

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

October 13, 2015

Hermantown City Council Chambers
5105 Maple Grove Road
Hermantown, Minnesota

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

RESOLUTIONS FOR APPROVAL:

Minutes for October 6, 2015.

Health & Human Services Committee – Commissioner Boyle, Chair

1. Authorization to apply to the Long Term Homeless Supportive Services Fund state grant funding for the 2016-2017 biennium on behalf of the Northeast Minnesota Project to End Long-Term Homelessness. *[15-443]*

Environment & Natural Resources Committee – Commissioner Rukavina, Chair

2. Approval of Registered Land Survey No. 129. *[15-433]*
3. Authorize the sale of certain parcels of state tax forfeited land to adjoining owners. *[15-434]*
4. Cancellation of contract for repurchase of state tax forfeited land by the Estate of Forrest J. Richardson of Kasson, MN. *[15-435]*
5. Rescind County Board Resolution No. 15-453, adopted July 28, 2015, which cancelled a contract with Kevin Richards for Richards Salvage & Recycling of Embarrass, MN. The contract holder has cured the default. *[15-436]*
6. Non-exclusive access easement across state tax forfeited land located in the SW ¼ of NW ¼, Section 22, Township 62 North, Range 14 West (Eagles Nest Township) to Sarah Stonich and Jon Ware. *[15-437]*
7. Withdrawal of three (3) state tax forfeited parcels from the Available Land Sale List described as: Lots 1 thru 26, Block 1, Proctor Heights; Lots 1 thru 24, Block 10, Quinns Addition to Proctor; and Lots 1 thru 22, Block 4, Quinns Addition to Proctor. *[15-438]*
8. Bid offerings approved and County Auditor authorized to execute the sales of the restricted private adjoining owner sale dated September 24, 2015, of state tax forfeited lands located in the Park Point neighborhood of Duluth, MN. *[15-444]*

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Public Works & Transportation Committee – Commissioner Raukar, Chair

9. Purchase of one (1) Towmaster T-100 equipment trailer from Titan Machinery, Inc., of Duluth, MN, at the State Contract total purchase price of \$69,005.11. *[15-439]*
10. Authorize a purchase order of two (2) Caterpillar 143 H Motor Grader Certified Power Train Plus Machine Rebuilds from Ziegler, Inc., of Duluth, MN, at the single source price totaling \$338,996. *[15-440]*
11. Bid awarded to **Ulland Brothers, Inc.**, of Cloquet, MN, in the amount of **\$463,895.00** for approach grading and Bridge 69K33 (County Bridge 783) located on County Road 611/Hopper Road in Ault Township, CP 0611-213067 TST, Bridge 69K33. *[15-446]*

Finance & Budget Committee – Commissioner Nelson, Chair

12. Abatement list for Board approval. *[15-441]*
13. Approve the 2016 monthly premium rates, stop-loss rate, and administrative services fees for the self-funded employee and retiree health and dental insurance plans. *[15-447]*
14. Public hearing established for 9:40 a.m., November 3, 2015, to consider the adoption of the fee schedule for various county services for the year 2016. *[15-442]*
15. Workers' compensation report dated October 2, 2015, as submitted by Safety & Risk Management.
16. Application to sell/serve liquor outside the designated serving area of the County Liquor License by Frygard, LLC d/b/a Timbers Edge Grill & Bar, Unorganized Township 56-17, for October 24, 2015.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

17. Reappoint Dana Hiltunen (At-Large, Britt, MN) and Julie Spiering (At-Large, rural Gilbert, MN) to the Community Development Block Grant (CDBG) Citizen Advisory Committee with terms expiring April 30, 2018; and further, the County Auditor is authorized to advertise and accept applications until November 15, 2015 for three (3) vacant positions with terms expiring April 30, 2018, as follows: One (1) representative of the southern townships; one (1) representative of Chisholm; and one (1) representative of Ely. *[15-448]*

Official Proceedings of the County Board of Commissioners

BY COMMISSIONER _____

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of October 6, 2015, are hereby approved.

Approval of Registered Land Survey No. 129

BY COMMISSIONER _____

WHEREAS, The Registrar of Titles is authorized to require Registered Land Survey No. 129 pursuant to Minn. Stat. 508.47; and

WHEREAS, The County Surveyor and Examiner of Titles have approved Registered Land Survey No. 129; and

WHEREAS, The final prints have been submitted for filing;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to Registered Land Survey No. 129 located in part of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 32, Township 51 North, Range 14 West.

Adjoining Owner Land Sales

BY COMMISSIONER _____

WHEREAS, St. Louis County desires to offer for sale certain parcels of state tax forfeited land; and

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

WHEREAS, The parcels of land cannot be improved because they are less than the minimum size required by the applicable zoning ordinance; and

WHEREAS, The County Auditor has determined that a non-public sale to adjacent property owners will encourage the return of the lands to the tax rolls; and

WHEREAS, The parcels of land have been classified as non-conservation land pursuant to Minn. Stat. § 282.01;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of the parcels described in County Board File No. 60043, and the County Auditor is authorized to offer the parcels at private sale to the adjacent property owners to encourage return of the parcel to the tax rolls. Funds from the sales are to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, That the Land Commissioner shall give at least 30 days' notice of its sales to all adjoining owners.

**Cancellation of Contract for Repurchase of State Tax Forfeited Land –
Estate of Forrest J. Richardson**

BY COMMISSIONER _____

WHEREAS, The contract with the Estate of Forrest J. Richardson of Kasson, MN, for the repurchase of state tax forfeited land is in default for nonpayment of taxes and installments and failure to provide proof of insurance; and

WHEREAS, The purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

TOWN OF FAIRBANKS
N 300 FT OF S 500 FT OF E 300 FT OF SE 1/4 OF SW 1/4
SECTION 22, TOWNSHIP 56 NORTH, RANGE 12 WEST
Parcel Code: 335-0010-03755
C22130116; and

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d) and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and

WHEREAS, The previous owner of the property will be notified by posting of the property or by mail;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the cancellation of contract for the purchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

RESOLVED FURTHER, That the County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.

Rescind St. Louis County Board Resolution No. 15-453: Cancellation of a Contract with Kevin Richards, Richards Salvage & Recycling

BY COMMISSIONER_____

WHEREAS, St. Louis County Board Resolution No. 15-453, dated July 28, 2015, canceled a contract with Kevin Richards for Richards Salvage & Recycling for the repurchase of state tax forfeited land; and

WHEREAS, The contract holder has cured the default;

THEREFORE, BE IT RESOLVED, That St. Louis County Board Resolution No. 15-453, dated July 28, 2015, is rescinded.

**Access Easement across State Tax Forfeited Land to
Sarah Stonich and Jon Ware (Eagles Nest Township)**

BY COMMISSIONER _____

WHEREAS, Sarah Stonich and Jon Ware have requested an access easement across state tax forfeited land; and

WHEREAS, There are no reasonable alternatives to obtain access to the private property owned by Sarah Stonich and Jon Ware; and

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

WHEREAS, Minn. Stat. § 282.04, Subd. 4a, authorizes the 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 County Auditor to grant a non-exclusive access easement to Sarah Stonich and Jon Ware across state tax forfeited lands as described in County Board File No. 60012.

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$1,343 land use fee, \$50 administration fee, and \$46 recording fee, for a total of \$1,439 to be deposited into Fund 240 (Forfeited Tax Fund).

Withdrawal of State Tax Forfeited Land from the Available Land Sale List

BY COMMISSIONER _____

WHEREAS, Minn. Stat. § 282.01, Subd. 7, requires that a state tax forfeited land sale must continue until the County Board orders a reappraisal or withdraws any or all parcels from sale; and

WHEREAS, The City of Proctor has requested to acquire three state tax forfeited parcels currently available on the Available Land Sale List for the public use of trails and recreation;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board withdraws from the Available Land Sale List the state tax forfeited parcels described as:

- Lots 1 thru 26, Block 1 Proctor Heights
- Lots 1 thru 24, Block 10, Quinns Addition to Proctor
- Lots 1 thru 22, Block 4, Quinns Addition to Proctor

State Contract Purchase – Towmaster Equipment Trailer

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department's 2015 equipment budget includes the replacement of (1) 100,000 lb. equipment trailer; and

WHEREAS, The Public Works Department and Purchasing Division presented specifications and requested State of Minnesota Contract pricing for the Towmaster T-100 equipment trailer due to its quality, department experience, savings in inventory, operator familiarity, and local support; and

WHEREAS, Titan Machinery, Inc., of Duluth, MN, provided the State Contract pricing, plus 6.5% State of Minnesota sales tax, plus vehicle excise tax for a total purchase price of \$69,005.11;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of one (1) Towmaster T-100 equipment trailer from Titan Machinery, Inc., of Duluth, MN, at the total purchase price of \$69,005.11, payable from Fund 407, Agency 407001, Object 665900.

Purchase of Two Motor Grader Rebuilds

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department's 2015 equipment budget allows for the purchase of two (2) Caterpillar 143 H Motor Grader Certified Power Train Plus Machine Rebuilds; and

WHEREAS, The purchase of rebuilt graders with like-new warranty will save the county approximately \$100,000 per unit in comparison to new grader purchases; and

WHEREAS, The Public Works Department received a single source quotation of \$338,996.00 from Ziegler, Inc., of Duluth, MN;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase order of two (2) Caterpillar 143 H Motor Grader Certified Power Train Plus Machine Rebuilds from Ziegler, Inc., of Duluth, MN, at the single source price totaling \$338,996, payable from Fund 407, Agency 407001, Object 666400.

Award of Bid: Bridge on County Road 611/Hopper Road (Ault Township)

BY COMMISSIONER _____

WHEREAS, Bids have been received electronically by the St. Louis County Public Works Department for the following project:

CP 0611-213067 TST, Bridge 69K33, located on CR 611 (Hopper Road) between Stone Lake Bridge Road and CSAH 44 over Pine Creek in Ault Township, and;

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on October 1, 2015, and the low responsible bid 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>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$463,895.00

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 Fund 444, Agency 444039, Object 652806.

Abatement List for Board Approval

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 60032.

Health and Dental Plan Rates 2016

BY COMMISSIONER _____

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

WHEREAS, The County Board believes a 3.75% rate increase for the self-funded health and dental plans in 2016 is reasonable based on projections prepared by its claims administrators and the County Auditor and as recommended by its Health Insurance Committee;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes 2016 monthly premium rates for the self-funded employee and retiree health insurance as follows:

For groups in 2015 paying \$687.00 for Single Coverage and \$1,595.57 for Family Coverage:

	<u>2016 Rate</u>
SINGLE COVERAGE:	\$ 712.76
FAMILY COVERAGE:	\$1,655.40

For groups in 2015 paying \$665.06 for Single Coverage and \$1,573.63 for Family Coverage:

	<u>2016 Rate</u>
SINGLE COVERAGE:	\$ 685.91
FAMILY COVERAGE:	\$1,628.55

For retirees:

	<u>2016 Rate</u>
SINGLE COVERAGE:	\$ 685.91
FAMILY COVERAGE:	\$1,628.55

RESOLVED FURTHER, That the 2016 stop-loss rate payable to Blue Cross Blue Shield of Minnesota of \$7.89 per contract per month is approved;

RESOLVED FURTHER, That a 2016 per contract per month administrative service fee of \$33.59 payable to Blue Cross Blue Shield of Minnesota is approved;

RESOLVED FURTHER, That the 2016 monthly premium rate for the self-insured dental plan is approved, with a 1.75% increase, in the amount of \$37.66;

RESOLVED FURTHER, That the 2016 per contract per month administrative service fee of \$2.18 payable to Delta Dental Plan of Minnesota is approved;

RESOLVED FURTHER, That the St. Louis County 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, 2016 as set forth above.

**Establish Public Hearing to Consider Adoption
of 2016 Fee Schedule**

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board will convene a public hearing at 9:40 a.m. on Tuesday, November 3, 2015, at the St. Louis County Courthouse, Duluth, MN, to consider the adoption of the fee schedule for various county services for the year 2016.

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated October 2, 2015, on file in the office of the County Auditor, identified as County Board File No. 60026, is hereby received and ratified as payable from Fund 730, Agency 730001.

**Application to Sell/Serve Liquor Outside the Designated Serving Area
(Unorganized Township 56-17)**

BY COMMISSIONER _____

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subdivision 11.06, authorization is hereby granted to Frygard, LLC d/b/a Timbers Edge Grill & Bar, Unorganized Township 56-17, to sell/serve liquor outside the designated serving area of the County Liquor License for the date of October 24, 2015, as per application on file in the office of the County Auditor, identified as County Board File No. 60027.

Appointments to the CDBG Citizen Advisory Committee

BY COMMISSIONER _____

WHEREAS, The St. Louis County Board appoints citizens to serve on the Community Development Block Grant (CDBG) Citizen Advisory Committee; and

WHEREAS, Two (2) current citizen members, Dana Hultinen (At-Large, Britt, MN) and Julie Spiering (At Large, rural Gilbert, MN) have requested to serve another term on the CDBG Citizen Advisory Committee; and

WHEREAS, There are three (3) additional vacancies on this committee to be filled through an advertised application process;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board reappoints Dana Hiltunen (At-Large, Britt, MN) and Julie Spiering (At Large, rural Gilbert, MN) to the CDBG Citizen Advisory Committee for terms expiring April 30, 2018.

RESOLVED FURTHER, That the County Auditor is authorized to advertise and accept applications until November 15, 2015, for three (3) vacant positions on the CDBG Citizen Advisory Committee with terms expiring April 30, 2018 as follows:

- One representative of the southern townships
- One representative of Chisholm
- One representative of Ely