

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

July 12, 2016

Proctor City Hall, 100 Pionk Drive, Proctor, 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 July 5, 2016.

Health & Human Services Committee – Commissioner Boyle, Chair

1. Six month extension of the 2014 Minnesota Families Investment Program (MFIP) Innovation Fund Grant – Racial and Ethnic Disparities in Employment Outcomes for Families Served by MFIP for the period October 1, 2014 through December 31, 2016 with additional funding in the amount of \$219,412 for a total contract amount of \$989,120. *[16-300]*

Environment & Natural Resources Committee – Commissioner Rukavina, Chair

2. Non-exclusive utility easement across state tax forfeited land located in Sections 21 and 29, Township 56 North, Range 17 West (Unorganized Township 56-17) to MN Power/Allete, Inc. *[16-301]*
3. Reclassification of certain state tax forfeited parcels to non-conservation. *[16-302]*
4. Cancellation of contract for purchase of state tax forfeited land by Geraldene Vaydich, Duluth, MN. *[16-303R]*
5. Appraisal reports for the sale of timber to be offered at Public Intermediate Oral Timber Auction on August 18, 2016, as submitted by the Land Commissioner.

Public Works & Transportation Committee – Commissioner Stauber, Chair

6. Agreement with Northeast Technical Services, Virginia, MN, in the amount of \$78,000 for a geotechnical investigation on Sawyer Avenue for project CP 0000-278313 (proposed new County Road 244) between Arrowhead and Rice Lake Roads in Duluth. *[16-304]*
7. Bid awarded to Parsons Electric, Duluth, MN, in the amount of \$89,892.16 for a traffic warning signal project on County State Aid Highway 13/Midway Road in Midway Township (CP 0013-247751 TST, SAP 69-613-041). *[16-312]*

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Finance & Budget Committee – Commissioner Nelson, Chair

8. Abatement list for Board approval. *[16-306]*
9. Authorize the transfer of \$10,000 from personnel budget savings in the Veterans Service Office for a contribution to the proposed Ely Veterans Memorial to be located in Ely, MN. *[16-309]*
10. Application to sell tobacco products at retail by Random ACT Inc d/b/a Kountry Krossroads, Pike Township, new.
11. Official proceedings of the St. Louis County Special Board of Appeal and Equalization for Assessment Year 2016, Payable 2017 meeting dated June 15, 2016.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

12. County Auditor authorized to advertise and accept applications through August 12, 2016, for a vacant position on the St. Louis County Planning Commissioner for a term expiring December 31, 2018. *[16-307]*
13. Approve the “St. Louis County 2016 Strategic Plan Update”. *[16-311]*
14. Appoint Linnea Mirsch as Public Health & Human Services Director on an interim basis, effective July 11, 2016. *[16-313]*

Public Safety & Corrections Committee – Commissioner Dahlberg, Chair

15. Memorandum of Understanding with the City of Duluth for the 2016 Justice Assistance Grant outlining the cooperative agreement and allocation of funds. *[16-308]*

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 July 5, 2016, are hereby approved.

Extension of 2014 Minnesota Family Investment Program Innovation Fund Grant - Racial and Ethnic Disparities in Employment Outcomes

BY COMMISSIONER _____

WHEREAS, On October 14, 2014, the St. Louis County Board adopted Resolution No. 14-537 authorizing acceptance of the 2014 Minnesota Families Investment Program (MFIP) Innovation Fund Grant - Racial and Ethnic Disparities in Employment Outcomes for Families Served by MFIP in the amount of \$769,708 for the period October 1, 2014 through June 30, 2016; and

WHEREAS, The Board authorized the Public Health and Human Services Department to enter into agreements with Community Action Duluth (CAD) and Arrowhead Economic Opportunity Agency (AEOA) in order to implement the grant; and

WHEREAS, Since Resolution No. 14-537 was adopted, the State of Minnesota, through its Commissioner of the Minnesota Department of Human Services, Economic Assistance and Employment Supports Division, has determined that additional duties and funds are necessary for the satisfactory completion of the grant contract and has agreed to extend the contract for an additional six months through December 31, 2016, with additional funds totaling \$219,412;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board accepts a six-month extension of the 2014 MFIP Innovation Fund Grant - Racial and Ethnic Disparities in Employment Outcomes for Families Served by MFIP to cover the time period October 1, 2014 through December 31, 2016, with additional funding in the amount of \$219,412, for a total contract amount of \$989,120. The budget reference for revenue is: 230-232020-540213-23212-99999999-2014. The budget reference for expenditures is: 230-232020-603800-23212-99999999-2014.

**Utility Easement across State Tax Forfeited Land to MN Power/Allete, Inc.
(Unorganized Township 56-17)**

BY COMMISSIONER _____

WHEREAS, MN Power/Allete Inc. has requested a utility easement across state tax forfeited land; and

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

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

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to grant a non-exclusive utility easement to MN Power/Allete Inc. across state tax forfeited lands in Unorganized Township 56-17 as described in County Board File No. 60294;

RESOLVED FURTHER, That granting of this easement is conditioned upon payment of \$4,926 land use fee, \$100 administration fee and \$46 recording fee, for a total of \$5,072 to be deposited into Fund 240 (Forfeited Tax Fund).

Reclassification of State Tax Forfeited Lands to Non-Conservation

BY COMMISSIONER _____

WHEREAS, Pursuant to Minn. Stat. § 94.344, Subd. 2, Class “B” lands must be classified non-conservation before sale or exchange for any privately owned land; and

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

WHEREAS, The Land and Minerals Department has recommended that these parcels be reclassified as non-conservation after considering, among other things, the present use of adjacent land, the productivity of the soil, the character of forest or other growth, the accessibility of lands to established roads, schools, and other public services, and their peculiar suitability or desirability for particular uses; and

WHEREAS, These parcels of land are located inside the boundaries of a municipality or town and Minn. Stat. § 282.01 provides that classification or reclassification and sale of lands situated within a municipality or town must be approved by the governing body of the municipality or town; and

WHEREAS, The reclassification of the parcels will be deemed approved if the County Board does not receive notice of the municipality’s or town’s disapproval of the reclassification of any parcel within 60 days of the date on which this resolution is delivered to the clerk of the municipality or town in which the parcels are located;

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

Cancellation of Contract for Purchase of State Tax Forfeited Land - Vaydich

BY COMMISSIONER _____

WHEREAS, The contract with Geraldene Vaydich of Duluth, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes; and

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

CITY OF DULUTH
NLY 70 FT OF LOT 352, BLOCK 90
DULUTH PROPER SECOND DIVISION
Parcel Code: 010-1140-05590
C22140055; and

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

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

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

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

**Appraisal Reports for the Sale of Timber –
Public Intermediate Oral Timber Auction**

BY COMMISSIONER _____

RESOLVED, That the appraisal reports for the sale of timber to be offered at PUBLIC INTERMEDIATE ORAL TIMBER AUCTION, Tracts 1 through 32 (totaling \$736,209.07), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 60295, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports.

RESOLVED FURTHER, That the St. Louis County Board approves the terms and conditions as outlined in County Board File No. 60295.

**Agreement with Northeast Technical Services for Geotechnical Investigation
on Sawyer Avenue (Duluth)**

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments authorized by the County Attorney, with Northeast Technical Services of Virginia, MN, for a geotechnical investigation on Sawyer Avenue (proposed County Road 244) in Duluth, MN, CP 0000-278313, in the amount of \$78,000, payable from Fund 204, Agency 204053, Object 626600.

**Award of Bid: Traffic Warning Signal on CSAH 13/Midway Road
(Midway Township)**

BY COMMISSIONER _____

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

CP 0013-247751 TST, SAP 69-613-04, CSAH 13 between CSAH 19 (St. Louis River Road) and TH 2 in Hermantown, MN; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on June 30, 2016, 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>
Parsons Electric	4615 Grand Avenue Duluth, MN 55807	\$89,892.16

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

CP 0013-247751 TST, SAP 69-613-041, Fund 204, Agency 204045, Object 652806

Abatement List for Board Approval

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 60288.

**Use of Personnel Savings in the County Veterans Service Office to
Contribute to the Ely Veterans Memorial**

BY COMMISSIONER _____

WHEREAS, The St. Louis County's Veterans Service Office relies on partnerships with other organizations throughout the region and state; and

WHEREAS, The proposed Ely Veterans Memorial is a community-wide effort initiated by local veterans and interested citizens; and

WHEREAS, During World War II, Ely, MN, had one-third of its population in uniform, representing the highest per capita participation in the country; and

WHEREAS, The overall project cost of the Ely Veterans Memorial is estimated to be \$80,000, with private donations to date totaling \$24,000; and

WHEREAS, The Ely City Council has requested that the St. Louis County Board of Commissioners provide financial support for the memorial project; and

WHEREAS, Minn. Stat. § 375.18, subd. 15, authorizes the County Board to appropriate funds to a nonprofit agency for certain authorized purposes, including veterans memorials; and

WHEREAS, The St. Louis County Veterans Service Office has savings available due to personnel changes in this division;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the transfer of \$10,000 from the personnel budget savings in the Veterans Service Office (Fund 100, Agency 124001) to the Operating Budget (Fund 100, Agency 124001, Object 629900);

RESOLVED FURTHER, That the St. Louis County Board directs the appropriate county officials to ensure that \$10,000 be appropriated to the City of Ely for distribution to the agency or agencies that are responsible for the planning and construction of the Ely Veterans Memorial to be located in Ely, MN.

**Application for License to Sell Tobacco Products at Retail
(Pike Township)**

BY COMMISSIONER _____

RESOLVED, That pursuant to St. Louis County Ordinance No. 51, the application for license to sell tobacco products at retail, on file in the office of the County Auditor, identified as County Board File No. 60372, is hereby approved and the County Auditor is authorized to issue the license to the following establishment:

Random ACT Inc d/b/a Kountry Krossroads, Pike Township, New;

RESOLVED FURTHER, That if named license holders sell their licensed business, the County Board may, at its discretion and after an investigation, transfer the licenses to a new owner, but without pro-rated refund to the license holders.

**Official Proceedings of the St. Louis County Special Board of
Appeal and Equalization for Assessment Year 2016, Payable 2017**

BY COMMISSIONER _____

RESOLVED, That the official proceedings of the St. Louis County Special Board of Appeal and Equalization for Assessment Year 2016, Payable 2017 for the meeting of June 15, 2016, are hereby approved.

**Committee Vacancy Advertisement –
St. Louis County Planning Commission**

BY COMMISSIONER _____

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

WHEREAS, There is one (1) vacancy to complete a three-year term on the Planning Commission to be filled through an advertised application process;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to advertise and accept applications until August 12, 2016 for a vacant position on the St. Louis County Planning Commission for a term expiring December 31, 2018.

Approval of the “St. Louis County 2016 Strategic Plan Update”

BY COMMISSIONER _____

WHEREAS, The St. Louis County Board initiated a high level Strategic Planning process designed to include both Commissioners and staff leadership in ways that support their respective organizational roles; and

WHEREAS, The result of these efforts is the “St. Louis County 2016 Strategic Plan Update” that can be used as a management and decision-making tool, to guide resource allocation, and to maintain focus on established priorities; and

WHEREAS, The plan’s key statements include Organizational Values, Mission Statement, Countywide Goals and Critical Issues that will be used as a guide for individual Department planning, budget development, and business improvement initiatives;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board hereby adopts the “St. Louis County 2016 Strategic Plan Update,” as found in County Board File No. _____.

Appointment of the Public Health & Human Services Director on an Interim Basis

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board appoints Linnea Mirsch to Public Health & Human Services Director on an interim basis, effective July 11, 2016 until a permanent director can be appointed, compensated at Management Compensation Pay Plan A1, Grade 32, Step M2 (\$132,350).

RESOLVED FURTHER, That Ms. Mirsch shall be returned to her former position as the Deputy County Administrator-Operations and Budget at the conclusion of her interim appointment as the Public Health & Human Services Director.

**Memorandum of Understanding with the City of Duluth
for the 2016 Justice Assistance Grant**

BY COMMISSIONER _____

WHEREAS, The federal government, through the Bureau of Justice Assistance, has made available \$41,022 in funding from the Justice Assistance Grant for approved prevention and controlling of crime; and

WHEREAS, The Bureau of Justice Assistance requires a Memorandum of Understanding between St. Louis County and the City of Duluth for purposes of outlining the cooperative agreement and allocation of funds;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a Memorandum of Understanding with the City of Duluth for the 2016 Justice Assistance Grant.