



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

**October 27, 2015**  
**Immediately following the Board Meeting, which begins at 9:30 A.M.**  
**Grand Lake Town Hall, Highway 53, Twig, MN**

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**CONSENT 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.*

**Minutes of October 13, 2015**

**Health & Human Services Committee, Commissioner Boyle, Chair**

1. Advertising for Applications to the Heading Home St. Louis County Leadership Council [15-466]
2. CY 2016 Specialized CHIPS Psychological Evaluations [15-467]

**Environment & Natural Resources Committee, Commissioner Rukavina, Chair**

3. Special Sale to Bradford Saxhaug [15-468]
4. Special Sale to the Duluth Housing and Redevelopment Authority [15-469]

**Public Works & Transportation Committee, Commissioner Raukar, Chair**

5. Revocation of 7<sup>th</sup> Avenue and Ash Street (CR 832) and Reversion to the City of Floodwood [15-470]
6. Acquisition of Right of Way by Condemnation Proceedings – Replacement of County Bridge 261 (Toivola Township) [15-471]
7. Transfer Abandoned Portion of CSAH 23 (Unorganized Township 64-21) to Potlatch [15-472]
8. Agreement with LHB for Construction Administration and Inspection Services – Bridge 616 (Great Scott Township) [15-473]

**Finance & Budget Committee, Commissioner Nelson, Chair**

9. Abatement List for Board Approval [15-474]

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**ESTABLISHMENT OF PUBLIC HEARINGS:**

**Finance & Budget Committee**

1. Establish Public Hearing for Proposed Land Exchange between St. Louis County and Allete Inc. (Tuesday, December 15, 2015, 9:45 a.m., St. Louis County Courthouse, Duluth, MN) [15-475]

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**REGULAR AGENDA:**

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

**Health & Human Services Committee, Commissioner Boyle, Chair**

1. **Parent Support Outreach Program Funding and Staffing Adjustment [15-476]**  
Resolution authorizing acceptance of the 2016 PSOP allocation; and eliminating a vacant 0.6 Social Service Specialist position to allow for continued staffing levels for PSOP.
2. **Recruitment and Retention of Foster Families [15-477]**  
Resolution authorizing the use of PHHS Prevention and Innovation Fund Balance in support of incentives to recruit and retain foster care providers in St. Louis County.

**Environment & Natural Resources Committee, Commissioner Rukavina, Chair**

1. **Appeal of Prescriptive Easements across Private Land (RD-ID-15970) Scherer [15-478]**  
A resolution to consider the appeal of Mr. Anthony Scherer to record prescriptive easement RD-ID-15970 – to be moved to the November 3<sup>rd</sup> County Board agenda without recommendation.
2. **Appeal of Prescriptive Easements across Private Land (RD-ID-20391) Johnson/Couture [15-479]**  
A resolution to consider the appeal of Mr. Daniel Johnson and Mr. Jeff Couture to record prescriptive easement RD-ID-20391 – to be moved to the November 3<sup>rd</sup> County Board agenda without recommendation.

**Public Works & Transportation Committee, Commissioner Raukar, Chair**

1. **Award of Bids: Tied Reclaim and Overlay Projects and Bridge Replacement Project [15-480]**
  - A. **Tied Reclaim and Overlay on CSAH 4 and CR 274 (Gnesen and Unorganized Township 54-14)**  
Resolution awarding County Projects 0004-216101 and 0274-273921 to low bidder Ulland Brothers, Inc., of Cloquet, MN.
  - B. **Bridge Replacement on CR 488 (Field Township)**  
Resolution awarding County Project 0488-190852 TST to low bidder Ulland Brothers, Inc., of Cloquet, MN.

**Central Management & Intergovernmental Committee, Commissioner Jewell, Chair**

1. **Citizen Appointments to the St. Louis County Planning Commission [15-481]**  
Resolution to consider the re-appointments of Diana Werschay, Roger Skraba and Raymond Svatos to the St. Louis County Planning Commission and to accept applications for one additional vacancy.
2. **Citizen Appointments to the St. Louis County Board of Adjustment [15-482]**  
Resolution to consider the re-appointments of Sonya Pineo, Steven Filipovich, and David Pollock to the St. Louis County Board of Adjustment and to accept applications for two additional vacancies.
3. **Reallocation of an Assistant County Attorney to an Assistant County Attorney-Division Head Classification [15-483]**  
A resolution to reallocate an Assistant County Attorney position to an Assistant County Attorney-Division Head Classification.

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**COMMISSIONER DISCUSSION ITEMS AND REPORTS:**

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

**ADJOURNED:**

**NEXT COMMITTEE OF THE WHOLE MEETING DATES:**

**November 3, 2015 St. Louis County Courthouse, Duluth, MN**

**November 10, 2015 St. Louis County Courthouse, Duluth, MN**

**November 24, 2015 City Council Chambers, 401 East 21st Street, Hibbing, MN**

**BARRIER FREE:** *All St. Louis County Board meetings are accessible to the handicapped. Attempts will be made to accommodate any other individual needs for special services. Please contact St. Louis County Property Management (218-725-5085) early so necessary arrangements can be made.*

# COMMITTEE OF THE WHOLE ST. LOUIS COUNTY BOARD OF COMMISSIONERS

October 13, 2015

Location: Hermantown City Council Chambers, Hermantown, Minnesota

Present: Commissioners Jewell, Boyle, Dahlberg, Rukavina, Nelson, Raukar, and Chair Stauber

Absent: None

Convened: Chair Stauber called the meeting to order at 12:33 p.m.

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## CONSENT AGENDA

Raukar/Nelson moved to approve the consent agenda without items #3, Acquisition of Right of Way by Eminent Domain Proceedings – CSAH 9/4th Street (Duluth) [15-453], #11, Abatement List for Board Approval [15-461], and #14, SHIELD Record Management System Upgrade for Web-Based Environment [15-464]. The motion passed. (7-0)

- Minutes of October 6, 2015
- Award of Bid: Tree Planting for Spring 2016, 2017, and 2018 [15-451]
- State Contract Purchase – Field Service Truck Equipment Package [15-452]
- Conveyance of County Land for the Right of Way of Relocated Trunk Highway 53 (Virginia) [15-454]
- Cooperative Agreement with MnDOT for Pedestrian and Roadway Improvements (Eveleth) [15-455]
- Agreement with TKDA for Public Land Survey System Corners [15-456]
- Amend Agreement with SRF Consulting Group, Inc. for Design Services – Traffic Warning System on CSAH 13/Midway Road [15-457]
- Violation of St. Louis County Ordinance No. 28 – Bait n’ Bite (Kabetogama Township) [15-458]
- Violation of St. Louis County Ordinance No. 28 – Nelson’s Resort, Inc. (Crane Lake Township) [15-459]
- Violation of St. Louis County Ordinance No. 28 – Schanche’s Side Lake Store (French Township) [15-460]
- 2015 Third Quarter Budget Changes [15-462]
- Sale of County Fee Land as Part of Tax Forfeited Shoreland Parcel (Unorganized Township 56-14) [15-463]

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At 12:36 p.m., St. Louis County Traffic Engineer Victor Lund gave a presentation to the Committee regarding the benefits of centerline rumble stripes. Mr. Lund highlighted safety benefits of the stripes and discussed the differences between rumble stripes and mumble stripes.

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## **Finance & Budget Committee**

Nelson/Stauber moved to authorize a contract extension with Pictometry International Corporation, Rochester, New York, for 2016 oblique and orthogonal aerial photography and related technologies in an amount of \$531,261. The purchase shall be payable from Fund 100, Agency 109003, Object 629900 with funds transferred from each of the following departments: Sheriff/911 Communications; Public Works; Land and Minerals; Public Records and Property Valuation; Environmental Services; and Planning and Community Development. St. Louis County Planning and Community Development Director Barb Hayden discussed the proposal [15-465]. After further discussion, the motion passed. (6-1, Rukavina)

Nelson/Boyle moved to approve 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. [15-461]. The motion passed. (7-0)

Discussion was held regarding agenda item #12, 2015 Third Quarter Budget Changes [15-462]. Commissioner Rukavina requested that St. Louis County Administration provide the Committee with additional information regarding budget adjustments.

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## **Public Works & Transportation Committee**

Raukar/Nelson moved that the St. Louis County Board, pursuant to Minn. Stat. Chapter 163.02 et.al., authorizes the County Attorney to proceed under Minn. Stat. Chapter 117.02 et. al., to acquire the remaining highway right of way necessary located on CSAH 9/4<sup>th</sup> Street in Duluth, MN, for CP 147349 through eminent domain proceedings. [15-453]. St. Louis County Public Works Director Jim Foldesi discussed the timelines relating to the project. The motion passed. (7-0)

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## **Public Safety & Corrections Committee**

Dahlberg/Nelson moved to authorize an agreement with Courtview Justice Solutions, Canton, OH, for an upgrade to the SHIELD Record Management System to enable a web-based environment in an amount not to exceed \$189,000. The appropriate county officials are authorized to execute all agreement and contracts necessary to fulfill the upgrade to SHIELD as approved by the St. Louis County Attorney. [15-464]. The motion passed without recommendation. (7-0)

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## **COMMISSIONER DISCUSSION ITEMS AND REPORTS**

Commissioner Boyle said that the Lake Superior Ojibway Collection will be on display at the St. Louis County Historical Society. Next Tuesday an open house will be held from 4:00 p.m. to 6:30 p.m.

At 1:40 p.m., Boyle/Jewell moved to adjourn the Committee of the Whole meeting. The motion passed. (7-0)

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Pete Stauber, Chair of the County Board

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Phil Chapman, Clerk of the County Board

# **BOARD LETTER NO. 15 - 466**

## **HEALTH & HUMAN SERVICES COMMITTEE CONSENT NO. 1**

### **BOARD AGENDA NO.**

**DATE:** October 27, 2015                      **RE:** Advertising for Applications to  
the Heading Home St. Louis  
County Leadership Council

**FROM:** Kevin Z. Gray  
County Administrator

Ann Busche, Director  
Public Health & Human Services

#### **RELATED DEPARTMENT GOAL:**

Adults will be self-sufficient, providing for their own welfare and that of their children. Adults will live in the least restrictive living arrangement that meets their health and safety needs.

#### **ACTION REQUESTED:**

The St. Louis County Board is requested to authorize the County Auditor to advertise county wide for interested persons to serve on the Heading Home St. Louis County Leadership Council.

#### **BACKGROUND:**

On June 14, 2011, the St. Louis County Board adopted Resolution No. 11-339 changing the committee structure of the Heading Home St. Louis County Ten Year Plan to End Homelessness, whereby a Leadership Council was created to serve as the governing body for the local Continuum of Care and the Ten Year Plan. A similar resolution was adopted by the Duluth City Council on June 13, 2011. Nine of the fifteen members of the Leadership Council are appointed by the St. Louis County Board of Commissioners and six members are appointed by the Duluth City Council. Three-year terms for these appointments have been staggered to ensure continuity. Current St. Louis County appointment vacancies include: one (1) Rural Housing Coalition Representative, one (1) Homeless Advocate, and one (1) Bois Forte Reservation Representative, presented through the Bois Forte Tribal Council.

#### **RECOMMENDATION:**

It is recommended that the St. Louis Board authorize the County Auditor to advertise county wide for three (3) current vacancies to serve on the Heading Home St. Louis County Leadership Council by notifying county newspapers and posting the application

on the county's website. The vacancies include: one (1) Rural Housing Coalition Representative, one (1) Homeless Advocate, and one (1) Bois Forte Reservation Representative, presented through the Bois Forte Tribal Council.

**Advertising for Applications to the Heading Home  
St. Louis County Leadership Council**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, On June 14, 2011, the St. Louis County Board adopted Resolution No. 11-339 changing the committee structure of the Heading Home St. Louis County Ten Year Plan to End Homelessness, whereby a Leadership Council was created to serve as the governing body for the local Continuum of Care and the Ten Year Plan; and

WHEREAS, Nine of the fifteen members of the Heading Home St. Louis County Leadership Council are appointed by the St. Louis County Board of Commissioners and six members are appointed by the Duluth City Council; and

WHEREAS, The Heading Home St. Louis County Leadership Council is seeking interested citizens to fill three (3) current vacancies, including one (1) Rural Housing Coalition Representative, one (1) Homeless Advocate, and one (1) Bois Forte Reservation Representative, presented through the Bois Forte Tribal Council;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to advertise county wide for three (3) current vacancies to serve on the Heading Home St. Louis County Leadership Council by notifying county newspapers and posting the application on the county's website;

RESOLVED FURTHER, That the current vacancies include: one (1) Rural Housing Coalition Representative, one (1) Homeless Advocate, and one (1) Bois Forte Reservation Representative, presented through the Bois Forte Tribal Council.

## COMMITTEE VOLUNTEER

The St. Louis County is seeking interested citizens to be a part of the homeless programs advisory committee, the Leadership Council. The Leadership Council acts as a neutral party in making decisions, in conjunction with funding sources, on behalf of homeless people and those at risk of homelessness in St. Louis County.

Members are appointed by either the City Council of Duluth or the St. Louis County Board of Commissioners. Current St. Louis County appointment openings are for one Rural Housing Coalition Representative, one Homeless Advocate, and one Bois Forte Reservation Representative.

If you are interested in applying for a County appointment to the Leadership Team, call (218) 726-2096 for a paper application or visit the County Web site at: <http://www.stlouiscountymn.gov/Portals/0/Library/government/Boards-n-Committees/CDBG%20Citizen%20Advisory/Application-Citizen-Advisory-Committee-Commission-or-Board.pdf>

Deadline to apply is November 20, 2015.

If you already have an application on file there is no need to re-apply.

<b>Leadership Council Position</b>	<b>Appointed</b>	<b>Term Ends</b>	<b>Name</b>	<b>Employer</b>	<b>Address Phone &amp; e-mail address</b>
State of MN (MN Interagency Council on Homeless)	St. Louis County	12/31/2016	Ji-Young Choi	Minnesota Housing Finance Agency (MHFA)	<a href="mailto:Ji-young.choi@state.mn.us">Ji-young.choi@state.mn.us</a>
Corrections Representative	St. Louis County	12/31/2017	Katy O'Sullivan	Arrowhead Regional Corrections (ARC)	<a href="mailto:osullivank@stlouiscountymn.gov">osullivank@stlouiscountymn.gov</a>
Rural Housing Coalition Representative	St. Louis County	12/31/2015	Heather Lindula	Legal Aid Services of Northeastern Minnesota	<a href="mailto:hlindula@lasnem.org">hlindula@lasnem.org</a>
Education Representative	St. Louis County	12/31/2017	Richard Pierce	ISD 2142	<a href="mailto:rpierce@isd2142.k12.mn.us">rpierce@isd2142.k12.mn.us</a>
At-Large Representative	St. Louis County	12/31/2016	Nathan Thompson	Habitat For Humanity	<a href="mailto:Nathan@nslchfh.org">Nathan@nslchfh.org</a>
Business Community	St. Louis County	12/31/2017	Allan Lian	Minnesota Power	<a href="mailto:alian@mnpower.com">alian@mnpower.com</a>
At-Large Representative	St. Louis County	12/31/16	Valerie Strukel	Homeless Advocate	<a href="mailto:vstrukel@gmail.com">vstrukel@gmail.com</a>
Homeless Advocate	St. Louis County	12/31/2015	Edie Carr	Northern & Southern Family Services Collaborative	<a href="mailto:ecarr@isd2142.k12.mn.us">ecarr@isd2142.k12.mn.us</a>
Bois Forte Reservation Representative	St. Louis County	12/31/2015	Pamela M. Hughes	Supervisor, Bois Forte Health & Human Services	<a href="mailto:phughes@boisforte-nsn.gov">phughes@boisforte-nsn.gov</a>
Veterans Representative	City of Duluth	3/31/2013	Cynthia Finley	Veterans Representative	<a href="mailto:cfinley@mac-v.org">cfinley@mac-v.org</a>
Fond du Lac Reservation Representative	City of Duluth	3/31/2014	Kathryn King	Fond du Lac	<a href="mailto:kathryning@fdlrez.com">kathryning@fdlrez.com</a>
Formerly Homeless Representative	City of Duluth	3/31/2014	Scott Yeazle	Twin Ports Action Coalition	<a href="mailto:syeazle@gmail.com">syeazle@gmail.com</a>
Faith Community Representative	City of Duluth	3/31/2015	Fred Lund	Faith community	<a href="mailto:revlund@msn.com">revlund@msn.com</a>
Affordable Housing Coalition Representative	City of Duluth	3/31/2014	Lynn Gerlach-Collard	Lutheran Social Services Renaissance program	<a href="mailto:Lynn.Gerlach-Collard@lssmn.org">Lynn.Gerlach-Collard@lssmn.org</a>
Education Representative	City of Duluth	3/31/2016	Debbie Wagner	ISD 709 Homeless Liaison	<a href="mailto:Deb.wagner@duluth.k12.mn.us">Deb.wagner@duluth.k12.mn.us</a>



This agreement will pay for only that portion of any psychological evaluation that is primarily forensic in nature and not payable by public or private health insurance. All funds received from third party reimbursement will be credited to the county resulting in a reduction in the total amount billed by any one provider. The portion of the psychological evaluation ordinarily associated with mental health treatment, such as a diagnostic assessment and compensable testing done incident to initiating treatment shall not be included in this agreement. All professionals responsible for specialized psychological services will be Licensed Psychologists or a properly supervised mental health professional. This agreement does not guarantee any specific amount of referrals to any provider.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize Professional Service Agreements with Arrowhead Psychological Clinic, Dr. Jonathan Beyer, Dr. Dan D’Alliard, Nystrom & Associates, LTD., and Range Mental Health Center for the period January 1, 2016 through December 31, 2016 at a fixed cost basis for a variety of Specialized CHIPS Psychological Evaluations that may be needed during CY 2016 to include \$800 per psychological evaluation, \$125 for one feedback session, a forensic rate of \$200 per hour for related court testimony for Psychologists, up to a contract maximum for the five providers combined of \$65,000, payable from:

Fund	230	Social Services
Agency	232008	Children’s Services
Expense Object	602000	Other Children’s Services

## CY 2016 Specialized CHIPS Psychological Evaluations

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The Public Health and Human Services Department (PHHS) has an existing contract for the purchase of court-ordered forensic psychology evaluations, however, the Department initiated a comprehensive review of these court-ordered evaluations and found there is a need for more service providers to accommodate the Court's timelines and capacity; and

WHEREAS, These court-ordered psychology evaluations provide information to the judicial system in order to better determine the parent or caretakers ability to safely and effectively parent the children; and

WHEREAS, PHHS issued a request for proposals for Specialized CHIPS Psychological Evaluations and evaluated the responses; and

WHEREAS, Arrowhead Psychological Clinic, Dr. Jonathan Beyer, Dr. Dan D'Alliard, Nystrom & Associates, LTD., and Range Mental Health Center are able and willing to provide these services;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes Professional Service Agreements with Arrowhead Psychological Clinic, Dr. Jonathan Beyer, Dr. Dan D'Alliard, Nystrom & Associates, LTD., and Range Mental Health Center for Specialized CHIPS Psychological Evaluations for the period January 1, 2016 through December 31, 2016 at a fixed cost basis a variety of services that may be needed during CY 2016, to include \$800 per psychological evaluation, \$125 for one feedback session, a forensic rate of \$200 per hour for related court testimony for Psychologists, up to a contract maximum for the five providers combined of \$65,000, payable from:

Fund	230	Social Services
Agency	232008	Children's Services
Expense Object	602000	Other Children's Services



## Special Sale to Bradford Saxhaug

BY COMMISSIONER \_\_\_\_\_

WHEREAS, Pursuant to Laws of Minnesota 2015, Chapter 25, Section 22, St. Louis County may sell by private sale the tax forfeited lands described as;

LOT: 0015 BLOCK:013, ANDERSONS 3<sup>RD</sup> ADDITION TO VIRGINIA

Parcel Code: 090-0060-03490

LDKey: 105213

WHEREAS, This parcel of land has been classified as non-conservation land pursuant to Minn. Stat. § 282.01; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax forfeited land, as described, to Bradford Saxhaug of Virginia, MN for the appraised value of \$3,750 plus the following fees: 3% assurance fee of \$112.50, deed fee of \$25, deed tax of \$12.38, recording fee of \$46, and appraisal fee of \$475, for a total of \$4,420.88, to be deposited into Fund 240 (Forfeited Tax Fund).



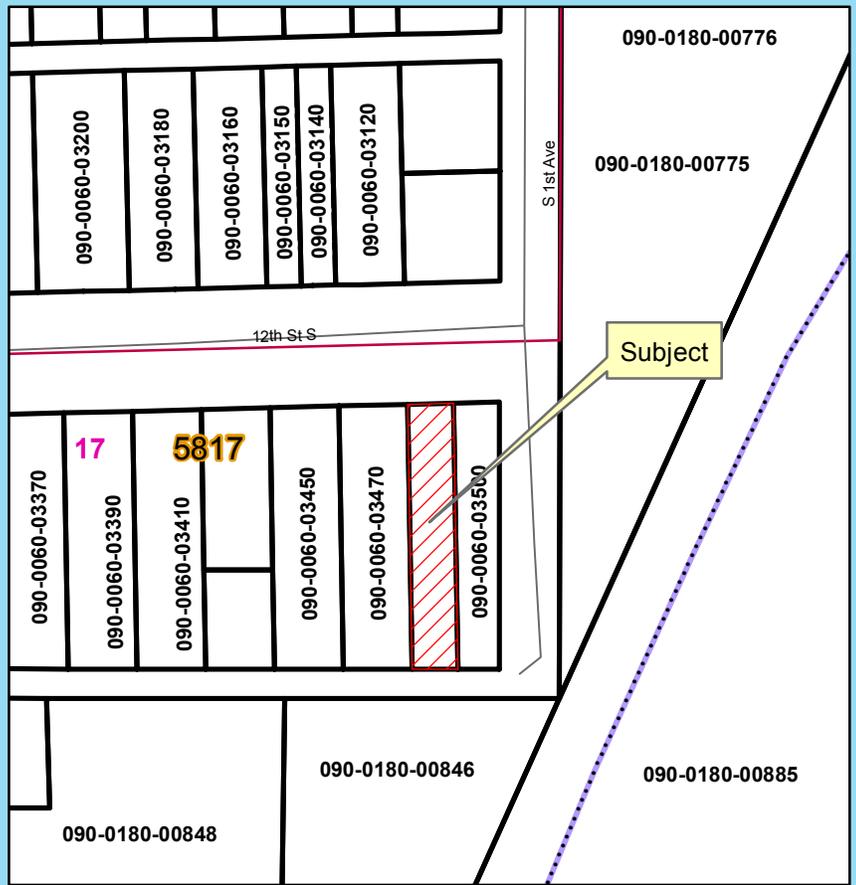
**St. Louis County Land & Minerals Department  
Tax Forfeited Land Sales**

**Special Sale**

Legal : CITY OF VIRGINIA  
LOT: 0015 BLOCK:013  
ANDERSONS 3RD ADDITION TO VIRGINIA  
Sec 17 Twp 58 Rge 17

Parcel Code : 090-0060-03490

LDKEY : 105213

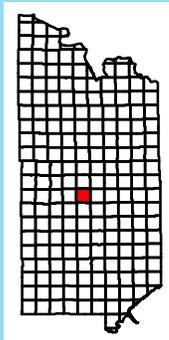


City of Virginia

Sec: 17 Twp: 58 Rng: 17

**Commissioner District # 6**

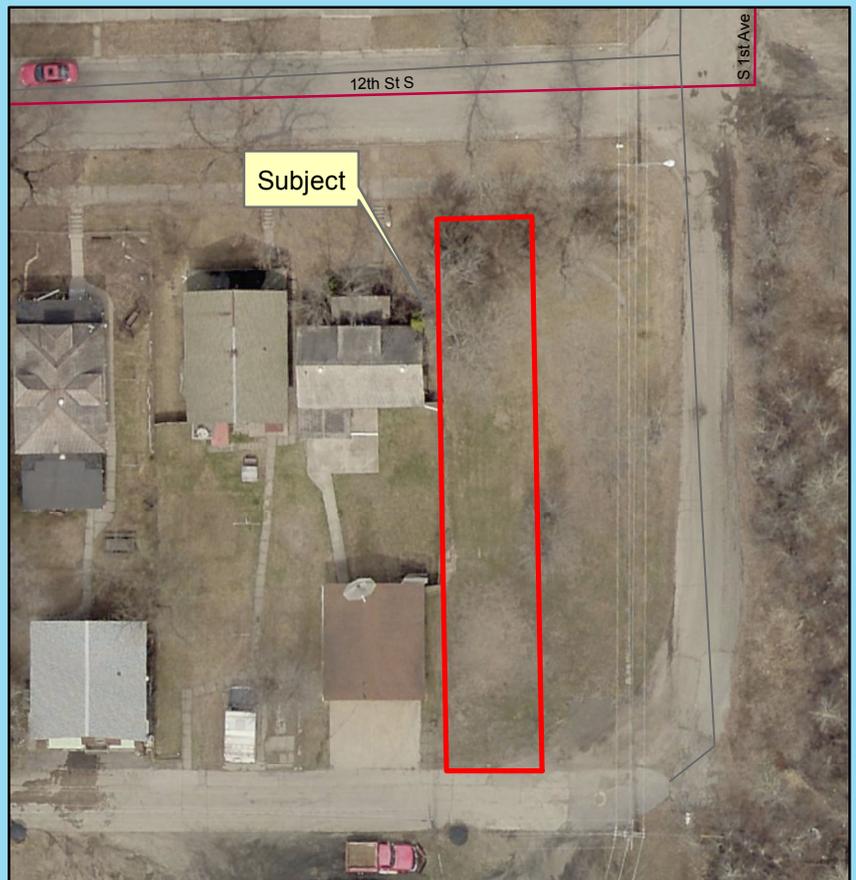
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



**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 & Minerals  
Department  
2015**





## Special Sale to the Duluth Housing and Redevelopment Authority

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The Duluth Housing and Redevelopment Authority (HRA) has requested to purchase state tax forfeited lands for the price of \$40,000, plus fees, for the purpose of a low income housing development as described in County Board File \_\_\_\_\_; and

WHEREAS, Minn. Stat. § 282.01, Subd. 1(a) authorizes the sale of state tax forfeited land to an organized governmental subdivision for any public purpose for which the subdivision is authorized to acquire property; and

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

WHEREAS, These parcels of land have been classified as non-conservation land pursuant to Minnesota Stat. § 282.01; and

WHEREAS, Minn. Stat. § 282.01, Subd. 1a.(d) allows for non-conservation tax forfeited land to be sold to a governmental subdivision for less than market value if a reduced price is necessary to provide an incentive to correct blighted conditions or will lead to the development of affordable housing;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax forfeited land, as described, to the Duluth HRA for \$40,000 plus the following fees: 3% assurance fee of \$1,200, deed fee of \$25, deed tax of \$132, recording fee of \$46; for a total of \$41,403 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, That the St. Louis County Auditor shall offer for sale at public auction the state tax forfeited land described here if the Duluth HRA does not purchase the land by March 31, 2016.

## **Special Sale to the Duluth Housing and Redevelopment Authority**

Legal: LOT: 0257 BLOCK: 058, DULUTH PROPER SECOND DIVISION  
Parcel Code: 010-1120-06010  
LDKey: 118172

Legal: E 1/2 LOT: 0259, BLOCK: 058, DULUTH PROPER SECOND DIVISION  
Parcel Code: 010-1120-06020  
LDKey: 117614

Legal: WLY 1/2 OF LOT 259 AND ALL OF LOT 261, BLOCK: 058, DULUTH  
PROPER SECOND DIVISION  
Parcel Code: 010-1120-06030  
LDKey: 117615

Legal: N 140 FT LOT: 0258, BLOCK: 058, DULUTH PROPER SECOND  
DIVISION  
Parcel Code: 010-1120-06120  
LDKey: 100634

Legal: LOT: UND 2/3 S 10 FT LOT: 0258, BLOCK: 058, DULUTH PROPER  
SECOND DIVISION  
Parcel Code: 010-1120-06130  
LDKey: 100635

Legal: LOT: UND 1/3 S 10 FT LOT: 0258, BLOCK: 058, DULUTH PROPER  
SECOND DIVISION  
Parcel Code: 010-1120-06132  
LDKey: 100636

Legal: E 35 93/100 FT LOT: 0260, BLOCK: 058, DULUTH PROPER SECOND  
DIVISION  
Parcel Code: 010-1120-06140  
LDKey: 100637

Legal: W 31 14/100 FT LOT: 0262, BLOCK: 058, DULUTH PROPER SECOND  
DIVISION  
Parcel Code: 010-1120-06150  
LDKey: 100638

Legal: EX S 100 FT MEASURED ON THE CENTER LINE LOT: 0266, BLOCK:  
058, DULUTH PROPER SECOND DIVISION  
Parcel Code: 010-1120-06190  
LDKey: 100640

Legal: W 14 7/100 FT OF LOT 260 AND LOT 262 EX W 31 14/100 FT BLOCK:  
058, DULUTH PROPER SECOND DIVISION  
Parcel Code: 010-1120-06160  
LDKey: 100639

Legal: LOT: 0268, BLOCK: 058, DULUTH PROPER SECOND DIVISION  
Parcel Code: 010-1120-06220  
LDKey: 100641

Legal: LOT: 0270, BLOCK: 058, DULUTH PROPER SECOND DIVISION  
Parcel Code: 010-1120-06230  
LDKey: 100642



**HOUSING AND REDEVELOPMENT AUTHORITY  
OF DULUTH, MINNESOTA**

222 EAST SECOND STREET  
P.O. BOX 16900 • DULUTH, MINNESOTA 55816-0900  
PHONE 218/529-6300 • FAX 218/529-6344 • TTY 7-1-1



July 30, 2015

Karen Zeisler  
St. Louis County Land Department  
Government Services Center – Room 607  
320 West 2<sup>nd</sup> Street  
Duluth, Minnesota 55802

Re: Acquisition and Conveyance

Ms. Zeisler,

This letter is requesting the acquisition and conveyance of the tax forfeit property identified by the following legal description by the Housing and Redevelopment Authority of Duluth to be included in a land assembly for housing development.

**Legal Description Attached**

I understand that there have been previous conversations with Rick Ball, the former Executive Director of the HRA regarding this property. In his emails it was suggested that due to the fact that the builder is a not-profit organization building housing for the residents with high housing barriers, the county board might look at a considerable reduction in price. Please let me know if we need to do something specific to receive this consideration.

Sincerely,

David Peterson, MA  
Development Coordinator



## Legal Description

### Combined:

Lots 257, 258, 259, 260, 261, 262, 268, Block 58, DULUTH PROPER SECOND DIVISION, St. Louis County, MN.

-and to-

Lot 266, Block 58, DULUTH PROPER SECOND DIVISION, except those parts described as follows:

Measuring on the center line of said Lot 266, further described by metes and bounds as follows: Commencing at a point on the Northerly line of Piedmont Avenue at the center of Lot 266, thence in a Northerly direction 100 feet to a point at the center of said lot, thence West at right angles 25 feet to the West line of said Lot 266, thence South along the West line of said Lot to the North line of Piedmont Avenue, thence along the North line of Piedmont Avenue in a southerly direction to the place of beginning.

And

Beginning at a point on the intersection of the center line of Piedmont Avenue and the dividing line between Lots 264 and 266 produced to the center line of Piedmont Avenue, thence in a northwesterly direction along the dividing line between Lots 264 and 266 for the distance of 149.56 feet, thence in a southwesterly direction and at right angles to the last described line for the distance of 25.03 feet, thence in a southwesterly direction and at right angles to the last described line for the distance of 134.89 feet to the center line of Piedmont Avenue, thence in an easterly direction along the center line of Piedmont Avenue for the distance of 28.99 feet to the place of beginning.

### Tax Legal Breakdowns:

Parcel I – Tax I.D. No. 010-1120-06010  
Lot 257, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel II – Tax I.D. No. 010-1120-06120  
North 140 feet of Lot 258, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel III – Tax I.D. No. 010-1120-06130  
An undivided 2/3rds interest in and to the South 10 feet of Lot 258, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel IV – Tax I.D. No. 010-1120-06132  
An undivided 1/3rd interest in and to the South 10 feet of Lot 258, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel V – Tax I.D. No. 010-1120-06020  
East half of Lot 259, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel VI – Tax I.D. No. 010-1120-06030  
West half of Lot 259 and all of Lot 261, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel VII – Tax I.D. No. 010-1120-06140  
East 35 93/100 feet of Lot 260, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel VIII – Tax I.D. No. 010-1120-06160  
West 14 7/100 feet of Lot 260 and Lot 262, Except West 31 14/100 feet, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel IX – Tax I.D. No. 010-1120-06150  
West 31 14/100 feet of Lot 262, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel X – Tax I.D. No. 010-1120-06190  
Lot 266, Except South 100 feet measured on the center line, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel XI – Tax I.D. No. 010-1120-06220  
Lot 268, Block 58, DULUTH PROPER SECOND DIVISION.

Parcel XII – Tax I.D. No. 010-1120-06230  
Lot 270, Block 58, DULUTH PROPER SECOND DIVISION.



# St. Louis County Land & Minerals Department Tax Forfeited Land Sales

## Special Sale

Legal : LOT: 0257 BLOCK:058, also E 1/2 LOT: 0259, BLOCK: 058, also WLY 1/2 OF LOT 259 AND ALL OF LOT 261, BLOCK: 058, also N 140 FT LOT: 0258, BLOCK: 058, also LOT: UND 2/3 S 10 FT LOT: 0258, BLOCK: 058, also LOT: UND 1/3 S 10 FT LOT: 0258, BLOCK: 058, also E 35 93/100 FT OF LOT: 0260, BLOCK: 058, also W 31 14/100 FT LOT: 0262, BLOCK: 058, also EX S 100 FT MEASURED ON THE CENTER LINE LOT: 0266, BLOCK: 058, also W 14 7/100 FT LOT 260 AND LOT 262 EX W 31 14/100 FT, BLOCK: 058, also LOT: 0268, BLOCK: 058, also LOT: 0270, BLOCK: 058  
DULUTH PROPER SECOND DIVISION

Parcel Codes: 010-1120-06010, 6020, 6030, 6120, 6130, 6132, 6140, 6150, 6160, 6190, 6220, 6230

LDKeys: 118172, 117614, 15, 100635 thru 42

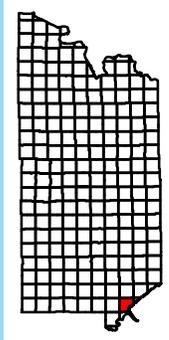


City of Duluth

Sec: 33 Twp: 50 Rng: 14

### Commissioner District # 3

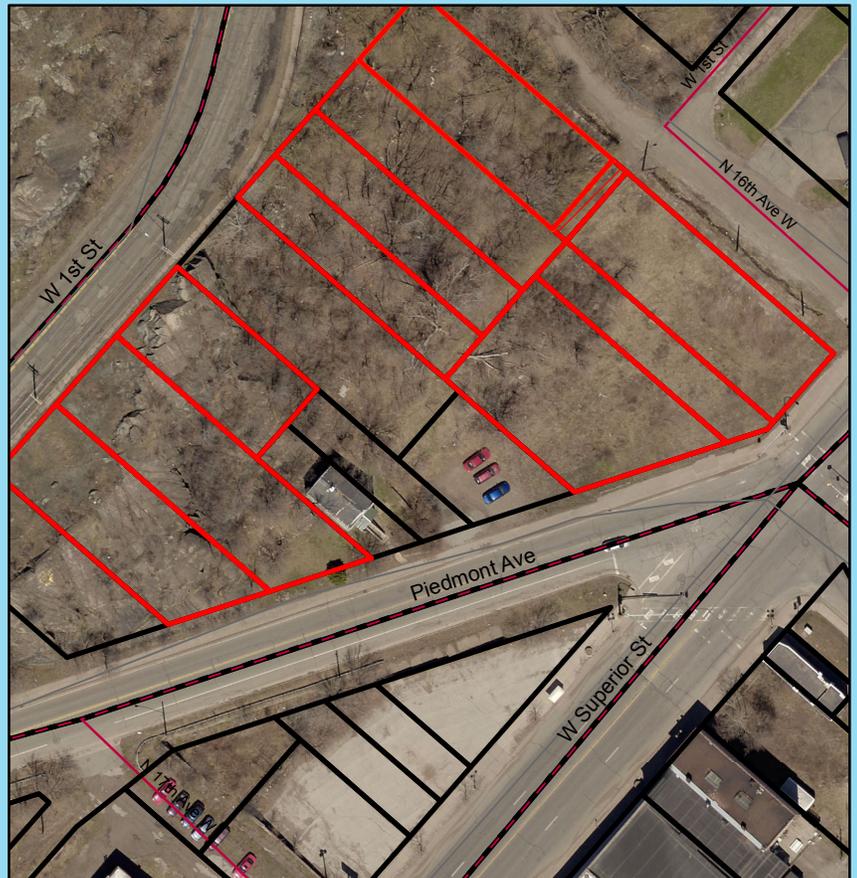
- State Tax Forfeited Land
- Water
- Road
- Area of Interest
- Tract



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 & Minerals  
Department  
2015**



# BOARD LETTER NO. 15 – 470

PUBLIC WORKS & TRANSPORTATION COMMITTEE  
CONSENT NO. 5

BOARD AGENDA NO.

**DATE:** October 27, 2015                      **RE:** Revocation of 7<sup>th</sup> Avenue and  
Ash Street (CR 832) and  
Reversion to the City of  
Floodwood

**FROM:** Kevin Z. Gray  
County Administrator

James T. Foldesi  
Public Works Director/Highway Engineer

**RELATED DEPARTMENT GOAL:**

To provide a safe, well maintained road and bridge system.

**ACTION REQUESTED:**

The St. Louis County Board is requested to revoke as County Roads part of 7<sup>th</sup> Avenue (also referenced historically as County Road 29, CSAH 30, and County Road 832) and part of Ash Street (also referenced historically as Floodwood Road, County Road 29, CSAH 30, and County Road 832) and revert them to the City of Floodwood as city streets in accordance with Minn. Stat. 163.11 subd. 1 and subd. 5.

**BACKGROUND:**

Dating back into the 1940s, County Road 29 entered into the Floodwood city limits at a point near the south ¼ corner of Section 6, T51N, R20W. From that point, the route of this County Road through the city followed Ash Street north to 7<sup>th</sup> Avenue then east along 7<sup>th</sup> Avenue and terminating at the present location of Trunk Highway (TH) 2. The location of Ash Street and 7<sup>th</sup> Avenue is as shown on the original Plat of Floodwood from the 1890s. At some point, County Road 29, to include that part passing through the city, was renumbered as County Road 832.

The County Board determined by Resolution No. 09-248, adopted June 2, 2009, with the city's concurrence, to relocate this route of County Road 832 through the city onto 9<sup>th</sup> Avenue West from the city limits to TH 2. The resolution also addressed several other highway designation changes in the city of Floodwood on the northeast side of TH 2 but was silent on the disposition of any remaining county interest in 7<sup>th</sup> Avenue and Ash Street located southwest of TH 2. By a Maintenance Agreement executed in 2010,

St. Louis County has been compensating the City of Floodwood for certain maintenance services provided by the city on these sections of 7<sup>th</sup> Avenue and Ash Street.

In 2015, St. Louis County constructed a project to rehabilitate these portions of 7<sup>th</sup> Avenue and Ash Street. In consideration of these recent county highway improvements, the city has agreed to remove these segments from a renewed Maintenance Agreement and to accept a jurisdictional reversion of them to become city streets.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize the revocation of the above described segments of County Road and revert them to the City of Floodwood.

**Revocation of 7<sup>th</sup> Avenue and Ash Street (CR 832) and Reversion  
to the City of Floodwood**

BY COMMISSIONER \_\_\_\_\_

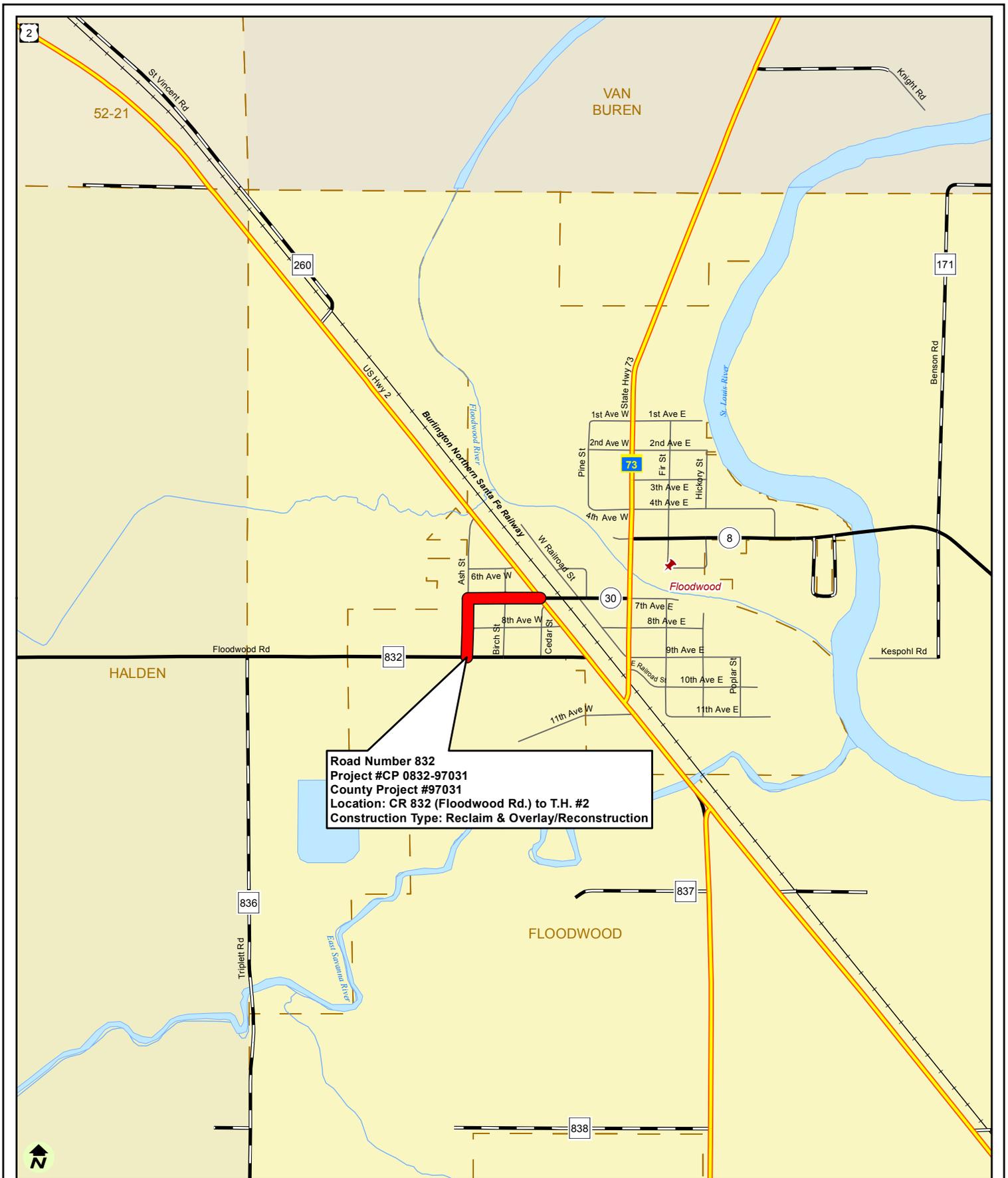
WHEREAS, Authorized representatives of the St. Louis County Public Works Department and the City of Floodwood have met and agreed that the City of Floodwood can and will accept the reversion of certain County Roads, located entirely within the corporate limits of the city, for inclusion in the city's system of streets;

THEREFORE, BE IT RESOLVED, That pursuant to Minn. Stat. Chapter 163.11, subdivisions 1 and 5, the St. Louis County Board revokes the following roads as County Roads which shall then become streets of the City of Floodwood:

1. Ash Street (County Road 832, formerly County Road 29) – All of Ash Street as shown and dedicated on the original Plat of Floodwood on file and of record in the office of the St. Louis County Recorder.

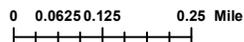
7<sup>th</sup> Avenue (County Road 832, formerly County Road 29) – All that part of 7<sup>th</sup> Avenue as shown and dedicated on the original Plat of Floodwood on file and of record in the office of the St. Louis County Recorder, beginning at the intersection with Ash Street on said Plat thence easterly terminating at the intersection with now existing Trunk Highway 2.

RESOLVED FURTHER, That the Clerk of the County Board is directed to forward two certified copies of this resolution to the City of Floodwood.



**Road Number 832**  
**Project #CP 0832-97031**  
**County Project #97031**  
**Location: CR 832 (Floodwood Rd.) to T.H. #2**  
**Construction Type: Reclaim & Overlay/Reconstruction**

St. Louis County 2015 Road & Bridge Construction



Map Components	
<b>2015 Road &amp; Bridge Construction</b>	
Reclaim & Overlay	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



**Acquisition of Right of Way by Condemnation Proceedings – Replacement of  
County Bridge 261**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of County Road 185/Saralampi Road) and replace County Bridge 261 (State Bridge #93024) spanning the Sand River in Toivola Township; and

WHEREAS, The following described parcel of needed right of way has not been acquired by negotiation and direct purchase:

Parcel 1

Owners and Interests:

Alejandro J. Koffmann fee owner, married to Jamie M. Koffmann.  
7125 Centennial Drive  
Parker, Colorado 80138

Property Legal Description:

The Northwest Quarter of the Northeast Quarter (NW 1/4 of NE 1/4),  
Section 11, Township 54, Range 20.

(abstract property)  
(P.I.N. 550-0020-01690)

Property Physical Address:

9248 Saralampi Road, Toivola, Mn 55765

Rights to be acquired:

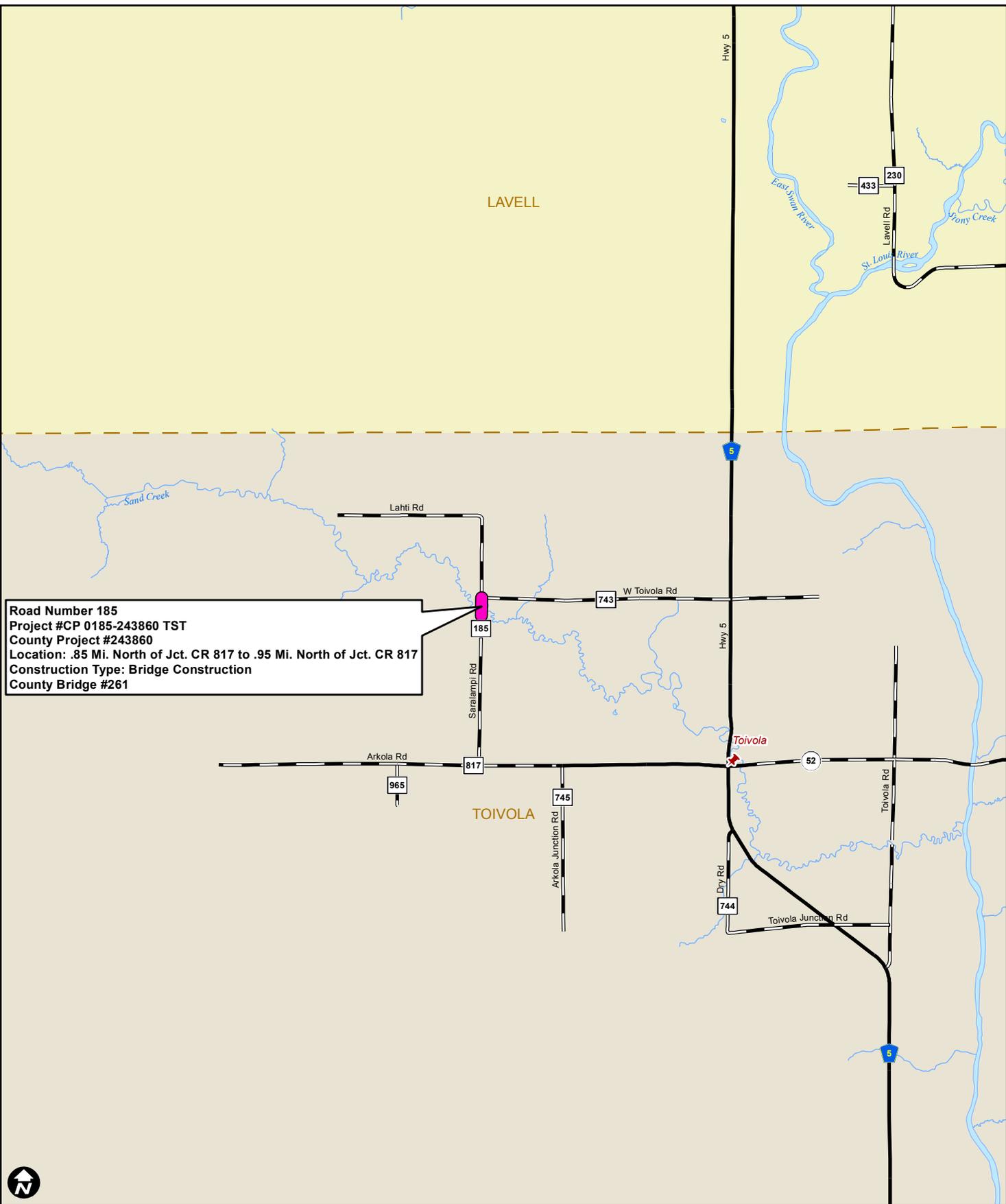
A PERMANENT EASEMENT for highway purposes over, under and across all that part of the above described property which lies west of a line 50.00 feet east of, and parallel with, the following described line:

Commencing at the North quarter corner of Section 11, Township 54 North, Range 20 West of the Fourth Principal Meridian; thence South 89 degrees 41 minutes 33 seconds West, a distance of 6.95 feet to the centerline of County Road 185 and the point of beginning of the line to be described; thence South 00 degrees 35 minutes 25 seconds West a distance of 19.85 feet; thence South 01 degrees 11 minutes 35 seconds West a distance of 550.00 feet and there terminating.

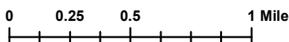
The sidelines of described easement are prolonged or shortened to terminate on the north line of said NW 1/4 of NE 1/4.

Described permanent easement area contains approximately 0.57 acres, of which, 0.35 acres is existing roadway and 0.22 acres is new highway right of way.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board, pursuant to Minn. Stat. Chapter 163.02 et.al., authorizes the County Attorney to proceed under Minn. Stat. Chapter 117.02 et. al., to acquire the remaining necessary highway right of way by condemnation proceedings, payable from Fund 200, Agency 203001, Objects 636500, 636600, and 637500.



St. Louis County 2016 Road & Bridge Construction



Map Components

2016 Road & Bridge Construction

- Bridge Construction
- Interstate Highway
- U.S./State Highway
- County/Unorg. Twp. Road - Paved
- County/Unorg. Twp. Road - Gravel
- Local Road/City Street
- Railroad

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



## **Transfer Abandoned Portion of CSAH 23 (Unorganized Township 64-21) to Potlatch**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The county reconstructed and realigned a segment of County State Aid Highway (CSAH) 23 in Unorganized Township 64-21 in 1965 and 1966 and when the new alignment was opened, the county ceased all use and maintenance of the old alignment and has made no claim to this abandoned segment of road for approximately 50 years; and

WHEREAS, The abandoned segment of road at issue is located in Sections 2, 3 and 11, Township 64, Range 21 and to the county's knowledge the abandoned road is not used by any private property owners to access CSAH 23 or any other public road in the area; and

WHEREAS, Potlatch Minnesota Timberlands, LLC owns and is in the process of selling the property on which the abandoned segment of road is located and the title company involved in the transaction will not provide title insurance without a formal disposition of the county's interest, if any, in the abandoned road; and

WHEREAS, The requested property affected by the abandoned CSAH 23 is described as follows:

Any interest in the abandoned alignment of CSAH 23 lying outside of the easement area granted to St. Louis County by recorded Document 109962 over the following property.

The Southwest Quarter (SW1/4) of Section 2 and the Northeast One Quarter of the Northwest One Quarter (NE ¼ of NW ¼) of Section 11, all in Township 64 North, Range 21 West.

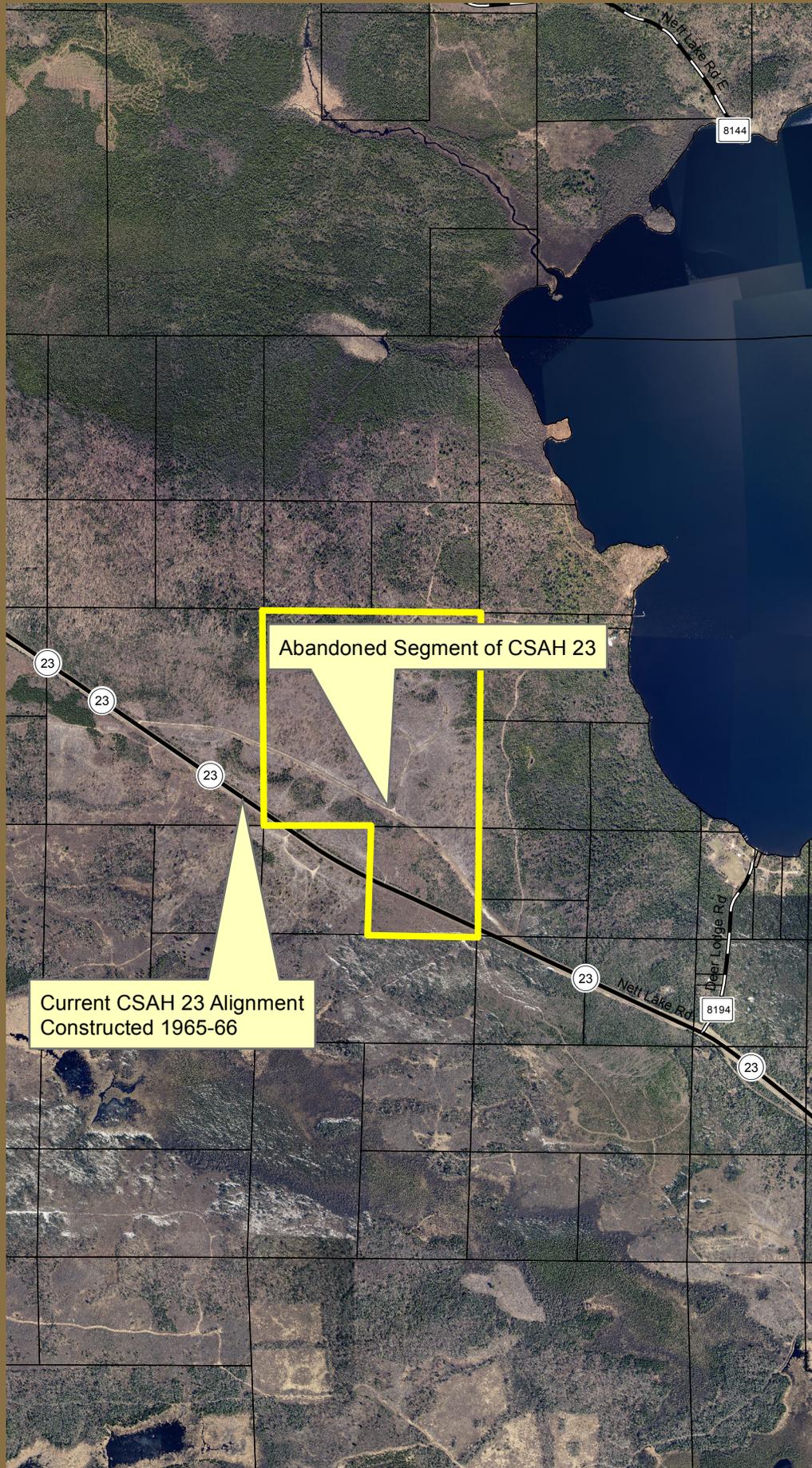
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a quit claim deed conveying any interest in the abandoned segment of old CSAH 23 in the above described property to Potlatch Minnesota Timberlands, LLC.



# Potlatch Minnesota Timberlands, LLC Request



Unorganized Township T64N, R21W



### Road Surface Class. Twp

#### SURF\_TYPE

- Paved Road
- Gravel Road
- sde.STLOUIS.CDSTRL\_ParcelInfo
- mcd polygon

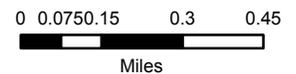
#### Image

#### RGB

- Red: Band\_1
- Green: Band\_2
- Blue: Band\_3

Abandoned Segment of CSAH 23

Current CSAH 23 Alignment  
Constructed 1965-66



#### Property Managemen

(218) 725-5085  
www.stlouiscountymn.gov

Source: St. Louis County, DNR

Map Created: 10/20/2015

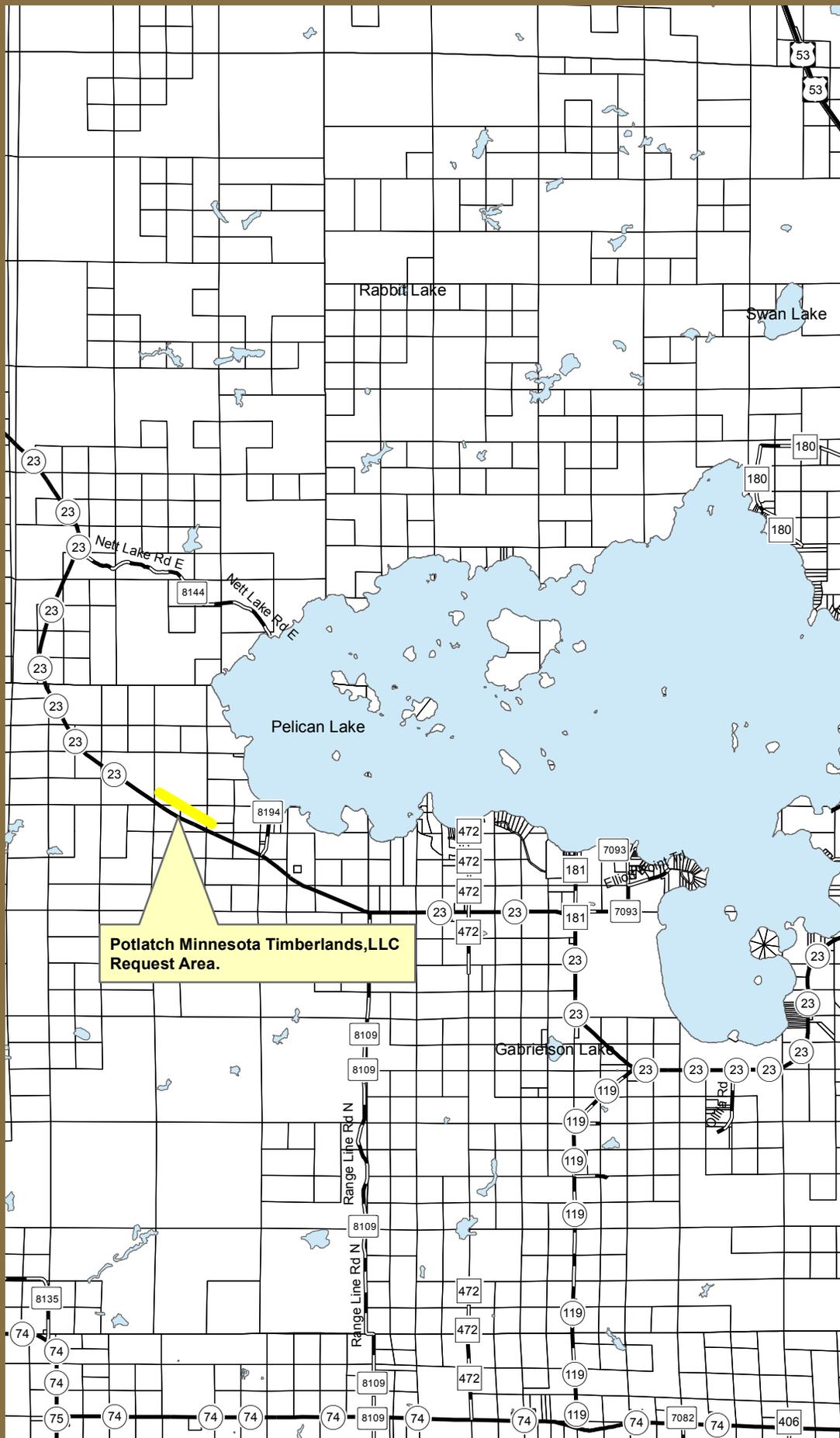
#### Disclaimer

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# Potlatch Minnesota Timberlands, LLC Request

Unorganized Township T64N, R21W



Saint Louis County  
Planning Department  
GIS Division

Road Surface Class. Twp  
SURF\_TYPE

- Paved Road
- Gravel Road
- sde.STLOUIS.ENVIRO\_Lakes
- sde.STLOUIS.CDSTR\_L\_ParcInfo
- mcd polygon

**Potlatch Minnesota Timberlands, LLC  
Request Area.**



### Property Management

(218) 725-5085  
www.stlouiscountymn.gov

Source: St. Louis County, DNR

Map Created: 10/20/2015

### Disclaimer

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# BOARD LETTER NO. 15 – 473

PUBLIC WORKS & TRANSPORTATION COMMITTEE  
CONSENT NO. 8

BOARD AGENDA NO.

**DATE:** October 27, 2015                      **RE:** Agreement with LHB for  
Construction Administration  
and Inspection Services –  
Bridge 616 (Great Scott  
Township)

**FROM:** Kevin Z. Gray  
County Administrator

James T. Foldesi  
Public Works Director/Highway Engineer

**RELATED DEPARTMENT GOAL:**

To provide a safe, well maintained road and bridge system.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize an agreement with LHB for construction administration services for County Project 0668-187005.

**BACKGROUND:**

In 2015, the Public Works Department advertised for Request for Qualifications (RFQ) to engineering consultants for construction administration services for bridge reconstruction for County Bridge 616 in Great Scott Township under CP 0668-187005.

The Public Works Department sent the RFQ to LHB, Erickson Engineering, SRF, SEH, TKDA, and Stonebrooke with the minimum required qualifications. LHB Corporation of Duluth, MN, was the only firm to submit a proposal and has the training, experience, and knowledge to provide these services. The agreement includes project construction administration and inspection services and will be funded by Transportation Sale Tax (TST) funds.

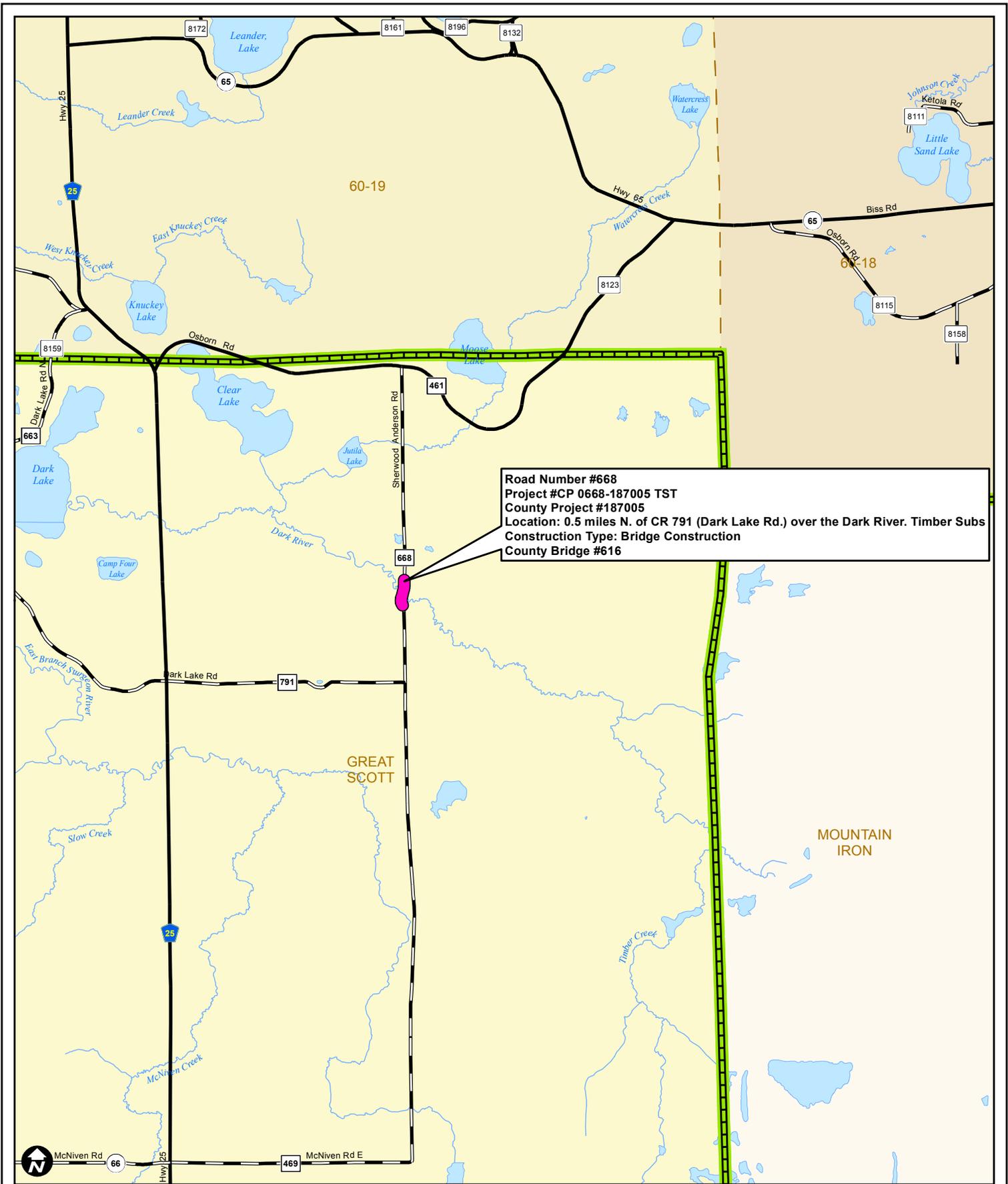
**RECOMMENDATION:**

It is recommended the St. Louis County Board authorize an agreement with LHB Corporation of Duluth, MN, for construction administration and inspection services of County Bridge 616. The total cost of these services is \$87,038, payable from Fund 204, Agency 204027, Object 626600.

**Agreement with LHB for Construction Administration and Inspection  
Services – Bridge 616 (Great Scott Township)**

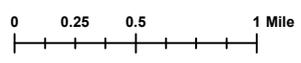
BY COMMISSIONER \_\_\_\_\_

RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments authorized by the County Attorney, with LHB Corporation of Duluth, MN for construction administration and inspection services of County Bridge 616, CP 0668-187005 (TST). The total cost of these services is \$87,038, payable from Fund 204, Agency 204027, Object 626600 \$87,038.



**Road Number #668**  
**Project #CP 0668-187005 TST**  
**County Project #187005**  
**Location: 0.5 miles N. of CR 791 (Dark Lake Rd.) over the Dark River. Timber Subs**  
**Construction Type: Bridge Construction**  
**County Bridge #616**

St. Louis County 2016 Road & Bridge Construction



Map Components	
2016 Road & Bridge Construction	County/Unorg. Twp. Road - Paved
Bridge Construction	County/Unorg. Twp. Road - Gravel
Interstate Highway	Local Road/City Street
U.S./State Highway	Railroad
	Commissioner District
	Township Boundary
	City/Town
	Lake
	River/Stream

# BOARD LETTER NO. 15 - 474

FINANCE & BUDGET COMMITTEE CONSENT NO. 9

BOARD AGENDA NO.

**DATE:** October 27, 2015                      **RE:** Abatement List for Board Approval

**FROM:** Kevin Z. Gray  
County Administrator

Mark Monacelli, Director  
Public Records & Property Valuation

David L. Sipila  
County Assessor

**RELATED DEPARTMENT GOAL:**

The County Assessor will meet all state mandates for classifying and valuing taxable parcels for property tax purposes as outlined in Minn. Stat. § 270 through 273.

**ACTION REQUESTED:**

The St. Louis County Board is requested to approve the attached abatements.

**BACKGROUND:**

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. 861, dated November 30, 1993, 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.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the attached list of abatements.

## **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.

10/20/2015  
12:24:51PM

Abatements Submitted for Approval by the St. Louis County Board  
on 11-3-2015

<u>PARCEL CODE</u>	<u>AUD NBR</u>	<u>NAME</u>	<u>TYPE</u>	<u>LOCATION</u>	<u>APPRAISER</u>	<u>REASON</u>	<u>YEAR</u>	<u>REDUCTION</u>
90 30 2080	0 15583	EMERY, JEREMY	R	Virginia	Brian Grahek	HOMESTEAD	2015	716.00
387 31 1810	0 15582	LUND, SHIRLEY	R	Greenwood	Patrick Orent	VALUATION	2015	54.00
10 2050 610	0 15581	SCANLON, ANNMARIE	R	City of Duluth	Christina Johnson	HOMESTEAD	2015	340.00
415 10 2400	0 15580	WIENS ELLYN	R	Lakewood	Bill Downs	HOMESTEAD	2015	218.00
320 32 50	0 15569	WITT, RICHARD	R	Ellsburg	Noah Mittlefehldt	HOMESTEAD	2015	196.00

# BOARD LETTER NO. 15 – 475

## ESTABLISHMENT OF PUBLIC HEARING FINANCE & BUDGET COMMITTEE NO. 1

BOARD AGENDA NO.

**DATE:** October 27, 2015

**RE:** Establish Public Hearing for  
Proposed Land Exchange  
between St. Louis County and  
Allete Inc.

**FROM:** Kevin Z. Gray  
County Administrator

Tony Mancuso, Director  
Property Management

### **RELATED DEPARTMENT GOAL:**

Facilitate county fee land purchase, sale and easement activities.

### **ACTION REQUESTED:**

The St. Louis County Board is requested to set a hearing date for a proposed land exchange pursuant to Minn. Stat. § 373.01 Subd. 1(5)e.

### **BACKGROUND:**

St. Louis County Environmental Services Department has reached agreement with the Minnesota Pollution Control Agency to accept ownership of certain closed St. Louis County landfills. One of the proposed transfers involves the Hoyt Lakes Landfill. Allete Inc. has an ownership interest in two parcels within the closed landfill. St. Louis County proposes to exchange a parcel of surplus fee land for the necessary landfill parcels.

St. Louis County proposes using a provision within Minn. Stat. § 373.01 which allows for an exchange of substantially similar or equal value parcels. A requirement of this provision is to hold a public hearing on the exchange. This hearing is planned for Tuesday, December 15, 2015 at the St. Louis County Courthouse for the purpose of receiving citizen comments on a proposed exchange of county fee owned land.

### **RECOMMENDATION:**

It is recommended that the St. Louis County Board set a hearing date of Tuesday, December 15, 2015 beginning at 9:40 a.m., at the St. Louis County Courthouse, County Board Room, and Duluth, MN, for the purpose of receiving citizen comments on a proposed exchange of county fee owned land.

**Establish Public Hearing for Proposed Land Exchange between  
St. Louis County and Allete Inc.**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, St. Louis County is proposing a land exchange with Allete Inc. in order to acquire the lands necessary to allow St. Louis County to transfer ownership of the Hoyt Lakes Landfill to the Minnesota Pollution Control Agency; and

WHEREAS, Minn. Stat. § 373.01 Subd. 1(5)e requires that the County Board hold a public hearing on the proposed exchange and post notice in the auditor's office and in the official newspaper of the county;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board establishes a hearing on a land exchange involving county fee owned land on Tuesday, December 15, 2015 beginning at 9:40 a.m. at the St. Louis County Courthouse, County Board Room, Duluth, MN, for the purpose of receiving citizen input on a proposed exchange of county fee owned land.

## St. Louis County / Allete Land Exchange Summary

Land exchange Pursuant to MN. Statute 373.01 Subdivision 1, (5)e

St. Louis County Environmental Services Dept. (ESD) has reached agreement with the Minnesota Pollution Control Agency (MPCA) to accept ownership of certain closed St. Louis County landfills. This transfer of ownership will place the MPCA as the lead agency of accepted closed landfill sites. One of the proposed transfers involves the Hoyt Lakes Landfill. Allete Inc. has an ownership interest in two parcels within the closed landfill. The MPCA requires these parcels to accept ownership of this landfill. St. Louis County has approached Allete to transfer ownership of these parcels.

Allete Inc. is willing to transfer their ownership in the parcels desired by St. Louis County, and has suggested a possible exchange of property with St. Louis County. Allete has suggested a portion of a county fee owned parcel adjacent to an Allete Electric substation near Iron, MN. The requested parcel is a portion of a depleted gravel pit adjacent to County State Aid Hwy. (CSAH) 7. This property had been previously reviewed by the Property Management Team and was deemed surplus fee owned land approved for sale.

St. Louis County proposes using a provision within Minnesota Statutes which allows for an exchange of substantially similar or equal value parcels. St. Louis County proposes to use the value established by the County Assessors as called for by Statute. The proposed exchange parcels are similar in size and value with the county fee parcel having a higher value by \$3,825. Allete would make payment of to St. Louis County for this difference in value.

I have maps of both the County parcel and the two Allete parcels along with a copy of the Statute governing the exchange. Please review this proposal and direct any comments for review by the Property Management team to me. If there are no objections to this proposal I will begin the process of setting a date for a hearing and place the proper notices. County Attorney's Office staff has reviewed this proposed exchange and feels it meets the criteria of the statute cited.

I believe that this is a reasonable solution for both parties. This exchange will allow St. Louis County to convey the entire landfill site to the MPCA.

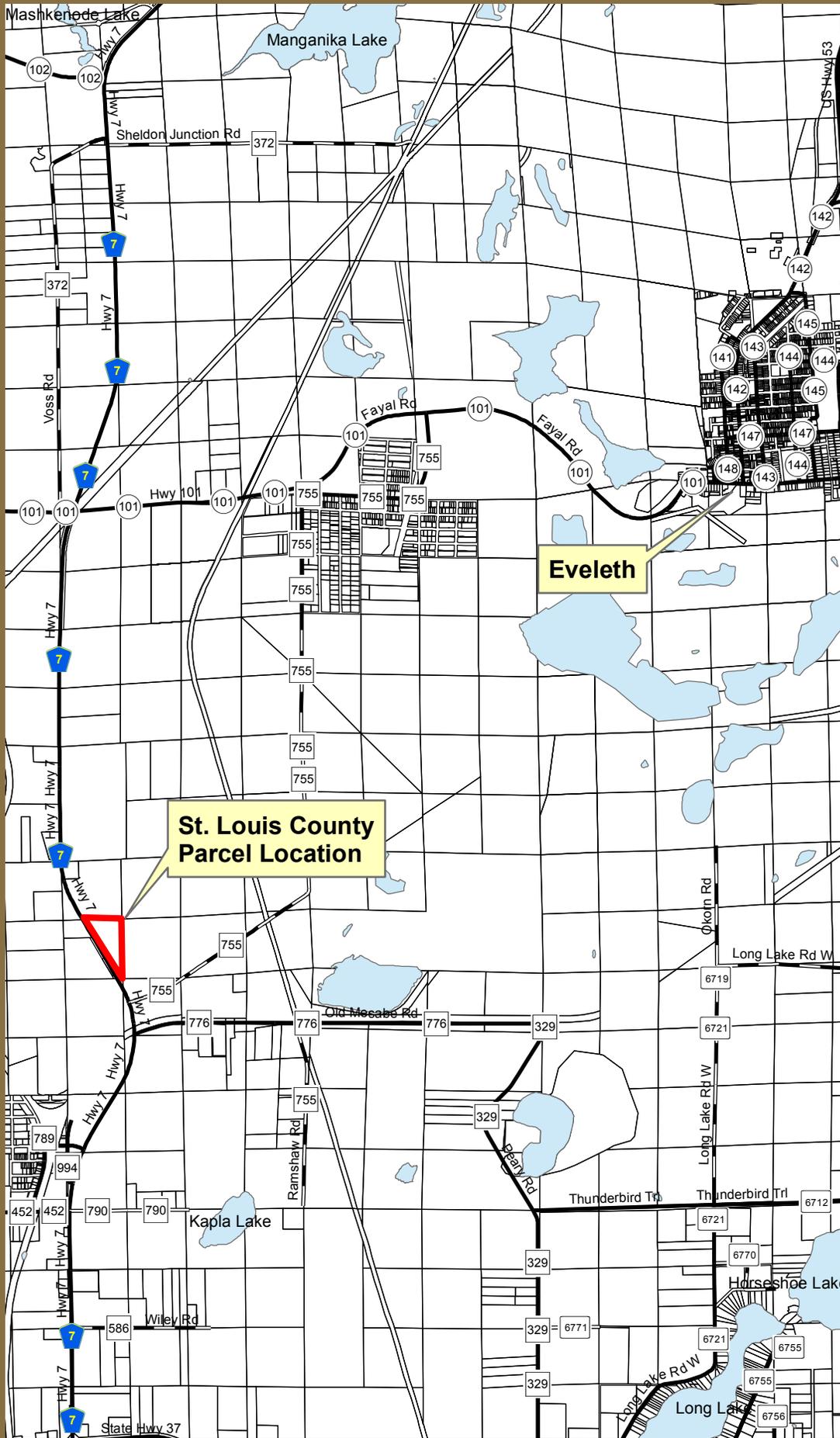
Mark J. Hudson  
St. Louis County Property Mgt. Dept.  
100 North 5<sup>th</sup> Avenue West Rm. 515  
Duluth, MN 55802  
218-726-2356 Office  
218-343-3505 Cellular  
[HUDSONM@STLOUISCOUNTYMN.GOV](mailto:HUDSONM@STLOUISCOUNTYMN.GOV)



# Fee Land Exchange Parcel Location Map

## County Owned Parcel

### 43XX County Hwy 7, Clinton Township 57 - 18



**Saint Louis County  
Planning Department  
GIS Division**

**Road Surface Class. Twp**

**SURF\_TYPE**

-  Paved Road
-  Gravel Road
-  sde.STLOUIS.ENVIRO\_Lakes
-  sde.STLOUIS.CDSTRL\_ParcelsInfo



**Property Management**

(218) 725-5085  
www.stlouiscountymn.gov

Source: St. Louis County, DNR

Map Created: 9/16/2015

**Disclaimer**

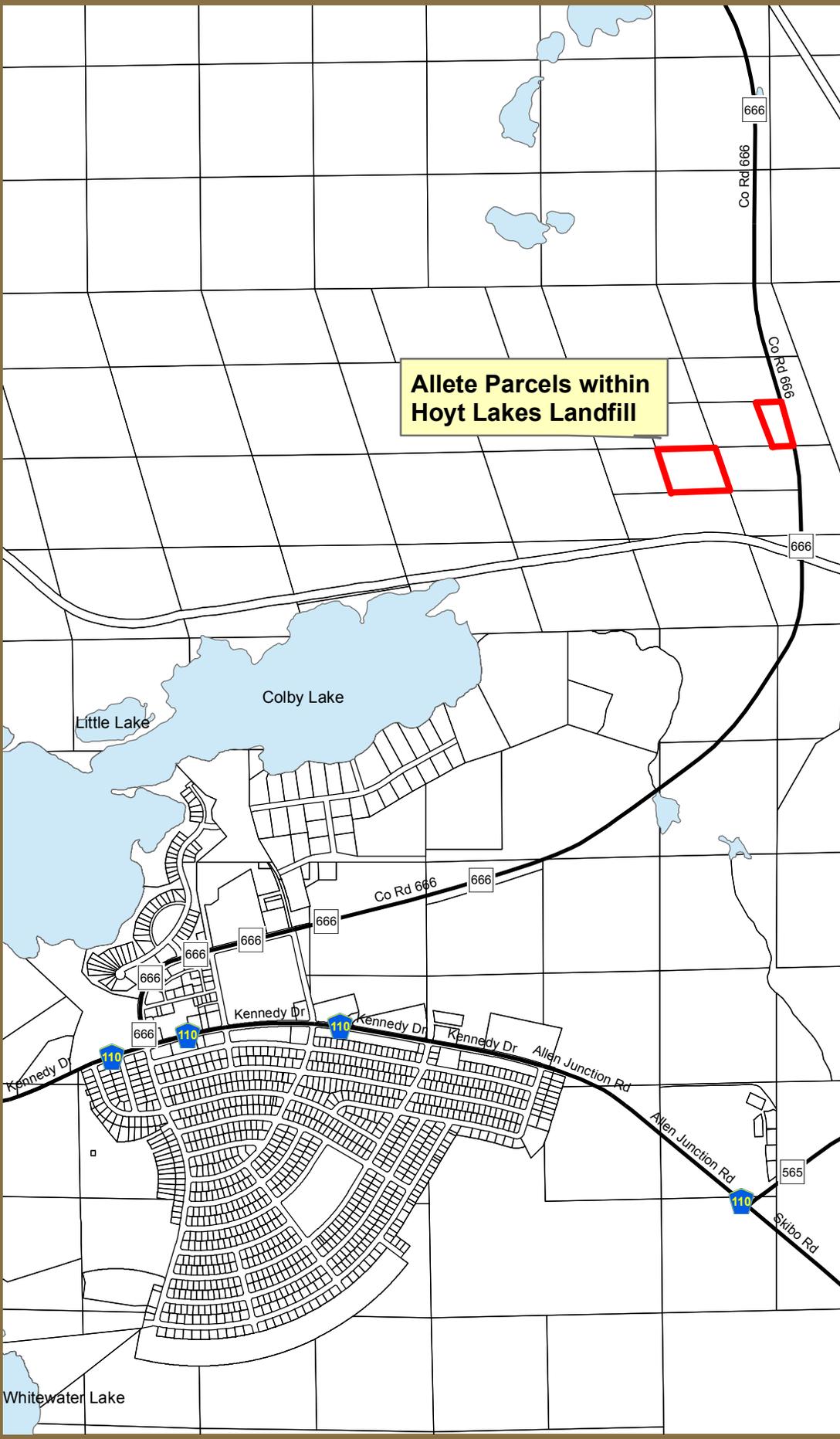
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# Fee Land Exchange Parcel Location Map

## Allete Inc. Owned Parcels

### 58XX County Road 666, City of Hoyt Lakes, Township 58 - 14



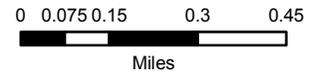
**Allete Parcels within Hoyt Lakes Landfill**

**Saint Louis County  
Planning Department  
GIS Division**

**Road Surface Class. Twp**

**SURF\_TYPE**

- Paved Road
- Gravel Road
- sde.STLOUIS.ENVIRO\_Lakes
- sde.STLOUIS.CDSTRL\_ParcelsInfo



**Property Management**

(218) 725-5085  
www.stlouiscountymn.gov

Source: St. Louis County, DNR

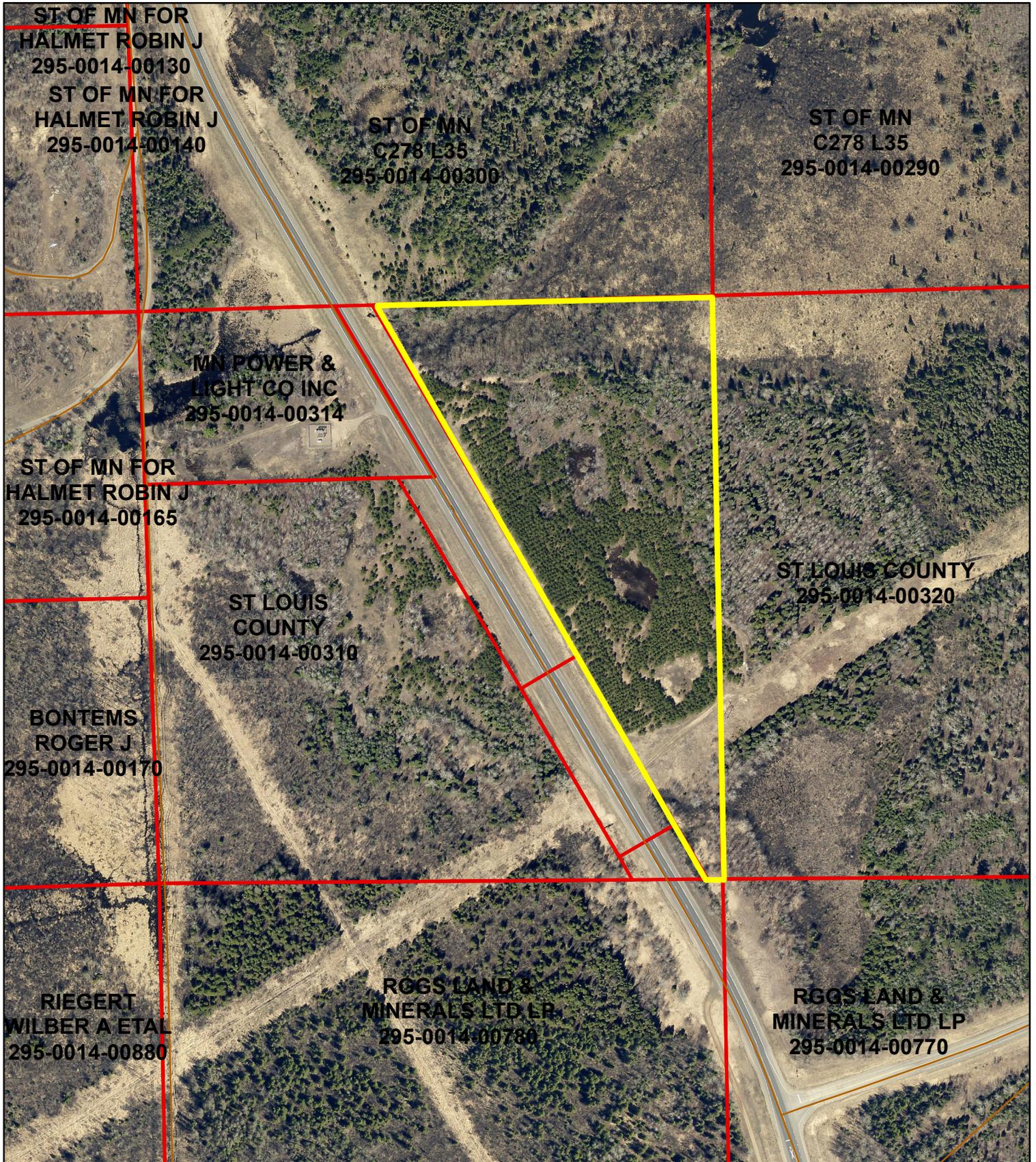
Map Created: 9/16/2015

**Disclaimer**

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**Proposed St. Louis County / Allete Inc. Exchange Parcel  
COUNTY PARCEL**

**Part of Parcel 295-0014-00310 lying Easterly of CSAH 7  
SW 1/4 of SW 1/4 Section 11, T57N, R18W  
12.7 Acres, Assessed Value \$11,025**



# Proposed St. Louis County / Allete Inc. Land Exchange

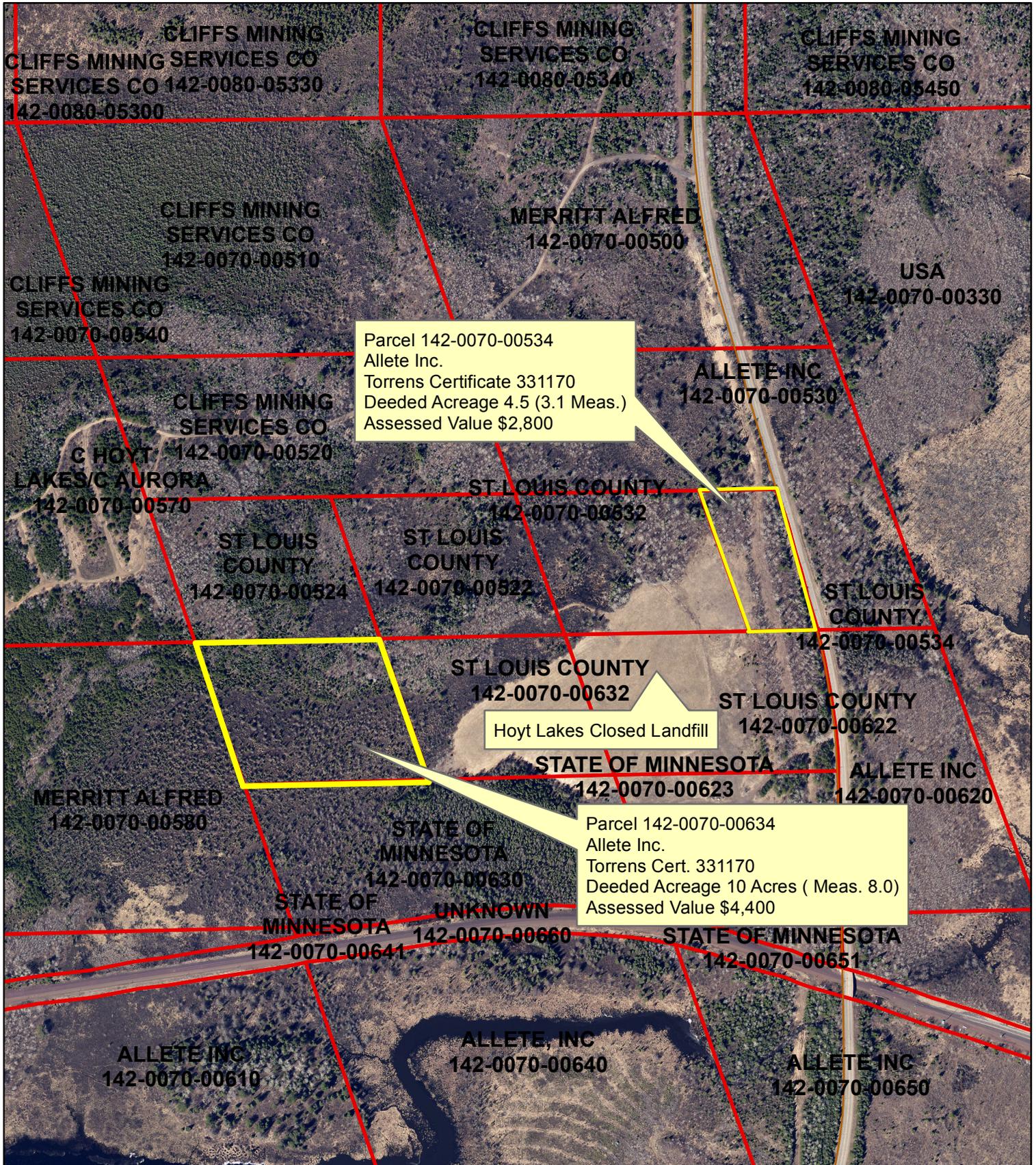
## ALLETE PARCELS

14.5 acres (deeded) 11.1 Acres (Meas)

Assessed Value \$7,200

Parcels 142-0070-00634 & 00534

Section 4, T58N, R14W



# **BOARD LETTER NO. 15 - 476**

## **HEALTH & HUMAN SERVICES COMMITTEE NO. 1**

### **BOARD AGENDA NO.**

**DATE:** October 27, 2015                      **RE:** Parent Support Outreach  
Program Funding and Staffing  
Adjustment

**FROM:** Kevin Z. Gray  
County Administrator

Ann M. Busche, Director  
Public Health & Human Services

#### **RELATED DEPARTMENT GOAL:**

Children will be safe and live a life free from abuse and neglect.

#### **ACTION REQUESTED:**

The St. Louis County Board is requested to accept the 2016 Parent Support Outreach Program (PSOP) allocation of \$194,136 and eliminate a vacant 0.6 FTE Social Service Specialist position, allowing for continued staffing levels for PSOP.

#### **BACKGROUND:**

The 2013 Minnesota Legislature appropriated \$4.5 million for the biennium for statewide expansion of PSOP beginning July 1, 2013. The program focuses on early intervention to prevent child abuse and neglect to keep children safe in their homes. PSOP provides voluntary support for at-risk families identified through screened out child maltreatment reports, community referrals, or self-referrals.

On August 13, 2013, the County Board adopted Resolution No. 13-519 authorizing an allocation of \$132,500 for the second half of 2013 and \$265,000 for calendar year 2014, which funded 3.0 FTE Social Workers added to the Public Health and Human Services Department (PHHS) staffing complement to provide these prevention services to children and their families. Included in the resolution was language that if the state allocation is discontinued, the positions will be eliminated.

The 2015 program allocation continued at this level and was approved as part of the 2015 budget. However, PHHS has been notified that the 2016 allocation has been reduced to \$194,136. The 2016 allocation is sufficient to cover only 2.5 FTE Social Workers. PHHS would like to continue to fund this critical early intervention program that helps with long-term outcomes for children and their families.

Using the actual cost of a Social Worker position of \$75,000, 2.5 FTE Social Workers would require \$187,500 of the \$194,136, leaving \$6,636 remaining. In addition, PHHS has identified a vacant 0.6 FTE Social Service Specialist, which is budgeted and funded in the 2016 budget in the amount of \$31,269. When the \$6,636 remaining in the PSOP allocation is added, the total of \$37,905 is sufficient to fund a 0.5 FTE Social Worker.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board accept the 2016 Parent Support Outreach Program allocation of \$194,136, eliminate the vacant 0.6 FTE Social Service Specialist position (0934-003), and authorize the Department to adjust its 2016 budget to use the \$31,269 which has been budgeted and funded within the 2016 budget to continue staffing the PSOP at the 3.0 FTE level.

## **Parent Support Outreach Program Funding and Staffing Adjustment**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The 2013 Minnesota Legislature appropriated \$4.5 million for the biennium for statewide expansion of the Parent Support Outreach Program (PSOP) beginning July 1, 2013, which focuses on early intervention to prevent child abuse and neglect to keep children safe in their homes; and

WHEREAS, On August 13, 2013, the County Board adopted Resolution No. 13-519 authorizing an allocation of \$132,500 for the second half of 2013 and \$265,000 for calendar year 2014, which funded 3.0 FTE Social Workers added to the Public Health and Human Services Department (PHHS) staffing complement to provide these prevention services to children and their families; and

WHEREAS, Included in Resolution No. 13-519 was language that if the state allocation is discontinued, the positions will be eliminated; and

WHEREAS, The 2015 calendar year program allocation continued at this level and was approved as part of the 2015 budget process; and

WHEREAS, PHHS has been notified that the 2016 allocation has been reduced to \$194,136 which is sufficient to cover only 2.5 FTE Social Workers; and

WHEREAS, PHHS would like to continue to fund this critical early intervention program by eliminating a vacant 0.6 FTE Social Service Specialist position and using the levy funds already budgeted within the Department's 2016 budget for this position to continue funding 3.0 FTE Social Workers through the PSOP;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board accepts the 2016 allocation of the Parent Support Outreach Program in the amount of \$194,136 into Fund 230, Agency 232008, Revenue Object 530660;

RESOLVED FURTHER, That a vacant 0.6 FTE Social Service Specialist position (0934-003) is eliminated; and

RESOLVED FURTHER, That PHHS and County Administration are directed to adjust the PHHS 2016 budget to use the \$31,269 which has been budgeted and funded within the budget to continue staffing the PSOP at the 3.0 FTE Social Worker level.



- Offer supplemental emergency rate dollars for foster parents who qualify to receive the emergency rate;
- Provide start-up vouchers to be used at authorized grocery stores for relative foster families; and
- Offer referral bonuses to current foster families who successfully recruit a new foster care respite providers.

These proposed incentives are small in scope and less likely to be addressed on a statewide level. But, they are informed by feedback from current providers and have been analyzed for budget impact. The proposal requests authorization to use Prevention and Innovation Fund Balance for these incentives. The costs of the incentive programs would be reviewed monthly, analyzing how the costs are impacted by the number of children in out-of-home placement to analyze the cost-effectiveness. PHHS plans to continue this program through 2016, bringing a report back to the County Board in summer 2016 discussions on the 2017 budget.

Start-up Fees

The need to provide care for children continues to increase. For foster families to become licensed providers, they may need to pay for passenger car safety training, a water well check, a State Fire Marshal inspection and fingerprinting. These unanticipated start-up costs can delay or deter foster families from becoming licensed. County payment for such start-up costs could alleviate costly delays.

Supplemental Emergency Rate

The Northstar Care for Children emergency rates in 2015 are 27% to 38% lower than the emergency rates in 2014. If St. Louis County were to offer a flat supplemental emergency rate of \$20 per child in emergency placement (as defined by PHHS policy) for up to 30 days, the emergency rate would exceed the previous year’s rate, providing additional support to foster families taking in children in an emergency situation.

**Emergency Rate Comparison 2015 vs. 2014**

<b>2014 Emergency Rates</b> <i>(daily)</i>	<b>ages 0-11</b>	<b>ages 12-14</b>	<b>ages 15-20</b>
	\$ 40.39	\$ 43.67	\$ 44.54
<b>2015 Emergency Rates</b> <i>(daily)</i>	<b>ages 0-5</b>	<b>ages 6-12</b>	<b>ages 13-20</b>
	\$ 25.16	\$ 28.61	\$ 32.55
Change	-38%	-34%	-27%

*Note: Age categories changed slightly from 2014 to 2015.*

Relative Foster Family Vouchers

Relatives who are approached to serve as foster care providers may be burdened by the costs associated with providing care and a long wait for their initial payment. To help alleviate the initial financial burden, \$200 vouchers through a system of approved grocery stores already established could be offered to relative foster families at the time of emergency placement or with supervisory approval.

### Foster/Respite Care Referrals

St. Louis County does not offer free respite care to licensed foster care families, however, the county is exploring ways to accomplish this in the future. Part of the barrier in offering free respite care is the lack of respite care providers available for licensed foster families to use. To offer free days of respite to foster families, St. Louis County must work to build a pool of foster care providers who may also provide respite care. The county would like to show its appreciation of its foster families, especially those who have provided foster care for a number of years, by offering a certain number of days of free respite. Working toward this goal, St. Louis County proposes to offer its licensed foster families a referral bonus of \$100 if they recruit a foster family who becomes licensed.

### Summary

#### **Proposed Use of Fund Balance**

<b>Description</b>	<b>Amount</b>	<b>Timeline</b>
<b>Start-Up Fees</b>	Up to \$11,000	Nov. 3, 2015-Dec. 31, 2016
<b>Supplemental Emergency Rate</b>	Up to \$240,000	Nov. 3, 2015-Dec. 31, 2016
<b>Relative Foster Family Vouchers</b>	Up to \$50,000	Nov. 3, 2015-Dec. 31, 2016
<b>Respite Care Referrals</b>	Up to \$10,000	Nov. 3, 2015-Dec. 31, 2016
<b><i>TOTAL</i></b>	<b><u>Up to \$311,000</u></b>	Nov. 3, 2015-Dec. 31, 2016

### **RECOMMENDATION:**

It is recommended that the St. Louis County Board authorize the use of up to \$311,000 from the PHHS Prevention & Innovation Fund Balance Account (Fund 230, Object 311405) for the period November 3, 2015 to December 31, 2016, to support St. Louis County foster families through county payment of start-up fees, offering a supplemental emergency rate, providing relative foster family vouchers and offering foster/respite care referral bonuses.

## Recruitment and Retention of Foster Families

BY COMMISSIONER \_\_\_\_\_

WHEREAS, St. Louis County continues to see an increase in the number of children needing out of home placement; and

WHEREAS, The need for foster families to provide care for children continues to increase; and

WHEREAS, The Northstar Care for Children emergency rates in 2015 are 27% to 38% lower than the emergency rates in 2014; and

WHEREAS, Relatives who are approached to serve as foster care providers may be burdened by the costs associated with providing care; and

WHEREAS, Part of the barrier in offering free respite care is the lack of respite care providers available for licensed foster families to use, so St. Louis County must work to build a pool of respite care providers; and

WHEREAS, St. Louis County continues to work on a statewide level on these challenges as well as on a local level to target the root causes driving adults and families into crisis situations;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the transfer of up to \$311,000 from the Prevention and Innovation Fund Balance Account (Fund 230, Object 311405) to be used to support St. Louis County foster families through the proposed incentives, with rigorous cost effectiveness reporting and evaluation as proposed;

RESOLVED FURTHER, That the St. Louis County Board authorizes the implementation of the Start-Up Fee program, the Supplemental Emergency Rate, the Relative Foster Family Voucher (through an expansion in the use of the existing grocery store voucher program) and the Foster/Respite Care Referral program, as follows:

### Proposed Use of Fund Balance

Description	Amount	Timeline
Start-Up Fees	Up to \$11,000	Nov. 3, 2015-Dec. 31, 2016
Supplemental Emergency Rate	Up to \$240,000	Nov. 3, 2015-Dec. 31, 2016
Relative Foster Family Vouchers	Up to \$50,000	Nov. 3, 2015-Dec. 31, 2016
Respite Care Referrals	Up to \$10,000	Nov. 3, 2015-Dec. 31, 2016
<b>TOTAL</b>	<b>Up to \$311,000</b>	Nov. 3, 2015-Dec. 31, 2016

## Recruitment and Retention of Foster Families

**Foster family becomes licensed**

**Start-up Fees:**  
County pays for start-up fees  
(to include car passenger safety training, well water check, State Fire Marshal inspection, and finger printing)

**Child(ren) placed with foster family**

**Supplemental Emergency Rate:**  
County pays \$20 per day up to 30 days for emergency placements  
**Foster Family Vouchers:**  
County pays \$200 voucher for emergency relative placements (or with supervisor approval)

**Foster family recruits a foster family**

**Foster/Respite Care Referral Bonus:**  
County pays a licensed foster family \$100 for a prospective foster family (it refers) that becomes licensed to provide foster care and/or respite care

## Incentive Targets...

### Start-up Fees:

- All Foster Families

### Supplemental Emergency Rate:

- All Foster Families providing emergency care as defined by PHHS Department Policy

### Foster Family Vouchers:

- Relative Foster Families providing emergency care (or those who receive approval)

### Foster/Respite Care Referral Bonus:

- (Potentially) All currently licensed Foster Families

# BOARD LETTER NO. 15 - 478

ENVIRONMENT & NATURAL RESOURCES COMMITTEE NO. 1

BOARD AGENDA NO.

**DATE:** October 27, 2015                      **RE:** Appeal of Prescriptive  
Easement across Private Land  
(RD-ID-15970) Scherer

**FROM:** Kevin Z. Gray  
County Administrator

Mark Weber, Director  
Land and Minerals

Donald Dicklich  
County Auditor/Treasurer

**RELATED DEPARTMENTAL GOAL:**

Ensure sustainable forest management on state tax forfeited lands.

**ACTION REQUESTED:**

The St. Louis County Board is requested to review the appeals from property owners who are directly affected by a proposed map designation of a prescriptive easements pursuant to Minn. Stat. § 89.715.

**BACKGROUND:**

On June 9, 2015, the St. Louis County Board adopted a county forest road map to record county forest road prescriptive easements pursuant to Minn. Stat. § 89.715, Subd. 3, and Minn. Stat. § 282.041 (County Board Resolution No. 15-377). Recording the prescriptive easements ensures that these forest roads will be available to the county's land managers and left open for public travel and rural landowner access in perpetuity.

A property owner who is directly affected by a proposed map designation may appeal the map designation to the County Board within 60 days of the map being recorded by filing a written request for review. The County Board is required to review the request and any supporting evidence and render a decision within 45 days of receipt of the request for review.

Mr. Anthony Scherer has formally appealed the decision to record prescriptive easement No. RD-ID-15970 across his property by filing a written request for review which was received on September 30, 2015. The County Board is asked to move this resolution to the November 3, 2015 Board Meeting without recommendation for final consideration.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board retain the map designations for prescriptive easement No. RD-ID-15970 to ensure the road will be available to the county's land managers and open for public travel in perpetuity.

**Appeal of Prescriptive Easement across Private Land (RD-ID-15970) Scherer**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, Pursuant to Minn. Stat. § 282.041, the St. Louis County Board has adopted and recorded a county forest road map to record county forest road prescriptive easements for access to state tax forfeited lands according to Minn. Stat. § 89.715; and

WHEREAS, A property owner who is directly affected by a proposed map designation may appeal the map designation to the County Board within 60 days of the map being recorded by filing a written request for review. The County Board shall review the request and any supporting evidence and render a decision within 45 days of receipt of the request for review; and

WHEREAS, Mr. Anthony Scherer has formally appealed the decision to record prescriptive easement No. RD-ID-15970 across his property by filing a written request for review which was received on September 30, 2015; and

THEREFORE, BE IT RESOLVED, That the St. Louis County Board has reviewed the request to appeal the map designation for prescriptive easement No. RD-ID-15970, and has decided to retain prescriptive easement No. RD-ID-15970 to ensure the road will be available to the county's land managers and open for public travel in perpetuity.



# Saint Louis County

Land and Minerals Dept. • [www.stlouiscountymn.gov](http://www.stlouiscountymn.gov) • [landdept@stlouiscountymn.gov](mailto:landdept@stlouiscountymn.gov)

**Mark Weber**  
Land Commissioner

August 3, 2015

SCHERER ANTHONY  
9919 JULEP TRL N  
SCANDIA MN 55073

Re: Prescriptive Forest Road Easements adopted by the St. Louis County Board

Dear Property Owner:

This letter is to inform you of an action that has been taken by the St. Louis County Board, which affects land you own, and your options to appeal this action.

In 2005, the Minnesota Legislature passed Minnesota Statute 89.715, Alternative Recording for State Forest Road. This statute allows the Minnesota Department of Natural Resources (DNR) to record easement interests in long used roads, which may not have been properly recorded at the time of the construction of those roads. Minnesota Statutes, Section 282.041, authorizes the County Board to record easement interests on long used forest roads pursuant to Minnesota Statute 89.715.

You are listed as the owner of property in St. Louis County listed in the attached document which is (are) affected by the statute. The St. Louis County Board has approved the recording of the easement for this road, where it crosses your property. The easement will cover the existing roadbed, ditches and back slopes.

A Public Hearing, to which you were invited, was held to discuss this easement on February 26, 2014, 6:00 p.m., at the Mountain Iron Community Center in Mountain Iron, MN. The Hearing resulted in no changes to the proposed easement that affects your property.

If you do not believe the recording of this easement is the correct action, you may appeal by contacting the Chair of the St. Louis County Board in writing with your concerns by October 3, 2015.

The County Board will then have 45 days to review and respond to your letter. If you are not satisfied with the County Board's response you may appeal within 60 days by filing a formal appeal in District Court.

Please feel free to contact Jason Meyer (218-726-2606) if you have any concerns or comments about this process.

Sincerely,

Mark Weber  
Land Commissioner

Land Commissioner's Office  
320 West 2<sup>nd</sup> Street, GSC 302  
Duluth, MN 55802  
(218) 726-2606  
Fax: (218) 726-2600

Pike Lake Area Office  
5713 Old Miller Trunk Hwy  
Duluth, MN 55811  
(218) 625-3700  
Fax: (218) 625-3733

Virginia Area Office  
7820 Highway 135  
Virginia, MN 55792  
(218) 742-9898  
Fax: (218) 742-9870

*"Trust Lands, Managed For The People Of This County"*

## Mark Weber

---

**From:** Pam,Tony <pamtony@midco.net>  
**Sent:** Wednesday, September 30, 2015 5:47 PM  
**To:** Mark Weber  
**Subject:** appeal

To Whom it may concern,

I am appealing the easement through the middle of my property located at 5515 section 8 pwp. 55.0 rg. NE 1/4 of NW 1/4 with the following concerns:

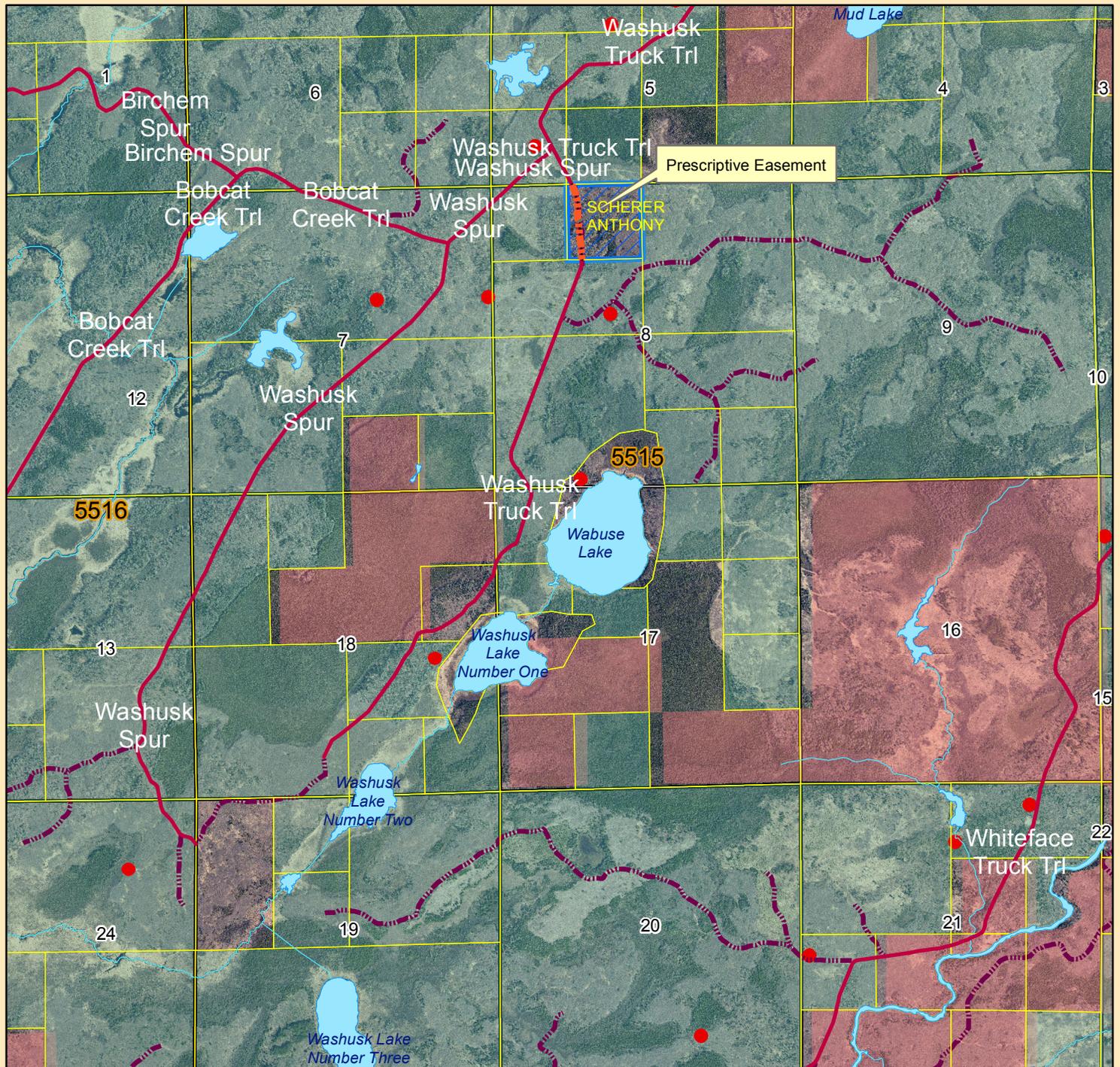
The traffic coming down the road that runs through my property is not used for what it was originally intended for. What was first utilized as a forestry road is now being used for lease access. I have this property to get away from the hustle and bustle of life and feel I'm no longer able to enjoy much peace and quiet on my property anymore.

This is now the second time I am requesting you to remove the easement on my property. If you have questions or concerns please feel free to contact me:

Tony Scherer  
9919 Julep Trl N.  
Scandia, MN 55073  
651 433-4514



# St. Louis County Land and Minerals Department



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.

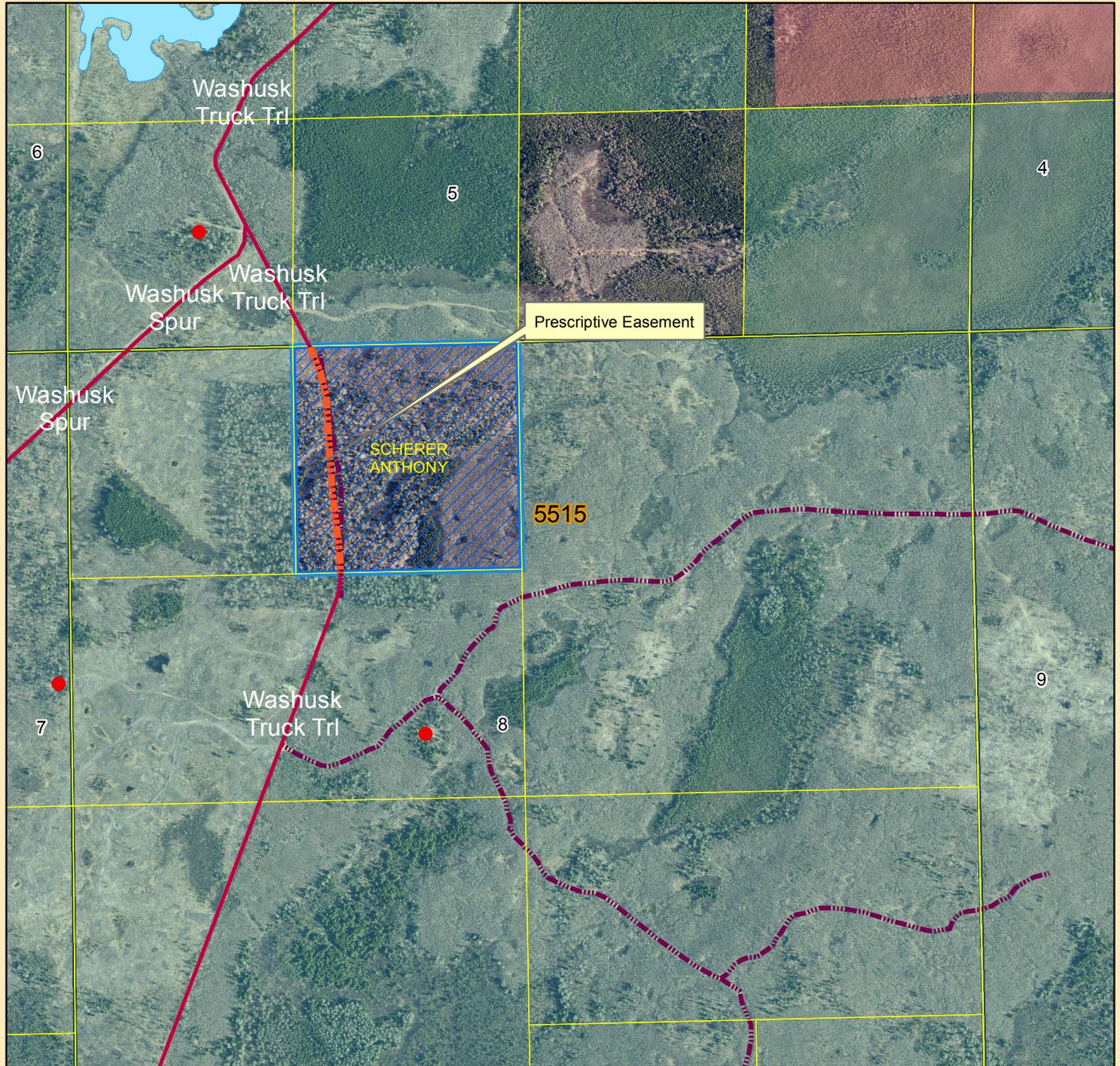
## St. Louis County Prescriptive Easements

### Legend

- Forest Management Road
- Haul Road - all weather
- Appeal Parcels
- Tax Forfeit Lands**
  - Full Interest
  - Undivided Interest
- Cabin Leases
- DNR Lands
- Prescriptive Easement RD-ID-15970



# St. Louis County Land and Minerals Department



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## St. Louis County Prescriptive Easements

### Legend

-  Forest Management Road
-  Haul Road - all weather
-  Appeal Parcels
- Tax Forfeit Lands**
-  Full Interest
-  Undivided Interest
-  Cabin Leases
-  DNR Lands
-  Prescriptive Easement RD-ID-15970

# BOARD LETTER NO. 15 - 479

ENVIRONMENT & NATURAL RESOURCES COMMITTEE NO. 2

BOARD AGENDA NO.

**DATE:** October 27, 2015

**RE:** Appeal of Prescriptive Easement across Private Land (RD-ID-20391) Johnson, Couture

**FROM:** Kevin Z. Gray  
County Administrator

Mark Weber, Director  
Land and Minerals

Donald Dicklich  
County Auditor/Treasurer

**RELATED DEPARTMENTAL GOAL:**

Ensure sustainable forest management on state tax forfeited lands.

**ACTION REQUESTED:**

The St. Louis County Board is requested to review the appeals from property owners who are directly affected by a proposed map designation of a prescriptive easements pursuant to Minn. Stat. § 89.715.

**BACKGROUND:**

On June 9, 2015, the St. Louis County Board adopted a county forest road map to record county forest road prescriptive easements pursuant to Minn. Stat. § 89.715, Subd. 3, and Minn. Stat. § 282.041 (County Board Resolution No. 15-377). Recording the prescriptive easements ensures that these forest roads will be available to the county's land managers and left open for public travel and rural landowner access in perpetuity.

A property owner who is directly affected by a proposed map designation may appeal the map designation to the County Board within 60 days of the map being recorded by filing a written request for review. The County Board is required to review the request and any supporting evidence and render a decision within 45 days of receipt of the request for review.

Mr. Daniel Johnson and Mr. Jeff Couture have formally appealed the decision to record prescriptive easement No. RD-ID-20391 across their properties by filing a written request for review which was received on October 1, 2015. The County Board is asked to move this resolution to the November 3, 2015 Board Meeting without recommendation for final consideration.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board retain the map designations for prescriptive easement No. RD-ID-20391 to ensure the road will be available to the county's land managers and open for public travel in perpetuity.

**Appeal of Prescriptive Easement across Private Land (RD-ID-20391)**  
**Johnson, Couture**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, Pursuant to Minn. Stat. § 282.041, the St. Louis County Board has adopted and recorded a county forest road map to record county forest road prescriptive easements for access to state tax forfeited lands according to Minn. Stat. § 89.715; and

WHEREAS, A property owner who is directly affected by a proposed map designation may appeal the map designation to the County Board within 60 days of the map being recorded by filing a written request for review. The County Board shall review the request and any supporting evidence and render a decision within 45 days of receipt of the request for review; and

WHEREAS, Mr. Daniel Johnson and Mr. Jeff Couture have formally appealed the decision to record prescriptive easement No. RD-ID-20391 across their properties by filing a written request for review which was received on October 1, 2015; and

THEREFORE, BE IT RESOLVED, That the St. Louis County Board has reviewed the requests to appeal the map designation for prescriptive easement No. RD-ID-20391, and has decided to retain prescriptive easement No. RD-ID-20391 to ensure the road will be available to the county's land managers and open for public travel in perpetuity.

RECEIVED

OCT 01 2015

SLC ADMIN

Routed to:

Comms.   
Admin.   
Board File   
Other Land & Minerals  
Director

September 28, 2015

Commissioner Pete Stauber, Board Chair  
100 N 5<sup>th</sup> Ave W  
Room 202  
Duluth, MN 55802

Re: Prescriptive Forest Road Easements adopted by the St. Louis County Board

Dear Commissioner Stauber:

I spoke with Jason Meyer last winter and was informed they had just begun the process regarding the above. I suggested that rather than a prescriptive easement I would grant the County an easement for timber management activities. Mr. Meyer said he would discuss it with other County personnel and get back to me. Much to my dismay, I never heard back until receiving the enclosed letter.

After my discussion with Commissioner Raukar, I wish to appeal the action of the prescriptive easement. By allowing uninhibited public access, I and the adjacent landowner would be forever relinquishing our rights as taxpaying property owners. I offer you the following facts:

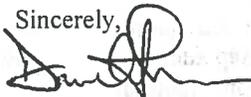
- Numerous vehicles proceed down the access trail and then get stuck.
- ATV use is on the increase and theft has occurred at my hunting shack lease (my lease is approx 1.5 miles from my house and 40 acres that I own subject to your easement process)
- People throw garbage onto my property off the access trail
- 3 Years ago someone dumped a wolf carcass onto my property alongside the access trail
- Two years ago an elderly man from southern Wisconsin drove his vehicle down the trail and was stranded out of sight. He was suffering from dementia and he had a missing persons report on him for many days. Luckily he was found alive and I notified the authorities who treated him for dehydration and returned him to his loved ones.
- People trespass onto my property from the access trail

It is not my intention to prohibit timber management activities nor prohibit access to other private land owners. I have no problem allowing access to the public, and would continue to do so as has occurred in the past. However, I would like to reserve the right to not allow the "bad apples" onto my property. Therefore, I believe it is reasonable to grant the County a specific easement for timber management and it is also prudent on the Board's part to avoid a costly and time consuming legal process. I have spoken with the adjacent landowner Jeff Couture. He is in agreement to allow a specific easement rather than a prescriptive easement.

I can be reached at (218) 258-7419. My home address is as listed on the enclosed letter. The property address subject to the easement is 7142 Berklund Rd, Canyon MN 55717.

Thank you for your time in serving me as a citizen and taxpayer of St. Louis County.

Sincerely,



Daniel I. Johnson

Cc: Jeff Couture

Commissioners: Jewell, Boyle, Dahlberg, Rukavina, Nelson, Raukar

enclosure



# Saint Louis County

Land and Minerals Dept. • [www.stlouiscountymn.gov](http://www.stlouiscountymn.gov) • [landdept@stlouiscountymn.gov](mailto:landdept@stlouiscountymn.gov)

**Mark Weber**  
Land Commissioner

August 3, 2015

JOHNSON DANIEL I  
9640 HIGHWAY 37  
IRON MN 55751

Re: Prescriptive Forest Road Easements adopted by the St. Louis County Board

Dear Property Owner:

This letter is to inform you of an action that has been taken by the St. Louis County Board, which affects land you own, and your options to appeal this action.

In 2005, the Minnesota Legislature passed Minnesota Statute 89.715, Alternative Recording for State Forest Road. This statute allows the Minnesota Department of Natural Resources (DNR) to record easement interests in long used roads, which may not have been properly recorded at the time of the construction of those roads. Minnesota Statutes, Section 282.041, authorizes the County Board to record easement interests on long used forest roads pursuant to Minnesota Statute 89.715.

You are listed as the owner of property in St. Louis County listed in the attached document which is (are) affected by the statute. The St. Louis County Board has approved the recording of the easement for this road, where it crosses your property. The easement will cover the existing roadbed, ditches and back slopes.

A Public Hearing, to which you were invited, was held to discuss this easement on February 26, 2014, 6:00 p.m., at the Mountain Iron Community Center in Mountain Iron, MN. The Hearing resulted in no changes to the proposed easement that affects your property.

If you do not believe the recording of this easement is the correct action, you may appeal by contacting the Chair of the St. Louis County Board in writing with your concerns by October 3, 2015.

The County Board will then have 45 days to review and respond to your letter. If you are not satisfied with the County Board's response you may appeal within 60 days by filing a formal appeal in District Court.

Please feel free to contact Jason Meyer (218-726-2606) if you have any concerns or comments about this process.

Sincerely,

Mark Weber  
Land Commissioner

Land Commissioner's Office  
320 West 2<sup>nd</sup> Street, GSC 302  
Duluth, MN 55802  
(218) 726-2606  
Fax: (218) 726-2600

Pike Lake Area Office  
5713 Old Miller Trunk Hwy  
Duluth, MN 55811  
(218) 625-3700  
Fax: (218) 625-3733

Virginia Area Office  
7820 Highway 135  
Virginia, MN 55792  
(218) 742-9898  
Fax: (218) 742-9870

RECEIVED

OCT 01 2015

SLC ADMIN

Routed to:

Comms.

Admin.

Board File

Other Land & Minerals  
Director

September 28, 2015

Commissioner Pete Stauber, Board Chair  
100 N 5<sup>th</sup> Ave W  
Room 202  
Duluth, MN 55802

Re: Prescriptive Forest Road Easements adopted by the St. Louis County Board

Dear Commissioner Stauber:

I spoke with Dan Johnson regarding a joint appeal of the prescriptive easement. I would like to appeal the easement process and grant the County a specific use easement for timber management purposes. I believe this is in the best interest of all parties to achieve a mutually beneficial result rather than pursuing the legal process.

Thank you for your time in serving me as a citizen and taxpayer of St. Louis County.

I can be reached at (218) 879-5877 work or cell # 218-428-2501.

My home address is: 4403 Twin Lakes Dr. Cloquet, MN. 55720

The property address is : Parcel Code:490-0010-02000 5 SE ¼ of SE ¼ Sec/Lot 13  
TWP/BLK:53.0 Range 17 Acres:40.0

Land is across from Dan's land.

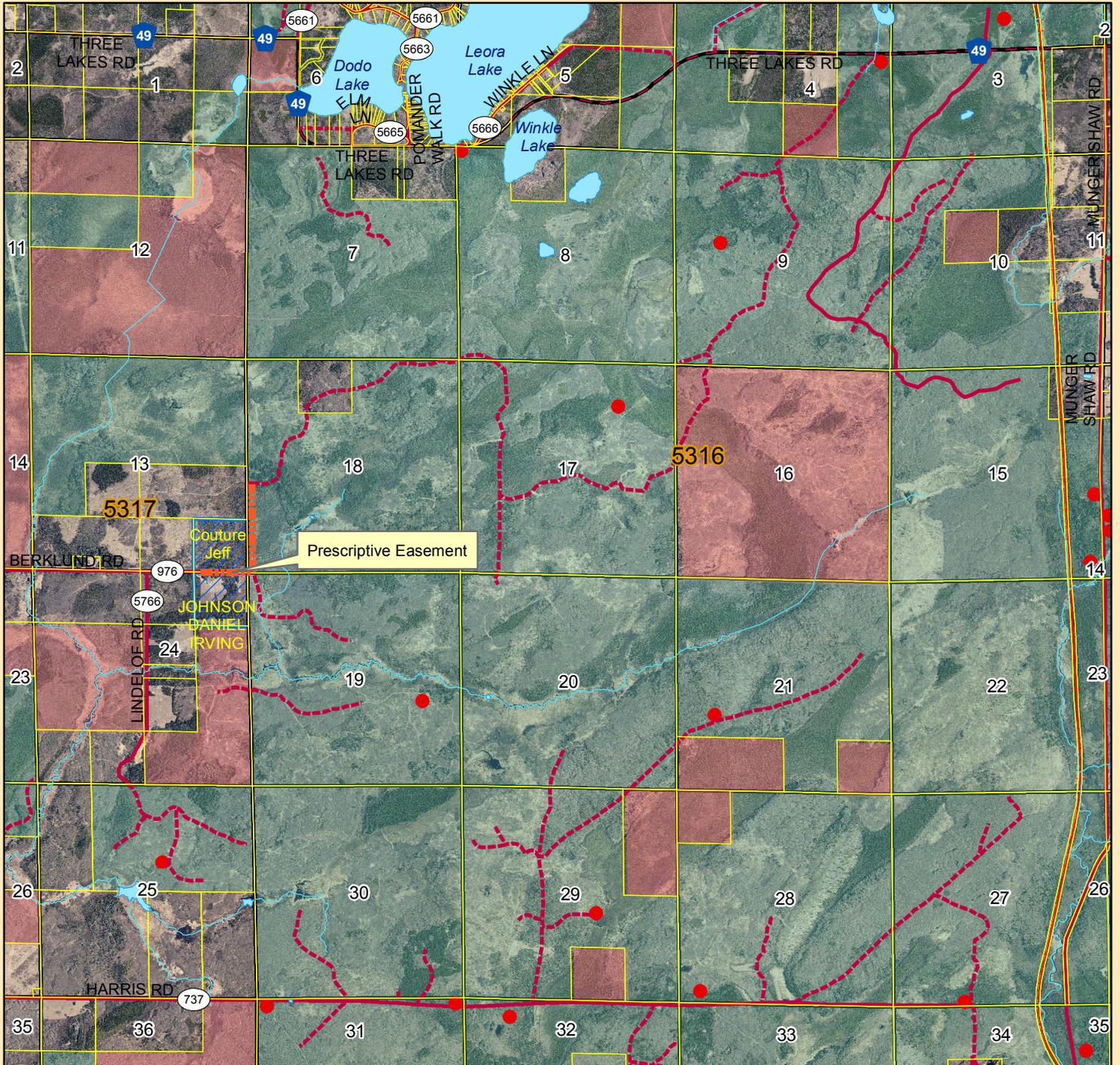
Sincerely,



Jeff Couture



# St. Louis County Land and Minerals Department



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.

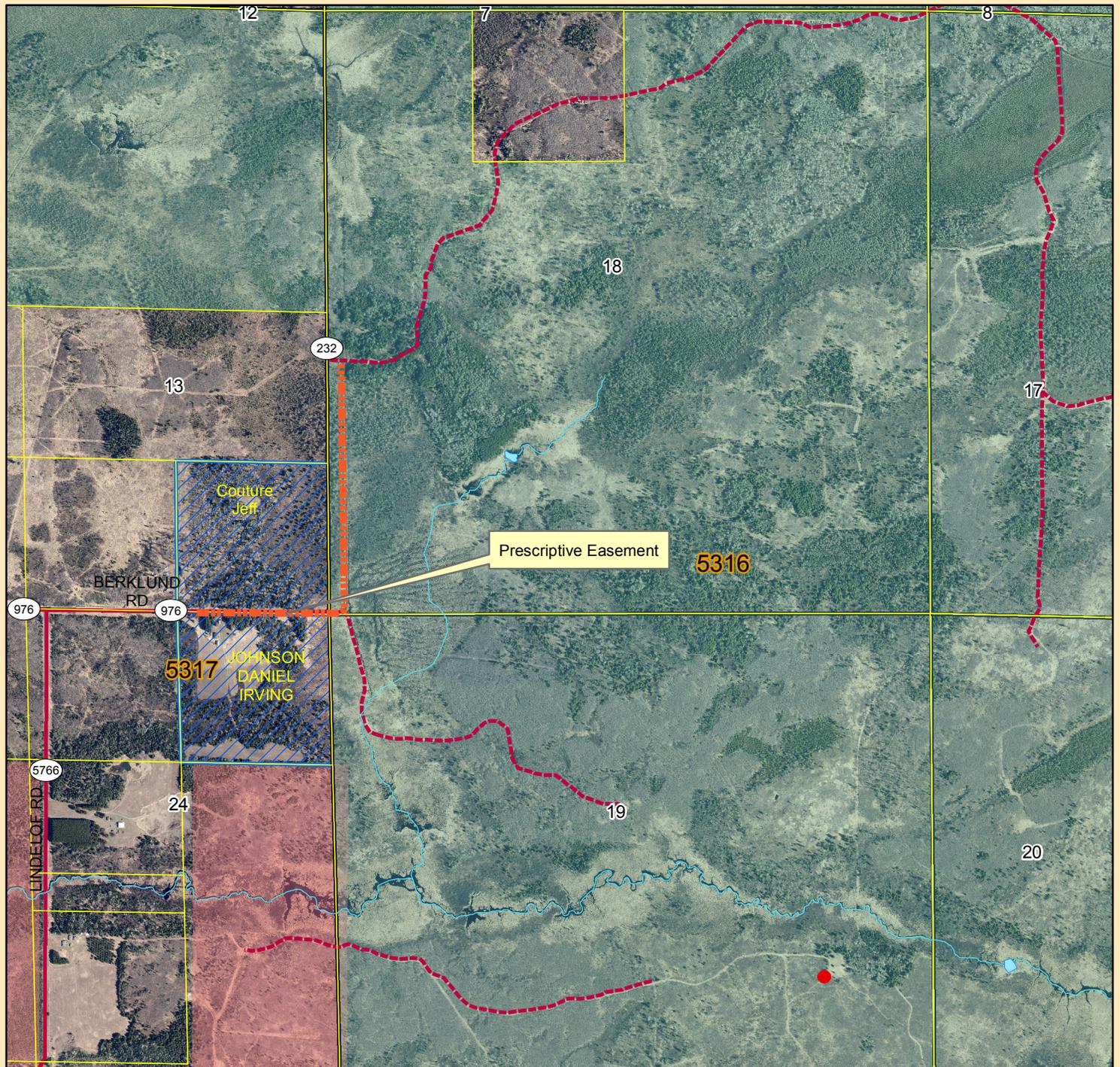
## St. Louis County Prescriptive Easements

### Legend

- - - - - Haul Road - dry periods and winter (Class 5)
- Non-Dep't Haul Road - all weather
- Appeal Parcels
- Tax Forfeit Lands**
- Full Interest
- Undivided Interest
- Cabin Leases
- DNR Lands
- - - - - Prescriptive Easement RD-ID-20391



# St. Louis County Land and Minerals Department



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## St. Louis County Prescriptive Easements

### Legend

- - - - - Haul Road - dry periods and winter (Class 5)
- Non-Dep't Haul Road - all weather
- Appeal Parcels
- Tax Forfeit Lands**
- Full Interest
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- Cabin Leases
- DNR Lands
- - - - - Prescriptive Easement RD-ID-20391

# BOARD LETTER NO. 15 – 480

PUBLIC WORKS & TRANSPORTATION COMMITTEE NO. 1

BOARD AGENDA NO.

**DATE:** October 27, 2015      **RE:** Award of Bids: Tied Reclaim and Overlay on CSAH 4 and CR 274 (Gnesen and Unorganized Township 54-14); Bridge on CR 488 (Field Township)

**FROM:** Kevin Z. Gray  
County Administrator

James T. Foldesi  
Public Works Director/Highway Engineer

**RELATED DEPARTMENT GOAL:**

To provide a safe, well maintained road and bridge system.

**ACTION REQUESTED:**

The St. Louis County Board is requested to authorize the award of public works projects to the low bidders.

**BACKGROUND:**

County staff is authorized under Resolution No. 88-381, dated May 24, 1988, to call for bids on projects which are already included in the budget document. Bids were requested for a tied reclaim, overlay and sealcoat project in Gnesen Township and Unorganized Township 54-14, funded with Transportation Sales Tax and Local funds; a bridge project in Field (N) Township, funded with Transportation Sales Tax funds.

A call for bids was received by the St. Louis County Public Works Department on October 22, 2015, for the projects in accordance with the plans and specifications on file in the office of the County Highway Engineer:

**1. Project: CP 0004-216101, SAP 69-604-077(Low) TST; CP 0274-273921;**

**Location:** Combined Project  
**A.) CP 0004-216101, SAP 69-604-077(Low) TST** CSAH 4 (Vermilion Trail) from CR 274 (Thompson Lake Road) to 1,000' South of Marshall Truck Trail, Length 11.24 miles (see attached map)

**Traffic:** 833

**PQI:** 2.3

**Construction:** Milling, Full Depth Reclamation, Aggregate Base, Aggregate Base Stabilization, Bituminous Surface, Aggregate

**Funding:** Shouldering and Bituminous Sealcoat  
Fund 444, Agency 444043, Object 652806

**B.) CP 0274-273921 Tied** CR 274 (Thompson Lake Road)  
from CSAH 4 (Vermilion Trail) to TR 2616 (Tracy Road),  
Length 0.87 miles (see attached map)

**Traffic:** 208

**PQI:** 2.9

**Construction:** Reclamation, Aggregate Base, Aggregate Base Stabilization,  
Bituminous Surface, Aggregate Shoulders and Bituminous  
Sealcoat

**Funding:** Fund 203, Agency 203397, Object 652800

**Anticipated Start Date:** May 16, 2016

**Anticipated Completion Date:** September 2, 2016

**Engineer's Estimate:** \$4,384,197.23

**Bids:**

**Ulland Brothers, Inc., Cloquet, MN** **\$3,453,633.57 (-\$930,563.66)(-21.23%)**

KGM Contractors, Inc., Angora, MN \$3,497,978.33

Hawkinson Construction Co Inc. \$3,556,652.65

Grand Rapids, MN

Northland Constructors LLC \$3,905,413.45

Duluth, MN

Knife River Materials, Bemidji, MN \$3,965,031.16

Hardrives, Inc., Rogers, MN \$4,085,986.45

**2. Project: CP 0488-190852 TST Bridge 69K38**

**Location:** CR 488 Between TH 53 and CR 540 Over Flint Creek,  
Length 0.114 miles (see attached map)

**Traffic:** 45

**PQI:** N.A.

**Construction:** Construct Bridge 69K38 (County Bridge 656) and  
Approaches

**Funding:** Fund 444, Agency 444044, Object 652806

**Anticipated Start Date:** November 30, 2015

**Anticipated Completion Date:** August 27, 2016

**Engineer's Estimate:** \$459,011.00

**Bids:**

**Ulland Brothers, Inc., Cloquet, MN** **\$352,800.00 (-\$106,211.00)(-23.14%)**

Landwehr Construction, Inc. \$399,731.50

St. Cloud, MN

KGM Contractors, Inc., Angora, MN \$433,885.50

Utility Systems of America, Inc. \$500,202.00

Eveleth, MN

**RECOMMENDATION:**

It is recommended that the St. Louis County Board award the projects as follows:

CP 0004-216101, SAP 69-604-077(Low) TST to Ulland Brothers, Inc. of Cloquet in the amount of \$3,318,911.59, payable from: Fund 444, Agency 444043, Object 652806

CP 0274-273921 Tied, to Ulland Brothers, Inc. of Cloquet in the amount of \$134,721.98 payable from: Fund 200, Agency 203397, Object 652800;

CP 0488-190852 TST Bridge 69K38 to Ulland Brothers, Inc. of Cloquet in the amount of \$352,800.00, payable from: Fund 444, Agency 444044, Object 652806.

**Award of Bids: Tied Reclaim and Overlay on CSAH 4 and CR 274 (Gnesen and Unorganized Township 54-14)**

BY COMMISSIONER \_\_\_\_\_

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

CP 0004-216101, SAP 69-604-077(Low) TST; CSAH 4 (Vermilion Trail) from CR 274 (Thompson Lake Road) to 1,000' South of Marshall Truck Trail, Length 11.24 miles;  
CP 0274-273921 Tied; CR 274 (Thompson Lake Road) from CSAH 4 (Vermilion Trail) to TR 2616 (Tracy Road), Length 0.87 miles

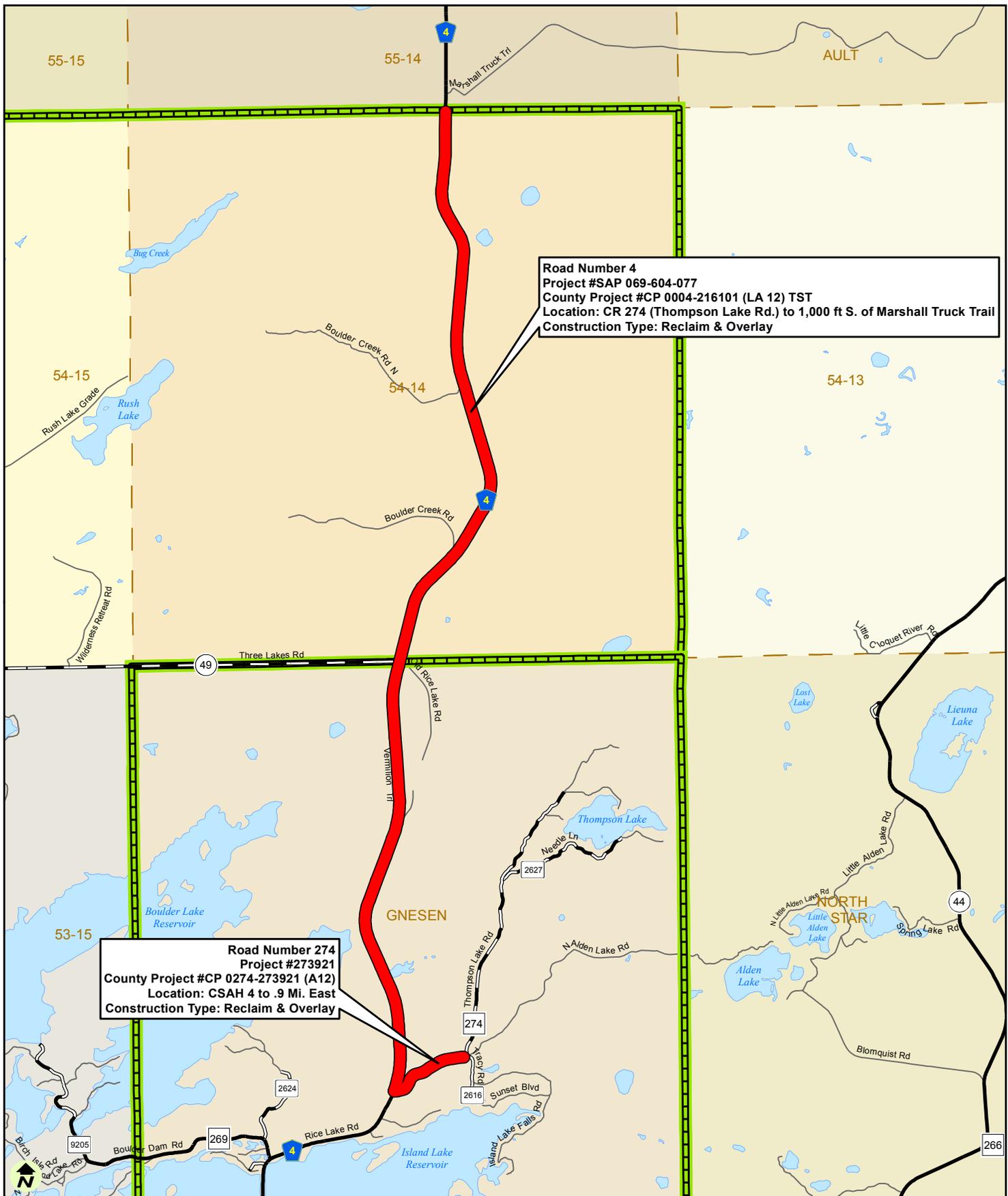
WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on October 22, 2015, and the low responsible bid determined;

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.	PO Box 340 Cloquet, MN 55720	\$3,453,633.57

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:

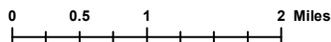
SAP 069-604-077(Low) TST	Fund 444, Agency 444043, Object 652806 \$3,318,911.59,
CP 0274-273921 Tied;	Fund 200, Agency 203397, Object 652800 \$134,721.98



**Road Number 4**  
 Project #SAP 069-604-077  
 County Project #CP 0004-216101 (LA 12) TST  
 Location: CR 274 (Thompson Lake Rd.) to 1,000 ft S. of Marshall Truck Trail  
 Construction Type: Reclaim & Overlay

**Road Number 274**  
 Project #273921  
 County Project #CP 0274-273921 (A12)  
 Location: CSAH 4 to .9 Mi. East  
 Construction Type: Reclaim & Overlay

St. Louis County 2016 Road & Bridge Construction



Map Components	
2016 Road & Bridge Construction	County Road - Paved
Reclaim & Overlay	County Road - Gravel
Interstate Highway	Local Road/City Street
U.S./State Highway	Railroad
	Commissioner District
	Township Boundary
	City/Town
	Lake

**Award of Bids: Bridge on CR 488 (Field Township)**

BY COMMISSIONER \_\_\_\_\_

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

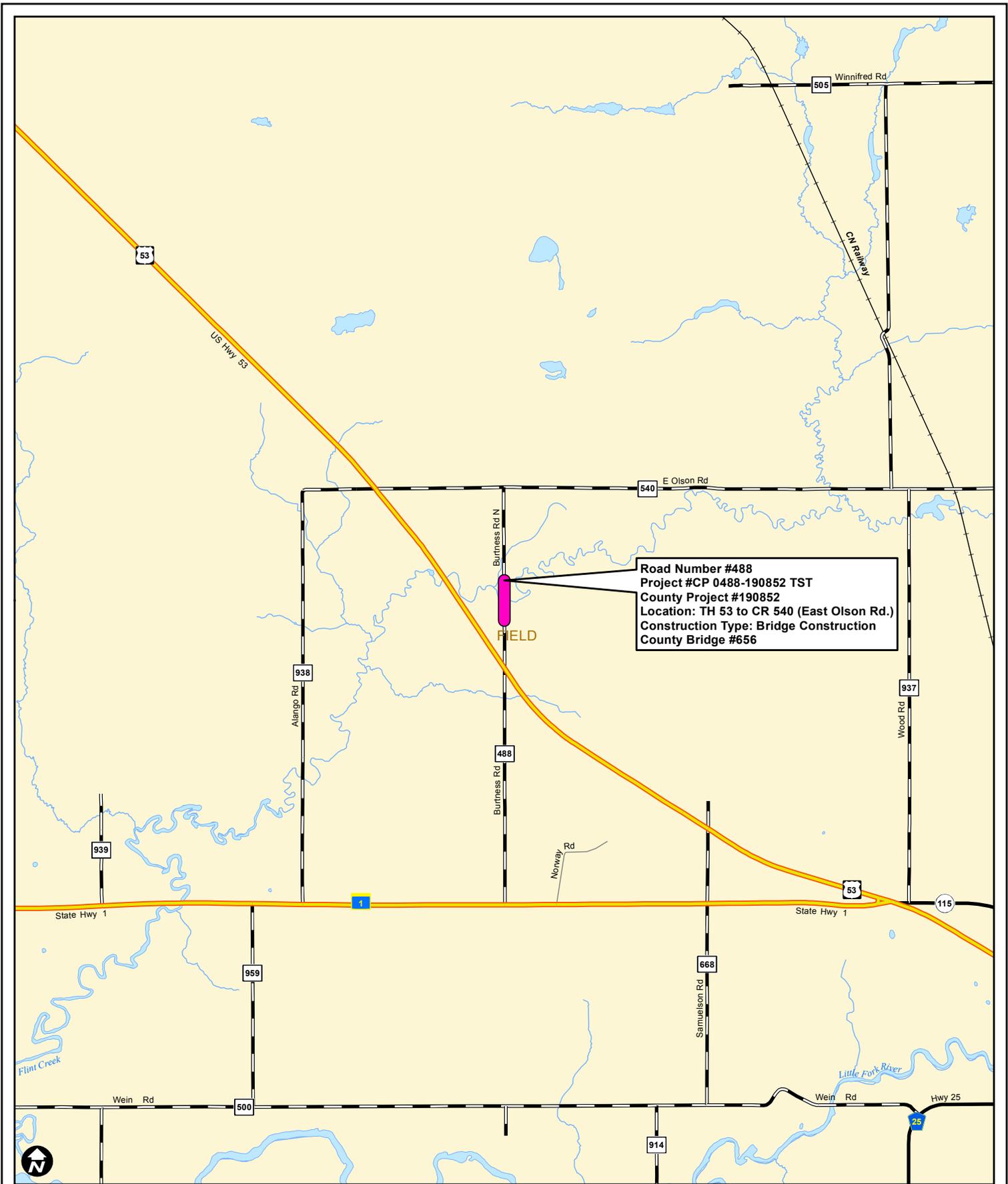
CP 0488-190852 TST, Bridge 69K38, located on CR 488 Between TH 53 and CR 540 Over Flint Creek, Length 0.114 miles, and;

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on October 22, 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.

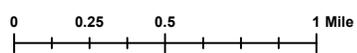
<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Ulland Brothers, Inc.	PO Box 340 Cloquet, MN 55720	\$352,800.00

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 444044, Object 652806.



**Road Number #488**  
**Project #CP 0488-190852 TST**  
**County Project #190852**  
**Location: TH 53 to CR 540 (East Olson Rd.)**  
**Construction Type: Bridge Construction**  
**County Bridge #656**

St. Louis County 2016 Road & Bridge Construction



Map Components	
2016 Road & Bridge Construction	County/Unorg. Twp. Road - Paved
Bridge Construction	County/Unorg. Twp. Road - Gravel
Interstate Highway	Local Road/City Street
U.S./State Highway	Railroad
	Commissioner District
	Township Boundary
	City/Town
	Lake
	River/Stream



## **Citizen Appointments to the St. Louis County Planning Commission**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Board appoints citizens to serve on the St. Louis County Planning Commission; and

WHEREAS, Three current members, Dianna Werschay, Roger Skraba and Raymond Svatos wish to be reappointed for a three-year term; and

WHEREAS, There is one additional vacancy on this commission to be filled through an advertised application process;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board reappoints Diana Werschay, Roger Skraba and Raymond Svatos to the St. Louis County Planning Commission with terms expiring December 31, 2018.

RESOLVED FURTHER, That the County Auditor is authorized to advertise and accept applications until December 15, 2015 for one vacant position on the St. Louis County Planning Commission for a term ending December 31, 2018.





**RECOMMENDATION:**

It is recommended that the St. Louis County Board consider reappointing Sonya Pineo, Steven Filipovich and David Pollock to the St. Louis County Board of Adjustment for three-year terms expiring December 31, 2018 and authorize the County Auditor to advertise and accept applications for two additional vacancies, a one-year term to replace Kurt Johnson and a three-year term to replace Dale Long.

## **Citizen Appointments to the St. Louis County Board of Adjustment**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Board appoints citizens to serve on the St. Louis County Board of Adjustment; and

WHEREAS, Three current members, Sonya Pineo, David Pollack and Steven Filipovich, wish to be reappointed for three-year terms expiring December 31, 2018; and

WHEREAS, There is one additional vacancy on the Board of Adjustment with a three year term ending December 31, 2018 to be filled through an advertised application process; and

WHEREAS, There is one additional vacancy on the Board of Adjustment with a term ending December 31, 2016 to be filled through and advertised application process;

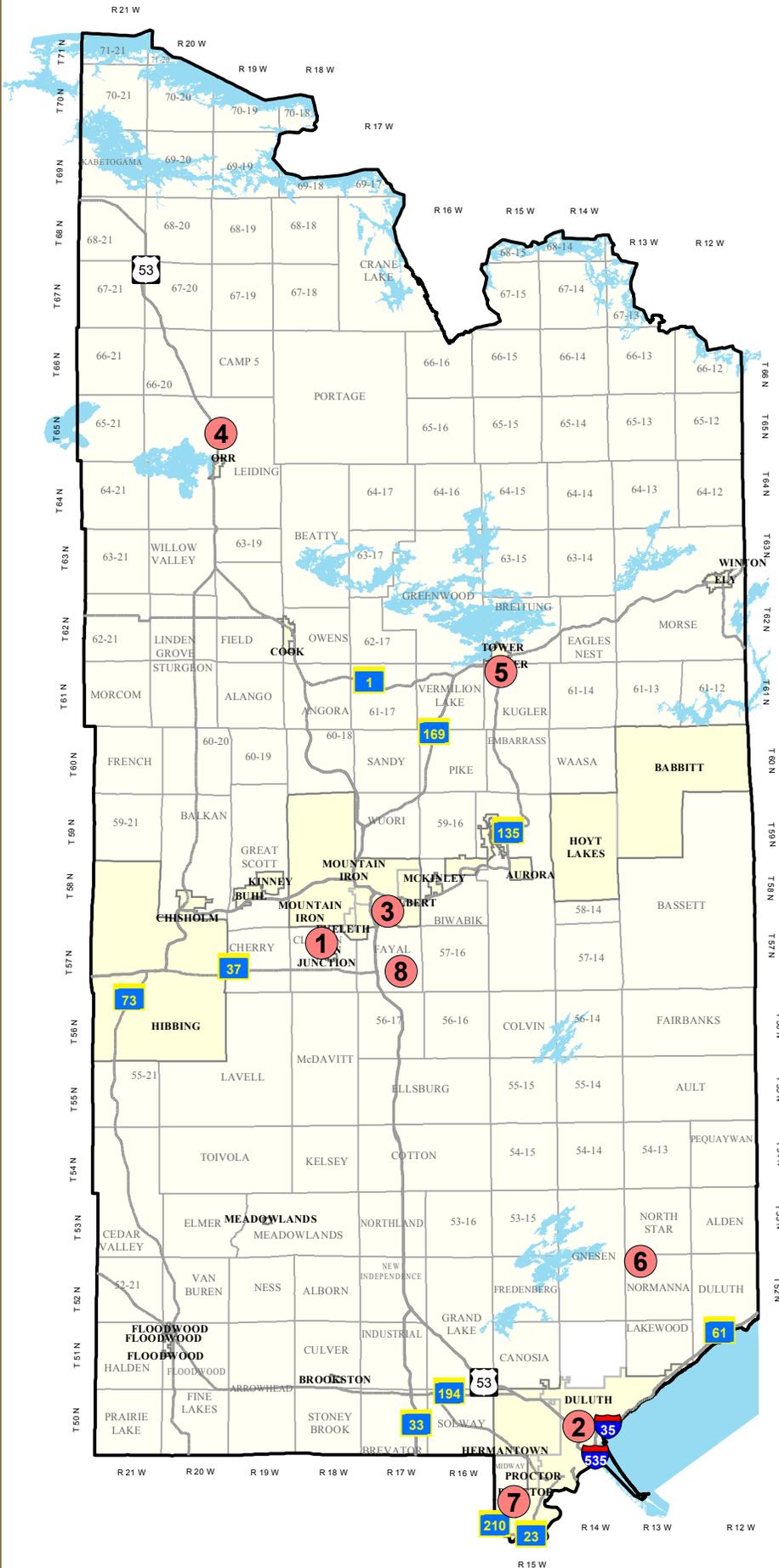
THEREFORE, BE IT RESOLVED, That the St. Louis County Board reappoints Sonya Pineo, David Pollock, and Steven Filipovich to the St. Louis County Board of Adjustment with terms expiring December 31, 2018.

RESOLVED FURTHER, That the County Auditor is authorized to advertise and accept applications until December 15, 2015 for one vacant position on the St. Louis County Board of Adjustment with one term ending December 31, 2016,

RESOLVED FURTHER, That the County Auditor is authorized to advertise and accept applications until December 15, 2015 for one vacant position on the St. Louis County Board of Adjustment for a term ending December 31, 2018 .

# Board of Adjustment (BOA) Members

## St. Louis County



● 2015 BOA Member Locations

- 1- Diana Werschay
- 2- Steve Filipovich
- 3- Sonya Pineo
- 4- Vacant
- 5- David Pollock
- 6- Vacant (One year term)
- 7- David Peterson
- 8- Tom Coombe (alternate)

Prepared By: **Planning & Community Development Department**  
 Planning & Community Development  
 (218) 749-7103  
[www.stlouiscountymn.gov](http://www.stlouiscountymn.gov)

Map Created: 10/8/2015

**Disclaimer**  
 This is a compilation of records as they appear in the Saint Louis County Offices affecting the area shown. This drawing is to be used only for reference purposes and the County is not responsible for any inaccuracies herein contained.



# BOARD LETTER NO. 15 - 483

## CENTRAL MANAGEMENT & INTERGOVERNMENTAL COMMITTEE NO. 3

### BOARD AGENDA NO.

**DATE:** October 27, 2015                      **RE:** Reallocation of an Assistant  
County Attorney to an  
Assistant County Attorney-  
Division Head Classification

**FROM:** Kevin Z. Gray  
County Administrator

Mark S. Rubin  
County Attorney

James R. Gottschald, Director  
Human Resources

**RELATED DEPARTMENT GOAL:**

To allocate all positions in county employment to appropriate job titles/specifications in the official classification plan.

**ACTION REQUESTED:**

The St. Louis County Board is requested to approve the reallocation of an Assistant County Attorney to an Assistant County Attorney-Division Head Classification.

**BACKGROUND:**

The County Attorney's Office management structure was created in the 1970s when staffing levels in the Virginia and Hibbing offices were minimal (one criminal FTE in Hibbing and two criminal FTEs in Virginia along with one Public Health & Human Services FTE). Over the past 30+ years increases in workload demands dictated an increase in attorney and support staff in these offices. This, in conjunction with workload and staff increases in the two County Attorney Offices in Duluth, has created the need for an Assistant County Attorney-Division Head to supervise the Virginia and Hibbing offices. An Assistant County Attorney Division Head for these offices will enhance services and strengthen relationships with the Courts, law enforcement, and other supporting agencies.

Assistant County Attorneys are compensated at Grade Q10 of the Assistant County Attorney's bargaining unit pay plan. Division Heads are compensated at Grade A30 of

the Management Compensation Plan. The maximum annual cost of the reallocation for the first year will not exceed \$8,100. The County Attorney's Office budget has sufficient funds to cover the increase. Because this reallocation is more than three pay grades, County Board approval is required.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board approve the reallocation of a 1.0 FTE Assistant County Attorney to a 1.0 Assistant County Attorney-Division Head classification. Funding for this reallocation is available in Fund 100, Agencies 113001 and 113004.

**Reallocation of an Assistant County Attorney to  
an Assistant County Attorney-Division Head Classification**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The County Attorney's Office management structure was created in the 1970s when staffing levels in the Virginia and Hibbing offices were minimal; and

WHEREAS, Over the past 30+ years increases in workload demands dictated an increase in attorney and support staff FTEs in the Virginia and Hibbing County Attorney Offices. This, in conjunction with workload and staff increases in the two County Attorney Offices in Duluth, has created the need for an Assistant County Attorney-Division Head to supervise the Criminal and Public Health & Human Services divisions of the County Attorney's Offices in Virginia and Hibbing; and

WHEREAS, Assistant County Attorneys are compensated at Grade Q10 of the Assistant County Attorney's bargaining unit pay plan, Division Heads are compensated at Grade A30 of the Management Compensation Plan; and

WHEREAS, This change will result in an estimated cost of \$8,100 for the first year which the County Attorney's Office has available; and

WHEREAS, Because this reallocation is more than three pay grades, County Board approval is required;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the reallocation of an Assistant County Attorney (Assistant County Attorney Bargaining Unit, Pay Grade Q10) to an Assistant County Attorney-Division Head (Management Compensation Plan Pay Grade A30). Funding for this reallocation is available in Fund 100, Agencies 113001 and 113004.