCEL	LDKEY	TWP	RGE	SEC	PLAT/TOWNSHIP	LEGAL	COMMENTS
613-0010-04620	123803	31	64	12	UNORG 64 12	Govt Lot 7 EXCEPT that part East of County16 Road #116 AND EXCEPT that part platted as KE EVERETT LAKE SHORES	
613-0010-04640	123804	31	64	12	UNORG 64 12	SE1/4 of SE1/4 EXCEPT that part East of County Road #116 AND EXCEPT that part platted as EVERETT LAKE SHORES	
660-0010-00175	123807	2	53	15	UNORG 53 15	W1/2 of E1/2 of Govt Lot 1	
676-0010-01975	130530	12	56	16	UNORG 56 16	Northerly 495 feet of NW1/4 of NE1/4	
757-0010-02960	123816	18	62	21	UNORG 62 21	S1/2 of SW1/4 of SE1/4	



St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 020-0210-00502, 235-0010-01312, -03872



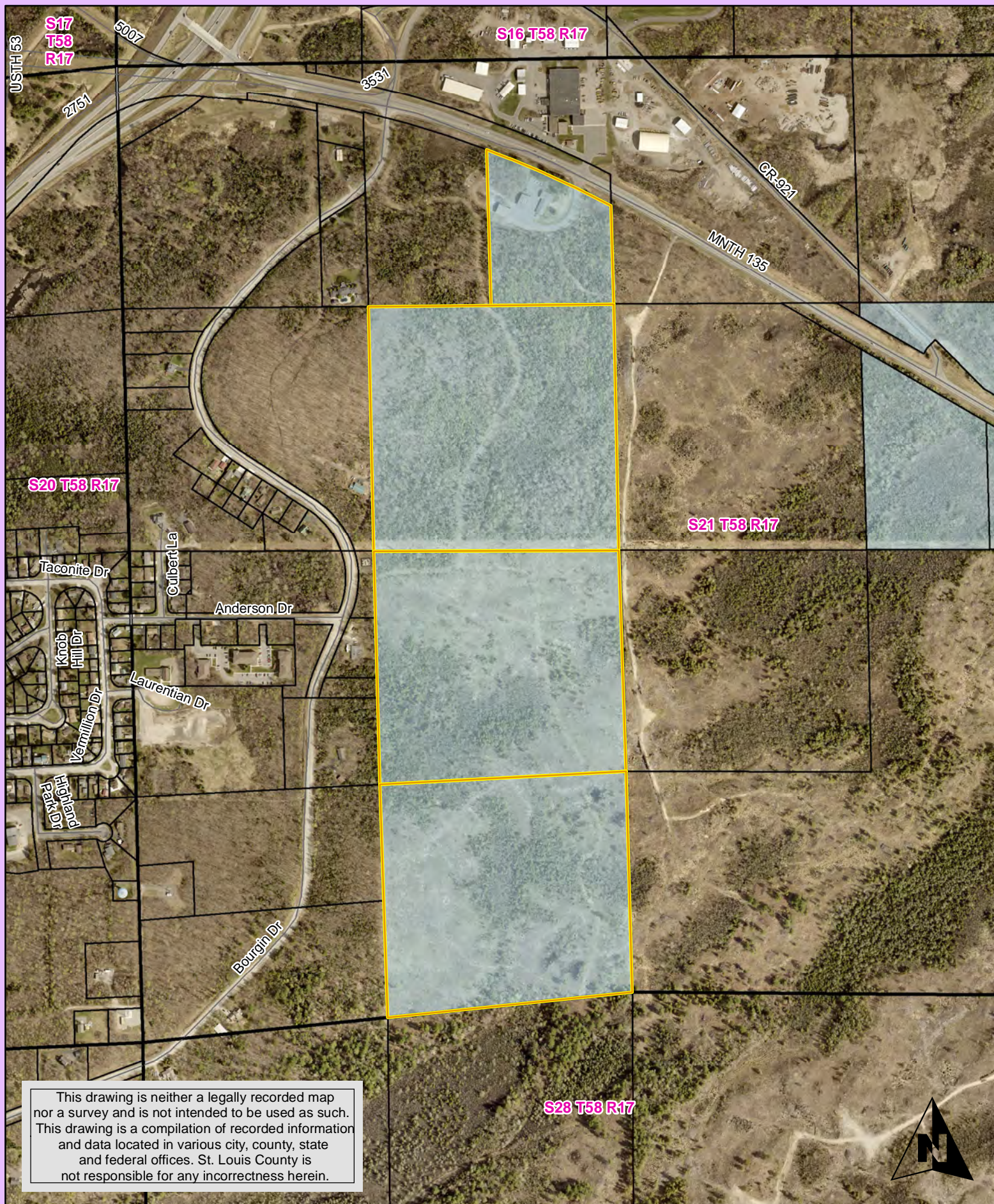
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 090-0180-01566, -01590, -01601, -01631



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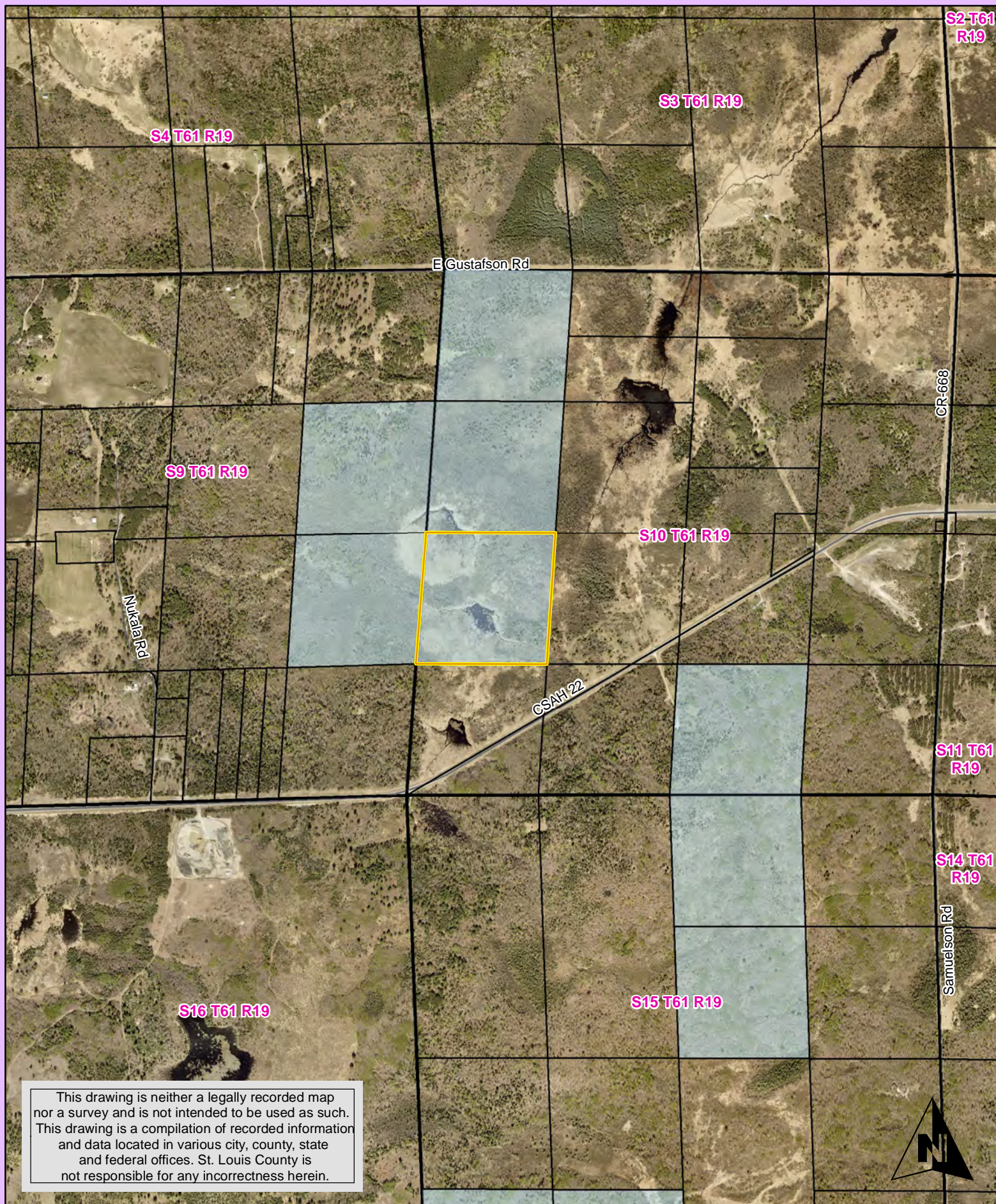
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 200-0010-01590



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 225-0010-05670, 535-0010-03795



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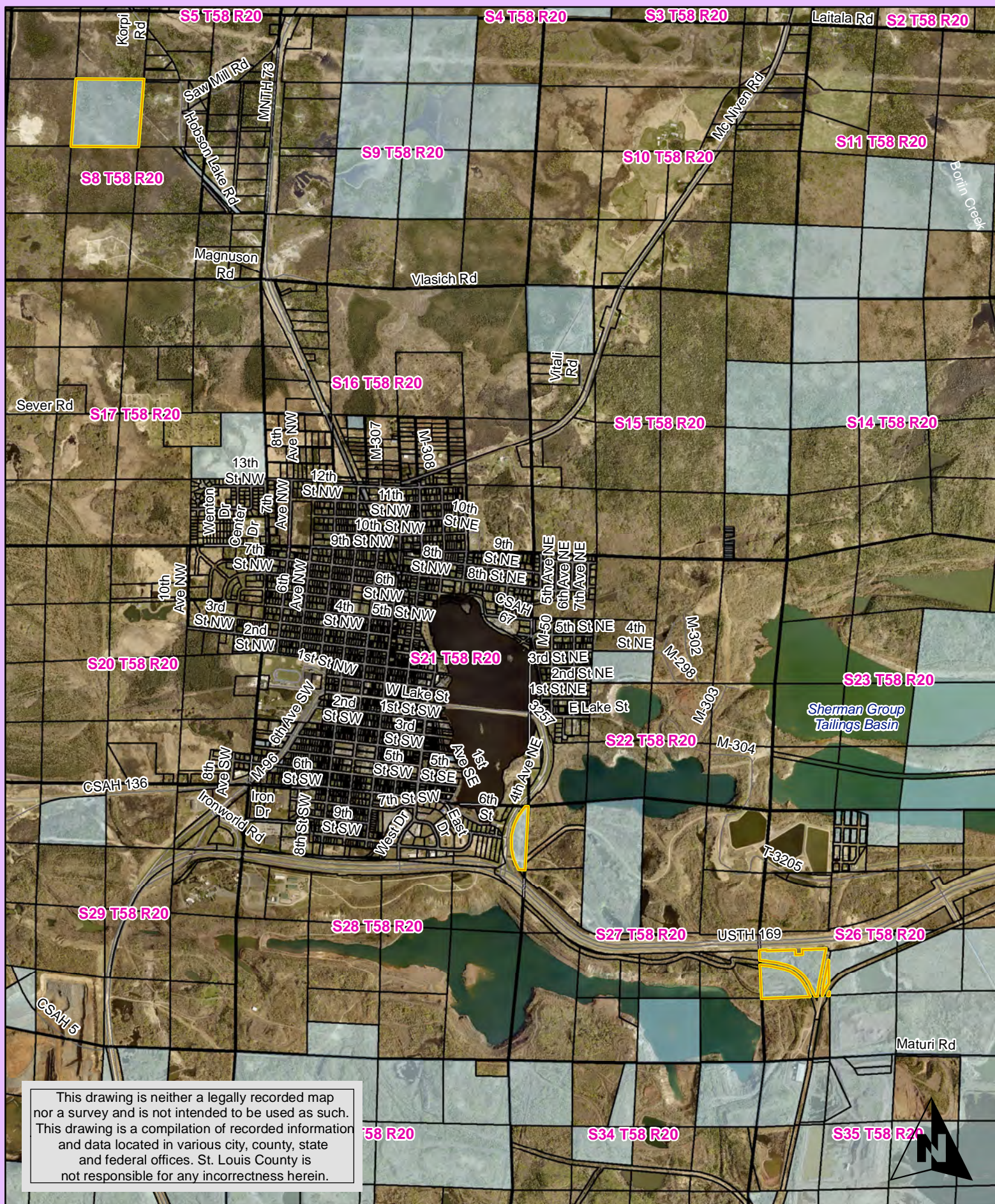




St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 020-0210-00502, 235-0010-01312, -03872



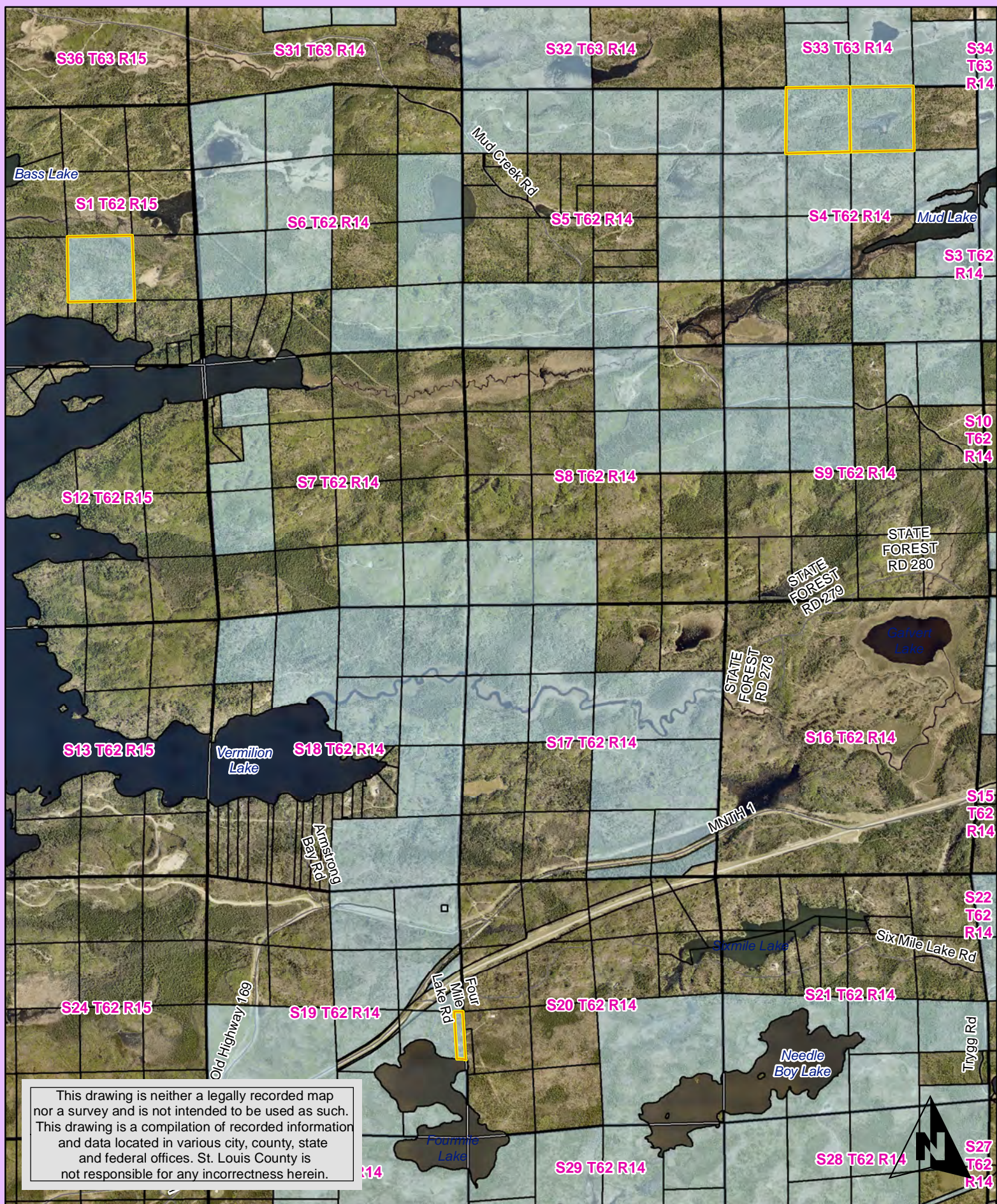
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 270-0010-03227, -03228, 270-0020-00127, 317-0010-00506, -00537



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 290-0010-00220, -00246



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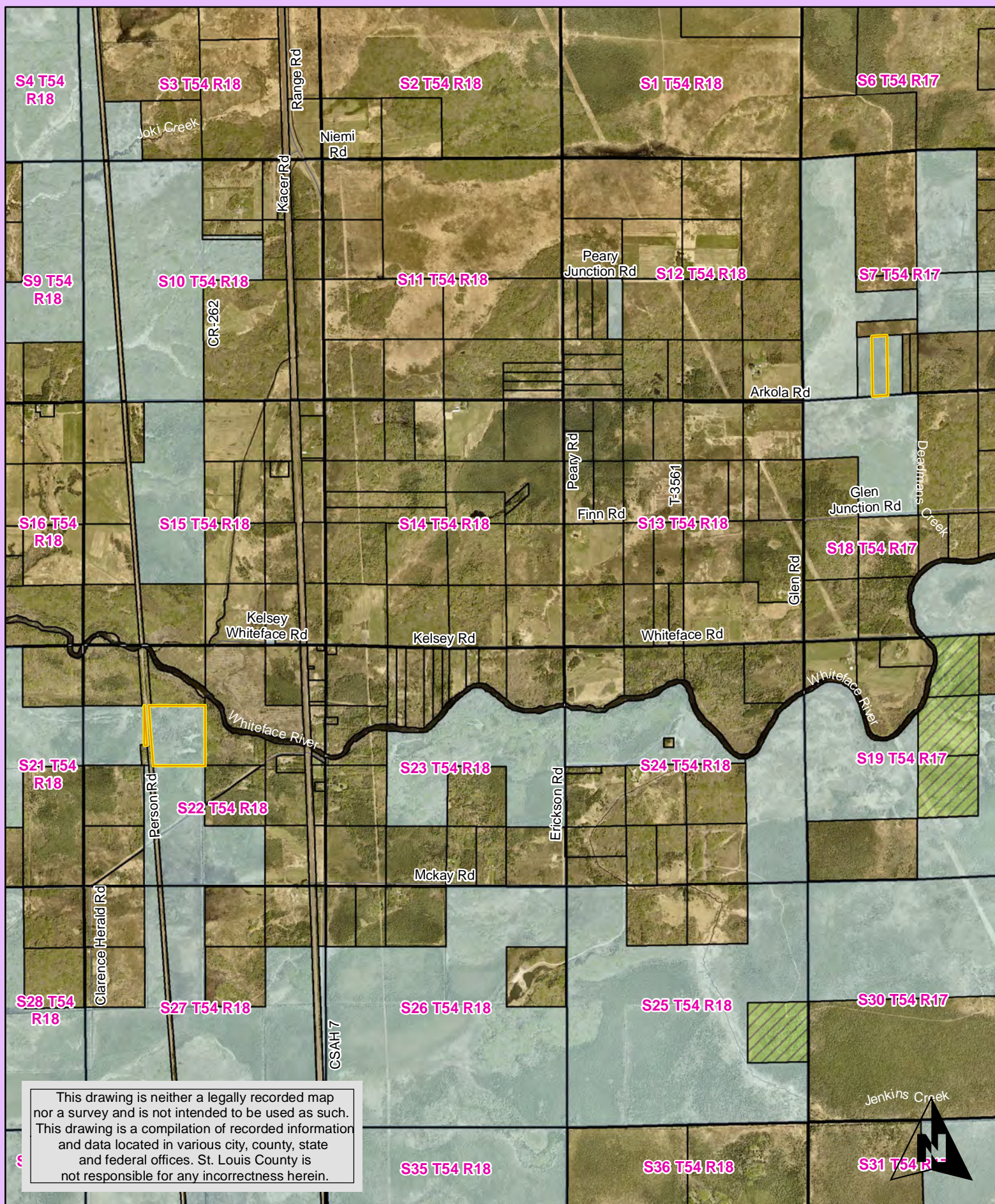




St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 305-0020-01124, 405-0010-03900



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 310-0010-05594



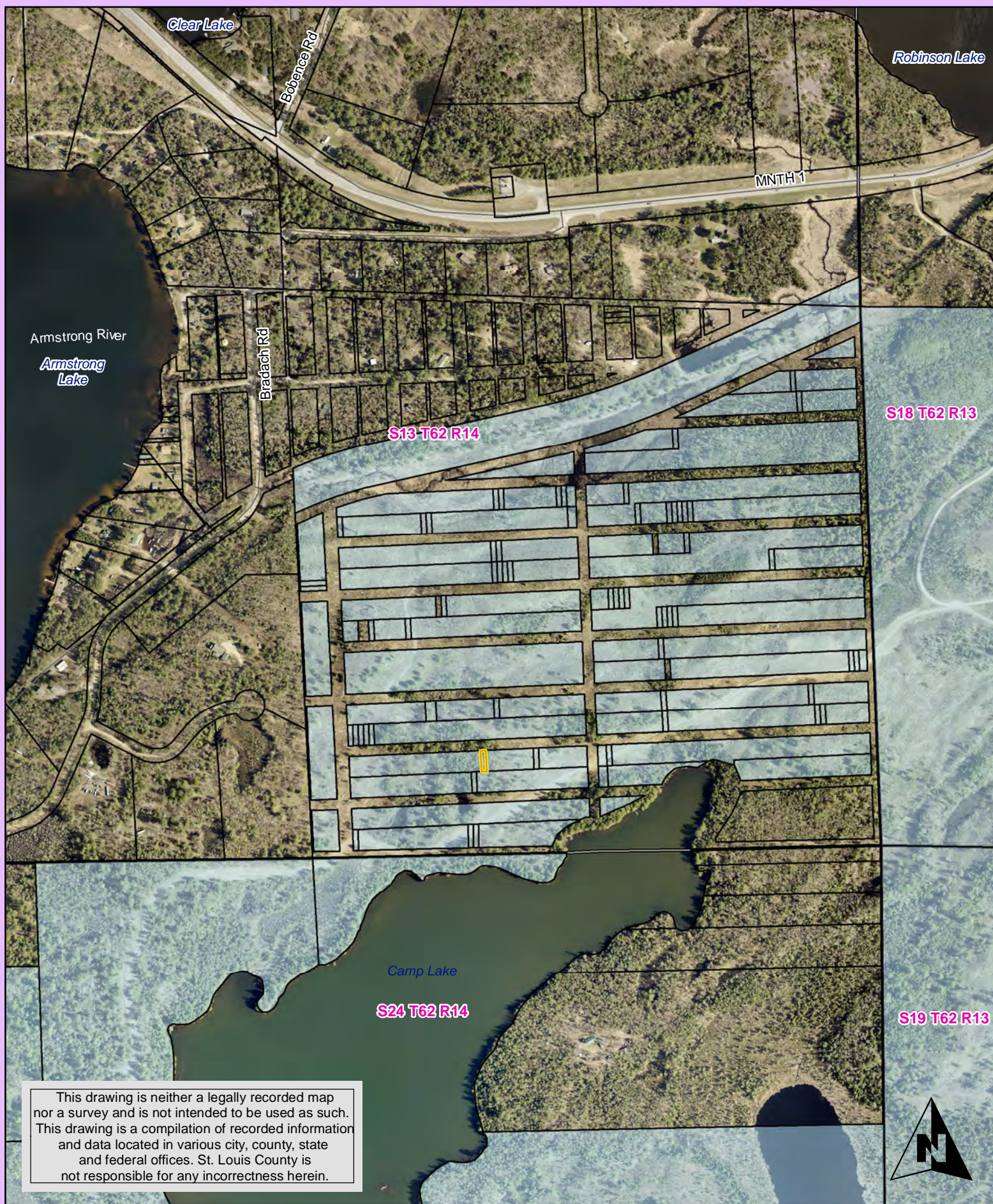
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 317-0220-14450



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 320-0032-00041, -00044, -00049, -00051, -00069, -00072, -00075, -00078, -00084



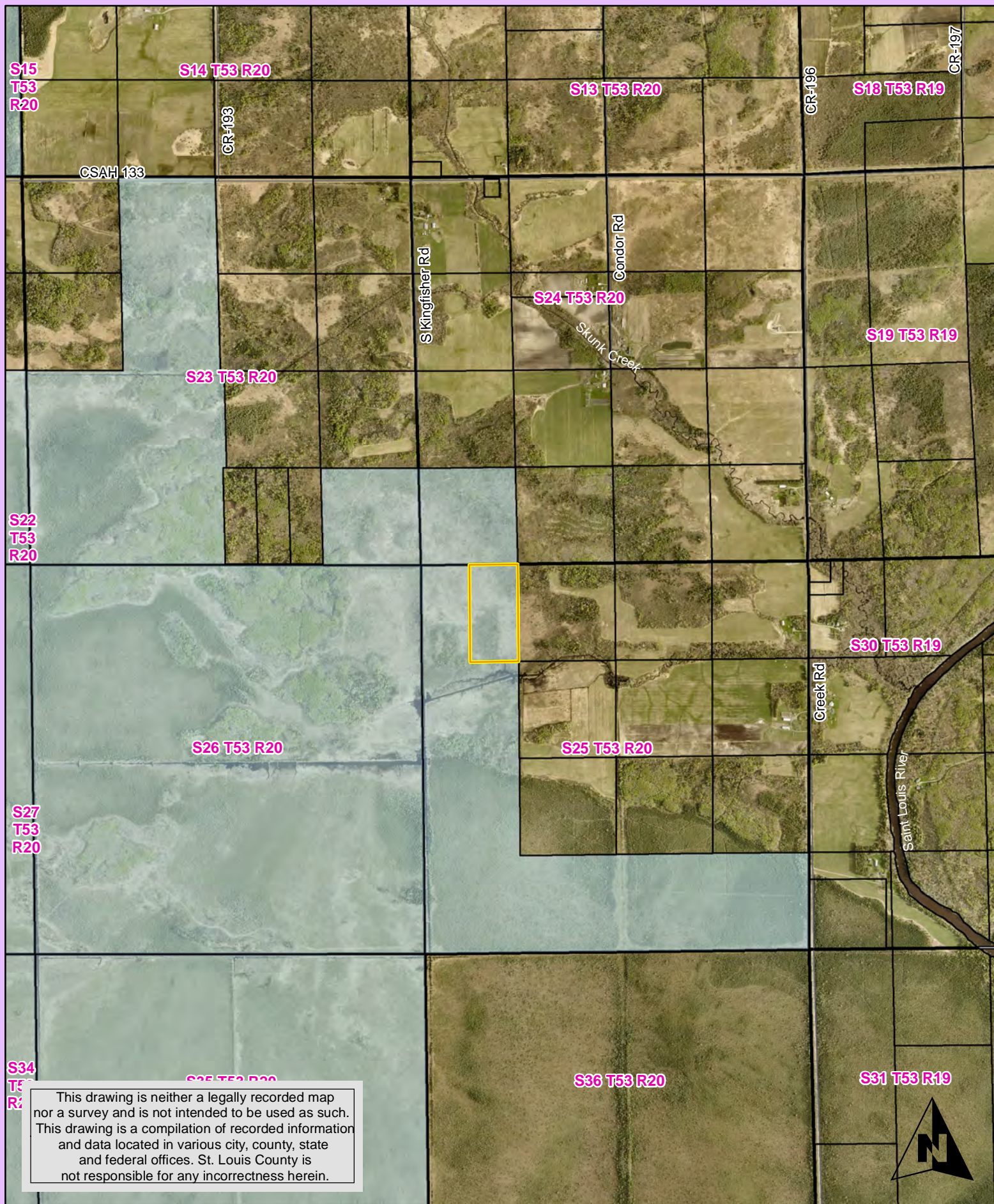
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 325-0020-03625



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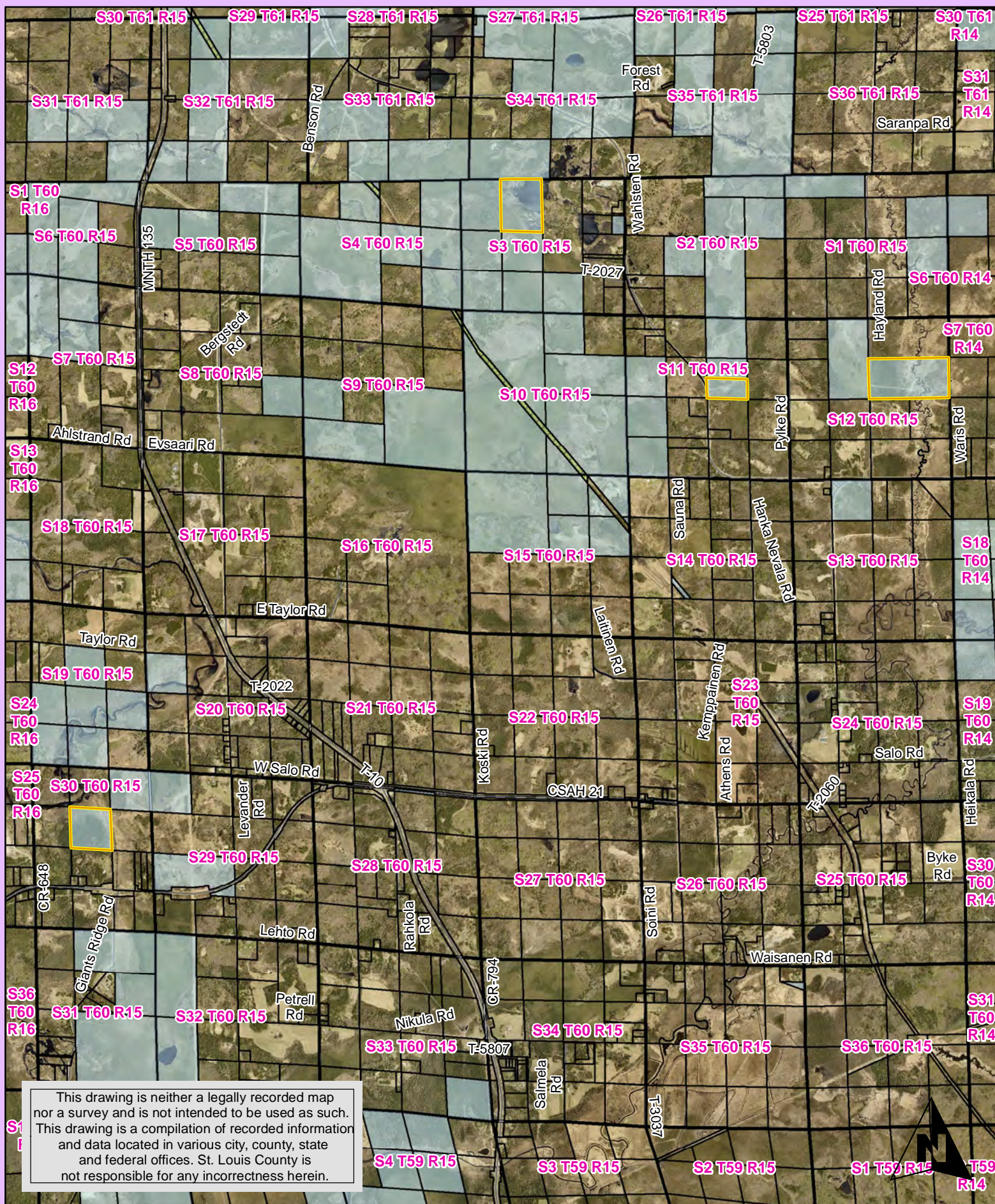




St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 330-0010-00310, -01375, -01530, -04780



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 410-0010-00230



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 420-0024-03070



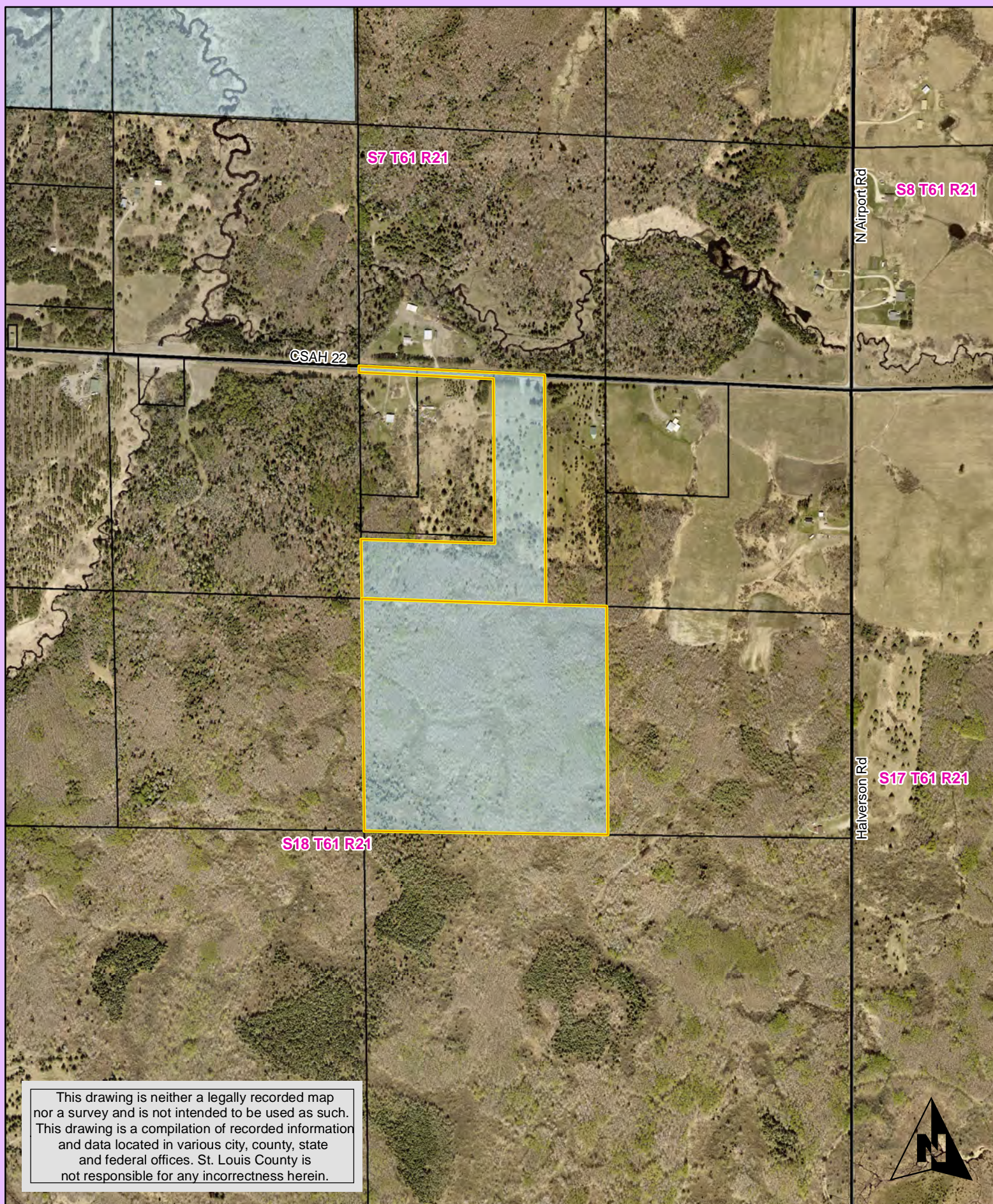
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 460-0010-02840, 460-0010-02850



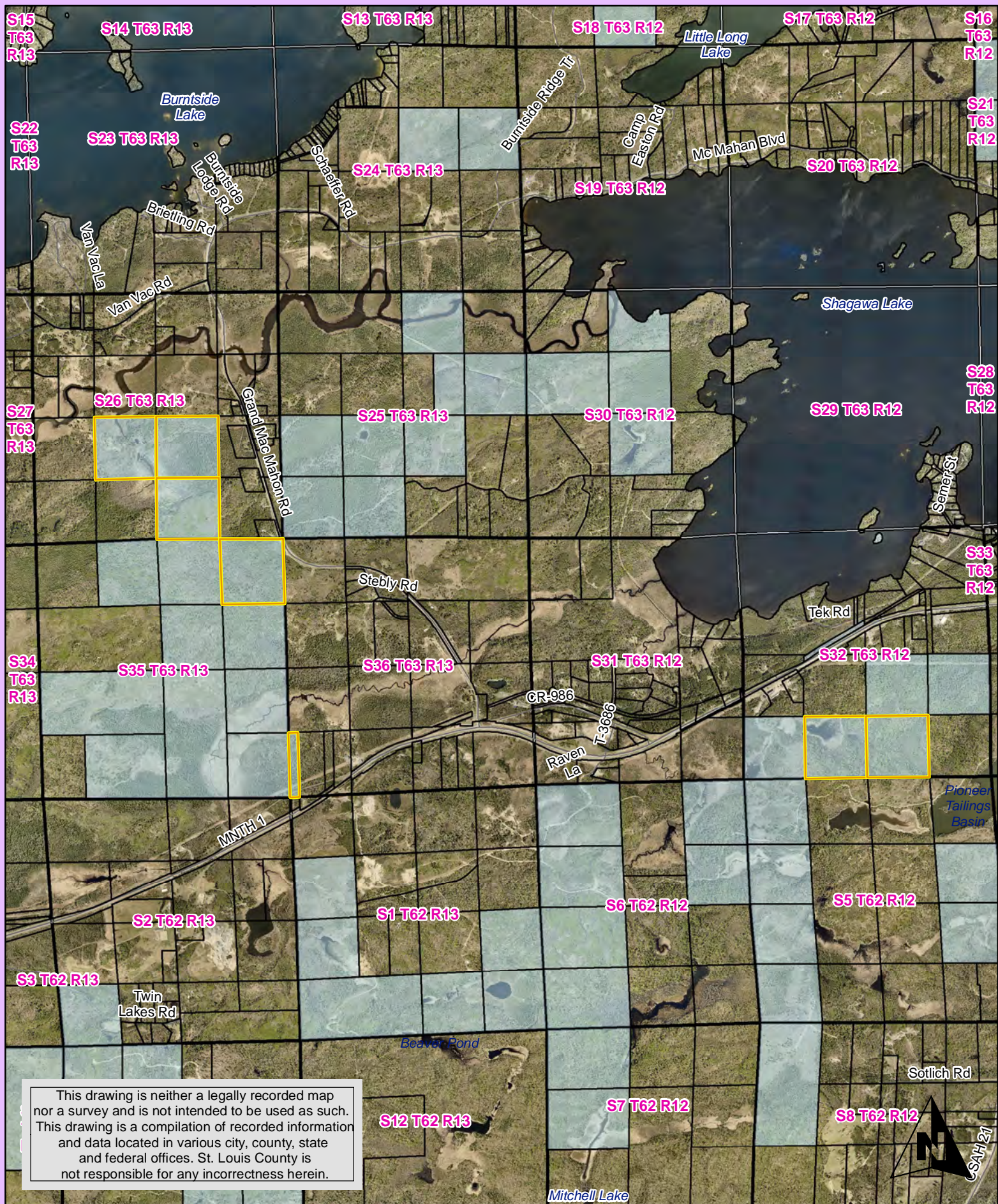
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 465-0020-04676, -04707, -04160, -04250, -04260, -05562, -05568, -05826



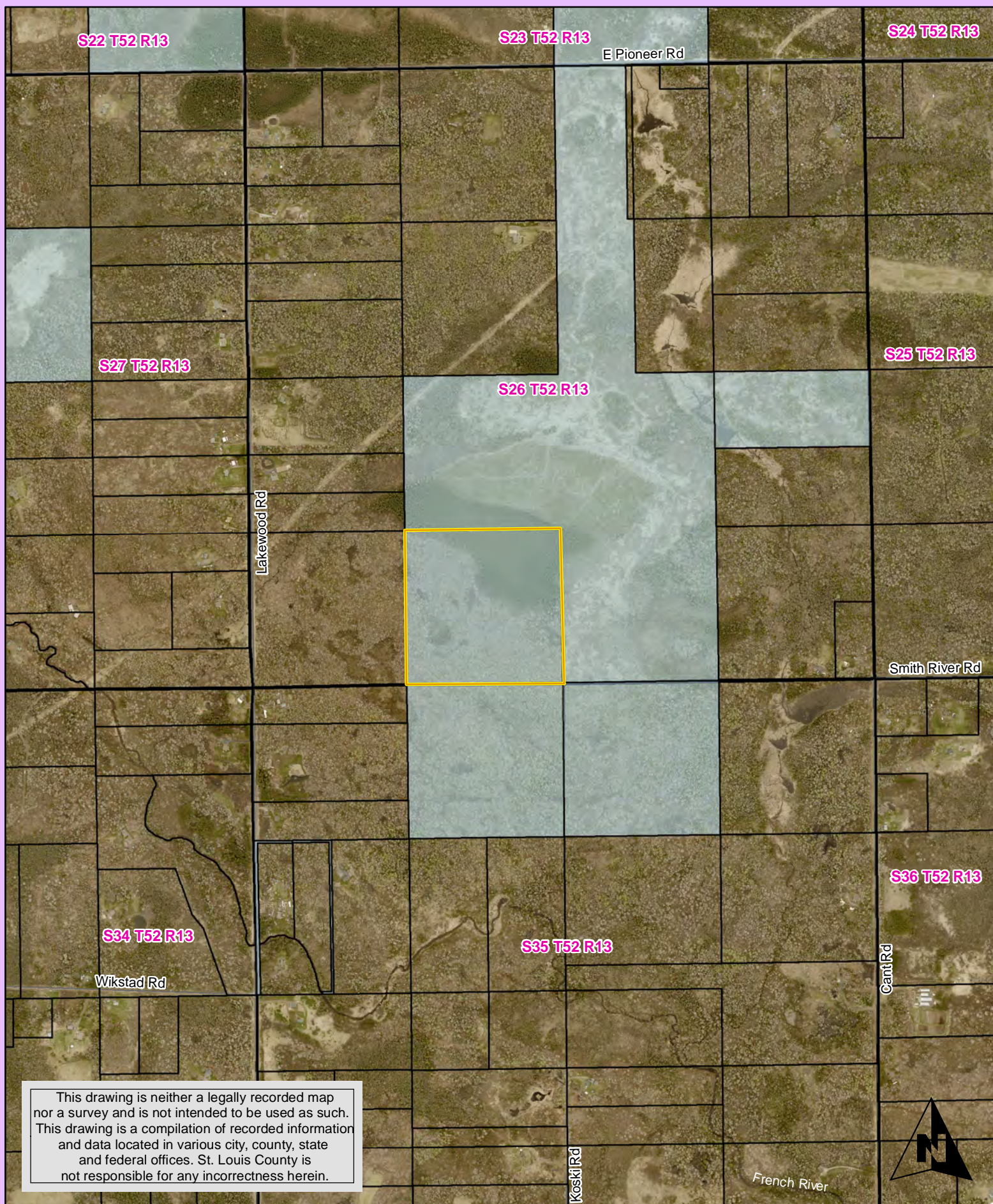
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 485-0010-04370



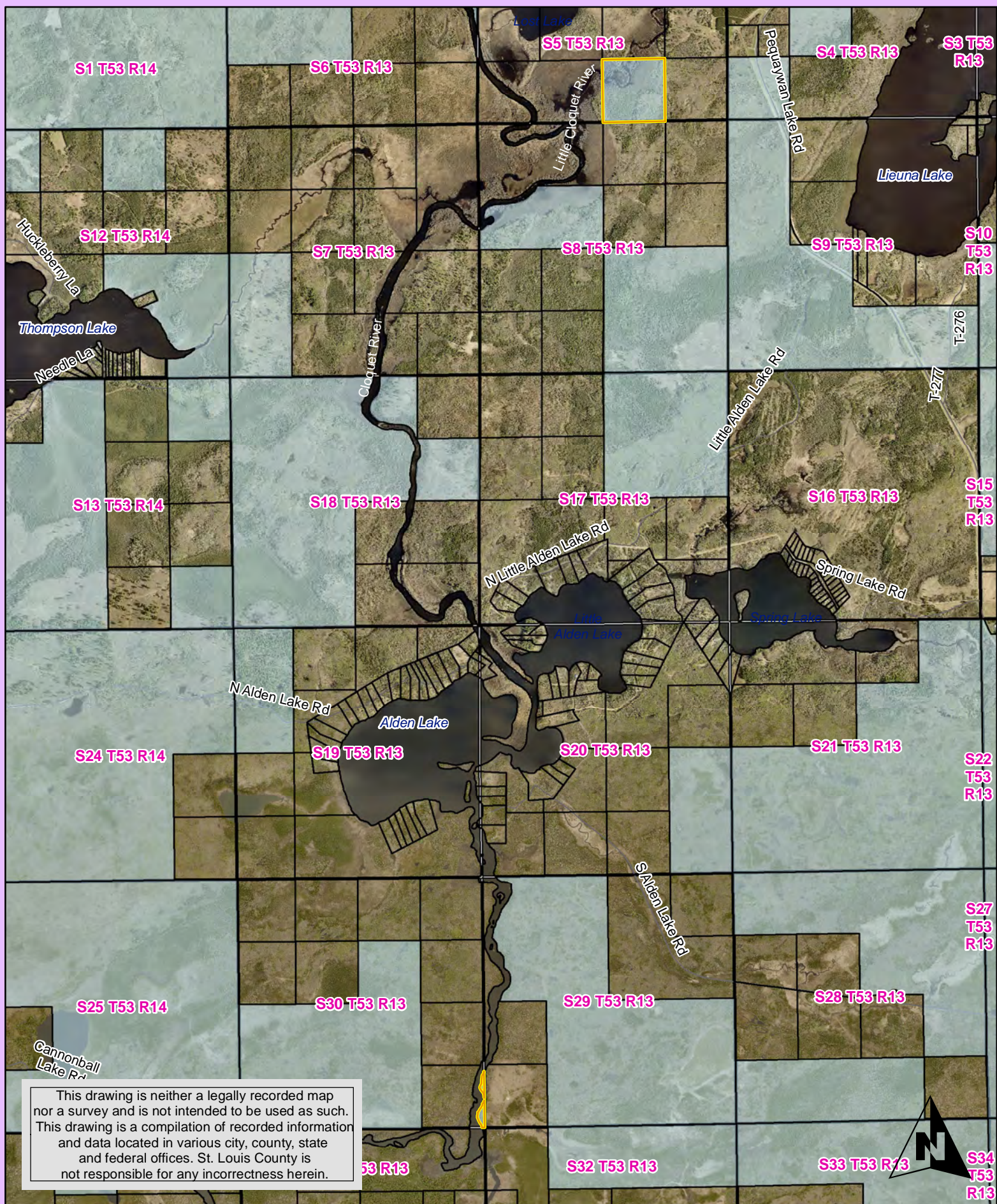
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 488-0010-00780, -04850



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 560-0010-00092



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 560-0010-00661



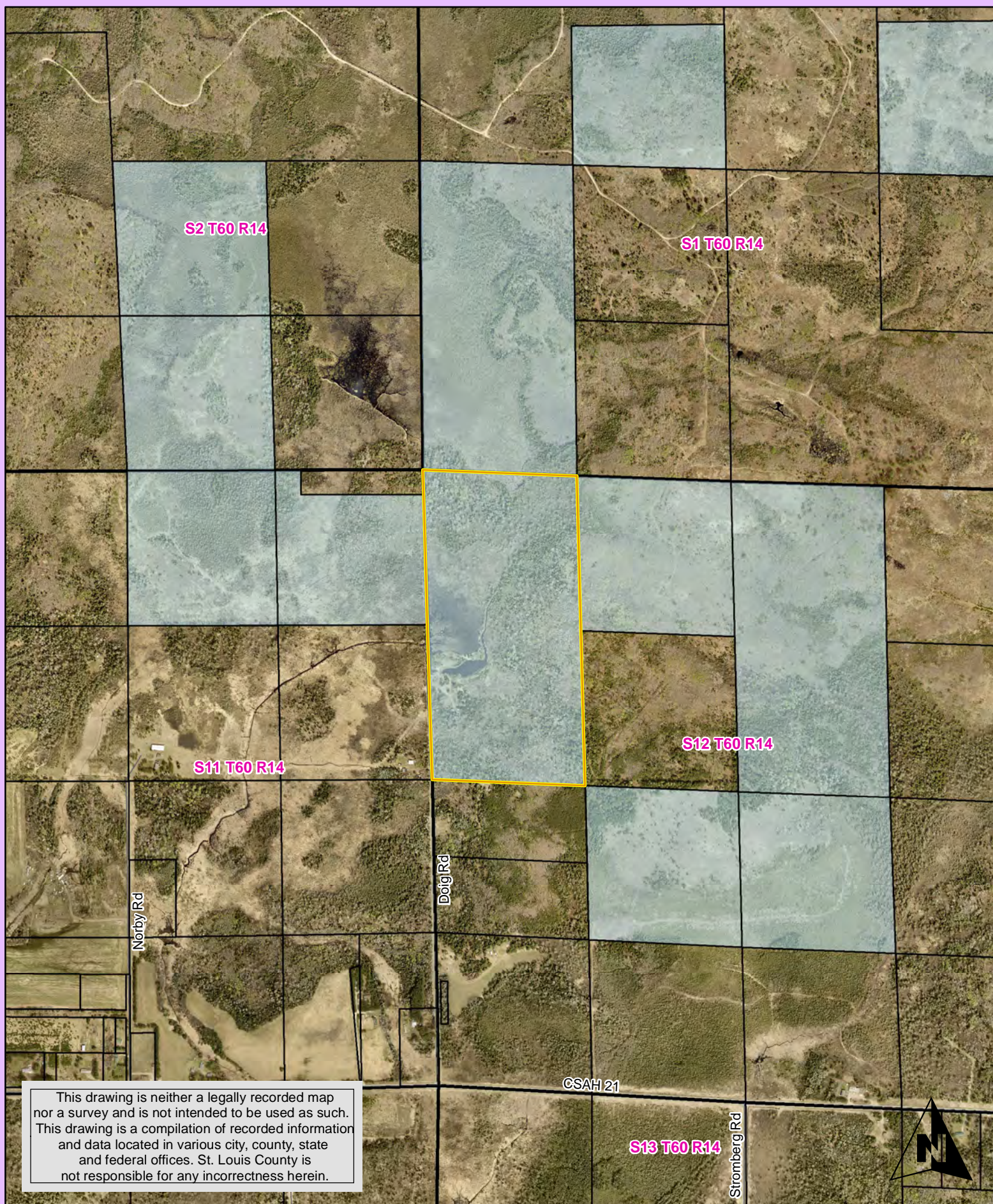
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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 565-0010-01780



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 570-0021-00112



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 580-0010-05502



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcels 613-0010-04570, -04620, -04640



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St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 676-0010-01975



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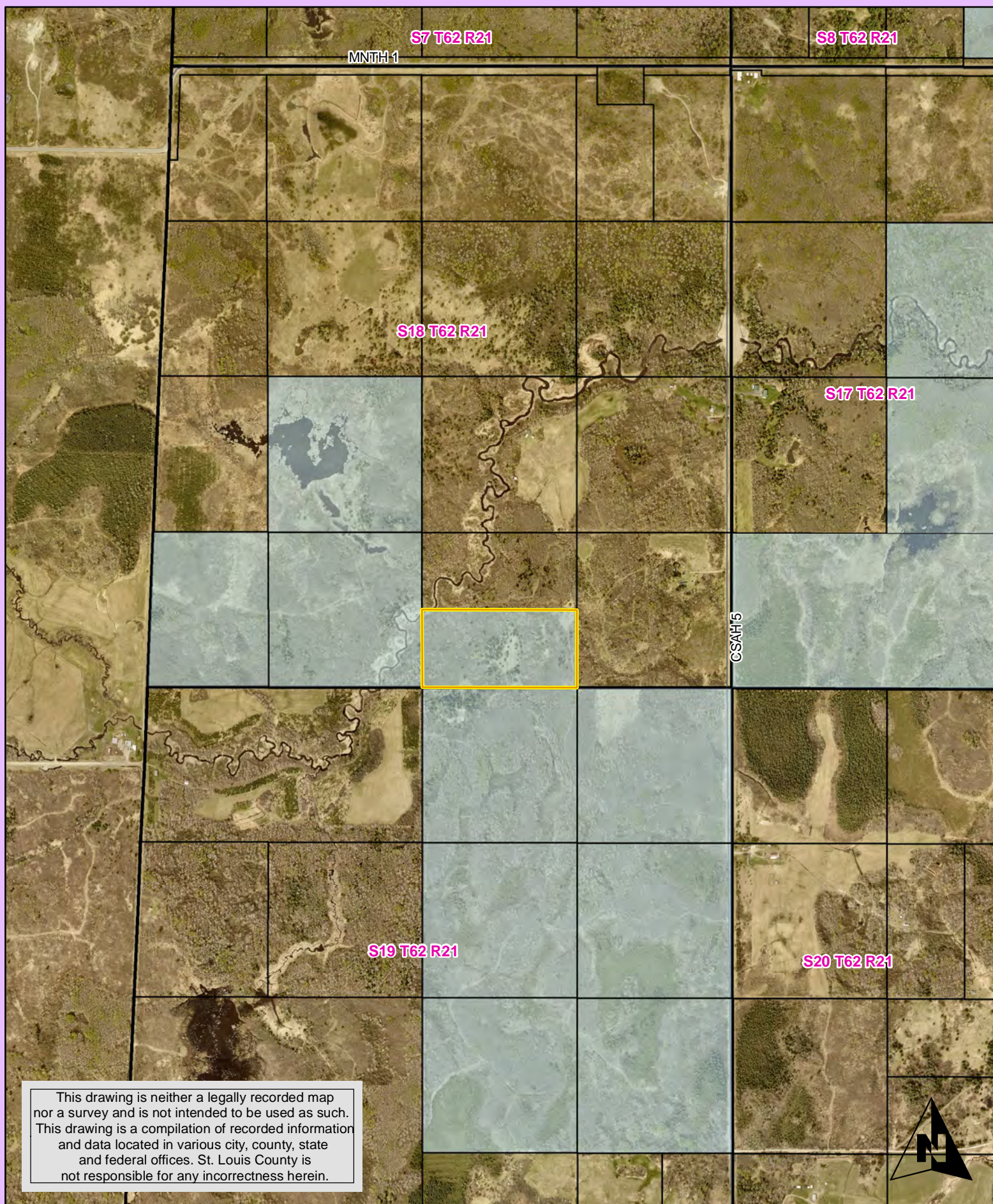




St. Louis County Land and Minerals Department

Reclassification of State Tax-Forfeited Land to Conservation

Parcel 757-0010-02960



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St. Louis County Board of Commissioners Request for Board Action 24 - 166 Establishment of Public Hearing

Committee: **Finance & Budget**

Date: April 9, 2024

From: Nancy J. Nilsen, County Auditor/Treasurer

Attachments: ☐ yes ☒ no

Reviewed by: Kevin Z. Gray, County Administrator

Consent: ☐ yes ☒ no

ITEM: Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License (New Independence Township)

Background/Overview:

The County has received an application for an Off-Sale Intoxicating Liquor License for the establishment known as:

MN Stores L.L.C. dba Snak Atak Liquor #6, New Independence Township.

The St. Louis County Liquor Licensing Committee reviewed the application and has recommended its approval.

Policy Objectives:

Minn. Stat. § 340A.405, Subd. 2(d), 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."

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

According to the St. Louis County Fee Schedule, this establishment is applying for an Off-Sale Intoxicating Liquor License located in Area 3 and the annual license fee is \$500.

Recommendation:

It is recommended that the St. Louis County Board establish a public hearing on Tuesday, May 7, 2024, at 10:05 a.m. at the Duluth Courthouse, County Board Room, 100 N. 5th Avenue West, Duluth, MN, regarding the application for an Off-Sale Intoxicating Liquor License for MN Stores L.L.C. dba Snak Atak Liquor #6.

**Establish Public Hearing to Consider Off-Sale Intoxicating Liquor License
(New Independence Township)**

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board establish a public hearing on Tuesday, May 7, 2024, at 10:05 a.m. at the Duluth Courthouse, County Board Room, 100 N. 5th Avenue West, Duluth, MN, regarding the application for an Off-Sale Intoxicating Liquor License for MN Stores L.L.C. dba Snak Atak Liquor #6.



St. Louis County Board of Commissioners Request for Board Action 24 – 167

Committee: **Public Works & Transportation**
From: James T. Foldesi, Public Works Director /
Highway Engineer
Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024

Attachments: ☒ yes ☐ no

Consent: ☐ yes ☒ no

ITEM: Award of Bids: Clearing and Grubbing, Storm Water Utility Improvements, Pond Grading, Excavation, and Restoration Project (CP 0009-689681)

Background/Overview:

A clearing and grubbing, storm water utility improvements, pond grading, excavation, and restoration project is proposed for Hartley Park in the City of Duluth.

Bids were requested and let on February 22, 2024 and the County received four bids for the project with the low bid being from Northland Constructors of Duluth, a Division of Mathy Construction Company in the amount of \$2,062,000.00 which is 19.64% over the engineer's estimate of \$1,723,563.16.

BIDS:

- | | |
|--|-----------------------|
| • Northland Constructors of Duluth, a Division of Mathy Construction Company
Duluth, MN | \$2,062,000.00 |
| • Ulland Brothers, Inc.
Cloquet, MN | \$2,227,721.00 |
| • Veit & Company, Inc.
Rogers, MN | \$2,321,049.59 |
| • Rachel Contracting, LLC
St. Michael, MN | \$2,430,908.24 |

The project is anticipated to start on June 3, 2024, with an anticipated completion date of September 30, 2024.

Policy Objectives:

Per the County Purchasing Rules & Regulations, the County Board has delegated certain authority to the Public Works/Highway Engineer for setting the date for the calling of bids on Public Works projects already approved in the budget for capital improvements, and further requires County Board approval for award of bids received. Electronic bidding is prescribed for Public Works Department road and bridge projects, with electronic format being the sole allowable form of bid submission (Minn. Stat. § 471.345, Subd. 18).

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The Department's 2024 budget and capital improvement plan includes funding for this project. The County will be using Local, United States Army Corp of Engineers (USACE) 529 Grant and Board of Water and Soil Resources (BWSR) Grant Funds to fund this project.

Funding: CP 0009-689681
Fund 220, Agency 220708, Object 652700

Recommendation:

It is recommended that the St. Louis County Board award the project (CP 0009-689681) to low bidder of Northland Constructors of Duluth, a Division of Mathy Construction Company in the amount of \$2,062,000.00 payable from:

CP 0009-689681

Fund 220, Agency 220708, Object 652700 – Local, USACE 529 Grant, and BWSR Grant Funds

With additional revenue budgeted for expense:

USACE, Fund 220, Agency 220708, Object 540982 - \$1,500,000.00

BWSR, Fund 220, Agency 220708, Object 530104 - \$500,000.00

**Award of Bids: Clearing and Grubbing, Storm Water Utility Improvements, Pond
Grading, Excavation, and Restoration Project (CP 0009-689681)**

BY COMMISSIONER _____

WHEREAS, Bids have been received electronically by St. Louis County Public Works Department for CP 0009-689681; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation and Public Works Complex, Duluth, MN, on February 22, 2024, and the low responsible bid was determined.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Northland Constructors of Duluth, a Division of Mathy Construction Company	4843 Rice Lake Road Duluth, MN 55803	\$2,062,000.00

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the contractor's performance bonds and to execute the bonds and contract for the above listed project payable from:

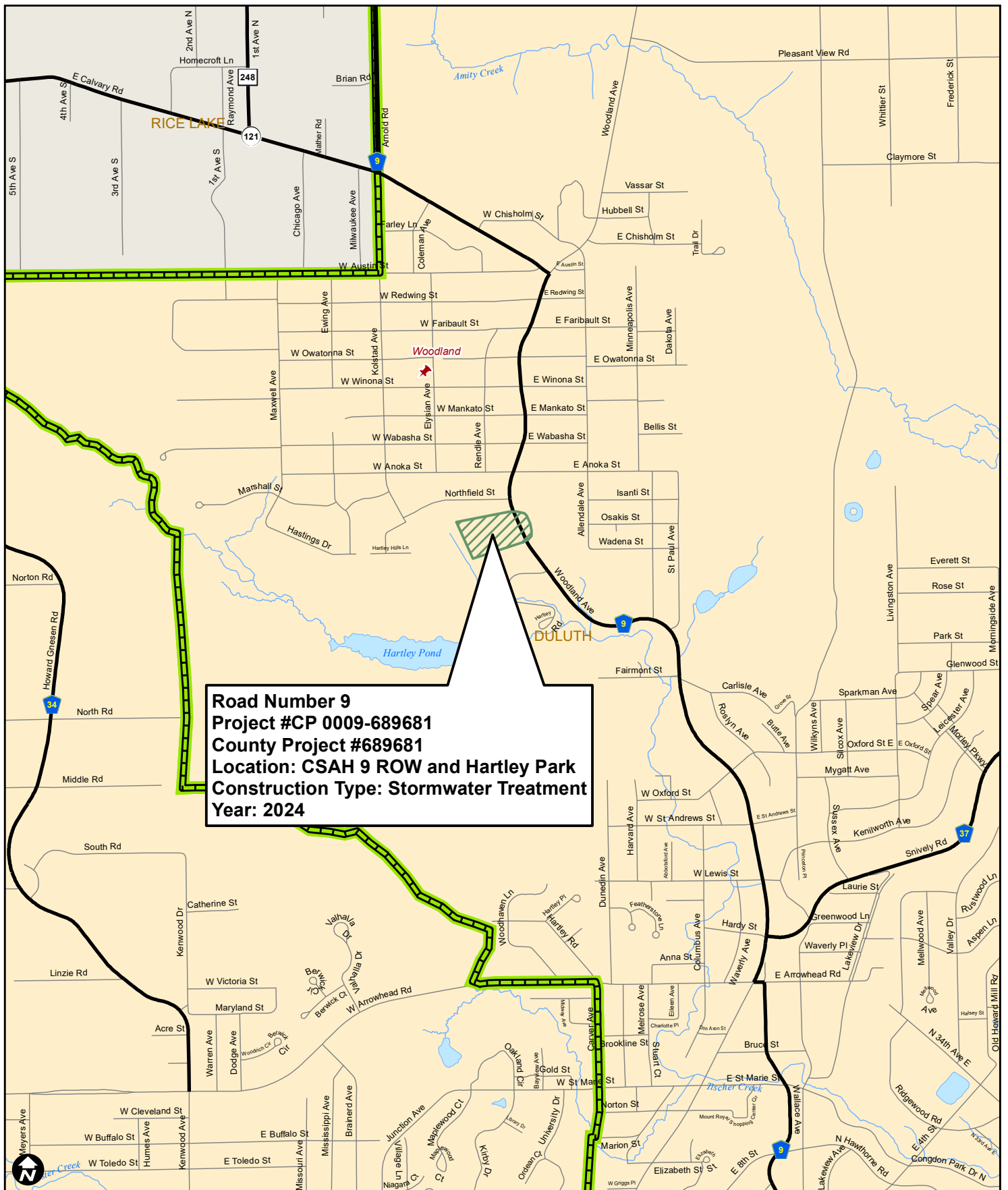
CP 0009-689681

Fund 220, Agency 220708, Object 652700 – Local, USACE 529 Grant, and BWSR Grant Funds

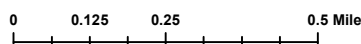
With additional revenue budgeted for expense:

USACE, Fund 220, Agency 220708, Object 540982 - \$1,500,000.00

BWSR, Fund 220, Agency 220708, Object 530104 - \$500,000.00



St. Louis County 2024 Road & Bridge Construction



Map Components

- | | | |
|-----------------------------|----------------------------------|-------------------|
| Stormwater Treatment - 2024 | County/Unorg. Twp. Road - Paved | Township Boundary |
| Interstate Highway | County/Unorg. Twp. Road - Gravel | City/Town |
| U.S./State Highway | Local Road/City Street | Lake |
| | Railroad | River/Stream |
| | Commissioner District | |



St. Louis County Board of Commissioners Request for Board Action 24-168

Committee: **Public Works & Transportation**
From: James T. Foldesi, Public Works Director /
Highway Engineer
Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024

Attachments: ☐ yes ☒ no

Consent: ☐ yes ☒ no

ITEM: Award of Bids: 6" Wet Reflective Edgeline in a Groove Project (CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240))

Background/Overview:

A 6" Wet Reflective Edgeline in a Groove project is proposed for various County State Aid Highways in St. Louis County.

Bids were requested and let on March 28, 2024 and the County received two bids for the project with the low bid being from Century Traffic, LLC in the amount of \$684,521.90 which is -1.49% under the engineer's estimate of \$694,842.60.

BIDS:

- | | |
|-------------------------------|---------------------|
| • Century Traffic, LLC | \$684,521.90 |
| • Pewaukee, WI | |
| • Sir Lines-A-Lot, LLC | \$750,024.65 |
| Edina, MN | |

The project is anticipated to start on June 3, 2024, with an anticipated completion date of June 28, 2024.

Policy Objectives:

Per the County Purchasing Rules & Regulations, the County Board has delegated certain authority to the Public Works/Highway Engineer for setting the date for the calling of bids on Public Works projects already approved in the budget for capital improvements, and further requires County Board approval for award of bids received. Electronic bidding is prescribed for Public Works Department road and bridge projects, with electronic format being the sole allowable form of bid submission (Minn. Stat. § 471.345, Subd. 18).

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The Department's 2024 budget and capital improvement plan includes funding for this project. The County will be using Federal and Local Construction Funds to fund this project.

Funding: CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240)
Fund 220, Agency 220784, Object 652700
Fund 200, Agency 203692, Object 652800

Recommendation:

It is recommended that the St. Louis County Board award the project (CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240)) to low bidder of Century Traffic, LLC in the amount of \$684,521.90 payable from:

CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240)

Fund 220, Agency 220784, Object 652700 – Federal Funds - \$577,000.00

Fund 200, Agency 203692, Object 652800 – Local Construction Funds - \$107,521.90

Award of Bids: 6" Wet Reflective Edgeline in a Groove Project (CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240))

BY COMMISSIONER _____

WHEREAS, Bids have been received electronically by St. Louis County Public Works Department for CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation and Public Works Complex, Duluth, MN, on March 28, 2024, and the low responsible bid was determined.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Century Traffic, LLC	1265 Hickory Street Pewaukee, WI 53072	\$684,521.90

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the contractor's performance bonds and to execute the bonds and contract for the above listed project payable from:

CP 0000-590669, SP 069-070-062, SP 069-070-065, HSIP 6924(240)

Fund 220, Agency 220784, Object 652700 – Federal Funds - \$577,000.00

Fund 200, Agency 203692, Object 652800 – Local Construction Funds - \$107,521.90



St. Louis County Board of Commissioners Request for Board Action 24 – 169

Committee: **Public Works & Transportation**
From: James T. Foldesi, Public Works Director
Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024
Attachments: ☐yes ☒no
Consent: ☐yes ☒no

ITEM: Award of Bids: Liquid Surface Treatment 2024 (Calcium/Magnesium Chloride Treatment) – RFB 6018

Background/Overview:

The Public Works Department budgets annually for the application of liquid calcium chloride on gravel roads as part of its summer dust abatement program. The bid is based on a total of 1,188,000 gallons to be used by various entities. The Public Works Department budget allows the application of up to 1,000,000 gallons of calcium chloride with a 30% reserve. The remaining 188,000 gallons included in the bid are to be applied in Koochiching County, Lake County, and various cities and townships within St. Louis County. The partners in this project will pay for the costs of the Calcium Chloride and/or Magnesium Chloride application in their individual jurisdictions. Bids were received and opened by the St. Louis County Purchasing Division for RFB 6018 Liquid Surface Treatment (Calcium Chloride /Magnesium Chloride) on Monday, April 1, 2024. The County received one (1) bid from EnviroTech Services, Inc. of Greeley, CO in the amount of \$1,781,000.00.

BIDS:

- EnviroTech Services, Inc. \$1.37 per gallon = \$1,781,000.00
Greeley, CO
- Edwards Oil No Bid provided to SLC
Virginia, MN

In addition to the delivered and applied pricing, the purchasing division included an alternate deduction allowing the option for bulk delivery of liquid chloride to four (4) Public Works campuses (Pike Lake, Virginia, Hibbing, Tower), and a secondary alternate deduction to allow Public Works the ability to pick up liquid calcium chloride at the vendors storage facility. An additional \$100,000 dollars has been budgeted for the alternates.

Finally, due to procurement trends analyzed by the Purchasing Division, the use of optional contract extensions was included in the bid. This option will allow an opportunity to renew the contract upon mutual agreement of the County and the Contractor for four (4) additional seasonal terms provided that the Contractor has satisfactorily performed the services as determined solely by the contracting agency. The payment for services may be adjusted upon the mutual agreement of the County and the Contractor; failure to agree on payment shall prevent renewal of this Contract.

Policy Objectives:

Bids were solicited by the St. Louis County Purchasing Division, under Minnesota State Statute §471.345 Uniform Municipal Contracting Law, in accordance with the St. Louis County

Purchasing Rules and Regulations.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The Public Works Department's 2024 Maintenance budget includes funding for Liquid Calcium Chloride treatment, payable from Fund 200, Agency 207001, Object 653400.

Recommendation:

It is recommended that the St. Louis County Board authorize an award to EnviroTech Services, Inc. of Greeley, CO, to provide delivery and application of Calcium Chloride Liquid Surface Treatment services at a total cost of \$1,781,000.00 plus \$100,000 for alternates for a total cost of \$1,881,000.00, payable from Fund 200, Agency 207001, Object 653400.

Liquid Surface Treatment 2024 (Calcium/Magnesium Chloride Treatment) – RFB 6018

BY COMMISSIONER _____

WHEREAS, The Public Works Department budgets annually for the application of liquid calcium chloride on gravel roads as part of its summer dust abatement program, and associated alternate deduct pricing models; and

WHEREAS, Bids were publicly solicited with the assistance of the Purchasing Division for RFB 6018 Liquid Surface Treatment (Calcium Chloride/Magnesium Chloride), seeking 1,000,000 gallons of liquid calcium chloride (38% concentration, and natural brine solution) delivered and applied with a 30% reserve option; and

WHEREAS, Bids were received and opened by the St. Louis County Purchasing Division on Monday, April 1, 2024 with EnviroTech Services, Inc. of Greeley, Colorado providing the lowest bid price of \$1.37 per gallon; and

WHEREAS, The Request for Bids included an alternate deduction allowing the option for bulk delivery of liquid chloride to four (4) Public Works campuses (Pike Lake, Virginia, Hibbing, Tower), and a secondary alternate deduction to allow Public Works the ability to pick up liquid calcium chloride at the vendors storage facility.

THEREFORE, BE IT RESOLVED, The St. Louis County Board authorizes contract award, and for the appropriate county officials to enter into an agreement, and approve any amendments authorized by the County Attorney, with EnviroTech Services, Inc. of Greeley, CO to provide delivery and application of Calcium Chloride Liquid Surface Treatment services for a price not to exceed \$1,781,000.00 plus \$100,000 for alternates, for a total cost of \$1,881,000.00, payable from Fund 200, Agency 207001, Object 653400.

RESOLVED FURTHER, The St. Louis County Board authorizes appropriate county officials to include contract extension language to allow the Public Works Department the opportunity to negotiate future year pricing for up to four (4) seasonal terms provided that the Contractor has satisfactorily performed the services herein described as determined solely by the contracting agency. Failure to agree on payment shall prevent renewal of this Contract.



St. Louis County Board of Commissioners Request for Board Action 24 – 170

Committee: **Public Works and Transportation**

Date: April 9, 2024

James T. Foldesi, Public Works Director /
Highway Engineer

James R. Gottschald, Director Human Resources
and Administration

Attachments: ☐ yes ☒ no

Reviewed by: Kevin Z. Gray, County Administrator

Consent: ☐ yes ☒ no

ITEM: Approval of New Job Class – Engineering Aide

Background/Overview:

The Public Works Department requested the creation of an Engineering Aide class to develop a pathway for the division to accept applicants that do not have Engineering Technician experience or education.

The entry level to the Public Works Department civil engineering technician series is currently the Engineering Technician class. To meet the minimum qualifications of this class, applicants must have two years of experience in the field or two years of education related to the field. The Department has experienced a low number of applicants applying for those entry level positions within this series. Therefore, the Department would like the opportunity to create a new alternative entry level class that allows for that pathway for them to recruit applicants who do not have prior experience or education in the field, and provide them with on-the-job training.

The minimum qualifications for the proposed Engineering Aide class are a high school diploma, or its equivalent, and possession of a valid driver's license. This class will perform routine manual and technical engineering tasks including compilation of field data, assisting in construction project inspections, conducting routine field tests on construction materials, and performing entry level drafting to prepare engineering plans and layouts.

The Civil Service Commission approved the creation of the Engineering Aide job class specification at its March 11, 2024 meeting. The Civil Service Basic bargaining unit has accepted the salary grade recommendation at Grade B14: \$44,947 - \$62,263 (annual steps and longevities through twenty-two years of service in the Civil Service Basic Unit Pay Plan).

Policy Objectives:

The process and requirements for the creation and maintenance of a classification plan is addressed under Minn. Stat. §§383C.037, §§383C.039 and civil service rules 3.1-3.6.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

Fiscal impacts associated with creating the proposed job class will not be known until vacant positions are reallocated. If Engineering Technician positions are temporarily reallocated to the Engineering Aide class, there will be short-term budgetary savings.

Recommendation:

It is recommended that the St. Louis County Board approve the new Engineering Aide classification, assigned to Grade B14 in the Civil Service Basic Unit Pay Plan.

Approval of New Job Class – Engineering Aide

BY COMMISSIONER _____

WHEREAS, The Public Works Department has experienced a low number of applicants applying for entry level civil engineering technical positions and the Department would like to create a new alternative entry level class that allows for a pathway for them to hire individuals who do not have prior experience or education in the field, and provide them with on-the-job training; and

WHEREAS, The Department requested the creation of an Engineering Aide class to develop that pathway; and

WHEREAS, The Civil Service Commission approved creation of the Engineering Aide job class specification at its March 11, 2024 meeting and the Civil Service Basic bargaining unit has accepted the salary grade recommendation at Grade B14.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the new Engineering Aide job class, assigned to Pay Grade B14 in the Civil Service Basic Unit Pay Plan.



St. Louis County Board of Commissioners Request for Board Action 24 - 171

Committee: **Finance & Budget**

Date: April 9, 2024

From: Darren Jablonsky, Interim Director

Economic and Community Development

Attachments: ☒ yes ☐ no

Reviewed by: Kevin Z. Gray, County Administrator

Consent: ☐ yes ☒ no

ITEM: Broadband Infrastructure Grant – Normanna Township, American Rescue Plan Act Revenue Loss Funding

Background/Overview:

St. Louis County Board of Commissioners approved and established guidelines for a St. Louis County Broadband Infrastructure Grant program utilizing ARPA funds. This program assists communities within St. Louis County with resources to help encourage and finance broadband infrastructure construction. Specifically, these funds are available to expand investment in high-speed broadband initiatives in communities which are to unserved or underserved areas in St. Louis County, Minnesota.

Program applicants can obtain grants up to \$400,000 per project, must address unserved or underserved broadband areas, and will be required to provide a 1:1 match. Program eligibility primarily focuses on providing funding for architectural and engineering fees, consulting costs and services, personnel costs, surveys, construction costs, broadband equipment, and similar costs associated with broadband infrastructure construction.

St. Louis County has received an application from Normanna Township, in partnership with Mediacom LLC, to provide a grant match of up to \$400,000 to help fund a public infrastructure construction project to extend broadband service to approximately 138 homes and businesses. Normanna Township has committed \$5,000 towards the project.

The total project cost is estimated to be \$1,481,337.77. Mediacom LLC is a national television, internet, and phone service provider which has existing broadband fiber in the area and has committed \$409,735.77 towards this project. Mediacom LLC will be submitting an application to the Minnesota Department of Employment and Economic Development's (DEED) Border to Border Grant Program in the amount of \$666,602. St. Louis County's broadband grant will be used as local match for this overall project.

If the grant is awarded, Mediacom LLC will construct 15.94 miles of fiber to the premise network within the next two years which can deliver multi-gigabit download and upload speeds to residents and businesses within the project area. The grant would create a base for future Mediacom LLC growth of broadband services in the region.

St. Louis County will contract with Normanna Township for funding requested for the broadband infrastructure project.

Policy Objectives:

Under the U.S. Treasury's Final Rule guidance, as it relates to the American Rescue Plan Act (ARPA), the costs associated with the proposed project are an eligible use as it is proposed that the County use Revenue Loss funds for the project. St. Louis County Board authorized the Broadband Infrastructure Grant program which includes funds from the American Rescue Plan Act and the County has statutory authority through Minn. Stat. §375.83 to make such a contribution.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

This request conforms to the St. Louis County Broadband Infrastructure Grant program guidelines, which was funded by the American Rescue Plan Act (ARPA) initially funded in the amount of \$1,750,000. An additional \$1,000,000 was allocated and included in the Adopted ARPA Framework by the Board, bringing the total investment to \$2,750,000. If approved, the remaining balance in the County's Broadband Infrastructure Grant program will be \$983,250. American Rescue Plan dollars need to be allocated by December 31, 2024, and spent by December 31, 2026. The Minnesota Office of Broadband Development scores Border-to-Border applications higher with local match. The St. Louis County Broadband Infrastructure Grant will be used as local match.

Recommendation:

It is recommended that the St. Louis County Board approve the Normanna Township application, in partnership with Mediacom LLC, to St. Louis County's Broadband Infrastructure Grant program in the amount up to \$400,000, to provide a grant for a broadband public infrastructure construction project for the township, and to be paid from the American Rescue Plan Act (ARPA) Revenue Loss funding, Fund 239, Object 239054 or its designated fund, and further authorizes appropriate County officials to enter into and execute any funding agreements and associated documents as necessary to administer the program and fund projects.

**Broadband Infrastructure Grant – Normanna Township,
American Rescue Plan Act Revenue Loss Funding**

BY COMMISSIONER _____

WHEREAS, High-speed internet broadband service has become vital to St. Louis County's economy and is an important public infrastructure for all residents, businesses, and public facilities within St. Louis County; and

WHEREAS, There are unserved and underserved broadband service areas in St. Louis County; and

WHEREAS, The County has allocated funding through St. Louis County's Broadband Infrastructure Grant Program which is funded by the American Rescue Plan Act (ARPA); and

WHEREAS, The Broadband Infrastructure Grant Program is designed to assist communities with financing broadband public infrastructure to expand investment in high-speed broadband initiatives in their communities to unserved or underserved areas in St Louis County; and

WHEREAS, The County has received an application from Normanna Township, in partnership with Mediacom LLC, to St. Louis County's Broadband Infrastructure Grant program requesting up to \$400,000 for a broadband public infrastructure construction project ~~for the township~~; and

WHEREAS, St. Louis County will contract with Normanna Township for funding for the broadband infrastructure project; and

WHEREAS, The County has previously identified economic development as a strategic priority; and

WHEREAS, The County has statutory authority through Minn. Stat. §375.83 to make such a contribution.

THEREFORE, BE IT RESOLVED, That after the review of the project application and associated materials, the project proposed has been determined to be eligible under the Broadband Infrastructure Component of the Final Rule of the American Rescue Plan Act (ARPA).

RESOLVED FURTHER, That the St. Louis County Board approves the use of up to \$400,000 of ARPA Broadband Infrastructure Grant program revenue loss funding for the Normanna Township broadband public infrastructure construction project.

RESOLVED FURTHER, That if Mediacom LLC's application to the Minnesota Department of Employment and Economic Development's (DEED) Border to Border Grant Program is not approved by August 31, 2024, or if Normanna Township declines St. Louis

County Broadband Infrastructure funding, the resolution is automatically rescinded and the funds may be reappropriated to other projects.

RESOLVED FURTHER, That the St. Louis County Board authorizes appropriate County officials to enter into and execute any funding agreement(s) and associated documents to administer the program, comply with the American Rescue Plan Act as necessary, and fund projects, payable from Fund 239, Object 239054 Revenue Loss Funding or its designated fund.

RESOLVED FURTHER, That Normanna Township in partnership with Mediacom LLC shall comply and submit all necessary information, documentation, and reporting materials required by the County, State or US Treasury to ensure that the project meets any and all conditions required under the American Rescue Plan Act.

TOWN OF NORMANNA

SAINT LOUIS COUNTY-STATE OF MINNESOTA

Resolution 2024-04

**RESOLUTION IN SUPPORT OF MEDIACOM LLC BROADBAND PROPOSAL TO
BUILD AND EXPAND BROADBAND INFRASTRUCTURE AND ACCESS TO
SERVICES FOR NORMANNA TOWNSHIP**

WHEREAS, the Town of Normanna meets or exceeds the requirements as a Township that is underserved or unserved with respect to broadband internet access; and

WHEREAS, Mediacom LLC has agreed to partner with the Town of Normanna to supply the needed fiber optic cable and access to broadband services to unserved or underserved areas of the Township; and

WHEREAS, Mediacom LLC will fund the majority of the expansion of broadband service to areas that are underserved and unserved.

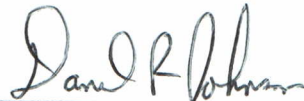
**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF NORMANNA BOARD,
SAINT LOUIS COUNTY, MINNESOTA:**

1. That Mediacom LLC shall act as the legal sponsor for the projected \$1,481,337.77 million-dollar project as outlined on Attachment A (*Proposal*) and Attachment B (*Budget*). Mediacom LLC is hereby authorized to apply to St. Louis County for American Rescue Plan dollars to contribute toward Mediacom LLC's financial investment for this project. Request to St. Louis County will be submitted by or about April 9, 2024 with request for review and consideration by the St. Louis County Board and Commissioners. Mediacom LLC is authorized to submit and request for funding of this project with the Town of Normanna as a co-applicant for funds requested from St. Louis County.
2. That Mediacom LLC has the legal authority to apply for financial assistance, and the institutional, managerial, and financial capability to ensure adequate project administration.
3. That the sources and amounts of the local match identified in the application are committed to the project by the Township. **Specifically, the Township will commit \$5,000.00 of its General funds as matching dollars toward this project, contingent on approval by the St. Louis County Board and if required by the St. Louis County Board, the St Louis County Planning Division.**
4. That with approval of the project the Township's matching funds would be payable at the completion of the project as outlined in Attachment A (proposal).
5. That with approval by the St. Louis County Board of Commissioners to contribute up to \$400,000.00 that the Town of Normanna would serve as fiscal agent on behalf of the County and for County funds awarded.

6. That the Township has no knowledge that Mediacom LLC has violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice related to this project.
7. That Mediacom LLC has agreed that it will comply with all applicable laws and regulations as stated in all contract agreements related to the above referenced project.
8. That the undersigned Town Board Chairperson and Town Clerk are hereby authorized to execute such agreements and other documents as are necessary to implement the proposal provided and presented with opportunity for discussion to the Town of Normanna's Board of Supervisors present in person at a Regular Meeting held on March 27, 2024.

Adopted by the Town Board this 27th day of March 2024.

TOWN OF NORMANNA



Daniel Johnson, Chairperson

ATTEST:

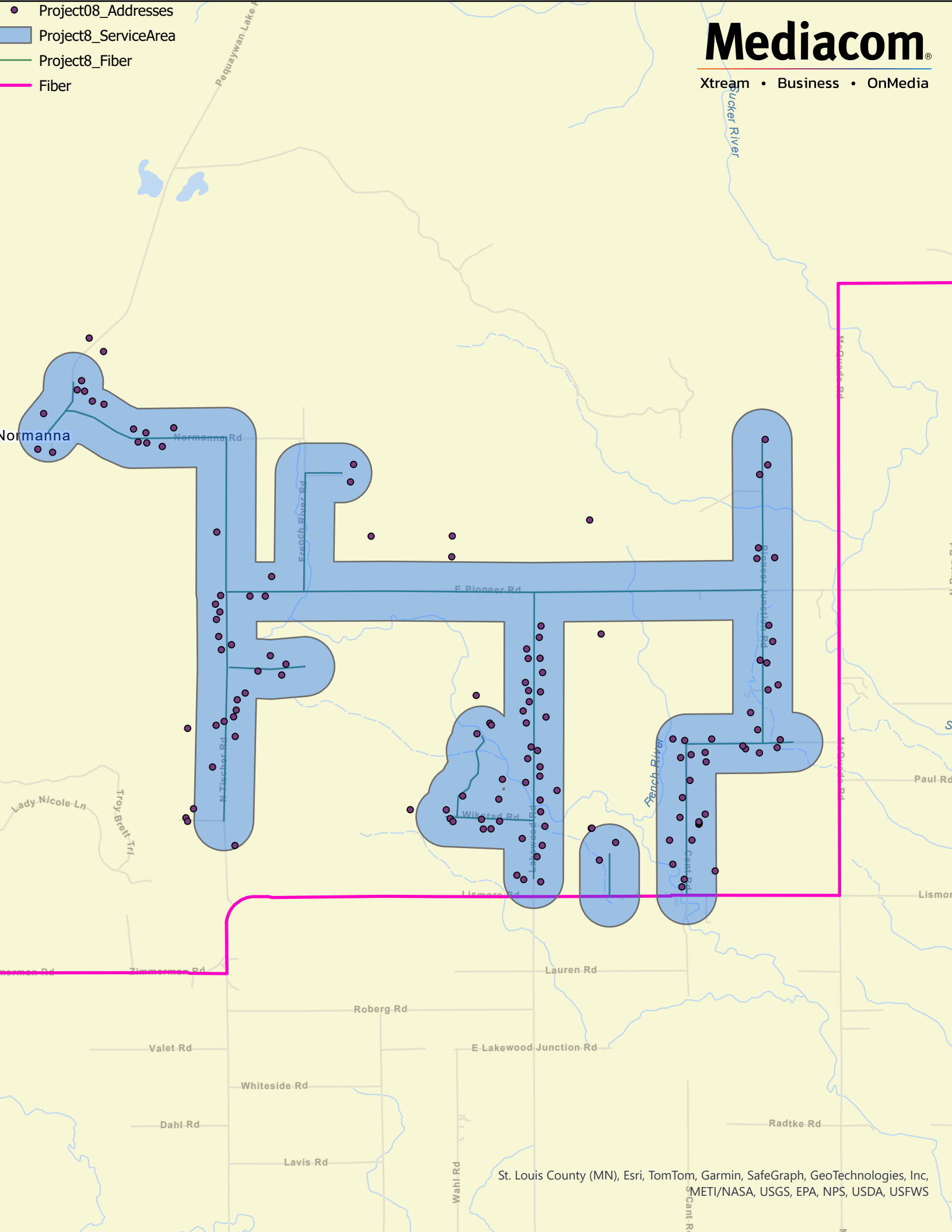


Ellen Hanson, Clerk

- Project08_Addresses
- Project8_ServiceArea
- Project8_Fiber
- Fiber

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St. Louis County Board of Commissioners Request for Board Action 24 - 172

Committee: **Finance & Budget**

From: Jerry Hall, Director, Property Management

Reviewed by: Kevin Z. Gray, County Administrator

Date: April 9, 2024

Attachments: ☐ yes ☒ no

Consent: ☐ yes ☒ no

ITEM: Duluth Courthouse and Duluth Government Services Center Chiller Installation

Background/Overview:

St. Louis County has been purchasing chilled water from Duluth Energy Systems (DES) for air conditioning of the St. Louis County Courthouse and Government Services Center in Duluth, MN under a contract initiated in 2004. The 20-year term contract expired on January 1, 2024 and Property Management does not intend to renew it due to reliability and cost considerations.

In 2022, Property Management and Windsor Engineering completed a preliminary engineering feasibility evaluation of the system requirements to provide air conditioning chiller systems for the two facilities. This evaluation demonstrated that approximately a \$900,000 investment in chiller equipment for the two buildings would be paid back within 7-8 years at demand and usage rates currently charged by DES.

On February 21, 2023, the St. Louis County Board adopted Resolution No. 23-123, and entered an agreement with Windsor Engineers to provide all engineering services related to design, bid specifications and construction administration for chiller systems and related building modifications at the St. Louis County Courthouse and Government Service Center in Duluth, MN

On June 13, 2023, the St. Louis County Board adopted Resolution No. 23-320, to procure the emergency purchase of chiller equipment due to extended lead times and the need to procure it before the 2024 cooling season.

In March of 2024, Property Management, with the assistance of the Purchasing Division, solicited a Request for Bids (RFB) seeking a qualified contractor to provide all services related to the installation and integration of new chiller equipment at the Duluth Courthouse and the Duluth Government Services Center. Bids were due on April 4, 2024, with responses submitted from the following firms:

- Gardner Builders, LLC
- A.G. O'Brien Plumbing and Heating Co.

Gardner Builders, LLC provided the lowest lump sum bid of \$774,217.

Policy Objectives:

Bids for the installation of chiller equipment were obtained in accordance with Section III of the County's Purchasing Rules and Regulations and the Minnesota Uniform Municipal Contracting Law, Minn. Stat. § 471.345.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

The capital investments for the installation of chillers and related services have been budgeted within the County Capital Improvement Program (CIP), Fund 400.

Funding: Duluth Courthouse – Fund 400, Agency 400004, Object 663100

Duluth Government Services Center – Fund 400, Agency 400006, Object 663100

Recommendation:

It is recommended that the St. Louis County Board authorize an agreement with Gardner Builders, LLC to provide all services related to the installation of chiller equipment in the Duluth Courthouse and Duluth Government Services Center for the lump sum price of \$774,217.

Duluth Courthouse and Duluth Government Services Center Chiller Installation

BY COMMISSIONER _____

WHEREAS, St. Louis County has been purchasing chilled water from Duluth Energy Systems (DES) for air conditioning of the St. Louis County Courthouse and Government Services Center in Duluth, MN under a contract initiated in 2004; and

WHEREAS, The 20-year term contract expired on January 1, 2024; and

WHEREAS, Property Management recommends the contract not be renewed due to reliability and cost considerations; and

WHEREAS, A 2022 preliminary engineering feasibility evaluation demonstrated that an investment of approximately \$900,000 in chiller equipment for the two buildings would be paid back in 7-8 years at demand and usage rates currently charged by DES; and

WHEREAS, On February 21, 2023, the St. Louis County Board adopted Resolution No. 23-123, and entered an agreement with Windsor Engineers to provide all engineering services related to design, bid specifications and construction administration for chiller systems and related building modifications at the St. Louis County Courthouse and Government Service Center in Duluth, MN; and

WHEREAS, On June 13, 2023, the St. Louis County Board adopted Resolution No. 23-320, to procure the emergency purchase of the chiller equipment due to extended lead times and the need to procure it before the 2024 cooling season; and

WHEREAS, In March of 2024, Property Management, with the assistance of the Purchasing Division, solicited a Request for Bids (RFB) seeking a qualified contractor to provide all services related to the installation and integration of new chiller equipment at the Duluth Courthouse and Duluth Government Services Center; and

WHEREAS, Gardner Builders, LLC provided the lowest lump sum bid of \$774,217.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate County officials to enter into an agreement with Gardner Builders, LLC to provide all services related to the installation and integration of new chiller equipment at the Duluth Courthouse and Duluth Government Services Center for the lump sum of \$774,217 payable from the following funds:

Fund 400, Agency 400004, Object 663100

Fund 400, Agency 400006, Object 663100



St. Louis County Board of Commissioners Request for Board Action 24 – 173

Committee:	Public Safety and Corrections	Date:	April 9, 2024
From:	Gordon Ramsay, County Sheriff James R. Gottschald, Director Human Resources and Administration	Attachments:	<input type="checkbox"/> yes <input checked="" type="checkbox"/> no
Reviewed by:	Kevin Z. Gray, County Administrator	Consent:	<input type="checkbox"/> yes <input checked="" type="checkbox"/> no

ITEM: Approval of New Job Class – Emergency Management Specialist

Background/Overview:

Whenever vacancies occur in the Sheriff's Office, a review is done to determine if the position should be filled as is, or if it should be reallocated to a level more aligned with the needs of the Office. After the recent review of a recently vacated position, it was determined that creation of an Emergency Management Specialist job class and reallocation of the vacant 1.0 FTE position, 0847-006, to that Emergency Management Specialist class was appropriate.

The purpose of the proposed Emergency Management Specialist class is to assist with the functions of emergency and contingency planning including ensuring compliance with federal, state, and local emergency management and homeland security mandates, program requirements, and grant programs. The proposed class also will assist with the organization of volunteer programs, emergency preparedness training and testing, and assisting with on-site support and command center organization.

The Civil Service Commission approved the creation of the Emergency Management Specialist job class specification at its March 11, 2024 meeting. The Civil Service Basic bargaining unit has accepted the salary grade recommendation at Grade B20: \$54,932 - \$77,649 (annual steps and longevities through twenty-two years of service in the Civil Service Basic Unit Pay Plan).

Human Resources has reviewed the proposed duties of the position and determined that the Emergency Management Specialist class is appropriate.

Policy Objectives:

The process and requirements for the creation and maintenance of a classification plan is addressed under Minn. Stat. §§383C.037, §§383C.039 and civil service rules 3.1-3.6. County fiscal policies require certain position reallocations to be approved by the County Board.

There is no Board action required for the position reallocation itself, as the reallocation does not exceed the threshold of three pay grades, which necessitates Board approval.

Fiscal/Budget Impacts/Funding Source/FTE Considerations:

There are no fiscal impacts associated with reallocating the vacant 1.0 FTE position to the proposed Emergency Management Specialist job class. The current 1.0 FTE position, 0847-006,

is allocated to the Planner I job class, which is also at Grade B20 of the Civil Service Basic bargaining unit.

Recommendation:

It is recommended that the St. Louis County Board approve the new Emergency Management Specialist job classification, assigned to Grade B20 in the Civil Service Basic Unit Pay Plan.

Approval of New Job Class – Emergency Management Specialist

BY COMMISSIONER _____

WHEREAS, Whenever vacancies occur in the Sheriff's Office, a review is done to determine if the position should be filled as is or if it should be reallocated to a level more aligned with the needs of the Office; and

WHEREAS, After the recent review of a recently vacated position, it was determined that creation of an Emergency Management Specialist job class and reallocation of a 1.0 FTE position, 0847-006, to that Emergency Management Specialist class was appropriate; and

WHEREAS, The Civil Service Commission approved creation of the Emergency Management Specialist job class specification at its March 11, 2024 meeting and the Civil Service Basic bargaining unit has accepted the salary grade recommendation at Grade B20; and

WHEREAS, Human Resources has reviewed the proposed duties of the position and determined that the Emergency Management Specialist class is appropriate.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the new Emergency Management Specialist job class, assigned to Pay Grade B20 in the Civil Service Basic Unit Pay Plan.

RESOLVED FURTHER, That there is no further Board action required for the reallocation of position 0847-006, payable from 100-132001-610100, as both the former Planner I and proposed Emergency Management Specialist class are allocated to the same pay grade and bargaining unit.