

LEGAL NOTICES

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD LAKE COUNTY, MINNESOTA

Tuesday, April 23, 2019. Lake County Board of Commissioners, Lake County, Minnesota. Board meeting was held in the Lake County Service Center, in the Split Rock River Room, located at 616 Third Avenue, Two Harbors, Minnesota. Board members present: District 1 Commissioner Peter R. "Pete" Walsh, District 2 Commissioner Derrick L. "Rick" Goutermont, District 3 Commissioner Richard C. "Rick" Hogenson, District 4 Commissioner Jeremy M. Hurd, District 5 Commissioner Rich Sve. Board members absent: None. Also present: County Administrator Matthew Huddleston and Laurel D. Buchanan, Clerk of the Board. Unless otherwise stated, all actions have been approved by unanimous yea vote. Board Chairperson Rich Sve called the meeting to order at 2:00 p.m. and led the recitation of the Pledge of Allegiance.

MOTION WALSH, SECOND HOGENSON: 01 - Approval of the agenda. Absent: None

Board Chair Rich Sve opened the floor for public comments. No public comments were made.

Lake County Environmental Services Director Christine McCarthy presented her department's annual update. Ms. McCarthy is beginning her fifth year of service at Lake County. Four years ago, her department was created when Lake County combined two departments (Planning & Zoning and Solid Waste) into one department: Lake County Environmental Services.

Ms. McCarthy advised that there are 200 field verifications to be done on the well location project. This is the last part of the county's in-kind help with this project. Data documented in the well location project will be useful for the Minnesota Geological Society, Geo Atlas, and the Well Index Survey. Ms. McCarthy discussed how the parcel viewer online availability has helped property owners look up parcel information. The new aerial photography scheduled for 2019 is expected to be helpful for the Environmental Services Department when the aerial images become available. She reviewed that we are moving from paper copies to electronic plat maps. Staff members are reviewing past lists of permitted gravel pits.

Lake County has provided outreach and training, including septic residential workshops. We are working with the University of Minnesota (U of M) on that. These workshops were well attended in both Two Harbors and Fall Lake Township town hall. There are plans for another training to be held in Two Harbors and one to be held in Finland, Minnesota. Lake County Waste Advisory Committee (LCWAC) has had three (3) meetings with stakeholders. A fourth meeting is to be scheduled in the next couple of months. Minnesota GreenCorps program staff has been a great help with outreach and education with Lake County as a host site. Lake County has been a host site for MN GreenCorps for the last two program years and has had a great experience. We plan to continue with our outreach and education efforts at Lake County level but have not applied to be a host site for the next program cycle of MN GreenCorps.

The recycling trailers "Thelma and Louise" have been well received in the community and are scheduled to be present at many upcoming events in Lake County. Ms. McCarthy talked about funding changes with the Governor's budget. Efforts are underway to establish a new Municipal Solid Waste (MSW) landfill for the region. There were questions about whether the Pollution Control Agency (PCA) would allow this. Ms. McCarthy talked about the Certificate of Need (CON) and waste dedication and how that works for landfills in the region.

Ms. McCarthy reviewed recycling materials marketing values from 2015 through 2018. She discussed funding including grants from the Minnesota Department of Revenue (DOR) and the Natural Resources Block Grant (NRBG), that are distributed from the Minnesota Board of Water and Soil Resources (BWSR). She also reviewed funding sources such as the Governor's Select Committee on Recycling and the Environment (SCORE) Block Grant through the Minnesota Pollution Control Agency (MPCA) and the Household Hazardous Waste (HHW) Stipend from MPCA distributed from Western Lake Superior Sanitary District (WLSSD).

Other Planning and Zoning revenue sources include Land Use Permits (LUP), Conditional Use Permits (CUP), Interim Use Permits (IUP), Variances, Plats, Administrative Subdivisions, After-the-Fact (ATF) fees, Septic permits, and Compliance Inspections. These funding sources help us with managing state programs such as Riparian Protection Aid "Buffer Aid", Shoreland, Local Water Management, Wetland Conservation Act (WCA), and Subsurface Sewage Treatment Systems (SSSTs). Don Runnberg continues to help us with Septic Permits and Compliance Inspections. Other Solid Waste department revenue sources include haulers licensing, landfill annual and day passes, white goods, landfill disposal fees, mattresses, sale of recyclables, paint care, and Minnesota Department of Agriculture pesticide reimbursement.

Lake County Administrator Matthew Huddleston updated the Board of Commissioners on several items of county business. Lake County Highway Department staff members are starting to move their offices into the new Lake County Highway Department Facility. On April 29, 2019, the highway department facility will be open to the public. Mr. Huddleston advises that we are still working towards the June 3rd deadline of the Lake Connections sale. The Federal Communications Commission (FCC) confirmed that Lake County is not in default on the FCC grant as was previously stated in correspondence from FCC staff.

Mr. Huddleston advises that there is nothing new to report on the potential lodging sales tax. The next lodging sales tax committee meeting could be held in May. Mr. Huddleston updated the Board on his conversation with Brian Forsberg, General Manager / Owner of Timber Trail Lodge & Resort. Mr. Forsberg is President of the Board of Directors for the Ely Chamber of

Commerce and is Treasurer for the Ely Area Tourism Bureau. Fall Lake resident Eva Sebastian was present at the Board of Commissioners meeting.

Mr. Huddleston updated the Board of Commissioners on a cartway petition that has been received by our office. The parcel is located in an Unorganized Territory of Lake County. Unorganized territories have no township board. The County receives cartway petitions for areas where there is no township board (unorganized territories). Mr. Huddleston showed the Commissioners a Geographic Information Systems (GIS) map of where the parcel and neighboring parcels are located. The map also shows Crooked Lake Boat Access. County Attorney Russ Conrow is currently reviewing the cartway petition to see if it meets statutory requirements and will advise on next steps.

County Auditor Linda Libal updated the Board of Commissioners that property tax statements have been sent to property owners. She reviewed the volume of online payments and how that has increased compared to last year. Ms. Libal updated the Board on the process of Lake County becoming the fiscal agent for Minnesota Counties Information Systems (MCIS) in 2020. The Lake County Auditor's Office has been in communication with the school district regarding the upcoming change in polling place for Unorganized Territory No. 2 Precinct 3 (UT2P3). This proposed change in polling place is a proposed Board Resolution for this meeting, and if approved, would be effective for the elections in 2020.

MOTION GOUTERMONT, SECOND HURD: 02 - Approve Consent Agenda as presented:

1. Approve County Board of Commissioners' meeting minutes from April 9, 2019.

2. Approve Health and Human Services claims payments in the following amounts:

- a. Administrative payments \$ 14,148.76
- b. Region III Adult Behavioral Health Initiative payments \$ 131,785.74

3. Authorize payment to Impact for Tax Statements and Valuation Notices, Invoice 139480 in the amount of \$7,929.95.

4. Adopt the findings by the Planning Commission and approve the Interim Use Permit, I-19-004, for Craig Anshus.

5. Adopt the findings by the Planning Commission and approve the Interim Use Permit, I-19-005, for Blacklock Nature Sanctuary.

6. Adopts the findings by the Planning Commission and approve the Interim Use Permit, I-19-006, for Thomas Berscheid.

7. Authorize payment in the amount of \$6,506.00. to Ballard Spahr LLP, for professional services rendered through February 28, 2019. (Invoice No. 20190303813 dated March 18, 2019).

8. Authorize the Board Chair to sign the Joint Powers Agreement (JPA) for Civil Commitment Representation for St. Louis, Carlton, Lake and Cook Counties (Damion 2019-012773).

9. Approve Minnesota Lawful Gambling Application for Organic Consumers Association to conduct excluded bingo on May 5, 2019; June 2, 2019; July 7, 2019; and August 4, 2019; at the Clair Nelson Community Center, 6866 Cramer Rd, Finland, Minnesota.

10. Authorize payment in the amount of \$12,717.61 to Consolidated Telephone Company, invoice INV-3427, for March & April commissions, March trouble tickets, and payroll of 4/12/2019.

11. Approve and authorize Board Chair to sign a non-exclusive easement reserving and dedication to the public an easement 50 feet wide, 25 feet each side of the centerline, for trail and access purposed over the NE/NE and the NW/NE of Section 32, Township 64 North, Range 11 West Fourth Principal Meridian, Lake County, Minnesota said land having forfeited to the State of Minnesota for non-payment of real estate taxes.

12. Approve resolution for 2019-01 Land Sale List of Tax-Forfeited Land: BE IT RESOLVED, that all parcels of tax-forfeited land listed on 2019-01 Land Sale List of Tax-Forfeited Land having been classified as non-conservation; that the basic sale price of each parcel on 2019-01 Land Sale List of Tax-Forfeited Land, be approved and authorization for a public sale of this land be granted, pursuant to M.S. 282.01; that the sale will be held September 13th, 2019 at 10:00 AM by the Lake County Auditor at the Lake County Courthouse, for not less than the basic sale price; and that all sales shall be full payment or on the terms set forth in 2019-01 Land Sale List of Tax-Forfeited Land.

13. Resolution approving land and timber valuations for the lands to be exchanged between Lake County and Robinson.

14. Approve resolution for School Forest Designation in support the designation of 40 acres of tax forfeit land (per Resolution No. 01061208); further resolved, Lake County supports the free conveyance to the Lake Superior School District allowed by MN Statute 89.41.

15. Approve Highway Department purchase of 2019 Caterpillar M317F without ride control from Ziegler (through State of Minnesota CPV Contract E-95(5)) in the amount of \$255,458.29 including shipping.

16. Approve trade-in of Unit 5982 (1998 Caterpillar M318) to Ziegler for the value of \$25,000.00 or more.

17. Authorize Highway Department to begin seasonal four ten-hour days per week schedule on Monday, May 6, 2019.

18. Approve CSP 018-001 (2018 crushing) final payment to Louis

Leustek & Sons, Inc. in the amount of \$6,584.83 for contract total of \$200,995.58.

19. Approve 2019 City of Two Harbors Street and Alley Improvements within county right-of-way at: intersection of 15th St. and 9th Ave.; and two 8th St. alleys as set forth by Bolton & Menk plan set dated March 25, 2019.

20. Authorize City of Two Harbors re-imbursable services request for 2019 wastewater treatment plant sea wall repair.

21. Approve sale of 30 cubic yards of crushed material at cost from Little Marais Pit to Department of Natural Resources for Little Marais River parking lot.

22. Authorize county pit as an optional source for 2019 City of Silver Bay sanitary sewer project.

23. Authorize payment to Cooperative Light and Power in the amount of \$47,437.61, for payment of Invoice No. 10069. Absent: None

MOTION HOGENSON, SECOND HURD:

03 - Approve proclamation in recognition of Mental Health Awareness Month and proclaim May 2019 as "Mental Health Awareness Month". Absent: None

MOTION WALSH, SECOND GOUTERMONT: 04 - Approve resolution proposed by the Duluth Area Chamber of Commerce Military Affairs Committee in Support of the 148th Fighter Wing: The Lake County Board of Commissioners supports and encourages viability of the 148th Fighter Wing, Minnesota Air National Guard Base in Duluth, Minnesota, by asking Congress and the appropriate Military Leadership to place new F-35 aircraft there as soon as possible in support of our nation's defense. Absent: None

MOTION HURD, SECOND HOGENSON: 05 - Approve a change in polling place for Unorganized Territory No. 2, Precinct 3 (UT2P3) and Unorganized Territory No. 2, Precinct 4 (UT2P4) beginning in 2020, from Two Harbors High School (1640 Hwy 2) to Lake County Highway Department Facility (1513 Hwy 2). Absent: None

MOTION HURD, SECOND WALSH: 06 - Approve the change in employment status of Richard Kempfer. Sign Maintenance Worker, due to completion of trial period effective April 26, 2019. Absent: None

MOTION GOUTERMONT, SECOND HOGENSON: 07 - Approve the change in employment status of Cynthia Schut, Administrative Clerk, due to completion of probation effective April 29, 2019. Absent: None

MOTION WALSH, SECOND HURD: 08 - Adjourn County Board of Commissioners' meeting at 3:16 p.m. Absent: None

The Lake County Board of Commissioners will convene for the following meetings:

- County Board Workshop / Strategic Planning Session. Lake County Highway Department facility community meeting room, 1513 Highway 2, Two Harbors, Minnesota, at 1:00 p.m. on Tuesday, April 30, 2019.
- An agenda meeting will be held at Lake County Service Center, Split Rock River Room, 616 Third Avenue, Two Harbors, Minnesota, at 2:00 p.m. on Tuesday, May 7, 2019.
- A regular meeting will be held at Lake County Service Center, Split Rock River Room, 616 Third Avenue, Two Harbors, Minnesota, at 2:00 p.m. on Tuesday, May 14, 2019.
- Committee of the Whole. Meeting will be held at the Knife River Recreation Center, Knife River, Minnesota, at 6:00 p.m. on Tuesday, May 21, 2019.

ATTEST:
Laurel D. Buchanan
Clerk of the Board
Rich Sve, Board Chairperson
Lake County Board of Commissioners

Northshore Journal: May 31, 2019

STATE OF MINNESOTA COUNTY OF LAKE DISTRICT COURT PROBATE DIVISION SIXTH JUDICIAL DISTRICT

Estate of
LOIS B. SAND, a/k/a LOIS M. SAND,
Decedent.

Court File No. 38-PR-19-215

NOTICE AND ORDER OF HEARING ON PETITION FOR FORMAL SUMMARY ASSIGNMENT OR DISTRIBUTION IN AN EXEMPT ESTATE (INTESTATE)

Notice is given that a petition has been filed requesting that the Estate assets be summarily assigned and distributed without probate administration.

Any objections to the Petition must be filed with the Court prior to or raised at the hearing. If proper, and if no objections or claims are filed or raised, the Court may issue a decree distributing or assigning the Estate's assets.

It is Ordered and Notice is now given that the Petition will be heard on **July 11, 2019, at 9:15 a.m.**, by this Court at **Lake County Courthouse, 601 Third Avenue, Two Harbors, Minnesota 55616.**

/s/ Michael J. Cuzzo
Judge of District Court
May 15, 2019 at 2:14 PM

Amy Turnquist,
Chelsea Opdahl, Deputy
Court Administrator

Attorney for Petitioner:
Sandra E. Butterworth (# 13869)
501 Lake Avenue South, Suite 400
Duluth, MN 55802
(218) 722-1411

Northshore Journal: May 24 & 31, 2019

NOTICE OF A PUBLIC HEARING ON A REQUEST FOR A VARIANCE FROM THE REQUIREMENTS OF THE LAND USE ORDINANCE OF LAKE COUNTY, MINNESOTA.

Notice is hereby given that the Lake County Board of Adjustment will conduct a public hearing on behalf of, and authorizing by, the Lake County Board of Commissioners on **June 10, 2019 at 5:00 P.M. (reconvening of hearing 12/17/18)**, in the Law Enforcement Center of the Lake County Courthouse, 601 Third Avenue, Two Harbors, MN 55616 at which time interested parties shall have the opportunity to discuss the granting of the following request:

In accordance with Article 25 of Lake County Land Use Ordinance #12, this request, if approved, would allow relief from the road setback and bluff setback for a 12' by 14' shed; allow relief from the side-yard setback for an existing house on property described as N 206.70 ft of Lot 3 E of C/L of vacated MN T H No. 61, Sec. 1, Tsp. 56, Rge. 7, 1-acre, zoned R-4/Residential-4, District, two-acre minimum, Beaver Bay Township.

Andrew Beim - V-18-014- dated this 31st day of May 2019.

Jon Fogelberg, Chairman, Lake County Board of Adjustment.

Northshore Journal: May 31, 2019

STATE OF MINNESOTA COUNTY OF LAKE SIXTH JUDICIAL DISTRICT DISTRICT COURT PROBATE DIVISION

Estate of
Stephen Douglas Kofstad,
Decedent

Court File No.38-PR-19-194

NOTICE OF AND ORDER OF HEARING ON PETITION FOR FORMAL ADJUDICATION OF INTESTACY, DETERMINATION OF HEIRSHIP, APPOINTMENT OF PERSONAL REPRESENTATIVE AND NOTICE TO CREDITORS

It is Ordered and Notice is given that on **July 11, 2019 at 9:00 a.m.**, a hearing will be held in this Court at Two Harbors, Minnesota, Minnesota, Minnesota, for the adjudication of intestacy and determination of heirship of the Decedent, and for the appointment of Lake County, whose address is Lake County Courthouse, 601 Third Avenue, Two Harbors, MN, 55616 as Personal Representative of the Estate of the Decedent in a SUI-VERSED administration. Any objections to the Petition must be filed with the Court prior to or raised at the hearing. If proper and no objections are filed or raised, the Personal Representative will be appointed with the full power to administer the Estate, including the power to collect all assets, to pay all legal debts, claims, taxes and expenses, to sell real and personal property, and do all necessary acts for the Estate.

Notice is further given that, subject to Minn. Stat. 524.3-801, all creditors having claims against the Estate are required to present the claims to the Personal Representative or to the Court Administrator within four months after the date of this Notice or the claims will be barred.

/s/ MICHAEL J. CUZZO
Judge of District Court

May 8, 2019 Amy Turnquist/
Chelsea Opdahl, Deputy
Court Administrator

Attorney for Petitioner
RUSSELL H. CONROW
Lake County Attorney
601 Third Avenue
Two Harbors, MN 55616
Attorney License No: 281955
Telephone: (218) 834-8375
FAX: (218) 834-8397
Email: russ.conrow@co.lake.mn.us

Northshore Journal:
May 24 & 31, 2019

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SECTION 00020 - ADVERTISEMENT FOR BIDS WASTEWATER TREATMENT FACILITY IMPROVEMENTS SILVER BAY, MN

RECEIPT AND OPENING OF PROPOSALS: Sealed proposals for the work described below will be received by the Administrator at City Hall, 7 Davis Drive, Silver Bay, MN 55614 at 11:00 a.m. on Thursday, June 27, 2019 at which time the bids will be opened and publicly read.

DESCRIPTION OF WORK: The work includes the following:

- A. Construction of improvements to the existing Wastewater Treatment Facility at the City of Silver Bay, MN. The construction of improvements include: a new pretreatment building, including a mechanical fine screen, a manual screen, vortex grit removal, grit pump and grit separation system. The building also includes a new mechanical and an electrical room.
- B. The construction work includes installation of dome covers on two (2) existing primary clarifiers, one (1) secondary clarifiers and two (2) tertiary clarifiers.
- C. Rehabilitation work includes: removal of existing mixers from the primary digester and installation of a new mixer.
- D. Construction of proposed facility shall not interrupt the current treatment process or result in bypass.
- E. Demolition of the existing wastewater treatment facility as shown on the drawings.
- F. Rock excavation as needed for the structures, buildings, and site piping.

COMPLETION OF WORK: All work under the Contract must be complete within Five Hundred Forty Five (545) calendar days after receipt of the Notice to Proceed.

MINIMUM CONTRACTOR QUALIFICATIONS: The Bidder shall have experience as a General Contractor in the successful completion of at least three municipal water or wastewater treatment plants within the last five (5) years.

OBTAINING CONTRACT DOCUMENTS AND BIDDING REQUIREMENTS: Plans and specifications and all contract documents may be obtained at the office of Bolton & Menk, Inc., 7533 Sunwood Drive NW, Suite 206, Ramsey, MN 55303, upon payment of \$100.00, (includes sales tax); non-refundable for each full set of specifications and accompanying drawings. Additional shipping charges will apply for delivery to any address not within the lower 48 states. Complete digital project bidding documents are available at www.questcdn.com. You may view the digital plan documents for free by entering Quest project #5494535 on the website's Project Search page. Documents and specifications for this project may be obtained at the office of Bolton & Menk, Inc., 7533 Sunwood Drive NW, Suite 206, Ramsey, MN 55303, upon payment of \$100.00, (includes sales tax); non-refundable for each full set of specifications and accompanying drawings. Additional shipping charges will apply for delivery to any address not within the lower 48 states. Complete digital project bidding documents are available at www.questcdn.com. You may view the digital plan documents for free by entering Quest project #5494535 on the website's Project Search page. Documents

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