

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

February 9, 2016

Hermantown City Council Chambers, 5105 Maple Grove Road, Hermantown, Minnesota

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

RESOLUTIONS FOR APPROVAL:

Minutes for February 2, 2016.

Environment & Natural Resources Committee – Commissioner Rukavina, Chair

1. Environmental Services Department authorized to accept \$200,000 in Clean Water Fund Competitive Grant funding from the Minnesota Board of Water and Soil Resources to assist low-income residents with repair or replacement of Subsurface Sewage Treatment Systems identified as Imminent Threat to Public Health. *[16-55]*
2. Authorize the Environmental Services Department to accept, on behalf of the Sand Lake Association, a \$60,000 Small Community Wastewater Treatment Program Technical Assistance Grant from the Minnesota Public Facilities Authority to fund a Community Assessment Report to assess the need for a community sanitary sewer project for properties on Sand Lake. *[16-56]*

Public Works & Transportation Committee – Commissioner Stauber, Chair

3. Acquisition of necessary lands and temporary easements for the replacement of County Bridge 823/State Bridge 93018 and the reconstruction of a small portion of County Road (CR) 523/Burma Road in Kabetogama Township; and further, request from the State of Minnesota Department of Natural Resources an additional easement across State of Minnesota Lands located in Section 27, Township 69 North, Range 21 West, adjacent to the present course of CR 523. *[16-57]*

Finance & Budget Committee – Commissioner Nelson, Chair

4. County Auditor authorized to write-off the septic loan of Peter and Monica Palen in the amount of \$16,715.71 due to bankruptcy and foreclosure of the property. *[16-59]*
5. Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses by Shane Clemens d/b/a Alborn Rail Station, Alborn Township, transfer.
6. Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses by Cast Iron, LLC d/b/a Cast Iron, LLC, Grand Lake Township, new.

Official Proceedings of the County Board of Commissioners

BY COMMISSIONER _____

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of February 2, 2016, are hereby approved.

Authorization to Accept MN Board of Water and Soil Resources FY2016 Clean Water Fund Grant to Assist Low-Income Households

BY COMMISSIONER _____

WHEREAS, On July 9, 2015, the Minnesota Board of Water and Soil Resources (BWSR) notified the Environmental Services Department that FY 2016 Clean Water Fund grant funding was available to assist low-income residents with the repair or replacement of Subsurface Sewage Treatment Systems identified as Imminent Threat to Public Health; and

WHEREAS, On August 11, 2015, the St. Louis County Board authorized the Environmental Services Department to submit a grant application to BWSR for funding assistance; and

WHEREAS, On January 13, 2016, BWSR notified St. Louis County that it was awarded a \$200,000 Clean Water Fund Grant for FY 2016;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Environmental Services Department to accept \$200,000 in Clean Water Fund Competitive Grant funding from the Minnesota Board of Water and Soil Resources to assist low-income residents with the repair or replacement of Subsurface Sewage Treatment Systems identified as Imminent Threat to Public Health, to be accounted for in Fund 616, Agency 616999, Grant 61602, Grant Year 2016;

RESOLVED FURTHER, That matching funds in the amount of \$50,000 for this grant have been secured from Housing and Redevelopment Fund 250, Agency 251001.

**Authorization to Accept Small Community Wastewater Treatment Program
Technical Assistance Grant on Behalf of the Sand Lake Association**

BY COMMISSIONER: _____

WHEREAS, On September 8, 2015, the County Board authorized the Environmental Services Department to submit an application, on behalf of the Sand Lake Association, to the Minnesota Public Facilities Authority (PFA) for a \$60,000 Small Community Wastewater Treatment Program Technical Assistance Grant; and

WHEREAS, The Environmental Services Department was recently notified by the PFA that St. Louis County was awarded the grant;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Environmental Services Department to accept a \$60,000 Small Community Wastewater Treatment Program Technical Assistance Grant from the Minnesota Public Facilities Authority to fund a Community Assessment Report to assess the need for a community sanitary sewer project for properties on Sand Lake, to be accounted for in Fund 616, Agency 616999, Grant 61604, Grant Year 2016.

**Acquisition of Right of Way – Replacement of County Bridge 823
(Kabetogama Township)**

BY COMMISSIONER _____

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of County Road 523/Burma Road and to replace the existing bridge (County Bridge 823, State Bridge 93018) over an unnamed flowage adjacent to Lake Kabetogama in Kabetogama Township, County Project 0523-243941; and

WHEREAS, These improvements consist of replacing the existing structure with a similar structure at the same location and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for this project, payable from Fund 200, Agency 203001;

RESOLVED FURTHER, That the State of Minnesota Department of Natural Resources is requested to provide St. Louis County with easement across State of Minnesota Lands located in Section 27, Township 69 North, Range 21 West of the Fourth Principal Meridian adjacent to the present course of County Road 523/Burma Road, parcel code 402-0010-01981.

Write-off of Bad Debt from Septic Loan Fund

BY COMMISSIONER _____

WHEREAS, St. Louis County approved a septic loan from Fund 280 in the amount of \$17,650 in November 2009 to Peter and Monica Palen for property located at 6648 Industrial Road, Saginaw, MN 55779 (St. Louis County Parcel Identification Number 380-0010-04305); and

WHEREAS, The mortgage deed was forwarded to Consolidated Abstract & Title for recording as a second mortgage; and

WHEREAS, Following bankruptcy proceedings for both individuals, the first mortgage was foreclosed by Wells Fargo by a Sheriff's Sale; and

WHEREAS, Minn. Stat. §§ 580.24 and 580.25 (Creditor Redemption) states that the holder of the second mortgage may redeem the first mortgage by bidding an amount higher than the value of the first mortgage, should the holder of the second mortgage believe there is adequate market equity in the property; and

WHEREAS, At the time of the Sheriff's Sale, the county decided not to redeem the first mortgage given the appraised value of the property was considerably less than the balance of the first mortgage; and

WHEREAS, Following the Sheriff's Sale and the subsequent redemption period, all junior liens, including the second mortgage held by the county, were extinguished and the liens were removed from the property title;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to write-off the septic loan of Peter and Monica Palen. The write-off will credit Fund 280, Object 111600 - Loans Receivable and debit Fund 280, Agency 280001, Object 629900 to expense this write-off in the amount of \$16,715.71.

**Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses
(Alborn Township)**

BY COMMISSIONER _____

WHEREAS, Pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. _____; and

WHEREAS, Said license is approved contingent upon license holder paying real estate or personal property taxes when due; and

WHEREAS, If named license holder sells their licensed place of business, the County Board may, at its discretion after an investigation, transfer the license to a new owner, but without pro-rated refund of the license fees to the license holder;

THEREFORE, BE IT RESOLVED, That said license shall be effective through June 30, 2016:

Shane Clemens d/b/a Alborn Rail Station, Alborn Township, On-Sale and Sunday On-Sale Intoxicating Liquor License, transfer.

RESOLVED FURTHER, That said license is approved contingent upon proof of liquor liability and workers' compensation insurance and Minnesota Department of Health approval.

**Application for On-Sale and Sunday On-Sale Intoxicating Liquor Licenses
(Grand Lake Township)**

BY COMMISSIONER _____

WHEREAS, Pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. _____; and

WHEREAS, Said license is approved contingent upon license holder paying real estate or personal property taxes when due; and

WHEREAS, If named license holder sells their licensed place of business, the County Board may, at its discretion after an investigation, transfer the license to a new owner, but without pro-rated refund of the license fees to the license holder;

THEREFORE, BE IT RESOLVED, That said license shall be effective March 1, 2016 through June 30, 2016:

Cast Iron, LLC d/b/a Cast Iron, LLC, Grand Lake Township, On-Sale and Sunday On-Sale Intoxicating Liquor License, new.

RESOLVED FURTHER, That said license is approved contingent upon proof of liquor liability insurance and Minnesota Department of Health approval.