

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

November 8, 2016

County Board Room, Room No. 200, St. Louis County Courthouse, Duluth, 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 November 1, 2016.

Environment & Natural Resources Committee – Commissioner Rukavina, Chair

1. Application for repurchase of state tax forfeited land (non-homestead) by Ronald Abrahamson of Tower, MN. *[16-484]*
2. Public hearing established for December 13, 2016, at 9:40 a.m. at the Hoyt Lake Community Center, Hoyt Lakes, MN, to hear comments on the intent to re-issue a peat lease on state tax forfeited land located in Toivola Township to Northwoods Organics of Minnesota, LLC. *[16-488]*

Public Works & Transportation Committee – Commissioner Stauber, Chair

3. Cooperative agreement with the City of Hermantown for the installation of a fiber optic interconnect of four (4) traffic signals along U.S. Highway 53 and County State Aid Highway (CSAH) 32/West Arrowhead Road in Hermantown, MN (SAP 069-732-022, CP 0032-153443 TST). *[16-485]*
4. Cooperative agreement with the City of Chisholm to replace its underground water utilities in coordination with the Chisholm Roundabout Project at the intersection of MNTH-73 and CSAH 5 located in Chisholm (SAP 069-736-001, CP 0136-287483). *[16-486]*
5. Professional services agreement with WSB & Associates, Inc., of Minneapolis, MN, in the amount of \$117,000 to perform public outreach/education and design for a roundabout at the intersection of CSAH 13/Midway Road and CSAH 6/Maple Grove Road in Hermantown, MN (CP 0013-319131 TST). *[16-487]*

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Finance & Budget Committee – Commissioner Nelson, Chair

6. Intent to issue General Obligation Capital Improvement Bonds in the approximate amount of \$33,000,000 for the purpose of providing funds to (i) purchase an existing building located in Cook, MN, and to improve and equip such building for use as a public works facility; and (ii) construct an administrative building in Virginia, MN, including demolition of an existing building on the site. *[16-492]*
7. Workers' compensation report dated October 28, 2016.
8. Applications for license to sell tobacco products at retail, renewals.
9. Applications for license to sell tobacco products at retail, renewals with past violations.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

10. Reappoint David L. Sipila as St. Louis County Assessor to a four-year term beginning January 1, 2017 through December 31, 2020, subject to the approval of the Commissioner of Revenue. *[16-490]*

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 November 1, 2016, are hereby approved.

Repurchase of State Tax Forfeited Land – Abrahamson (Non-Homestead)

BY COMMISSIONER: _____

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owner subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and

WHEREAS, The applicant, Ronald Abrahamson of Tower, MN, has applied to repurchase state tax forfeited land legally described as:

TOWN OF BREITUNG
ELY 100 FT OF NLY 113.50 FT OF LOT 2, BLOCK 1
SOUDAN TOWN OF BREITUNG
Parcel Code: 270-0110-00023; and

WHEREAS, The applicant was the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, Approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Ronald Abrahamson of Tower, MN, on file in County Board File No. 60327, subject to payments including total taxes and assessments of \$9,531.46, service fee of \$114, deed tax of \$31.45, deed fee of \$25, recording fee of \$46, and hasp & locks cost of \$18, for a total of \$9,765.91 to be deposited into Fund 240 (Forfeited Tax Fund).

**Establish a Public Hearing on the Intent to Re-issue a Peat Lease on
State Tax Forfeited Land (Toivola Township)**

BY COMMISSIONER: _____

WHEREAS, Northwoods Organics of Minnesota, LLC, has requested that an existing peat lease be re-issued for 25 years; and

WHEREAS, Minn. Stat. § 282.04, Subdivision 1(h), authorizes the county auditor, with the approval of the county board, to grant leases for the removal of peat from state tax forfeited lands for a term not to exceed 25 years; and

WHEREAS, No lease for the removal of peat from state tax forfeited lands shall be made by the county auditor, pursuant to this section, without first holding a public hearing on the auditor's intention to lease;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board, pursuant to Minn. Stat. § 282.04, Subdivision 1(h), will hold a public hearing to hear comments on the intent to re-issue a peat lease on state tax forfeited land to Northwoods Organics of Minnesota, LLC, on Tuesday, December 13, 2016, at 9:40 a.m. at the Hoyt Lakes Community Center, Hoyt Lakes, MN.

**Cooperative Agreement with City of Hermantown to Install a
Fiber Optic Interconnect on CSAH 32/West Arrowhead Road**

BY COMMISSIONER _____

WHEREAS, St. Louis County, in cooperation with the Minnesota Department of Transportation (MnDOT), and the City of Hermantown, are preparing a project to install a fiber optic interconnect on US Highway 53 and County State Aid Highway (CSAH) 32/West Arrowhead Road in Hermantown, MN; and

WHEREAS, The project, identified as SAP 069-732-022, CP 0032-153443 TST, will provide fiber optic interconnect of four (4) traffic signals on Highway 53 at Loberg Avenue and CSAH 32/West Arrowhead Road, and on CSAH 32/West Arrowhead Road at Menards Drive and CSAH 91/Haines Road; and

WHEREAS, The fiber optic interconnect will improve efficiency and reduce traffic delays; and

WHEREAS, The cost of the project will be shared by St. Louis County (53% estimated at \$159,000), the City of Hermantown (20%, estimated at \$60,000) and MnDOT (27%, estimated at \$81,000) as determined by cooperative agreement;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into a cooperative agreement with the City of Hermantown to install a fiber optic interconnect along US Highway 53 and County State Aid Highway 32/West Arrowhead Road in Hermantown, MN, with the city's share of the project costs estimated at \$60,000 receipted into Fund 220, Agency 220392, Revenue Object 551503, City of Hermantown.

Cooperative Agreement with City of Chisholm – Water Utilities Replacement in Chisholm Roundabout Project on CSAH 5/136

BY COMMISSIONER _____

WHEREAS, St. Louis County, in cooperation with the Minnesota Department of Transportation and Hibbing Taconite, has prepared a project to construct a roundabout at the intersection of MNTH-73 and County State Aid Highway (CSAH) 5, in the City of Chisholm; and

WHEREAS, St. Louis County has a professional services contract with Short Elliott Hendrickson, Inc., to prepare the plan, specifications and engineer's estimate for the roundabout project; and

WHEREAS, The City of Chisholm has requested to replace its underground water utilities, located within the project, during the construction of the roundabout; and

WHEREAS, The City of Chisholm will provide a scope of professional services to Short Elliott Hendrickson, Inc., to prepare the plan, specifications and engineer's estimate to replace its underground water utilities, which will be incorporated into the roundabout plan; and

WHEREAS, The City of Chisholm will be responsible for the cost of its share of the professional services and the construction cost to replace its underground water utilities;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into a cooperative agreement with the City of Chisholm to replace its underground water utilities in coordination with the Chisholm Roundabout Project at the intersection of MNTH-73 and CSAH 5, located in Chisholm. This project is identified as SAP 069-736-001, CP 0136-287483, with funds received from Chisholm in Fund 220, Agency 220405, Revenue Object 551530, City of Chisholm.

Professional Services Agreement with WSB & Associates for Public Outreach/Education and Design Services – Proposed Roundabout at CSAH 13 and CSAH 6 (Hermantown)

BY COMMISSIONER _____

WHEREAS, St. Louis County, in cooperation with the Duluth-Superior Metropolitan Interstate Council, City of Duluth, and City of Hermantown, performed an Intersection Control Evaluation Study for eight (8) intersections in the Duluth and Hermantown areas in 2013; and

WHEREAS, The intersection of County State Aid Highway (CSAH) 13/Midway Road and CSAH 6/Maple Grove Road was included in this study, concluding that a roundabout is the preferred design for this intersection; and

WHEREAS, The Public Works Department submitted a request for proposals to six (6) engineering consultants to request public outreach/education and design services for this roundabout and WSB & Associates, Inc., of Minneapolis, MN, was selected as the engineering consultant through the quality based selection method;

THEREFORE, BE IT 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 WSB & Associates, Inc., of Minneapolis, MN, to perform public outreach/education and design a roundabout at the intersection of CSAH 13/Midway Road and CSAH 6/Maple Grove Road, in Hermantown, MN, identified as CP 0013-319131 TST. The total cost of these services is \$117,000, payable from Fund 204, Agency 204076, Object 626600.

RESOLUTION OF THE BOARD OF COMMISSIONERS OF ST. LOUIS COUNTY, MINNESOTA, DECLARING OFFICIAL INTENT FOR THE ISSUANCE OF GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS

BE IT RESOLVED, by the Board of Commissioners (the “Board”) of St. Louis County, Minnesota (the “County”), as follows:

Section 1. Authority. Pursuant to authority contained in Minnesota Statutes, Section 373.40 (the “Act”) and Minnesota Statutes, Chapter 475, the Board does hereby declare its intent to issue and sell General Obligation Capital Improvement Bonds of the County (the “Bonds”), in the approximate amount of \$33,000,000 for the purpose of providing funds to (i) purchase an existing building located in Cook, Minnesota, and to improve and equip such building for use as a public works facility; and (ii) construct an administrative building in Virginia, Minnesota, including demolition of an existing building on the project site; each as authorized by the Act and for the payment of costs of issuance of the Bonds.

Section 2. Official Terms of Offering; Repayment of Bonds. The official terms of offering and the form, specifications and provisions for repayment of the Bonds shall be set forth in subsequent resolutions of the Board.

Section 3. Official Intent. This resolution constitutes a declaration of official intent under Treasury Regulations Section 1.150-2. The County reasonably expects to reimburse expenditures with respect to the capital improvements being financed with the proceeds of the Bonds.

Adopted: _____, 2016.

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated October 28, 2016, on file in the office of the County Auditor, identified as County Board File No. 60274, is hereby received and ratified as payable from Fund 730, Agency 730001.

Applications for License to Sell Tobacco Products at Retail – Renewals

BY COMMISSIONER _____

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

Edwards Oil, Inc., d/b/a Hoyt Lakes Lucky Seven, City of Hoyt Lakes;

Wayside Corner Store, Inc., d/b/a Wayside Corner Store, New Independence Township.

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

**Applications for License to Sell Tobacco Products at Retail –
Renewals with Past Violations**

BY COMMISSIONER _____

RESOLVED, That pursuant to St. Louis County Ordinance No. 51, the applications for license to sell tobacco products at retail, on file in the office of the County Auditor, identified as County Board File No. 60372, are hereby approved and the County Auditor is authorized to issue the licenses to the establishments listed below.

The following license holders were issued a tobacco violation citation on the dates as stated:

Buffalo Valley, Inc., d/b/a Buffalo House, Midway Township, October 30, 2012;

Susan Chalstrom/John Chalstrom, d/b/a Chalstrom's Bait, Rice Lake Township, December 31, 2002, December 22, 2004, and November 22, 2008;

Van Gillen's Dry Dock Bar, Inc., d/b/a Dry Dock Bar & Restaurant, Midway Township, October 30, 2012;

Edwards Oil, Inc., d/b/a Edwards Lucky 7, Ashawa, City of Cook, September 7, 1998, August 25, 2001, October 18, 2002, and November 4, 2011;

Holiday Stationstores, Inc., d/b/a Holiday Stationstore #85, City of Proctor, October 25, 2015;

Holiday Stationstores, Inc., d/b/a Holiday Stationstore #184, White Township, December 14, 2011;

Holiday Stationstores, Inc., d/b/a Holiday Stationstore #409, Canosia Township, October 5, 2013;

Edwards Oil, Inc., d/b/a Lucky Seven General Store, Aurora, City of Aurora, December 14, 2011, and March 3, 2015;

Proctor Milk House, Inc., d/b/a Proctor Milk House, Inc., City of Proctor, September 30, 1998, December 22, 2000, July 12, 2011, October 17, 2013, and November 8, 2014.

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

County Assessor Reappointment

BY COMMISSIONER _____

WHEREAS, Minn. Stat. § 273.061 declares that the term of office as county assessor shall begin on January 1 of every fourth year after 1973; and

WHEREAS, January 1, 2017 will begin a new term of office for county assessors statewide;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board reappoints David L. Sipila, St. Louis County Assessor, to a four-year term beginning January 1, 2017 through December 31, 2020, pursuant to the provisions of Minn. Stat. § 273.061, subject to the approval of the Commissioner of Revenue.