

INTERGOVERNMENTAL RELATIONS COMMITTEE

14-0108R

RESOLUTION ACCEPTING DEDICATION OF ROAD EASEMENT SERVING  
PUBLIC SAFETY BUILDING AND CHRIS JENSEN HOME FROM ST.  
LOUIS COUNTY.

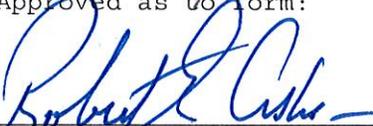
CITY PROPOSAL:

RESOLVED, that the proper city officials are hereby authorized to accept the dedication of a road easement from St. Louis County in the form of Public Document No. \_\_\_\_\_ on file in the office of the city clerk dedicating to the general public a 66 foot wide road easement over the property described therein running from Rice Lake Road to Arlington Avenue providing public access to the joint city-county public safety building complex and the Chris Jensen Home.

Approved:

  
\_\_\_\_\_  
Department Director

Approved as to form:

  
\_\_\_\_\_  
Attorney

Approved for presentation to council:

  
\_\_\_\_\_  
Chief Administrative Officer

Approved:

  
\_\_\_\_\_  
Auditor

ENG/ATTY REA:de 02/27/2014

STATEMENT OF PURPOSE: The purpose of this resolution is to accept the dedication of a road easement from St. Louis County for the road providing access to the

Public Safety Building complex occupied by the Duluth Police Department and the St. Louis County Sheriff's Department and to the Chris Jensen Home.

The County has for many years owned a large tract of property between Rice Lake Road and Arlington Avenue south of Arrowhead Road. A substantial part of this property was originally occupied by the old County Work Farm. A portion of it was also occupied by the County-owned Chris Jensen Home facility.

More recently the County had constructed a public safety building on the property and finally the City leased a portion of the property and constructed a new police headquarters facility which was integrated into the existing County public safety facility to create a joint public safety building.

As part of the agreement for the joint facility, the City and the County jointly improved the road to City standards and the City agreed to accept the donation of an easement to provide public access over what had been county-owned "driveways" (as opposed to being a public street) so that there would be true public access to all of the facilities in the tract.

This resolution would authorize acceptance of that easement.

## EASEMENT AGREEMENT

This EASEMENT AGREEMENT, entered into this \_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between the County of St. Louis, a body politic and corporate created and existing under the laws of the State of Minnesota, "Grantor" and the City of Duluth, a municipal corporation created and existing under the laws of the State of Minnesota, "Grantee":

WITNESSETH:

Whereas, Grantor is the owner of property in St. Louis County, Minnesota located as follows: (the "Property"):

all that part of the NW1/4 of Section 16, Township 50, Range 14 West lying west of Rice Lake Road, east of Arlington Avenue, and south of Arrowhead Road

and;

Whereas, Grantor wishes to convey to the Grantee an easement as hereinafter described for street and highway purposes over the Property for the benefit of the Property and at no cost to Grantee.

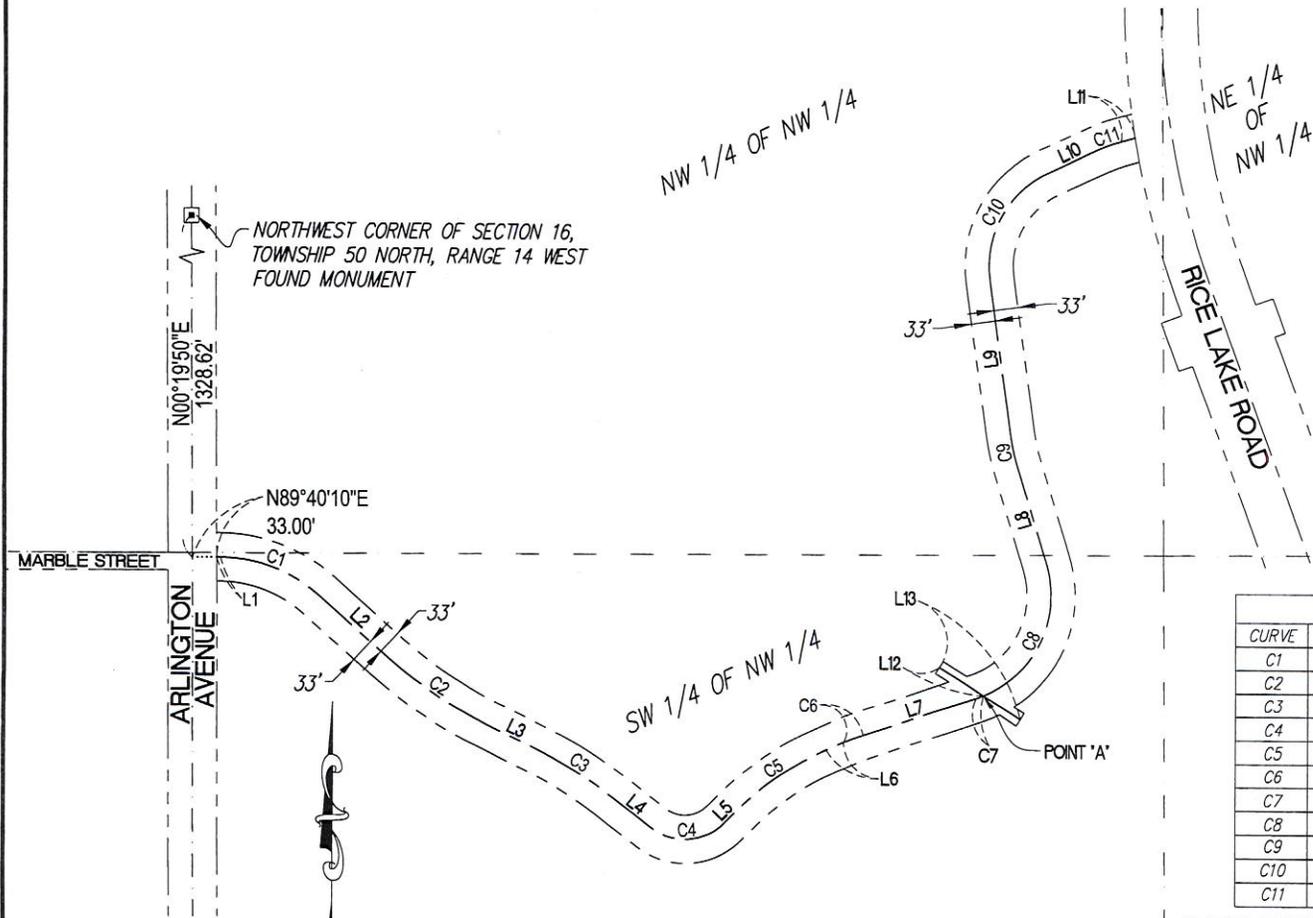
NOW THEREFORE, in consideration of good and valuable consideration, the sufficiency of which is hereby acknowledged and agreed, Grantor does grant and convey to Grantee in trust for the general public a permanent, perpetual and exclusive easement for public roadway and utility purposes over the Property, the location of which easement is more particularly described as follows:

See Exhibit A and Exhibit B attached hereto and made a part hereof.



# EXHIBIT

Prepared for City of Duluth



LINE TABLE		
LINE	BEARING	LENGTH
L1	N89°59'51"E	5.08'
L2	S47°57'23"E	126.37'
L3	S63°36'47"E	74.93'
L4	S52°13'45"E	71.55'
L5	N44°41'51"E	25.99'
L6	N65°55'56"E	26.10'
L7	N71°25'26"E	163.35'
L8	N16°58'32"W	136.90'
L9	N07°46'13"W	212.85'
L10	N65°04'44"E	75.78'
L11	N74°31'53"E	19.70'
L12	N57°15'19"W	72.00'
L13	S57°15'19"E	132.00'

CURVE TABLE				
CURVE	RADIUS	CENTRAL ANGLE	ARC LENGTH	CHORD BEARING
C1	200.00'	42°02'46"	146.77'	S68°58'46"E
C2	600.00'	15°39'24"	163.96'	S55°47'05"E
C3	600.00'	11°23'02"	119.21'	S57°55'16"E
C4	75.00'	83°04'24"	108.74'	N86°14'03"E
C5	400.00'	21°14'05"	148.25'	N55°18'53"E
C6	300.00'	5°29'30"	28.75'	N68°40'41"E
C7	150.00'	4°02'36"	10.59'	N69°24'08"E
C8	150.00'	84°21'22"	220.84'	N25°12'09"E
C9	300.00'	9°12'19"	48.20'	N12°22'22"W
C10	140.00'	72°50'57"	178.00'	N28°39'16"E
C11	200.00'	9°27'09"	33.00'	N69°48'19"E

REVISED: 12/28/14 addressing scrivners & rounding error in Line Table for L9 & L11

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Print Name: Paul A. Vogel

License # 44075

Signature:

Date: 02/28/2014

REVISED: 12/14/12

DATE PREPARED: 11/26/12

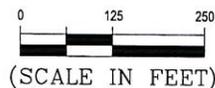
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SHEET 1 of 1 SHEETS

**DULUTH**  
21 W. Superior Street  
Suite 500  
Duluth, MN 55802  
TEL 218/727-8446  
FAX 218/727-8456  
http://www.LHBcorp.com

**MINNEAPOLIS**  
250 Third Avenue North  
Suite 450  
Minneapolis, MN 55401  
TEL 612/338-2029  
FAX 612/338-2088



Basis of Bearing is Grid North,  
St. Louis County Transverse  
Mercator 96 Coordinate System.

## Public Access Road

3/07/2014

A Sixty-Six Foot (66.00') wide easement for public road access over, under and across that part of the Northwest Quarter (NW1/4), Section Sixteen (16), Township Fifty (50) North, Range Fourteen (14) West of the Fourth Principal Meridian; being centered on the following described line:

Commencing at the Northwest corner of Section Sixteen (16), thence South 00 degrees 19 minutes 50 seconds East, along the West line of said Section 16, a distance of 1328.62 feet; thence North 89 degrees 40 minutes 10 seconds East a distance of 33.00 feet to the intersection with the Easterly right of way line of Arlington Avenue and being the Point of Beginning of said centerline to be described; thence North 89 degrees 59 minutes 51 seconds East, a distance of 5.08 feet; thence continuing Easterly along said centerline, a distance of 146.77 feet along a tangential curve concave to the South having a radius of 200.00 feet and a central angle of 42 degrees 02 minutes 46 seconds; thence continuing along said centerline, tangent to said curve, South 47 degrees 57 minutes 23 seconds East, a distance of 126.37 feet; thence continuing Easterly along said centerline, a distance of 163.96 feet along a tangential curve concave to the North having a radius of 600.00 feet and a central angle of 15 degrees 39 minutes 24 seconds; thence continuing along said centerline, tangent to said curve, South 63 degrees 36 minutes 47 seconds East, a distance 74.93 feet; thence continuing Easterly along said centerline, a distance of 119.21 feet along a tangential curve concave to the South having a radius of 600.00 feet and a central angle of 11 degrees 23 minutes 02 seconds; thence continuing along said centerline, tangent to said curve, South 52 degrees 13 minutes 45 seconds East, a distance of 71.55 feet; thence continuing Easterly along said centerline, a distance of 108.74 feet along a tangential curve concave to the North having a radius of 75.00 feet and a central angle of 83 degrees 04 minutes 24 seconds; thence continuing along said centerline, tangent to said curve, North 44 degrees 41 minutes 51 seconds East, a distance 25.99 feet; thence continuing Easterly along said centerline, a distance of 148.25 feet along a tangential curve concave to the South having a radius of 400.00 feet and a central angle of 21 degrees 14 minutes 05 seconds; thence continuing along said centerline, tangent to said curve, North 65 degrees 55 minutes 56 seconds East, a distance 26.10 feet; thence continuing Easterly along said centerline, a distance of 28.75 feet along a tangential curve concave to the South having a radius of 300.00 feet and a central angle of 5 degrees 29 minutes 30 seconds; thence continuing along said centerline, tangent to said curve, North 71 degrees 25 minutes 26 seconds East, a distance 163.35 feet; thence continuing Easterly and Northerly along said centerline, a distance of 10.59 feet along a tangential curve concave to the West having a radius of 150.00 feet and a central angle of 4 degrees 02 minutes 36 seconds to a point hereinafter referred to as Point "A"; thence continuing Easterly and Northerly along said centerline, a distance of 220.84 feet along same tangential curve concave to the West having a radius of 150.00 feet and a central angle of 84 degrees 21 minutes 22 seconds; thence continuing along said centerline, tangent to said curve, North 16 degrees 58 minutes 32 seconds West, a distance 136.90 feet; thence continuing

Northerly along said centerline, a distance of 48.20 feet along a tangential curve concave to the East having a radius of 300.00 feet and a central angle of 9 degrees 12 minutes 19 seconds; thence continuing along said centerline, tangent to said curve, North 7 degrees 46 minutes 13 seconds West, a distance 212.85 feet; thence continuing Easterly along said centerline, a distance of 178.00 feet along a tangential curve concave to the East having a radius of 140.00 feet and a central angle of 72 degrees 50 minutes 57 seconds; thence continuing along said centerline, tangent to said curve, North 65 degrees 04 minutes 44 seconds East, a distance 75.78 feet; thence continuing Easterly along said centerline, a distance of 33.00 feet along a tangential curve concave to the South having a radius of 200.00 feet and a central angle of 9 degrees 27 minutes 09 seconds; thence continuing along said centerline, tangent to said curve, North 74 degrees 31 minutes 53 seconds East, a distance 19.70 feet, more or less, to the westerly Right of Way line of Rice Lake Road and said centerline there terminating.

TOGETHER WITH

A Twenty Foot (20.00') wide easement for public road access over, under and across that part of the Northwest Quarter (NW1/4), Section Sixteen (16), Township Fifty (50) North, Range Fourteen (14) West of the Fourth Principal Meridian; not included in the above described easement and being centered on the following described line:

Commencing at the aforementioned Point "A"; thence North 57 degrees 15 minutes 19 seconds West, a distance 72.00 feet to the Point of Beginning of the line to be described; thence South 57 degrees 15 minutes 19 seconds East, a distance 132.00 feet and said line there terminating.



*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: January 28, 2014 Resolution No. 14-66*  
*Offered by Commissioner: Nelson*

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**Easement to City of Duluth for Service Road at Public Safety Campus**

WHEREAS, St. Louis County is the fee owner of the property known as the Public Safety Campus (former county Poor Farm); and

WHEREAS, The City of Duluth is requesting that St. Louis County grant a Public Road Easement over county fee owned land as part of the process for designating the service road as a City of Duluth Street; and

WHEREAS, Minn. Stat. § 465.035 allows such conveyances to other Governmental Entities and Public Corporations;

THEREFORE, BE IT RESOLVED, That pursuant to the requirements and procedures of Minn. Stat. § 465.035, the Chair of the County Board and the County Auditor are authorized to execute a Public Road Easement over county fee land to the City of Duluth. Said easement is shown on the attached map and Exhibits A and B, on file in the Property Management Department;

RESOLVED FURTHER, This easement is granted with no monetary consideration from either party.

Commissioner Nelson moved the adoption of the Resolution and it was declared adopted upon the following vote:

Yeas – Commissioners Dahlberg, Stauber, Nelson, Raukar and Chair Forsman - 5

Nays – None

Absent – Commissioners Jewell and Boyle - 2

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STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

I, DONALD DICKLICH, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 28<sup>th</sup> day of January, A.D. 2014, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 28<sup>th</sup> day of January, A.D., 2014.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board

# Easement Exhibit Map Service Road Public Safety Campus

