

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON OCTOBER 11, 2022**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 11th day of October 2022, at 9:34 a.m., at the Ely City Hall, Ely, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Ashley Grimm, Keith Musolf, Keith Nelson, Mike Jugovich and Chair Paul McDonald -7. Absent: None - 0.

Chair McDonald asked for a moment of silence in remembrance of all victims of violence, foreign and domestic; followed by the pledge of allegiance.

Ely City Councilor Angela Campbell welcomed the Board to the City of Ely.

Chair McDonald opened the meeting to persons who wish to address the Board concerning issues not on the agenda. Bud Van Deusen, of Eagles Nest Township, said the Eagles Nest Trails Advocacy Group opposes the All-Terrain Vehicle (ATV) corridor trail going through Eagles Nest Township. Mr. Van Deusen said that over 450 people have signed a petition in opposition of the trail and no governmental agency has demanded that the trail go through the community; the developer made that decision. Mr. Van Deusen provided the Board with an informational packet and requested an opportunity to meet with the Board to discuss concerns regarding the trail. Rich Floyd, Chair of the Eagles Nest Town Board, said that a number of people in the township oppose the trail location and that it is not fair to add noise to the area. Mike Banovetz, of Ely, provided the Board with several letters relating to interaction with Eagles Nest Township regarding the ATV trail. Mr. Banovetz commented that that Commissioners should look at the larger scale development of the Taconite Trail. Dayna Mas, of Ely, said she is concerned about the safety of ATV use on Trygg Road. Claudia McBride, of Ely, asked why an environmental impact study has not been done and asked how the trail would affect hunters. Clayton Cich, of the Fredenberg Township Board, commented that there should be equal treatment for all gravel pit operators and commented that Fredenberg Township wants all parcels reviewed when gravel pit inspections are conducted. Bruce Anderson, of Duluth, said he opposes all gravel pits in neighborhoods and Conditional Use Permits (CUP) for gravel pits should not be rubber stamped. Melissa Bell, of Duluth, said the CUP issued to 6464 Fredenberg Lake Road should be voided and commented about the letter read by Commissioner Nelson at the September 13, 2022 Board meeting. A point of personal privilege was taken at 10:06 a.m. At 10:13 a.m., the Board reconvened with all members present. Chair McDonald asked that all speakers be respectful, not single out county employees or Commissioners, and to address the Board as a whole. Ms. Bell continued her comments and asked for an investigation of the Planning Department because information has been withheld by the department. Bryana Salo, of Aurora, discussed concerns she had relating to the death of her brother. Ms. Salo said she has reached out to the county; however, she has not received any response. Ms. Salo discussed privacy concerns she had regarding conversations with a Commissioner about potentially sharing the incident report relating to the death of her brother.

At 10:24 a.m., a public hearing was conducted, pursuant to Resolution No. 22-470, adopted August 9, 2022, to receive public comment on the proposed expansion of the "Joint Powers Agreement for the Collection and Administration of a Local Lodging Tax in the Ely Area" to include unorganized territories 61-12, 61-14, 63-14, 63-15, 64-14, 65-14, 66-12, 66-13, 66-14, 67-13, 67-14 and 68-14.

St. Louis County Deputy Administrator Brian Fritsinger commented that the current agreement includes five unorganized territories; the resolution would bring the number to thirteen unorganized territories. The changes are recommended due to changes in short-term rentals. Terry Soderberg, Chair of the Morse Town Board and Ely Lodging Board, said he was in favor of the expansion. Cindy Smyka, Executive Director of the Ely Tourism Bureau, commented that the district spans two counties and collects \$300,000 annually. Director Smyka commented that the proposal will help prevent short-term rentals from slipping through the cracks; there are probably 15 to 25 Vacation Rentals by Owners (VRBO) in the proposed area. Ron Rykken, owner of Timber Bay Lodge, said he is supportive of the expansion. McDonald asked if there were any opponents or citizens who wished to speak regarding the proposed action; no one requested the opportunity to speak. At 10:42 a.m., Commissioner Jewell, supported by Commissioner Jugovich, moved to close the public hearing. The motion passed; seven yeas, zero nays.

Commissioner McDonald, supported by Commissioner Boyle, moved that the St. Louis County Board determines that the proposed tax is in the public interest and authorizes the imposition of a local lodging tax of three percent (3%) in the following unorganized townships: 61-12, 61-14, 63-14, 63-15, 64-14, 65-14, 66-12, 66-13, 66-14, 67-13, 67-14 and 68-14; further, that as to each affected unorganized territory, if no valid petition is timely filed in accordance with the statute, or if such petition is timely filed, this resolution is approved by the voters in a reverse referendum in accordance with the statute, then the appropriate County official(s) are authorized to enter into any necessary and proper amendment(s) to the Agreement pursuant to the statute. Commissioner Nelson said he was concerned that inclusion of unorganized territory 63-15 overlapped with the Vermilion Lake Resort and Tourism Association District. Director Smyka said the Ely Tourism Bureau contacted the Vermilion Lake Resort and Tourism Association and they were unable to get a clear boundary of their district; they would be fine to exclude unorganized territory 63-15 from the proposal. Commissioner Nelson asked County Attorney Kim Maki if the Board could include a contingency clause or remove unorganized territory 63-15 from the resolution. Attorney Maki recommended that the Board reopen the public hearing and continue the hearing to a future date. At 10:58 a.m., Commissioner Jewell, supported by Commissioner Nelson, moved to reopen the public hearing, and to continue the public hearing to the November 15, 2022 Board meeting. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Jewell, moved to approve the consent agenda. The motion passed; seven yeas, zero nays.

Commissioner Jugovich, supported by Commissioner Nelson, moved that the St. Louis County Board supports the efforts of the Department of Iron Range Resources and Rehabilitation, the City of Chisholm, and Essentia Health to build a new clinic and public health and social services facility in the City of Chisholm to replace the outdated clinic in that city, and authorizes a lease with Iron Range Real Estate, LLC for the leasing of space in a new public health and social services facility to be constructed at the intersection of Iron World Road and Highway 169 in the City of Chisholm, Minnesota; and further, that St. Louis County will commit, through its social services or other public health providers, to lease at a minimum 1,500 feet of space in this facility, with a lease term of ten (10) years commencing upon the completion of the construction of the project, with a rental rate of \$25 per square foot plus CAM (Common Area Maintenance) charges of \$7 per square foot for a monthly rate of approximately \$4,000 or \$48,000 annually. The Board will provide additional financing to cover the costs associated with the build out of the tenant space, not to exceed \$225,000; and further, that the County Attorney is authorized to negotiate and enter such lease on behalf of the

County with funding for annual rent to be identified by the County Auditor. St. Louis County Deputy Administrator Brian Fritsinger said the county has not identified a clear need for the space. The challenge for partners is that the lease rate of \$32 per square foot is significantly higher than they are able to pay. Deputy Administrator Fritsinger noted that the county sent a request for information to approximately one hundred agencies and only two responded. The two agencies that responded are aware of the concept to reduce rates. Commissioner Jugovich commented that there may be a group that is interested and Essentia Health will opt out if an agreement is not reached by the end of the year. Commissioner Jugovich stressed the importance of daycare in the area and said he has heard conflicting information regarding construction of the daycare. Commissioner Jugovich said he would like the groups to meet again to see if an agreement can be reached. After further discussion, Commissioner Nelson, supported by Commissioner Jewell, moved to table discussion to the November 29, 2022 Board meeting. The motion passed; seven yeas, zero nays.

Commissioner Nelson, supported by Commissioner Jugovich, moved that the St. Louis County Board authorizes the appropriate county officials to execute a contract with G Men Environmental Services, Inc., for the demolition of the structures on parcels 090-0010-03820 and 090-0010-03830 (203 and 205 Chestnut Street in Virginia, MN) at the bid price of \$197,997.00 and in accordance with the specifications of Bid No. 5854 and addendums, payable from the Economic Development Blight Project Fund 178, Agency 178005, and subject to approval of the County Attorney. The motion passed; seven yeas, zero nays. Resolution No. 22-559.

The following Board and contract files were created from documents received by this Board:

Kevin Gray, County Administrator, and James Gottschald, Human Resources and Administration Director, submitting Board Letter No. 22-441, 2023 Health and Dental Plan Rates.—61809

Kevin Gray, County Administrator, and Ross Litman, Sheriff, submitting Board Letter No. 22-434, Contract with TNT Timber for the U.S. Forest Service Britt Area: Osborn Road Fuel Reduction Project and Rescind Resolution No. 22-457.—61810

Kevin Gray, County Administrator, and Matthew Johnson, Planning and Community Development Director, submitting Board Letter No. 22-436, On-Site Wastewater Termination and Release of the 1963 Agreement.—61811

Kevin Gray, County Administrator, Jeremy Craker, Information Technology Department Director, submitting Board Letter No. 22-443, 2023 IT Standard Equipment Order: Computers, Tablets and Laptops.—51812

Kevin Gray, County Administrator, Julie Marinucci, Land and Minerals Director, and Nancy Nilsen, County Auditor/Treasurer, submitting Board Letter No. 22-444, Award of Bid: Demolition of Tax-Forfeited Structures (090-0010-03820 and 090-0010-03830).—61813

Mike Benovetz, Ely, MN, submitting handouts regarding the proposed ATV route through Eagle's Nest Township.—61814

Bud Van Deusen, Eagle's Nest Township, submitting handouts regarding the proposed ATV route through Eagle's Nest Township.—61815

Minnesota Department of Human Services SFY 2023 Housing Support Agreement - Group Settings, Contract No. 54440, between St. Louis County and Autio Homes, Solon Springs, WI.—22-400

Minnesota Department of Human Services SFY 2023 Housing Support Agreement - Group Settings, Contract No. 54409, between St. Louis County and Blake Austin, Duluth, MN.—22-401

Minnesota Department of Human Services SFY 2023 Housing Support Agreement - Group Settings, Contract No. 54408, between St. Louis County and Blake Austin, Duluth, MN.—22-402

Minnesota Department of Human Services SFY 2023 Housing Support Agreement - Group Settings, Contract No. 544336, between St. Louis County and Aurora Carefree Living, Inc., Aurora, MN.—22-403

St. Louis County Public Health & Human Services Department Training Contract No. 90318 with Debra Anthony to provide *Intercultural Development Inventory Assessment Training, Orientation, Debrief, and Group Meeting for ESS Supervisory Team* virtually during the period July 12, 2022, through December 31, 2023.—22-404

Minnesota Department of Human Services SFY 2023 Housing Support Agreement - Group Settings, Contract No. 54372, between St. Louis County and Allen Adult Foster Care, Duluth.—22-405

Purchase of Service Agreement, Contract No. 1u399, between St. Louis County and American Indian Community Housing Organization (AICHO), Duluth, MN, for Ongoing Housing and Housing Related Services during the period July 1, 2022, to June 30, 2023.—22-406

Minnesota Department of Human Services SFY 2023 Housing Support Agreement - Group Settings, Contract No. 54433, between St. Louis County and AEWB, LLC, Duluth, MN.—22-407

Minnesota Department of Human Services SFY 2023 Housing Support Agreement - Group Settings, Contract No. 54430, between St. Louis County and AEWB, LLC, Duluth, MN.—22-408

Addendum, Contract No. 16811C, between St. Louis County and Arrowhead Economic Opportunity Agency (AEOA), Virginia, MN, allocating additional time and an increase of \$7,700 for the Minnesota Department of Health State Physical Activity and Nutrition (SPAN) Good Food Guidelines Pilot Project for the term June 1, 2022, to September 29, 2023.—22-409

Amendment, Contract No. 17276A, between St. Louis County and Arrowhead Economic Opportunity Agency (AEOA), Virginia, MN, amending the contract for the Minnesota Department of Health's Statewide Health Improvement Partnership (SHIP) Program around Community Healthy Eating Strategies on the Iron Range, to add \$2,880.52 of expenses not incurred in the 2020-2021 contract with AEOA.—22-410

Purchase of Service Agreement, Contract No. 17398, between St. Louis County and Arrowhead Economic Opportunity Agency (AEOA), Virginia, MN, for Ongoing Housing and Housing Related Services during the period July 1, 2022, to June 30, 2023.—22-411

Purchase of Service Agreement, Contract No. 17418, between St. Louis County and Accend Services, Inc., Duluth, MN, for Mental Health – Targeted Case Management (MH-TCM) for Adults and Integrative Services for Adults during the period January 1, 2023, to December 31, 2023.—22-412

Purchase of Service Agreement, Contract No. 17391, between St. Louis County and Accend Services, Inc., Duluth, MN, for Mental Health – Targeted Case Management (MH-TCM) for Adults and Integrative Services for Adults during the period January 1, 2022, to December 31, 2022.—22-413

Letter of Agreement for the Delivery of Intensive Residential Treatment Services from Prairie Community Services, Inc., Fresh Start – PCS, Duluth, MN, for the term January 1, 2023, to December 31, 2023.—22-414

Upon motion by Commissioner Nelson, supported by Commissioner Jewell, resolutions numbered 22-545 through 22-558, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER NELSON:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of October 4, 2022, are hereby approved.

Adopted October 11, 2022. No. 22-545

WHEREAS, Public Works has developed plans for emergency slope repair on County State Aid Highway (CSAH) 24 (Crane Lake Road) (CP 0024-710737); and

WHEREAS, KGM Contractors submitted the low quote of \$169,929 for this emergency slope repair; and

WHEREAS, The project value exceeds the purchasing rules threshold of \$150,000 for quotes; and

WHEREAS, The project has been designated as an emergency repair by the Purchasing Director and polling of the Commissioners resulted in approval of the project; and

WHEREAS, Board action will formally ratify the polling results.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract, and approves any amendments approved by the County Attorney's Office, with KGM Contractors of Angora, MN, for the emergency slope repair on CSAH 24 (CP 0024-710737) in the amount of \$169,929 payable from Fund 228, Agency 228002, Object 652706.

Adopted October 11, 2022. No. 22-546

WHEREAS, The Purchasing Division issued a Request for Bids for a precast concrete culvert; and

WHEREAS, Specifications for the culvert were requested in anticipation of placing the culvert order early to ensure delivery within a reasonable time period for the CP 0004-401087 project; and

WHEREAS, Rinker Materials of West Des Moines, IA, was the lowest responsible bidder in the amount of \$282,044.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of the 12' x 8' precast concrete culvert for CP 0004-401087 from Rinker Materials of West Des Moines, IA, in the amount of \$282,044, payable from Fund 220, Agency 220636, Object 651000.

Adopted October 11, 2022. No. 22-547

WHEREAS, The Public Works Department's 2022 budget includes purchase of sodium chloride (road salt) and alternative chemical deicer (brine solution); and

WHEREAS, The Public Works Department requested State Contact Pricing for road salt and brine solutions; and

WHEREAS, Morton Salt, Inc., of Chicago, IL, successful negotiated the lowest furnished and delivered price for untreated salt to sixteen County locations under State of Minnesota Contract 177615 in the amount of \$1,415,765.68; and

WHEREAS, Cargill, Inc., of Olmstead, OH, successful negotiated the lowest furnished and delivered price for treated salt to two of the sixteen County locations under State of Minnesota Contract 177610 in the amount of \$134,897.40; and

WHEREAS, Envirotech Services, Inc., and K-Tech Specialty Coatings, Inc., have both been selected from the State of Minnesota's multi-awarded contract to provide deicer alternatives at the estimated delivered cost of \$200,000.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the estimated purchase of untreated salt at the State of Minnesota Contract price from Morton Salt, Inc., of Chicago, IL, for a maximum delivered cost of \$1,415,765.68 and the estimated purchase of treated salt from Cargill, Inc., for the maximum delivered cost of \$134,897.40 payable from Fund 200, Agency 207022, Object 651700.

RESOLVED FURTHER, That the St. Louis County Board authorizes the estimated purchase of alternative deicers at the State of Minnesota Contract price from Envirotech Services, Inc., of Denver, CO, and K-Tech Specialty Coatings, Inc., of Ashley, IN, at the estimated delivered cost of \$200,000 payable from Fund 200, Agency 207001, Object 651700.

Adopted October 11, 2022. No. 22-548

WHEREAS, The County Board annually reviews health insurance trends, expected claims, and its self-insured health and dental plan fund to establish funding levels for the employee and retiree medical and dental plans; and

WHEREAS, The County Board believes that no rate increase for the self-insured health plan and a 2% increase for the self-insured dental plan in 2023 is reasonable based on projections prepared by its claims administrators, the County Auditor/Treasurer and input provided by its Health Insurance Committee; and

WHEREAS, The County Board believes that purchase of a specialty pharmaceuticals coupon program through its insurance carrier and adoption of a specialty Rx copay of \$50 per fill as an incentive for participants in the self-insured health plan will create incentive for members to utilize the coupon program with potential net savings of \$694,000 in 2023.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes 2023 monthly premium rates for the self-insured employee and retiree health insurance plan featuring \$400 Single/\$800 Family Deductibles and \$1,200 Single/\$2,400 Family Out-of-Pocket Caps at Enhanced In-Network providers (Tier 1); \$800 Single/\$1,600 Family Deductibles and \$2,400 Single/\$4,800 Family Out-of-Pocket Caps at Standard In-Network providers (Tier 2); \$1,200 Single/\$2,400 Family Deductibles and \$6,000 Single/\$12,000 Family Out-of-Pocket Caps at Out-of-Network providers as follows:

SINGLE COVERAGE: \$ 982.25

FAMILY COVERAGE: \$2,281.29

RESOLVED FURTHER, That the purchase of the BCBSM FlexAccess specialty pharmaceuticals coupon program and addition of a specialty Rx copay of \$50 per fill in the self-insured health plan effective January 1, 2023, are approved.

RESOLVED FURTHER, That the 2023 stop-loss rate payable to Blue Cross Blue Shield of Minnesota (BCBSM) of \$15.88 per contract per month is approved.

RESOLVED FURTHER, That a 2023 per contract per month administrative service fee of \$43.53 payable to Blue Cross Blue Shield of Minnesota is approved.

RESOLVED FURTHER, That the 2023 monthly premium rate for the self-insured dental plan is approved, with a 2% increase, to the amount of \$42.19.

RESOLVED FURTHER, That the 2023 per contract per month administrative service fee of \$2.23 payable to Delta Dental Plan of Minnesota is approved.

RESOLVED FURTHER, That the Board authorizes the appropriate county officials to execute a contract for administrative services of the medical and dental plans for the time period covering January 1 – December 31, 2023, as set forth above.

Adopted October 11, 2022. No. 22-549

WHEREAS, The Human Resources Department, with the assistance of the Purchasing Department, developed and solicited a Request for Proposals (RFP) 5820 seeking competitive proposals from carriers interested in providing employee disability and life insurance services; and

WHEREAS, Competitive proposals were received from four carriers; and

WHEREAS, It was concluded that National Insurance Services (NIS), underwritten by Madison National Long term disability Insurance Company, the current carrier for St. Louis County, offered the best alternative in terms of cost, administrative services, and overall value; and

WHEREAS, If approved, the combined proposals should result in a net annual employer premium expense of \$173,619, an annual savings of approximately \$29,000 from the current employer-paid disability and life insurance premium costs.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board hereby accepts the proposals from and awards the employee long-term disability and life insurance coverages to National Insurance Services.

RESOLVED FURTHER, That the Board approves a contract for a new voluntary employee-paid short-term disability insurance coverage through National Insurance Services.

RESOLVED FURTHER, That the Board authorizes the appropriate county officials to execute contracts with National Insurance Services for short-term disability insurance, long-term disability insurance and life insurance coverages for plan years covering January 1, 2023, through December 31, 2027.

Adopted October 11, 2022. No. 22-550

WHEREAS, In an effort to provide St. Louis County with the best possible pricing on laptop, desktop, and tablet technologies, the Information Technology (IT) Department in coordination with the Purchasing Division have directed all departments that standardized computer purchases will utilize the State of Minnesota Contract Release C-1046(5); and

WHEREAS, One of the goals of the IT Department is to ensure common computing standards are followed throughout the county to ensure application compatibility, security, and supportability; and

WHEREAS, The IT Department has worked with each department to identify their specific computing needs.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Information Technology Department to utilize the State of Minnesota Contract Release C-1046(5) for the scheduled replacement order in the estimated amount of \$780,000 utilizing Fund 100, Agency 117051, Object 640400, with funds transferred from the Information Technology assigned fund balance, Fund 100, Object 311139, where funds will be recouped from each department via Intra-County Transfer at the time that the equipment is deployed.

Adopted October 11, 2022. No. 22-551

WHEREAS, On July 7, 2020, the St. Louis County Board adopted Resolution No. 20-335 authorizing acceptance of the Hazardous Fuel Reduction Grant; and

WHEREAS, St. Louis County has worked with the U.S. Forest Service to identify projects that will promote the Hazardous Fuels Reduction Grant objective, including the Britt Area: Osborn Road project site; and

WHEREAS, Growing Futures of Ely, MN, was the original low bidder and awarded the project in the amount of \$11,500 (Resolution No. 22-457), and can no longer fulfill the terms of the contract; and

WHEREAS, The project shall now be awarded to TNT Timber of Duluth, MN, in the amount of \$27,485.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a contract with TNT Timber, Duluth, MN, for the U.S. Forest Service Britt Area: Osborn Road Fuel Reduction Project in the amount of \$27,485 to be accounted for in Fund 100, Agency 132999, Grant 13210, Year 2020.

RESOLVED FURTHER, That the St. Louis County Board rescinds Resolution No. 22-457.

Adopted October 11, 2022. No. 22-552

WHEREAS, On June 7, 2022, the St. Louis County Board authorized the application of the 2022 Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program (COSSAP) Grant from the U.S. Department of Justice by Resolution No. 22-326; and

WHEREAS, The COSSAP Grant is designed to respond to illicit substance use and misuse to reduce overdose deaths, promote public safety, and support access to treatment and recovery services in the criminal justice system; and

WHEREAS, This grant includes the hiring an additional 1.0 FTE Administrative Corrections Sergeant to be eliminated upon completion of the three-year term of the COSSAP Grant if no other funding source is identified; and

WHEREAS, Contracting with Recovery Alliance Duluth for a Peer Recovery Specialist and the Center for Alcohol and Drug Treatment Center to provide a Behavioral Specialist at the St. Louis County Jail and Northeast Regional Correction Center (NERCC) will promote ongoing recovery for individuals experiencing a substance use disorder.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the acceptance of the 2022 COSSAP Grant in the amount of \$1,299,760 over a three-year grant period (October 1, 2022 through September 30, 2025) to support an administrative sergeant, probation officer, behavioral services, peer recovery specialist support, Narcan kits, and evaluation services, to be accounted for in Fund 100, Agency 137999, Grant 13703, Year 2022.

RESOLVED FURTHER, That the St. Louis County Board authorizes the addition of a 1.0 FTE Administrative Corrections Sergeant which will be eliminated upon termination of the grant.

RESOLVED FURTHER, That the St. Louis County Board authorizes contracts with Recovery Alliance Duluth for a Peer Recovery Specialist and the Center for Alcohol and Drug Treatment Center to provide a Behavioral Specialist.

Adopted October 11, 2022. No. 22-553

WHEREAS, In 1963 St. Louis County accepted an agreement with property owners to petition for sanitary sewer and disclaimer, referred to as the 1963 Agreement; and

WHEREAS, Property owners under this agreement were allowed to maintain individual septic treatment systems (ISTS). At a later date, however, property owners were expected to petition for the construction of a sanitary sewer at a location designed to confer a special benefit upon their property and pay any assessments arising as a result of construction of such sanitary sewer; and

WHEREAS, The 1963 Agreement encumbers the following real property in Duluth Township:

The Northeast Quarter of the Southwest Quarter except the easterly thirty-three feet, and the Northwest Quarter of the Southeast Quarter except the westerly thirty-three feet, all in Section 4, Township 51 North, Range 12 West of the Fourth Principal Meridian, St. Louis County, Minnesota (the Property).

Today, this land consists of the following four homesteads and tax parcels: 1753 Old North Shore Rd, Duluth (315-0010-00731); 1767 Old North Shore Rd, Duluth (315-0010-00730); 1775 Old North Shore Rd, Duluth (315-0010-00734); 1754 Old North Shore Rd, Duluth (315-0010-00732); and

WHEREAS, Pursuant to St. Louis County Subsurface Sewage Treatment System (SSTS) Ordinance No. 61, the County sought input from the Duluth/North Shore Sanitary District (DNSSD) to determine whether it would support release and termination of the 1963 Agreement; and

WHEREAS, Upon review of the location and distance of the property from current DNSSD services and infrastructure, along with the consideration of substantial costs of extension, the DNSSD represents no plans to extend sanitary sewer to the property for the foreseeable future; and

WHEREAS, The DNSSD, by resolution dated April 20, 2022, does not object to a release and termination of the 1963 Agreement; and

WHEREAS, Should sanitary sewer be extended to serve the property in the future, St. Louis County SSTS regulations would normally require connection to the public sewer regardless of whether the 1963 Agreement remains in place.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Planning and Community Development Director and a representative of the County Attorney's Office to negotiate and execute the appropriate instruments needed to effect termination and release of the 1963 Agreement.

Adopted October 11, 2022. No. 22-554

WHEREAS, Burntside Property Holdings, LLC, has requested a 33-foot-wide, non-exclusive right-of-way access easement across state tax-forfeited land; and

WHEREAS, Exercising the easement will not cause significant adverse environmental or natural resource management impacts and will not conflict with public use of the land; and

WHEREAS, Minn. Stat. § 282.04, subd. 4a, authorizes the St. Louis County Auditor to grant easements across state tax-forfeited land for such purposes.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a 33-foot wide, non-exclusive, right-of-way access easement to Burntside Property Holdings, LLC, across state tax-forfeited lands located in Morse Township, all as shown and described in County Board File No. 61663, conditioned upon receipt of consideration in the amount of the following: a \$130 land use fee, a \$200 administration fee, plus a \$46 recording fee, for a total amount of \$376, all to be deposited into Fund 240 (the State Tax-Forfeited Land Fund).

Adopted October 11, 2022. No. 22-555

WHEREAS, Staton Island Cabin, LLC, has requested a 33-foot-wide, non-exclusive right-of-way access easement across state tax-forfeited land; and

WHEREAS, Exercising the easement will not cause significant adverse environmental or natural resource management impacts and will not conflict with public use of the land; and

WHEREAS, Minn. Stat. § 282.04, subd. 4a, authorizes the St. Louis County Auditor to grant easements across state tax-forfeited land for such purposes;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a 33-foot wide, non-exclusive, right-of-way access easement to Staton Island Cabin, LLC, across state tax-forfeited lands located in Morse Township (NW), all as shown

and described in County Board File No. 61633, conditioned upon receipt of consideration in the amount of the following: a \$130 land use fee, a \$200 administration fee, plus a \$46 recording fee, for a total amount of \$376, all to be deposited into Fund 240 (the State Tax-Forfeited Land Fund).

Adopted October 11, 2022. No. 22-556

WHEREAS, the Young Family Cabin Trust has requested a 33-foot-wide, non-exclusive right-of-way access easement across state tax-forfeited land; and

WHEREAS, Exercising the easement will not cause significant adverse environmental or natural resource management impacts and will not conflict with public use of the land; and

WHEREAS, Minn. Stat. § 282.04, subd. 4a, authorizes the St. Louis County Auditor to grant easements across state tax-forfeited land for such purposes;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a 33-foot wide, non-exclusive, right-of-way access easement to the Young Family Cabin Trust across state tax-forfeited lands located in Morse Township (NW), all as shown and described in County Board File No. 61633, conditioned upon receipt of consideration in the amount of the following: a \$130 land use fee, a \$200 administration fee, plus a \$92 recording fee, for a total amount of \$422, all to be deposited into Fund 240 (the State Tax-Forfeited Land Fund).

Adopted October 11, 2022. No. 22-557

WHEREAS, Lake Country Power has requested three (3) separate utility easements across state tax-forfeited lands; and

WHEREAS, Exercising the easements will not cause significant adverse environmental or natural resource management impacts; and

WHEREAS, Minn. Stat. § 282.04, subd. 4, authorizes the St. Louis County Auditor to grant easements across state tax-forfeited lands for such purposes.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant non-exclusive utility easements to Lake Country Power across state tax-forfeited lands as described in County Board File No. 61633.

RESOLVED FURTHER, That the granting of this easement is conditioned upon receipt of payment of a \$420 land use fee, \$45 timber damage fee, \$250 administration fee, plus a \$46 recording fee, for a total amount of \$761, all to be deposited into Fund 240 (Tax-Forfeited Land Fund).

Adopted October 11, 2022. No. 22-558

BY COMMISSIONER NELSON:

WHEREAS, The tax-forfeited structures on parcels 090-0010-03820 and 090-0010-03830 (addresses 203 and 205 Chestnut Street in Virginia, MN) are blighted, unsafe, unsuitable for rehabilitation, and need to be demolished to address public health and safety concerns; and

WHEREAS, The St. Louis County Board approved the demolition of tax-forfeited structures listed in County Board File No. 60441 by Board Resolution No. 17-518 and was informed of the addition of 090-0010-03820 (205 Chestnut St.) to the demolition list by Board Memo No. 18-13, submitted on March 27, 2018, and 090-0010-03830 (203 Chestnut St.) by Board Memo No. 21-20, submitted on April 22, 2021; and

WHEREAS, The City of Virginia supports the demolition of these tax-forfeited structures; and

WHEREAS, The Purchasing Division solicited bids for the demolition of tax-forfeited structures; and

WHEREAS, G Men Environmental Services, Inc., of Ely, MN, submitted the low bid in the amount of \$197,997.00.–

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a contract with G Men Environmental Services, Inc., the demolition of the structures on parcels 090-0010-03820 and 090-0010-03830 (203 and 205 Chestnut Street in Virginia, MN) at the bid price of \$197,997.00, in accordance with the specifications of Bid No. 5854 and addendums, payable from the Economic Development Blight Project Fund 178, Agency 178005 and subject to approval of the County Attorney.


Unanimously adopted October 11, 2022. No. 22-559

At 11:22 a.m., October 11, 2022, Commissioner Musolf, supported by Commissioner Boyle, moved to adjourn the meeting. The motion passed; seven yeas, zero nays.



Paul McDonald, Chair of the Board
of County Commissioners

Attest:



Nancy Nilsen, County Auditor
and Ex-Officio Clerk of the Board
of County Commissioners

(Seal of the County Auditor)