

# HENNEPIN COUNTY

## MINNESOTA

### FINAL COMMITTEE AGENDA

#### BOARD OF HENNEPIN COUNTY COMMISSIONERS PUBLIC WORKS COMMITTEE

TUESDAY, MAY 1, 2018  
1:30 PM

Chair: Mike Opat, District 1

Vice-Chair: Peter McLaughlin, District 4

Members: Linda Higgins, District 2  
Marion Greene, District 3  
Debbie Goettel, District 5  
Jan Callison, District 6  
Jeff Johnson, District 7

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#### 1. Minutes From Previous Meeting

- A. 04/17/2018 Public Works Meeting Minutes

#### 2. New Business

##### Routine Items

- A. **18-0163**  
Ratification of permits, leases, lease amendments, and related property agreements approved by the county administrator, period 1/1/18-3/31/18, total NTE \$15,000
- B. **18-0164**  
Establish a public hearing on Tuesday, June 5, 2018, at 1:30 p.m. to obtain public comment on proposed revisions to Ordinance 15-Solid Waste Management Fee
- C. **18-0165**  
Partial vacation of highway easement over property located at 1230 New Brighton Boulevard in the city of Minneapolis

##### Items for Discussion and Action

- D. **18-0166**  
Submission of Hennepin County Consortium 2018 Action Plan; neg Agmts A188755, A188756, and A188757 w/HUD for the 2018 CDBG, HOME, ESG Programs, 7/1/18-6/30/23, est recv \$4,269,957; neg 32 CDBG agmts, 7/1/18-6/30/23, est NTE \$1,654,950; neg 5 HOME agmts, 7/1/18-6/30/63, est NTE \$1,464,264

##### Addendum

- E. **18-0173**  
Support for the Metropolitan Council's D Line Bus Rapid Transit (BRT) Project - offered by Commissioner Goettel

# HENNEPIN COUNTY

## MINNESOTA

### COMMITTEE MINUTES

#### BOARD OF HENNEPIN COUNTY COMMISSIONERS PUBLIC WORKS COMMITTEE

TUESDAY, APRIL 17, 2018  
1:30 PM

Chair: Mike Opat, District 1  
Vice-Chair: Peter McLaughlin, District 4

Members: Linda Higgins, District 2  
Marion Greene, District 3  
Debbie Goettel, District 5  
Jan Callison, District 6  
Jeff Johnson, District 7

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Commissioner Mike Opat, Chair, called the meeting of the Public Works Committee for Tuesday, April 17, 2018 at 3:04 PM. All Commissioners were present.

#### 1. Public Hearing

- A. A public hearing to obtain public comment on the 2018 Hennepin County Consortium Annual Action Plan

Margo Geffen, Community Works, gave a brief introduction regarding the 2018 Hennepin County Consortium Annual Action Plan. Commissioner Mike Opat opened the public hearing at 3:06 PM. No persons came forth to make comments. Commissioner Mike Opat moved to close the public hearing at 3:07 PM, moved by Commissioner Linda Higgins, seconded by Commissioner Debbie Goettel and approved - 7 Yeas

#### 2. Minutes From Previous Meeting

- A. 04/03/2018 Public Works Meeting Minutes

#### APPROVED

**Commissioner Jeff Johnson moved to approve the Minutes, seconded by Commissioner Jan Callison and approved - 7 Yeas**

#### 3. New Business

##### Routine Items

- A. **18-0144**

Grant temporary construction easement and convey fee title for a portion of county property located at 479 Prairie Center Drive, Eden Prairie, to the City of Eden Prairie, \$20,000 (recv)

#### CONSENT

Commissioner Debbie Goettel moved to approve, seconded by Commissioner Jan Callison and approved - 7 Yeas

- B. **18-0145**

Amd 4 to Lease Agmt A16491 with the City of Wayzata for rental of space to be utilized by the Hennepin County Library at 600 Rice Street, Wayzata, extending the contact period to 4/30/28 (\$65,915 first year rent)

#### CONSENT

Commissioner Jan Callison moved to approve, seconded by Commissioner Mike Opat and approved - 7 Yeas

#### Items for Discussion and Action

- C. **18-0146**

Negotiate Lease Agmt A188731 with Sabathani Community Center, Inc. for rental space to be temporarily utilized by the Hennepin County Library at 310 East 38th St., Mpls, 7/1/18– 6/30/19 (\$28,944 first year rent, plus NTE \$10,000 for tenant improvements)

#### CONSENT

Commissioner Peter McLaughlin moved to approve, seconded by Commissioner Marion Greene and approved - 7 Yeas

- D. **18-0147**

Various agmts with CP Railroad and MnDOT for rail crossing on Humboldt Ave N; authorization to acquire right of way; establish project budget; transfer funds (CP 2164200) (est county cost: \$715,000-federal aid, \$10,000-property tax)

**CONSENT**

Commissioner Linda Higgins moved to approve, seconded by Commissioner Marion Greene and approved - 6 Yeas 1 Absent: Goettel

**E. 18-0148**

Negotiate seven public space recycling grant agreements, 5/1/18-12/31/18, combined total NTE \$93,598

**CONSENT**

Commissioner Marion Greene moved to approve, seconded by Commissioner Peter McLaughlin and approved - 7 Yeas

**F. 18-0149**

Neg work authorization under Master Agmt A188561 with Bolton and Menk for traffic design and railroad coordination services on Bottineau Boulevard in Brooklyn Park (CP 2092200), 5/1/18–12/31/19, NTE \$403,000-state aid

**CONSENT**

Commissioner Debbie Goettel moved to approve, seconded by Commissioner Mike Opat and approved - 7 Yeas

**G. 18-0150**

Authorize substitute language for Resolution 17-0493R1; Amd 2 to Agmt A177882A with Met Council for the Blue Line Extension project (CP #1005877); increase Hennepin County's contribution to the not-to-exceed authorization during current phase by \$19.8 million; authorize encumbrance of \$6.4 million for pre-award authority costs

**NON-CONSENT**

Commissioner Peter McLaughlin moved to approve, seconded by Commissioner Mike Opat and approved - 6 Yeas 1 Nays: Johnson

**Addendum**

**H. 18-0154**

Neg Agmt PW 13-02-18 with Brooklyn Center for cost participation to improve Brooklyn Boulevard; Neg Agmt PW 14-40-18 with MnDOT and Brooklyn Center for traffic signal maintenance (CP 2151900); transfer funds (county cost: NTE \$3,360,000 – state aid, \$140,000 – property tax)

**CONSENT**

Commissioner Mike Opat moved to approve, seconded by Commissioner Jan Callison and approved - 7 Yeas

**4. Adjourn**

There being no further business the meeting of the Public Works Committee for Tuesday, April 17, 3028 was declared adjourned at 3:37 PM.

Yolanda C Clark  
Deputy Clerk to the Board

# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 18-0163

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**Item Description:**

Ratification of permits, leases, lease amendments, and related property agreements approved by the county administrator, period 1/1/18-3/31/18, total NTE \$15,000

**Resolution:**

BE IT RESOLVED, that the agreements listed on the report entitled "Quarterly Summary of Real Estate Documents Executed by County Administrator, First Quarter 2018: 01/01/18-03/31/18," dated March 31, 2018, and the administration of all leases within the building located at 701 4th Avenue South, Minneapolis be ratified.

**Background:**

**History:** Pursuant to Resolution 97-04-238, approved on April 29, 1997, the county board authorized the county administrator to sign temporary permits, licenses, leases, lease amendments, and related property agreements, provided that the resulting expenditure does not exceed \$15,000 per year; and pursuant to Resolution 11-0339, approved on August 16, 2011, the county board delegated the county administrator the responsibility for the management and administration of all leases within the building located at 701 4th Avenue South, Minneapolis, and that following review and approval by the County Attorney's Office, the county administrator be authorized to sign all leasing documents.

**Current Request:** Ratification is requested of those agreements signed by the county administrator for the period January 1, 2018 through March 31, 2018, as identified on the report entitled, "Quarterly Summary of Real Estate Documents Executed by Administrator, First Quarter 2018: 01/01/18-03/31/18," dated March 31, 2018, and the administration of all leases within the building located at 701 4th Avenue South, Minneapolis.

**ATTACHMENTS:**

Description	Upload Date	Type
Quarterly Summary of Real Estate Documents, First Quarter 2018	4/9/2018	Backup Material

**Quarterly Summary of Real Estate Documents Executed by Administrator,  
First Quarter 2018: 01/01/18-03/31/18  
Dated 03/31/18**

<b>Contracting Party</b>	<b>Subject Matter and Property</b>	<b>Date Approved</b>	<b>Authorizing Resolution</b>
STATE OF MINNESOTA, DEPARTMENT OF TRANSPORTATION	License Agreement A178503 between Hennepin County and State of Minnesota, Department of Transportation for use of approximately 400 square feet located in the southeast area of Hennepin County Central Library outdoor grounds at 300 Nicollet Mall, Minneapolis for the period January 26, 2018 through February 4, 2018. No rent.	1/23/18	97-4-238
HC TEMP SECURITY LAB @ 701 BUILDING	Lease Agreement A178506 between Hennepin County and Hennepin County Security for temporary use of space for Security Test Lab in the 701 Building for up to one year; January 1, 2018 through December 31, 2018. Recv \$12,465.	2/1/18	11-0339
MEDINA MP, LLC	License Agreement A177977 between Hennepin County and Medina MP, LLC for use of the Public Works parking lot located at 1600 Prairie Drive, Medina, MN for the period April 1, 2019 through November 30, 2021. No rent.	3/13/18	97-4-238
ST. LOUIS PARK SCHOOL DISTRICT 287	Limited Use Agreement A188639 between Hennepin County and the St. Louis Park School District #283 for the use of school parking lot located at 2025 Texas Avenue, St. Louis Park, for the 2018 Household Hazardous Waste Collection Event, June 14, 2018 through June 18, 2018. No rent.	3/12/18	97-4-238
HC DEPARTMENT OF COMMUNITY CORRECTIONS AND REHABILITATION	Amendment One to Agreement A140465 between Hennepin County and Hennepin County Department of Community Corrections and Rehabilitation for Suite 1050 in the 701 Building, expanding the space from 7,045 square feet to 10,857 square feet and extending the lease for an additional five-year period from July 14, 2019 to July 31, 2024. Recv \$91,090 (operating costs for the first year of the expansion).	3/19/18	11-0339
HC INTERNAL AUDIT	Amendment One to Agreement A153042 between Hennepin County and Hennepin County Department of Internal Audit for Suite 1000 in the 701 Building, expanding the space from 5,122 square feet to 7,320 square feet and extending the lease for an additional five-year, two-month period from July 1, 2020 to August 31, 2025. Recv \$61,415 (operating costs for the first year of the expansion).	3/28/18	11-0339

# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 18-0164

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#### Item Description:

Establish a public hearing on Tuesday, June 5, 2018, at 1:30 p.m. to obtain public comment on proposed revisions to Ordinance 15-Solid Waste Management Fee

#### Resolution:

BE IT RESOLVED, that a public hearing to obtain comment on revisions to Hennepin County Ordinance 15-Solid Waste Management Fee, be held before the Public Works Committee of the Hennepin County Board of Commissioners on Tuesday, June 5, 2018, at 1:30 p.m. or as soon thereafter as practicable in Room A-2400 of the Hennepin County Government Center, in the city of Minneapolis; and that the Clerk of the Board be directed to publish notice of the public hearing.

#### Background:

**History:** Ordinance 15-Solid Waste Management Fee, was established in 1994 to fund environmental programs that protect human and environmental health. These programs include waste prevention, recycling and organics recycling, as well as environmental education and protection programs. The ordinance requires waste haulers to charge a fee on trash service and remit this fee to the county. Fee revenue is deposited in the Solid Waste Enterprise Fund. Ordinance 15 was last amended in 1995.

**Current Request:** This request is for the board to set a public hearing on Tuesday, June 5, 2018, before the Public Works Committee of the Hennepin County Board of Commissioners to obtain comment on proposed revisions to Ordinance 15. The county will notify haulers and nonprofit resale stores by letter and include a notice in the Environment and Energy Department's monthly e-newsletter. The county is proposing three key revisions to Ordinance 15:

1. Add a definition of billing agent to make the billing and remittance policy easier to implement. A billing agent is an entity other than the hauler that bills and collects for mixed waste services that the hauler provides. The billing agent may not be a licensed hauler but may bill, collect, report and remit solid waste management fees. An example of a billing agent is a city with organized collection that bills residents for trash service.
2. Require waste haulers that are licensed to do business in the county to submit a solid waste management fee report every month, including months in which no fees were billed or collected. This would provide evidence that a hauler was not providing solid waste management services to businesses or residents in the county during that time period and did not need to remit any fees.
3. Add nonprofit resale shops to the definition of residential generators. A nonprofit resale store is a nonprofit retail store organized under section 501(c)(3) of the Internal Revenue Code that accepts household goods donated by residents. Currently, nonprofit resale shops are considered nonresidential generators under Ordinance 15. Staff believes approximately 20 nonprofit resale shops operate in the county. This definition change would reduce the financial burden on nonprofit resale stores when managing the disposal of waste of donated household goods that are not fit for resale. The financial impact to the county would be a revenue reduction of approximately \$75,000-\$100,000.

**Impact/Outcomes:** The public hearing will provide constituents and haulers the opportunity to share their feedback about the impact of the proposed revisions.

**ATTACHMENTS:**

Description	Upload Date	Type
Notice of Public Hearing for Ordinance 15	4/16/2018	Other

## **Notice of Public Hearing**

### **Hennepin County**

Hennepin County has established a public hearing on **Tuesday, June 5, 2018 at 1:30 p.m.**, during the Public Works Committee meeting of the Hennepin County Board of Commissioners in the Board Room (A-2400) of the Hennepin County Government Center, 300 Sixth Street, Minneapolis, MN 55487.

The purpose of the meeting will be to receive comment on proposed revisions to Ordinance 15 regarding Solid Waste Management Fees, including changes to the definition of entities required to report and remit solid waste management fees and the categorization of nonprofit resale stores. If you would like a copy of the proposed revisions, please contact Randy Kiser at 612-348-5889.

Written comments will be accepted from May 25 through June 22, 2018.

Hennepin County Environment and Energy Department  
Attn: Randy Kiser  
701 Fourth Avenue South, Suite 700  
Minneapolis, MN 55415-1842

To request assistance such as sign language interpreter or assisted hearing equipment, please call 612-348-7813 at least three days prior to the public hearing.



# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 18-0165

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**Item Description:**

Partial vacation of highway easement over property located at 1230 New Brighton Boulevard in the city of Minneapolis

**Resolution:**

BE IT RESOLVED, that the portion of highway easement over property located at 1230 New Brighton Boulevard in the city of Minneapolis (PID: 130-29-24-13-0003) be partially vacated.

**Background:**

**History:** Hennepin County is the current owner of 1230 New Brighton Boulevard (County State Aid Highway 88) in Minneapolis (PID: 130-29-24-13-0003). The property and adjoining land within the New Brighton Boulevard road alignment includes a highway easement to the benefit of Hennepin County.

Resolution 17-0398 declared 1230 New Brighton Boulevard surplus and authorized the sale of the property to the City of Minneapolis. The city is interested in acquiring the property for the purpose of constructing a stormwater management pond. The pond would be designed to address area-wide stormwater management needs and constructed consistent with county guidelines. In order to advance the project, the city has requested the partial vacation of the highway easement over the property.

Staff has determined that vacation of the easement as requested will not impact future transportation/highway needs of the county. The highway easement lying outside of 1230 New Brighton Boulevard would be retained.

**Current Request:** Approval for a partial vacation of a highway easement over property located at 1230 New Brighton Boulevard in the city of Minneapolis.

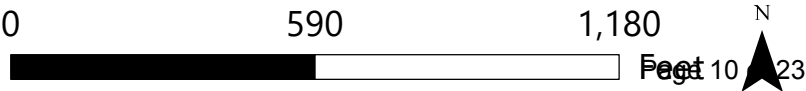
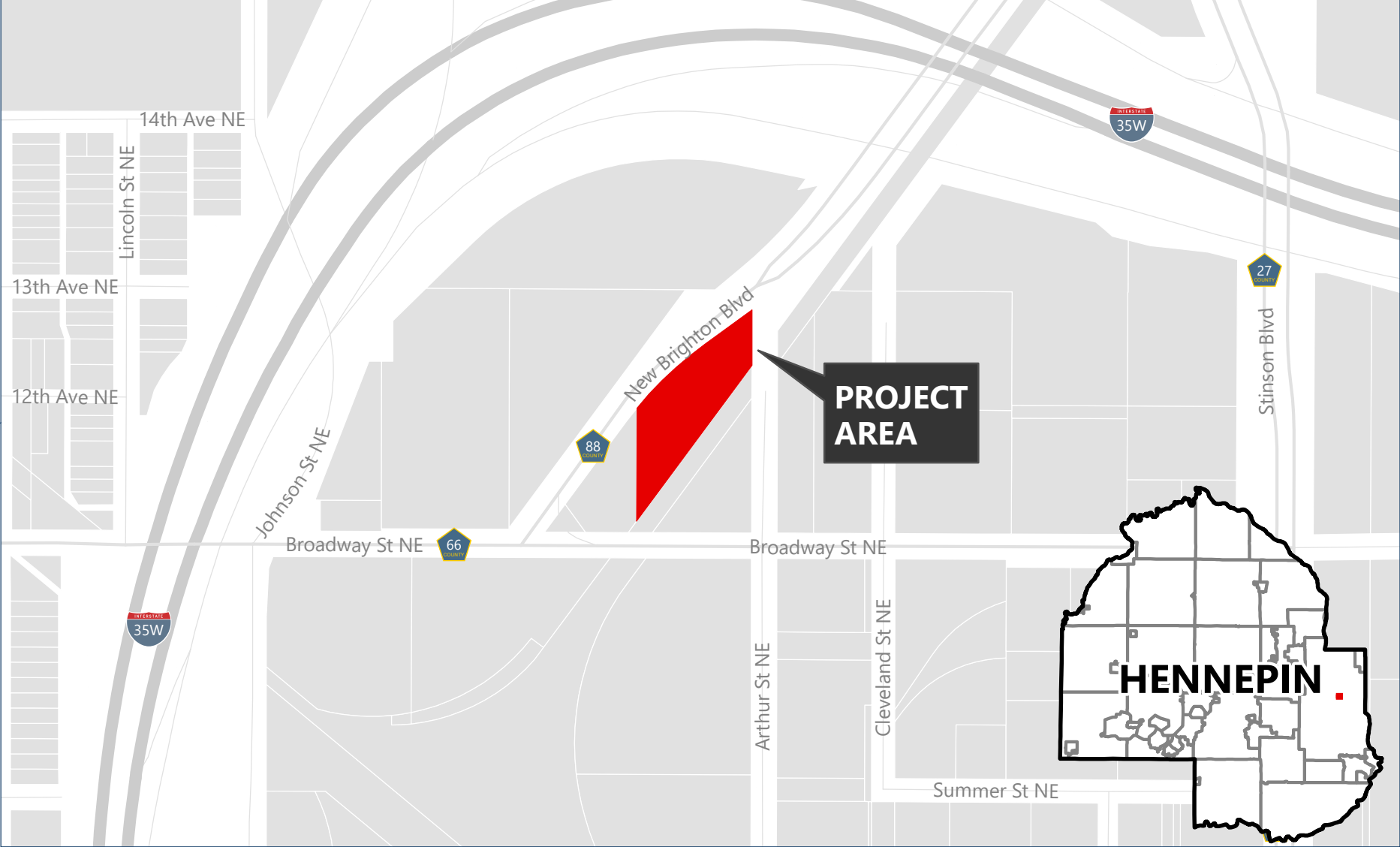
**Impact/Outcome:** The partial vacation of the county's highway easement will allow the city to acquire 1230 New Brighton Boulevard and support the construction of a stormwater management pond to address area-wide stormwater management needs.

**ATTACHMENTS:**

Description	Upload Date	Type
Map of 1230 New Brighton Boulevard, Minneapolis	4/13/2018	Map

Partial Vacation of Highway Easement  
1230 New Brighton Boulevard in Minneapolis

HENNEPIN COUNTY  
MINNESOTA



# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 18-0166

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#### Item Description:

Submission of Hennepin County Consortium 2018 Action Plan; neg Agmts A188755, A188756, and A188757 w/HUD for the 2018 CDBG, HOME, ESG Programs, 7/1/18-6/30/23, est recv \$4,269,957; neg 32 CDBG agmts, 7/1/18-6/30/23, est NTE \$1,654,950; neg 5 HOME agmts, 7/1/18-6/30/63, est NTE \$1,464,264

#### Resolution:

BE IT RESOLVED, that the Hennepin County Consortium 2018 Action Plan be approved; that the plan be submitted to the U.S. Department of Housing and Urban Development; and that the County Administrator be designated as the authorized official to act on behalf of Hennepin County in matters related thereto; and

BE IT FURTHER RESOLVED, that the County Administrator be authorized to negotiate Agreements A188755, A188756, and A188757 with the U.S. Department of Housing and Urban Development for the 2018 Community Development Block Grant (CDBG) Program, HOME Investment Partnerships (HOME) Program, and the Emergency Solutions Grant (ESG) Program, during the period July 1, 2018 through June 30, 2023, with the estimated total combined receivable amount of \$4,269,957; that following review and approval by the County Attorney's Office, the County Administrator be authorized to sign the agreements, certifications, and other documents as necessary, on behalf of the county; and that the Controller be authorized to accept and disburse funds as directed; and

BE IT FURTHER RESOLVED, that sponsorship and acceptance of grant funding for the programs by the Hennepin County Board of Commissioners does not imply a continued funding commitment by Hennepin County for these programs when grant funds are no longer available; and

BE IT FURTHER RESOLVED, that the County Administrator be authorized to negotiate 32 CDBG implementation funding agreements, during the period July 1, 2018 through June 30, 2023, with an estimated total combined not to exceed amount of \$1,654,950; that following review and approval by the County Attorney's Office, the Chair of the Board be authorized to sign the agreements, and other documents as necessary, on behalf of the county; and that the Controller be authorized to disburse funds as directed; and

BE IT FURTHER RESOLVED, that the County Administrator be authorized to negotiate five HOME implementation funding agreements, during the period July 1, 2018 through June 30, 2063, with an estimated total combined not to exceed amount of \$1,464,264; that following review and approval by the County Attorney's Office, the Chair of the Board be authorized to sign the agreements, and other documents as necessary, on behalf of the county; and that the Controller be authorized to disburse funds as directed.

#### Background:

**History:** On behalf of the Hennepin County Consortium (Consortium), the U.S. Department of Housing and Urban Development (HUD) requires the county to adopt a Five-Year Consolidated Plan (Consolidated Plan) in order to receive HUD entitlement funds for the following programs: Community Development Block Grant (CDBG) Program, HOME Investment Partnerships (HOME) Program, and the Emergency Solutions Grant

(ESG) Program. The Consortium includes the HUD entitlement jurisdictions of suburban Hennepin County and the cities of Bloomington, Eden Prairie, and Plymouth. Hennepin County is the lead agency for the Consortium.

In addition to funding grant agreements, the county is required to execute a number of certifications as identified in Attachment 1.

The 2018 Action Plan is Hennepin County's application to HUD for the 2018 CDBG, HOME, and ESG allocations and follows the priorities and goals outlined in the 2015-2019 Consolidated Plan.

Although the HUD budget was approved on March 23, 2018, Hennepin County does not yet have allocation commitments from HUD. The 2018 Action Plan uses funding award estimates based on the 2017 funding amounts. Using that assumption, funding available under the 2018 Action Plan would be \$4,713,505: 2018 CDBG award of \$2,710,178 plus \$181,193 of prior year recaptured funds; 2018 HOME award of \$1,335,454 plus \$262,355 prior year recaptured funds/program income; and 2018 ESG award of \$224,325.

A summary of proposed activities follows:

- Preserve/create multifamily rental opportunities - \$1,087,050
- Preserve/create single family homeownership - \$1,956,264
- Create housing opportunities for homeless populations - \$224,325
- Support education, outreach and services - \$410,000
- Support neighborhood revitalization - \$500,000
- Fair housing - \$27,100
- Community housing development organization operating - \$50,000
- Administration - \$458,766

The county will implement \$3,119,214 through various funding agreements (see Attachment 2), and \$1,594,291 directly (CDBG Administration \$325,221, CDBG Homeowner Rehabilitation Program \$911,200, HOME Administration \$133,545, and ESG \$224,325). A portion of future program income may be allocated to administration.

In the event that the HUD allocation to Hennepin County is greater than anticipated, staff will return to the board with any changes to the award funding.

A public hearing for the 2018 Action Plan took place on April 17, 2018 before the Public Works Committee. In addition, the 2018 Action Plan was made available to the public for the HUD required 30-day public comment period between March 30, 2018 and April 30, 2018. The public comment period and hearing are submission requirements of the Action Plan; public comments will be incorporated into the final document submitted to HUD.

Special note regarding HOME funding agreements: Hennepin County HOME funding agreements are typically in the form of a 30-40 year loan (depending upon other financier's requirements); consistent with HUD regulations, funds must be expended within five years. Loan documents typically include the loan agreement, promissory note, mortgage, and declaration of covenants and restrictions. In addition, during the term of the loan, the county may be asked to sign various related documents such as subordinations and insurance endorsements.

The county has participated in the CDBG Program since 1974, the ESG Program since 1988, and the HOME Program since 1992.

**Current Request:** Approve submission of the 2018 Action Plan; authorization to negotiate federal entitlement awards for the CDBG, HOME, and ESG programs, estimated total combined receivable amount of \$4,269,957, during the period July 1, 2018 through June 30, 2023; authorization to negotiate 32 CDBG implementation funding agreements during the period July 1, 2018 through June 30, 2023 for an estimated total combined not to exceed amount of \$1,654,950, and authorization to negotiate five HOME implementation funding agreements, during the period July 1, 2018 through June 30, 2063, with an estimated total combined not to exceed amount of \$1,464,264.

**Impact/Outcomes:** This funding will assist in the construction or rehabilitation of 141 affordable rental units, the rehabilitation of 54 owner-occupied homes, the creation of 13 new affordable homeownership opportunities, the provision of rapid rehousing for 50 homeless households, the renovation of two public facilities which will serve 8,570 people, and public services assistance to over 14,000 low-income people.

The Grant Identification Numbers for CDBG: CON000000000475; HOME: CON000000000484 and ESG: CON000000000449

**ATTACHMENTS:**

Description	Upload Date	Type
Attachment 1 - 2018 Certifications	4/16/2018	Backup Material
Attachment 2 - 2018 Contracting Guide	4/16/2018	Backup Material

## CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

**Affirmatively Further Fair Housing --** The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting that analysis and actions in this regard.

**Anti-displacement and Relocation Plan --** It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential antidisplacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

**Anti-Lobbying --** To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

**Authority of Jurisdiction --** The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

**Consistency with plan --** The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

**Section 3 --** It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.

\_\_\_\_\_  
Signature/Authorized Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title

## Specific CDBG Certifications

The Entitlement Community certifies that:

**Citizen Participation** -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

**Community Development Plan** -- Its consolidated housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR 24 part 570)

**Following a Plan** -- It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

**Use of Funds** -- It has complied with the following criteria:

1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);
2. Overall Benefit. The aggregate use of CDBG funds including section 108 guaranteed loans during program 2018, a three-year period, shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

**Excessive Force** -- It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its

jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

**Compliance With Anti-discrimination laws** -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.

**Lead-Based Paint** -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, subparts A, B, J, K and R;

**Compliance with Laws** -- It will comply with applicable laws.

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Signature/Authorized Official

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Date

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Title



### Specific HOME Certifications

The HOME participating jurisdiction certifies that:

**Tenant Based Rental Assistance** -- If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's consolidated plan for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

**Eligible Activities and Costs** -- it is using and will use HOME funds for eligible activities and costs, as described in 24 CFR § 92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214.

**Appropriate Financial Assistance** -- before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;

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Signature/Authorized Official

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Date

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Title

## ESG Certifications

The Emergency Solutions Grants Program Recipient certifies that:

**Major rehabilitation/conversion** – If an emergency shelter’s rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed rehabilitation. If the cost to convert a building into an emergency shelter exceeds 75 percent of the value of the building after conversion, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed conversion. In all other cases where ESG funds are used for renovation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 3 years after the date the building is first occupied by a homeless individual or family after the completed renovation.

**Essential Services and Operating Costs** – In the case of assistance involving shelter operations or essential services related to street outreach or emergency shelter, the jurisdiction will provide services or shelter to homeless individuals and families for the period during which the ESG assistance is provided, without regard to a particular site or structure, so long the jurisdiction serves the same type of persons (e.g., families with children, unaccompanied youth, disabled individuals, or victims of domestic violence) or persons in the same geographic area.

**Renovation** – Any renovation carried out with ESG assistance shall be sufficient to ensure that the building involved is safe and sanitary.

**Supportive Services** – The jurisdiction will assist homeless individuals in obtaining permanent housing, appropriate supportive services ( including medical and mental health treatment, victim services, counseling, supervision, and other services essential for achieving independent living), and other Federal State, local, and private assistance available for such individuals.

**Matching Funds** – The jurisdiction will obtain matching amounts required under 24 CFR 576.201.

**Confidentiality** – The jurisdiction has established and is implementing procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted under the ESG program, including protection against the release of the address or location of any family violence shelter project, except with the written authorization of the person responsible for the operation of that shelter.

**Homeless Persons Involvement** – To the maximum extent practicable, the jurisdiction will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under the ESG program, in providing services assisted under the ESG program, and in providing services for occupants of facilities assisted under the program.

**Consolidated Plan** – All activities the jurisdiction undertakes with assistance under ESG are consistent with the jurisdiction’s consolidated plan.

**Discharge Policy** – The jurisdiction will establish and implement, to the maximum extent practicable and where appropriate policies and protocols for the discharge of persons from

publicly funded institutions or systems of care (such as health care facilities, mental health facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent this discharge from immediately resulting in homelessness for these persons.

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Signature/Authorized Official

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Date

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Title

**APPENDIX TO CERTIFICATIONS****INSTRUCTIONS CONCERNING LOBBYING:****A.**     **Lobbying Certification**

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

## Hennepin County 2018 CDBG, HOME and ESG Program

CDBG Program [1] Implementation Funding Agreements	Not-to-Exceed	
	Amount	Contract No.
Brooklyn Center	150,000	PR00000282
Brooklyn Park	135,000	PR00000283
Edina	260,800	PR00000284
Hopkins [2]	0	PR00000363
Maple Grove	107,050	PR00000285
Minnetonka [3]	0	PR00000326
New Hope	55,000	PR00000286
Richfield	150,000	PR00000287
St. Louis Park	60,000	PR00000288
Accessible Space, Inc. (ASI)	68,000	PR00000312
African Minnesota Women Awareness Group	5,000	PR00000298
Avenues for Youth	37,000	PR00000310
CAPI	19,000	PR00000305
City of Crystal	160,000	PR00000292
Community Action Partnership of Suburban Hennepin (CAP-HC)	24,000	PR00000302
Community Emergency Assistance Program (CEAP)	20,000	PR00000307
Hammer Residences	12,000	PR00000293
HIRED	18,000	PR00000311
HOME Line	56,000	PR00000301
Intercongregation Communities Association (ICA)	18,000	PR00000296
Interfaith Outreach and Community Partners (IOCP)	15,000	PR00000308
People Responding in Social Ministry (PRISM)	23,000	PR00000304
Resource West	10,000	PR00000297
Senior Community Services (SCS)	80,000	PR00000314
Sojourner Project	9,000	PR00000306
STEP	14,000	PR00000309
TreeHouse	31,000	PR00000300
West African Family and Community Services	7,000	PR00000298
West Hennepin Affordable Housing Land Trust (WHAHLT)	60,000	PR00000294
Western Communities Action Network (WeCAN)	13,000	PR00000303
YMCA	11,000	PR00000299
Ramsey County (fiscal agent for Fair Housing Implementation Council)	27,100	PR00000295
<b>Total CDBG: 1,654,950</b>		

6/30/2063

HOME PROGRAM [4] Implementation Funding Agreements	Budget	Contract No.
Beacon (or affiliated entity)for <i>Cranberry Ridge</i>	450,000	PR00000324
Common Bond (or affiliated entity)for <i>Resurrection Church Redevelopment</i>	500,000	PR00000327
Habitat for Humanity (or affiliated entity)	150,000	PR00000328
West Hennepin Affordable Housing Land Trust (WHAHLT)	314,264	PR00000325
West Hennepin Affordable Housing Land Trust CHDO Operating	50,000	PR00000329
<b>Total HOME: 1,464,264</b>		

HENNEPIN COUNTY ADMINISTERED [5]	Budget
CDBG Administration	325,221
CDBG Homeowner Rehabilitation	911,200
HOME Administration	133,545
<b>Total Hennepin County Administered: 1,369,966</b>	

EMERGENCY SOLUTIONS GRANT (ESG) PROGRAM	Budget
ESG [6]	224,325 HSPHD

- [1] Available CDBG Program funding includes approximately \$181,193 in recaptured/reprogrammed funds.  
 [2] Hopkins directed \$116,450 to homeowner rehab administered by HC.  
 [3] Minnetonka directed \$112,200 to homeowner rehab administered by HC.  
 [4] Available HOME Program funding includes approximately \$262,355 in program income/recaptured/reprogrammed funds.  
 [5] A portion of future program income may be allocated to administration.  
 [6] The Emergency Solutions Grant (ESG) program is administered by HSPHD.

U.S. Department of Housing and Urban Development - CDBG	2,710,178	A188755
U.S. Department of Housing and Urban Development - HOME	1,335,454	A188756
U.S. Department of Housing and Urban Development - ESG	224,325	A188757
<b>4,269,957</b>		

# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 18-0173

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#### Item Description:

Support for the Metropolitan Council's D Line Bus Rapid Transit (BRT) Project - offered by Commissioner Goettel

WHEREAS, Bus Rapid Transit (BRT) offers riders fast, frequent service with numerous amenities, that will give riders on the region's transit system more mobility options and connect people with jobs; and

WHEREAS, A Line BRT, which opened in summer 2016, has resulted in increased ridership in the corridor and is broadly viewed as an overwhelming success; and

WHEREAS, the proposed build out of the region's BRT system would connect an additional 200,000 people to 500,000 jobs; and

WHEREAS, the proposed D Line from Brooklyn Center to the Mall of America would be an integral part of that system, operating along the region's highest ridership bus route with 15,000 weekday rides; and

WHEREAS, the existing local bus route in this corridor has the highest productivity in terms of carrying the most passengers each hour; and

WHEREAS, the D Line could result in a faster trip, up to 25% faster, by stopping less often, deploying bus priority at traffic signals, and implementing off-board fare payment; and

WHEREAS, the County has previously expressed its strong support for the D line, and

WHEREAS, Hennepin County residents will benefit from improved amenities, including security features, improved lighting, real-time signage, and heated shelters; and

WHEREAS, the D Line project still needs to secure \$35 million in funding to move forward into construction in 2020; and

WHEREAS, Governor Mark Dayton has included a \$50 million busway investment in his Bonding Proposal, which is expected to fund the remaining gap for D Line

#### Resolution:

BE IT RESOLVED, that the Hennepin County Board of Commissioners does hereby support the Metropolitan Council's D Line BRT project which would serve our community and encourages the Minnesota Legislature to support investments in regional BRT projects, including the D Line.

#### ATTACHMENTS:

Description	Upload Date	Type
Map	4/30/2018	Map

Brooklyn Center  
Transit Center

Xerxes & 56th Ave

Brooklyn & 51st Ave

BROOKLYN  
CENTER



44th Ave & Penn-Oliver

44th Ave & Humboldt-Girard

Fremont & 42nd Ave

Fremont & Dowling

Fremont & 35th Ave

Fremont/Emerson & Lowry

Fremont/Emerson & 26th Ave

Fremont/Emerson & Broadway

Fremont/Emerson & Plymouth

Fremont

94

Emerson

Plymouth

Olson Memorial Highway

7th St & Olson-5th Ave

MINNEAPOLIS

Ramp A/7th St Transit Center

8th/7th St & Hennepin

8th/7th St & Nicollet

8th/7th St & 3rd Ave

8th/7th St & Park

Chicago & 14th St

Chicago & Franklin  
Chicago & 24th St  
Chicago & 26th St

Chicago-Lake Transit Center

Chicago & 34th St

Chicago & 38th St

Chicago & 42nd St

Chicago & 46th St

Chicago & 52nd St

Chicago & 56th St

Portland & 60th St

Portland & 66th St

Portland & 73rd St

Portland & 77th St

7th St  
8th St

94

60th St

RICHFIELD

494

BLOOMINGTON

American & Portland-Chicago  
American & Bloomington  
American & Thunderbird

Mall of  
America

D Line and identified stations

Shared station

C Line

METRO Blue Line

METRO Blue Line Extension

METRO Green Line

METRO Green Line Extension

METRO Red Line

# Draft Station Plan

(subject to change)  
February 2018