

# HENNEPIN COUNTY

## MINNESOTA

### FINAL COMMITTEE AGENDA

#### BOARD OF HENNEPIN COUNTY COMMISSIONERS

#### HEALTH AND HUMAN SERVICES COMMITTEE

TUESDAY, FEBRUARY 26, 2019

1:30 PM

Chair: Angela Conley, District 4

Vice-Chair: Debbie Goettel, District 5

Members: Mike Opat, District 1

Irene Fernando, District 2

Marion Greene, District 3

Jan Callison, District 6

Jeff Johnson, District 7

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### 1. Minutes From Previous Meeting

- A. Minutes 2-12-2019

### 2. New Business

#### Routine Items

#### A. 19-0079

Agmt A199507 with the MN Dept of Health for funding of Federally Qualified Healthcare Center services at NorthPoint Health and Wellness Center, 01/01/19-12/31/19, \$702,065 (recv)

#### B. 19-0080

Human Services & Public Health resolution, including contracts and amendments to contracts with providers – Report 1903

#### Items for Discussion and Action

#### C. 19-0077

Adopt proposed revisions to Ordinance 3: Food Protection, to incorporate by reference the state Food Code, MN Rules 4626, other MN Statutes and clarifying language specific to Hennepin Cty delegation agmts with MN Depts of Health and Agriculture

#### D. 19-0078

Agmt A199512 with MN Dept of Human Services to fund mental health screening, assessment, treatment and supportive services for children, 01/01/19-12/31/19, \$1,268,845 (recv), suppl appr of \$59,845 to the 2019 HSPH budget

#### 19-0077

#### R1

Adopt proposed revisions to Ordinance 3: Food Protection, to incorporate by reference the state Food Code, MN Rules 4626, other MN Statutes and clarifying language specific to Hennepin Cty delegation agmts with MN Depts of Health and Agriculture, as amended

# HENNEPIN COUNTY

## MINNESOTA

### COMMITTEE MINUTES

#### BOARD OF HENNEPIN COUNTY COMMISSIONERS HEALTH AND HUMAN SERVICES COMMITTEE

TUESDAY, FEBRUARY 12, 2019  
1:30 PM

Chair: Angela Conley, District 4  
Vice-Chair: Debbie Goettel, District 5

Members: Mike Opat, District 1  
Irene Fernando, District 2  
Marion Greene, District 3  
Jan Callison, District 6  
Jeff Johnson, District 7

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Commissioner Angela Conley, Chair, called the meeting of the Health and Human Services Committee for Tuesday, February 12, 2019 at 1:32 PM. All Commissioners were present.

#### 1. Public Hearing

- A. Public comment on proposed revisions to Ordinance 3: Food Protection

Commissioner Angela Conley, Chair, opened up the Public Hearing portion of the meeting at 1:34 PM. Being that no one came forward to provide testimony, Commissioner Jeff Johnson moved to close the hearing at 1:34 PM, seconded by Commissioner Marion Greene and approved – 7 Yeas.

#### 2. Minutes From Previous Meeting

- A. 1/29/19 Meeting Minutes

##### APPROVED

Commissioner Marion Greene moved to approve the Minutes from the Previous Meeting, seconded by Commissioner Mike Opat and approved - 7 Yeas

#### 3. New Business

##### Routine Items

- A. **19-0053**

Human Services & Public Health resolution, including contracts and amendments to contracts with providers – Report 1902

##### CONSENT

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

- B. **19-0054**

Authorization to receive funds from MN Dept of Human Services for a portion of the county's SNAP E&T admin expenses, pass through reimbursement to community partners, 10/01/18-09/01/19, est recv of \$1,084,961; supplemental appropriation of \$584,961 to 2019 HSPH budget

##### CONSENT

Commissioner Marion Greene moved to Consent, seconded by Commissioner Irene Fernando and approved - 7 Yeas

#### 4. Adjourn

The meeting of the Health and Human Services Committee adjourned at 1:41 PM.

Maria Rose  
Clerk to the County Board

# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 19-0079

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#### Item Description:

Agmt A199507 with the MN Dept of Health for funding of Federally Qualified Healthcare Center services at NorthPoint Health and Wellness Center, 01/01/19-12/31/19, \$702,065 (recv)

#### Resolution:

BE IT RESOLVED, that Agreement A199507 with the Minnesota Department of Health to provide funding to NorthPoint Health and Wellness Center for Federally Qualified Health Care subsidy grant services, during the period January 1, 2019 through December 31, 2019, in the receivable amount of \$702,065 be approved; and that the Chair of the Board be authorized to sign the Agreement on behalf of the county; and that the Controller be authorized to receive and disburse funds as directed; and

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

#### Background:

As a Federally Qualified Healthcare Center (FQHC), NorthPoint Health and Wellness Center has been a recipient of the Minnesota Department of Health's FQHC subsidy grant for over seven years. Services supported by the grant must support the activities that allow NorthPoint to remain certified as an FQHC.

Consistent with available funding, we have proposed funding to support the following operations:

- Northside Teen Clinic expanded hours
- Obstetrics Care Coordination
- Financial Case Aides
- School Based Behavioral Health Clinics

#### Northside Teen Clinic expanded hours

NorthPoint operates the Northside Teen Clinic (NTC) one afternoon a week, on Tuesdays from 3PM–6 PM, at the Plymouth Youth Center (PYC) school-based clinic. Services are open to youth in the community up to age 21 years. The regular clinic hours before 3pm are only for PYC and Minneapolis North High School enrolled students. Nearly all visits are covered by insurance or patients are eligible for MFPP (state Medicaid waiver for family planning).

In 2014, NorthPoint first used the FQHC subsidy to expand the NTC to four days a week, Monday - Thursday. NorthPoint will continue using the subsidy to maintain the added hours. Costs will include the staffing of two clinicians, and a medical assistant.

It is estimated that 250 low income students will be served through the expansion of hours from January 1, 2019 through December 31, 2019.

#### Obstetrics Care Coordination

The Obstetrics Care Coordination, previously Healthy Start, will dedicate 2.0 FTEs employees to provide case management and wrap-around services for at-risk mothers. Services include but are not limited to early intervention, case management, pregnancy and child development education, support

services and more.

NorthPoint estimates at least 1,500 patients will be served during the grant term.

#### Financial Case Aides

The Center will dedicate 5.0 FTE staff to the Financial Case Aide program to ensure that patients have assistance in applying for and enrolling in publicly funded health care programs. Assistance with the use of MNSure is now an activity performed by Financial Case Aides as well. Financial Case Aides will:

- Screen patients for eligibility
- Assist in the completion of the health care application, including verifying necessary information, checking case status, collaborating with human services representatives to facilitate completion of applications, conducting follow-up with patients as necessary
- Serve as a referral source for needs that cannot be met by health care programs, including, but not limited to, cash assistance, food support and emergency programs.

NorthPoint estimates that 16,000 individuals will be served between January 1, 2019 and December 31, 2019.

#### School Based Behavioral Health Clinics

NorthPoint has behavioral health clinics within the Minneapolis Public Schools of:

- Anwattin Middle School
- Franklin Middle School
- Olson Middle School
- Harrison/Riverbend Educational Center
- Plymouth Christian Youth Center
- Minneapolis North High School

Funds shall be used for staff and project support of the school based behavioral health program, including support for up to 7.0 FTEs providing direct client and support services. Patients and their families will receive on site behavioral health services. In addition, school staff may utilize NorthPoint staff for professional support and training.

NorthPoint expects to serve 300 students between January 1, 2019 and December 31, 2019.

# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 19-0080

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#### Item Description:

Human Services & Public Health resolution, including contracts and amendments to contracts with providers – Report 1903

#### Resolution:

BE IT RESOLVED, BE IT RESOLVED, that the contracts, contract amendments and administrative actions of the Human Services & Public Health Department and Department of Community Corrections and Rehabilitation made pursuant to Chapters 256E and 393 of Minnesota Statutes, as detailed in Human Services & Public Health Contract Report 1903 be approved; that the report be filed in Contract Management Services; that the Chair of the Board be authorized to sign the contracts, contract amendments and administrative actions on behalf of the County; and that the Controller be authorized to disburse funds as directed. Such contracts are subject to ministerial adjustment, when such adjustments are done within the constraints of the approved Hennepin County Budget and when signed by the County Department Director or Designee.

#### Background:

The contracted dollar amounts are based on estimates of program costs and/or utilization during prior periods. Funding for each contract is provided for within service categories in the Human Services & Public Health Department and Department of Community Corrections and Rehabilitation approved annual budgets. Occasionally new services are implemented which are not in the budget but which are fully funded under state or federal grants or other new funding.

Contracted dollar estimates are based upon prior year usage and are subject to fluctuation in placement patterns, service need, and cost shifts. Therefore, it may be necessary to process ministerial adjustments to contracts to increase or decrease contract amounts or to make minor service changes consistent with the department budget and strategic plan. Placement agreements are also processed administratively.

Contracts include services in the following areas: adult mental health; developmental disabilities; chemical health; adult housing; early intervention and family intervention services, day treatment services; emergency shelter; day care; training and employment services, interpreter services, health services, welfare advocacy, and various other human services. Expectations for ongoing outcome measurement are included in all new, renewal, or extended contracts. Outcome measures, which are developed by the county and contracted providers, assess the effectiveness of a service and its impact on an eligible recipient's condition or functioning level. Outcome information is used to modify or improve programs as well as to evaluate effectiveness of different types of intervention and providers. A detailed listing of the specific actions requested by this BAR and an explanation of all unusual items is reflected in the summary of the report.

#### ATTACHMENTS:

Description	Upload Date	Type
Rpt 1903	2/25/2019	Backup Material

## Human Services and Public Health Department Contract Report #1903

Date: 2/21/19

To: Clerk of the County Board

From: Human Services and Public Health Department

Subject: BAR Number 19-0080

Board Action Date: 3/12/19

[Electronic Provider File \(EPF\)](#)

[HSPH Board Reports page](#)

### Summary of Contract Actions

<a href="#">New Contracts</a>			<a href="#">Renewed Contracts</a>			<a href="#">Amended Contracts: Increase; (Decrease);Service Changes</a>		
Service Area	Number	Amount	Service Area	Number	Amount	Service Area	Number	Amount
HS	1	\$204,000	PHPP	2	\$80,000	PHA	1	\$45,000
						PHPP	1	\$322,000
HSPH Total	1	\$204,000	HSPH Total	2	\$80,000	HSPH Total	2	\$367,000
DOCCR Total	0	\$0	DOCCR Total	0	\$0	DOCCR Total	0	\$0

  

<a href="#">Administrative Actions Description</a>	Contract #	Service Area List and Key
None		<b>HS</b> = Housing Stability <b>PHA</b> = Public Health Administration <b>PHPP</b> = Public Health Protection and Promotion

Vendor	Contract #	Service/Description	Service Area	Term	Previous Contract NTE	New Contract NTE	Funding Source	Notes
<b>New Contracts</b>								
YouthLink	<a href="#">HS00000226</a>	Supportive Housing Project and Services for County involved youth ages 18-24.	HS	1/1/19 - 12/31/21	NA	\$204,000	County	
<b>Renewed Contracts</b>								
City of Bloomington	<a href="#">HS00000196</a>	Child & Teen Checkup promotion for families with children birth to 20 years old on MA, receiving public health nursing (PHN) services and reside in Richfield, Bloomington, or Edina.	PHPP	1/1/19 - 12/31/22	NA	\$25,000	Federal/State	Child & Teen Checkup Grant.
Clarity Coverdale Fury Advertising, Inc.	<a href="#">PR00000899</a>	Media awareness campaign for the Child & Teen Checkups program.	PHPP	4/1/19 - 12/31/19	NA	\$55,000	Federal/State	Child & Teen Checkup Grant.
<b>Amended Contracts</b>								
Community Consulting Group, LLC	<a href="#">A177089</a>	Consulting services to providers and consumers in the Ryan White HIV/AIDS Program.	PHA	3/1/17 - 2/29/20	\$150,000	\$195,000	Federal - Ryan White Part A	Add \$45,000 to the total NTE for 3/1/19-2/29/20.
Youthprise	<a href="#">PR00000048</a>	Fiscal sponsor for Better Together Hennepin for use in serving youth in cities in Hennepin County with the highest teen birth rates.	PHPP	1/1/18 - 12/31/21	\$205,000	\$527,000	County	Add \$322,000 to the total NTE for 1/1/19-12/31/19.
<b>Administrative Actions</b>								
None								

# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 19-0077

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**Item Description:**

Adopt proposed revisions to Ordinance 3: Food Protection, to incorporate by reference the state Food Code, MN Rules 4626, other MN Statutes and clarifying language specific to Hennepin Cty delegation agmts with MN Depts of Health and Agriculture

**Resolution:**

BE IT RESOLVED, that the Hennepin County Board of Commissioners adopts the revisions to Hennepin County Ordinance Number 3: Food Protection; and that the Clerk of the Board be directed to publish the revised ordinance pursuant to Minnesota Statutes, section 375.51, subdivision 3.

**Background:****History:**

In 2018 The Minnesota State Legislature amended MN Rules 4626, commonly called the state Food Code. This new Rule went into effect January 1, 2019. The Hennepin County Delegation Agreements with the Minnesota Departments of Health and Agriculture require the Hennepin County Board of Health to incorporate this amended Rule and other applicable MN Statutes into Hennepin County Ordinance 3 by March 4, 2019.

A public hearing was held on Tuesday, February 12, 2019 during the Health and Human Services committee meeting to receive public input on proposed the revisions.

**Current Request:**

This request seeks adoption of required revisions to Hennepin County Ordinance Number 3: Food Protection due to the change in MN Rules 4626 and the requirements in the delegation agreements with the Minnesota Departments of Health and Agriculture.

**ATTACHMENTS:**

Description	Upload Date	Type
Public Health Ordinance 3: Food Protection	1/11/2019	Backup Material



# Section I: Purpose

## 1.1 Purpose

This Ordinance is enacted to establish standards for the regulation of food establishments to protect the health, safety, and general welfare of the people of Hennepin County pursuant to powers granted under the Local Public Health Act, Minnesota Statutes, Sections 145A.01 through 145A.11, Minnesota Statutes 28A.075, 28A.0752 and 375.51 through 375.55. For the purpose of prescribing regulations governing food establishments Hennepin County hereby incorporates by reference the following rules and statutes and subsequent recodifications and/or amendments and other applicable legislation, as may be adopted from time to time.

- (a) Minnesota Statutes Chapters 157, 17.04, 29.21, 29.23, 29.235, 29.236, 29.237, 29.24, 29.25, 29.26, 29.27, and 30.49, applicable sections of Minnesota Statutes, Chapters 28A, 31, and 34A,,
- (b) Minnesota Rules Chapter 4626, except 4626.0033 subparts G through O.
- (c) Applicable sections of Minnesota Rules parts 1520, 1545, 1550, and 1556.

## 1.2 Objectives

The principal objectives of this Ordinance are as follows:

- A. To prevent foodborne illness.
- B. To correct and prevent conditions that may adversely affect persons utilizing food establishments.
- C. To provide standards for the design, construction, operation, and maintenance of food establishments.
- D. To meet consumer expectations of the safety of food establishments.

# Section II: General provisions

## 2.1 Scope

This Ordinance shall be applicable to all food establishments except that where Hennepin County licenses, inspects or otherwise regulates an establishment pursuant to a delegation agreement with the Minnesota Department of Agriculture, the terms of that delegation agreement shall control if inconsistent with this Ordinance.

## 2.2 Licensing jurisdiction

Section 4.2 of this Ordinance shall not apply to a food establishment located in a statutory or home rule charter city that maintains a delegation of authority agreement with the Minnesota Department of Health or the Minnesota Department of Agriculture to regulate food establishments pursuant to Minnesota Statutes, Section 145A.07, 28A.0752 or 28A.075.

# Section III: Definitions

Definitions of words, phrases, and terms used in this Ordinance shall be those set forth in Minnesota Rules, Chapter 4626, Hennepin County Administrative Ordinance No. 1, and this section.

### **3.1 "Food establishment"**

Is defined in Minnesota Rules, Part 4626.0020, Subpart 35. Food establishments include, but are not limited to, restaurants, boarding houses, drive-ins, bars, taverns, brew pubs, cafeterias, delicatessens, snack bars, grocery stores, retail bakeries, micromarkets, convenience stores, caterers, cafes, charter boats, satellite or catered feeding locations, mobile food units, catering food vehicles, food delivery services, food delivery vehicles, carts, clubs, lodges, commissaries, youth camps, itinerant and other short term food operations, lodging facilities, resorts, public and private schools, public buildings, group child care centers, vending machines, and similar businesses and establishments.

### **3.2 "Health authority"**

Means the Hennepin County Public Health Department and its designated employees, agents, or contractors, as the Hennepin County Board may designate.

### **3.3 "Itinerant food establishment"**

A food establishment operating as a seasonal permanent food stand, seasonal temporary food stand, or special event food stand as those terms are defined in Minnesota Statutes, Section 157.15, Subdivisions 12.a, 13, and 14.

## **Section IV: Administration and Licensing**

### **4.1 Administrative ordinance**

Except where otherwise specified, this Ordinance is subject to all provisions of Hennepin County Administrative Ordinance No. 1.

### **4.2 License required**

No person shall operate a food establishment within Hennepin County or engage in any enterprises described in Section 2, unless a license has been obtained. Each license shall be obtained from the Health Authority as established by County Board resolution from time to time pursuant to this Ordinance and Hennepin County Administrative Ordinance 1.

### **4.3 General licensing**

The application for such licenses shall be made on forms furnished by the Health Authority and shall describe the general nature of the business, the location, and any other information deemed necessary by the Health Authority.

### **4.4 License expiration**

Licenses issued pursuant to this Ordinance shall commence and expire on the dates indicated on the license certificate. With the exception of itinerant food establishment licenses, all food establishment licenses shall be issued for the applicable license year. Itinerant food establishment licenses shall be issued for the specific days the itinerant food establishment is in operation.

### **4.5 Transfer and display of license**

Only a person who complies with the requirements of this Ordinance shall be entitled to hold a license. A license shall not be transferable as to person or place. A valid license shall be located onsite and posted so that it is clearly visible to the public.

# Section V: Administrative Hearing

## 5.1 Right of appeal

Where a license application or renewal is denied or a licensee receives a suspension, summary suspension, or revocation notice, the applicant or licensee may appeal the action to the Health Authority by requesting an administrative hearing within ten County working days of the date of the notice. The notice of the action shall state the right to an administrative hearing.

## 5.2 Administrative hearing

If any applicant or licensee makes a written request for an administrative hearing, such hearing shall be held before the Health Authority Division Manager or his/her designee.

## 5.3 Schedule

The administrative hearing shall be held no later than 45 calendar days after the date of service of the request for a hearing was received unless the appellant requests an extension of time. If an extension is requested, the hearing shall be held no later than 90 calendar days after the date of service of the request for a hearing.

## 5.4 Notice

The Health Authority shall mail notice of the administrative hearing to the appellant at least ten calendar days prior to the hearing. Such notice shall include:

- A. A statement of time, place, and nature of the hearing; and
- B. A reference to leave the particular section, of this Ordinance or the adopted statutes or rules that have been violated.

## 5.5 Witnesses and evidence

All parties shall have full opportunity to respond to and present evidence and witnesses.

## 5.6 Standard of proof

The appellant shall have the burden of proving its position by clear and convincing evidence. All findings of fact, conclusions of law, and decisions by the Health Authority Division Manager shall be based on evidence presented and matters officially noticed.

## 5.7 Rules of evidence

The Rules of Evidence, as applied in the District Court, shall not apply to the hearing, but irrelevant, immaterial, and unduly repetitious evidence shall be excluded. The hearing shall be confined to matters raised in the Health Authority's written notice of suspension, summary suspension, or revocation or in the appellant's written request for a hearing.

## 5.8 Record of hearing

The hearing shall be taped or videotaped and minutes shall be kept.

## 5.9 Notice of decision

The determination of the Health Authority Division Manager and a copy of the minutes of the administrative hearing shall be forwarded to the appellant within ten County working days of the conclusion of the administrative hearing. The determination will be effective on the sixth County working day following the date the notice is sent.

### **5.10 Request for reconsideration of hearing decision**

The written notice must state the effective date of the adverse action. The notice must state that the appellant has the right to request a reconsideration of the hearing decision within five County working days of receipt of the notice. The reconsideration shall consist of a review of the record by the Health Authority. The review shall be conducted within five County working days of the receipt for the request for reconsideration. A written notice of determination will be forwarded to the appellant within five County working days of the reconsideration decision. The determination will become effective after three working days after the notice of decision is mailed.

## **Section VI: Inspections and plan review**

### **6.1 Inspection required**

The Health Authority shall inspect each food establishment prior to issuing a license for an establishment and as deemed necessary by the Health Authority. The Health Authority shall not issue a license until the food establishment complies with the standards of this Ordinance as demonstrated by a satisfactory inspection.

### **6.2 Plan submission**

The license applicant or licensee shall submit properly prepared plans to the Health Authority under the provisions of Minnesota Rules, Part 4626.1720. The plans, specifications, application, and plan review fee shall be submitted to the Health Authority at least 30 business days before beginning construction or remodeling.

### **6.3 Approval required**

The food establishment shall be constructed in conformance with plans approved by the Health Authority. A statutory or home rule charter city shall not issue a building permit for a food establishment or remodeling or alteration permit for such establishment until the Health Authority has approved such plans.

### **6.4 Construction inspections**

The Health Authority shall inspect the food establishment as frequently as necessary during construction to ensure that construction occurs in conformance with this Ordinance. The licensee shall not begin operations until the Health Authority has conducted a final inspection and approved issuance of the food license.

### **6.5 Access to premises and records**

The person in charge of the food establishment shall, upon request of the Health Authority and after proper Hennepin County identification, permit access to all parts of the establishment at any reasonable time for the purpose of inspection as often as deemed necessary by the Health Authority. The person in charge shall make available and allow copying of any and all records necessary to ascertain sources of food and compliance with this Ordinance.

### **6.6 Interference with health authority**

No person shall interfere with or hinder the Health Authority in the performance of its duties, or refuse to permit the Health Authority to make inspections of a food establishment.

## **6.7 Removal and correction of violations**

The licensee, owner, or operator of a food establishment, upon receipt of a report giving notification of one or more violations of this Ordinance, shall correct or remove each violation in the length of time determined by the Health Authority. The length of time for the correction or removal of each such violation shall be noted on the inspection report. Failure to remove or correct each violation within the specified time period shall constitute a separate violation of this Ordinance. The Health Authority may issue orders to halt construction or remodeling, or to take corrective measures to ensure compliance with this Ordinance.

# **Section VII: Grounds for emergency closure**

## **7.1 Single violations**

If any of the following conditions exist, the operator may be ordered to discontinue all operations of the food establishment until such time as the Health Authority confirms the correction of the violation:

- A. Failure to possess a license required by this Ordinance;
- B. Evidence of a sewage backup in a food preparation, food storage, or utensil washing area;
- C. Lack of potable, plumbed, hot or cold water to the extent that hand washing, utensil washing, food preparation, or toilet facilities are not operational;
- D. Lack of electricity or gas service to the extent that hand washing, utensil washing, food preparation, lighting, or toilet facilities are not operational;
- E. Evidence of an ongoing illness associated with the operation of the establishment;
- F. Significant damage to the food establishment due to tornado, fire, flood, or other disaster;
- G. Evidence of an infestation of rodents or other vermin;
- H. Evidence of cross contamination, filthy conditions, untrained staff, or poor personal hygiene;
- I. Lack of an effective means of sanitizing dishes or utensils;
- J. Misuse of poisonous or toxic materials; or
- K. Anytime a public health nuisance, as defined in Minnesota Statutes, Section 145A.02 subdivision 17, exists.

# **Section VIII: Standards for health, safety and nuisance prevention**

## **8.1 Standards adopted**

This Ordinance incorporates by reference the provisions of Minnesota Rules, Parts 4626.0010 through 4626.1855, excluding Parts 4626.1715 Subpart B, 4626.1720 Subpart B, and 4626.1755 through 4626.1777, and all subsequent recodifications and amendments, and specifically adopts the following additional standards pursuant to Minnesota Statute, Section 145A.05, Subdivision 1:

**A.** Minnesota Rules, Chapter 4626.0225, Subpart D, PREVENTING CONTAMINATION FROM HANDS. The food establishment must submit written notification to the Health Authority of his/her intention to use the procedures as contemplated under Subpart D of Part 4626.0225 and receive approval from the Health Authority prior to implementing any such written procedures.

**B.** Minnesota Rules, Part 4626.1050, Subpart A HANDWASHING SINKS; NUMBERS AND CAPACITY. A hand washing sink must be equipped to provide water to the user through a mixing valve or combination faucet for at least 15 seconds, at a temperature of at least 43 degrees C (110 degrees F), but not more than 54 degrees C (130 degrees F) in a food establishment and not more than 48 degrees C (120 degrees F), in a sink that is used by children such as a school, day care, or preschool.

**C.** Minnesota Rules, Part 4626.1465 TOILET TISSUE, AVAILABILITY. A supply of toilet tissue in a mounted dispenser shall be available at each toilet.

**D.** Minnesota Rules, Part 4626.1470 LIGHTING INTENSITY. The light intensity shall be:

1. At least 215 lux (20 foot candles) at a distance of 30 inches (75 cm) above the floor:
  - a. In walk-in refrigeration units, dry food storage areas and in other areas during periods of cleaning.

**E.** Minnesota Rules, Part 4626.0033, Subpart B (4) CERTIFIED FOOD MANAGER REQUIREMENTS FOR FOOD ESTABLISHMENTS. These exempted food establishments are not required to have a certified food manager, but the person in charge required by 4626.0025 in these food establishments must be trained in basic food sanitation as determined by the Health Authority.

## Section IX: Fees

### 9.1 License fees

Fees for licenses and service fees as shown in the fee schedule, issued hereunder shall be those established by resolution of the Hennepin County Board of Commissioners. An additional fee shall be charged for each additional service or operation that is separate, distinct or unique from the primary or main food establishment, as determined by the Health Authority.

### 9.2 Failure to submit plan

If work has commenced prior to approval of construction or remodeling plans, late fees may be assessed in accordance with the fee schedule.

### 9.3 License late fees

If a food establishment does not return the license application and required fee by the date required on the invoice, an additional late fee may be assessed in accordance with the fee schedule.

## **9.4 Operating without a license**

A food establishment found operating without a valid license may be assessed a fee of double the applicable license fee, or as determined by the fee schedule.

## **9.5 Prorating**

If a food establishment begins operation in the last quarter of a licensing year, the license fee due shall be prorated to one half of the annual license fee for that year.

# **Section X: Variances**

## **10.1 Determination**

When a licensee or applicant requests a variance under Minnesota Rules, Part 4626.1690 to 4626.1715, on the form provided by the Health Authority, from a provision of this Ordinance or Minnesota Rules, Chapter 4626, the Health Authority will issue a written determination regarding that variance request.

## **10.2 Variance reconsideration**

A licensee or applicant may request reconsideration of the denial, revocation, or failure to renew a variance request by the Health Authority. When such a request is received, the Health Authority will conduct an administrative review.

## **10.3 Variance appeal request**

The request for an administrative review shall be in writing specifically stating the grounds for appeal. The request must be received by the Health Authority no later than the close of business on the tenth County working day following the service of notice of the Health Authority action.

## **10.4 Review process**

The reconsideration shall consist of a review of the variance request file. The Health Authority shall review the file within ten County working days of the receipt of the review request.

## **10.5 Notice of determination**

A written notice of the determination resulting from the administrative review will be issued to the licensee or applicant within ten County working days of the completion of the review.

# **Section XI: Separability**

If any provision or application of any provision of this Ordinance is held invalid, that invalidity shall not affect other provisions or applications of this Ordinance.

# **Section XII: Penalty**

## **12.1 Misdemeanor**

Any person who violates this Ordinance, or who permits a violation to exist on the premises under his/her control, or fails to take action to abate the existence of the violation(s) within a specified time period, when ordered or notified to do so by the Health Authority, shall be guilty of a misdemeanor,



and upon conviction thereof shall be punished as provided by law. Each day of violation constitutes a separate offense.

### **12.2 Adverse license action**

Violation of any provision of this Ordinance by a licensee or other person in charge shall be adequate grounds for denial, refusal to renew, revocation, or suspension of a license to operate a food establishment as determined by the Health Authority.

### **12.3 Civil remedies**

In the event of a violation or a threat of violation of this Ordinance, the City Attorney or County Attorney may take appropriate action to enforce this Ordinance, including application for injunctive relief, action to compel performance, or other appropriate action in court, if necessary, to prevent, restrain, correct, or abate such violations or threatened violations. The City Attorney or County Attorney enforcing provisions of this Ordinance may seek costs and disbursement, including attorneys' fees.

### **12.4 Citations**

Whenever the Health Authority discovers a violation of this Ordinance, a citation may be issued to the person alleged to have committed the violation. The citation shall be issued to the person charged with the violation, or in the case of a corporation or municipality, to any officer or agent expressly or impliedly authorized to accept such issuance.

## **Section XIII: Captions**

The captions printed in boldfaced type before sections of this Ordinance are mere catch words to indicate the content of the section.

## **Section XIV: Effective date**

After passage by the Hennepin County Board of Commissioners, this Ordinance shall be effective on <Date of signing>.



# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 19-0078

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#### Item Description:

Agmt A199512 with MN Dept of Human Services to fund mental health screening, assessment, treatment and supportive services for children, 01/01/19-12/31/19, \$1,268,845 (recv), suppl appr of \$59,845 to the 2019 HSPH budget

#### Resolution:

BE IT RESOLVED, that Agreement A199512 with Minnesota Department of Human Services to fund mental health screening, assessment, treatment and supportive services for children during the period January 1, 2019 through December 31, 2019 in the receivable amount of \$1,268,845 be approved; that the Chair of the Board be authorized to sign the agreement on behalf of the county; and that the Controller be authorized to disburse funds as directed; and

BE IT FURTHER RESOLVED, that the Human Services and Public Health budget receive a supplemental appropriation of \$59,845 to the 2019 Human Services and Public Health budget; and

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

#### Background:

Since 2004 Minnesota has required mental health screening for youth involved in the child welfare and juvenile justice systems. Children in these groups are at increased risk of experiencing mental health difficulties. Mental health screening facilitates the early identification and intervention of mental health needs as a means of promoting the social and emotional health of children and their families. Mental Health screening is integrated into child protection and juvenile corrections practice, facilitates referrals of children for diagnostic assessments, and makes funds available for assessments and other needed services for uninsured children.

Mental health screening is a brief process designed to identify children and adolescents who may be experiencing mental health problems and who would benefit from further assessment. Screening is administered by non-clinical staff using standardized age-appropriate measurement tools that are typically completed by parents, guardians, or the youth themselves. The primary purpose of screening is to determine whether there is a need for more in-depth assessment, which in turn provides information on the nature and severity of any identified concerns and the possible need for therapeutic or supportive services.

The grant funds that are generated by screening are used by Hennepin County primarily to pay for assessment, treatment and supportive services for children with mental health needs involved in the child welfare and juvenile justice systems, with a focus on uninsured and underinsured youth. Additional grant funds are used to support our mental health screening efforts and to provide training for social workers and probation officers on children's mental health-related topics.

For 2019, \$4,412,001 in screening grant funds were available statewide. Hennepin County has been awarded \$1,268,845 for 2019, based on its screening performance in 2017. This represents 28.8% of the available funds, and is a 6.7% increase in the amount earned by Hennepin County compared to 2018.

A supplemental appropriation to the 2019 Human Services and Public Health budget is requested to reflect the increased revenue and allow expenditure of these funds. The balance of the grant award will

be included in the department's 2020 budget request.

**ATTACHMENTS:**

Description	Upload Date	Type
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# HENNEPIN COUNTY

## MINNESOTA

### Board Action Request 19-0077 R1

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#### Item Description:

Adopt proposed revisions to Ordinance 3: Food Protection, to incorporate by reference the state Food Code, MN Rules 4626, other MN Statutes and clarifying language specific to Hennepin Cty delegation agmts with MN Depts of Health and Agriculture, as amended

#### Resolution:

BE IT RESOLVED, that the Hennepin County Board of Commissioners adopts the revisions to Hennepin County Ordinance Number 3: Food Protection; and that the Clerk of the Board be directed to publish the revised ordinance pursuant to Minnesota Statutes, section 375.51, subdivision 3.

#### Background:

##### History:

In 2018 The Minnesota State Legislature amended MN Rules 4626, commonly called the state Food Code. This new Rule went into effect January 1, 2019. The Hennepin County Delegation Agreements with the Minnesota Departments of Health and Agriculture require the Hennepin County Board of Health to incorporate this amended Rule and other applicable MN Statutes into Hennepin County Ordinance 3 by March 4, 2019.

A public hearing was held on Tuesday, February 12, 2019 during the Health and Human Services committee meeting to receive public input on proposed the revisions.

#### Current Request:

This request seeks adoption of required revisions to Hennepin County Ordinance Number 3: Food Protection due to the change in MN Rules 4626 and the requirements in the delegation agreements with the Minnesota Departments of Health and Agriculture.

The revision to the request includes some additional changes to the definition of Health Authority to make it more consistent with state statute and other ordinances.

#### ATTACHMENTS:

Description	Upload Date	Type
Public Health Ordinance 3: Food Protection	1/11/2019	Backup Material

# Section I: Purpose

## 1.1 Purpose

This Ordinance is enacted to establish standards for the regulation of food establishments to protect the health, safety, and general welfare of the people of Hennepin County pursuant to powers granted under the Local Public Health Act, Minnesota Statutes, Sections 145A.01 through 145A.11, Minnesota Statutes 28A.075, 28A.0752 and 375.51 through 375.55. For the purpose of prescribing regulations governing food establishments Hennepin County hereby incorporates by reference the following rules and statutes and subsequent recodifications and/or amendments and other applicable legislation, as may be adopted from time to time.

- (a) Minnesota Statutes Chapters 157, 17.04, 29.21, 29.23, 29.235, 29.236, 29.237, 29.24, 29.25, 29.26, 29.27, and 30.49, applicable sections of Minnesota Statutes, Chapters 28A, 31, and 34A,,
- (b) Minnesota Rules Chapter 4626, except 4626.0033 subparts G through O.
- (c) Applicable sections of Minnesota Rules parts 1520, 1545, 1550, and 1556.

## 1.2 Objectives

The principal objectives of this Ordinance are as follows:

- A. To prevent foodborne illness.
- B. To correct and prevent conditions that may adversely affect persons utilizing food establishments.
- C. To provide standards for the design, construction, operation, and maintenance of food establishments.
- D. To meet consumer expectations of the safety of food establishments.

# Section II: General provisions

## 2.1 Scope

This Ordinance shall be applicable to all food establishments except that where Hennepin County licenses, inspects or otherwise regulates an establishment pursuant to a delegation agreement with the Minnesota Department of Agriculture, the terms of that delegation agreement shall control if inconsistent with this Ordinance.

## 2.2 Licensing jurisdiction

Section 4.2 of this Ordinance shall not apply to a food establishment located in a statutory or home rule charter city that maintains a delegation of authority agreement with the Minnesota Department of Health or the Minnesota Department of Agriculture to regulate food establishments pursuant to Minnesota Statutes, Section 145A.07, 28A.0752 or 28A.075.

# Section III: Definitions

Definitions of words, phrases, and terms used in this Ordinance shall be those set forth in Minnesota Rules, Chapter 4626, Hennepin County Administrative Ordinance No. 1, and this section.

### **3.1 "Food establishment"**

Is defined in Minnesota Rules, Part 4626.0020, Subpart 35. Food establishments include, but are not limited to, restaurants, boarding houses, drive-ins, bars, taverns, brew pubs, cafeterias, delicatessens, snack bars, grocery stores, retail bakeries, micromarkets, convenience stores, caterers, cafes, charter boats, satellite or catered feeding locations, mobile food units, catering food vehicles, food delivery services, food delivery vehicles, carts, clubs, lodges, commissaries, youth camps, itinerant and other short term food operations, lodging facilities, resorts, public and private schools, public buildings, group child care centers, vending machines, and similar businesses and establishments.

### **3.2 "Health authority"**

Means the Hennepin County Public Health Department and its designated employees, agents, or contractors, as the Hennepin County Board may designate.

### **3.3 "Itinerant food establishment"**

A food establishment operating as a seasonal permanent food stand, seasonal temporary food stand, or special event food stand as those terms are defined in Minnesota Statutes, Section 157.15, Subdivisions 12.a, 13, and 14.

## **Section IV: Administration and Licensing**

### **4.1 Administrative ordinance**

Except where otherwise specified, this Ordinance is subject to all provisions of Hennepin County Administrative Ordinance No. 1.

### **4.2 License required**

No person shall operate a food establishment within Hennepin County or engage in any enterprises described in Section 2, unless a license has been obtained. Each license shall be obtained from the Health Authority as established by County Board resolution from time to time pursuant to this Ordinance and Hennepin County Administrative Ordinance 1.

### **4.3 General licensing**

The application for such licenses shall be made on forms furnished by the Health Authority and shall describe the general nature of the business, the location, and any other information deemed necessary by the Health Authority.

### **4.4 License expiration**

Licenses issued pursuant to this Ordinance shall commence and expire on the dates indicated on the license certificate. With the exception of itinerant food establishment licenses, all food establishment licenses shall be issued for the applicable license year. Itinerant food establishment licenses shall be issued for the specific days the itinerant food establishment is in operation.

### **4.5 Transfer and display of license**

Only a person who complies with the requirements of this Ordinance shall be entitled to hold a license. A license shall not be transferable as to person or place. A valid license shall be located onsite and posted so that it is clearly visible to the public.

# Section V: Administrative Hearing

## 5.1 Right of appeal

Where a license application or renewal is denied or a licensee receives a suspension, summary suspension, or revocation notice, the applicant or licensee may appeal the action to the Health Authority by requesting an administrative hearing within ten County working days of the date of the notice. The notice of the action shall state the right to an administrative hearing.

## 5.2 Administrative hearing

If any applicant or licensee makes a written request for an administrative hearing, such hearing shall be held before the Health Authority Division Manager or his/her designee.

## 5.3 Schedule

The administrative hearing shall be held no later than 45 calendar days after the date of service of the request for a hearing was received unless the appellant requests an extension of time. If an extension is requested, the hearing shall be held no later than 90 calendar days after the date of service of the request for a hearing.

## 5.4 Notice

The Health Authority shall mail notice of the administrative hearing to the appellant at least ten calendar days prior to the hearing. Such notice shall include:

- A. A statement of time, place, and nature of the hearing; and
- B. A reference to leave the particular section, of this Ordinance or the adopted statutes or rules that have been violated.

## 5.5 Witnesses and evidence

All parties shall have full opportunity to respond to and present evidence and witnesses.

## 5.6 Standard of proof

The appellant shall have the burden of proving its position by clear and convincing evidence. All findings of fact, conclusions of law, and decisions by the Health Authority Division Manager shall be based on evidence presented and matters officially noticed.

## 5.7 Rules of evidence

The Rules of Evidence, as applied in the District Court, shall not apply to the hearing, but irrelevant, immaterial, and unduly repetitious evidence shall be excluded. The hearing shall be confined to matters raised in the Health Authority's written notice of suspension, summary suspension, or revocation or in the appellant's written request for a hearing.

## 5.8 Record of hearing

The hearing shall be taped or videotaped and minutes shall be kept.

## 5.9 Notice of decision

The determination of the Health Authority Division Manager and a copy of the minutes of the administrative hearing shall be forwarded to the appellant within ten County working days of the conclusion of the administrative hearing. The determination will be effective on the sixth County working day following the date the notice is sent.

### **5.10 Request for reconsideration of hearing decision**

The written notice must state the effective date of the adverse action. The notice must state that the appellant has the right to request a reconsideration of the hearing decision within five County working days of receipt of the notice. The reconsideration shall consist of a review of the record by the Health Authority. The review shall be conducted within five County working days of the receipt for the request for reconsideration. A written notice of determination will be forwarded to the appellant within five County working days of the reconsideration decision. The determination will become effective after three working days after the notice of decision is mailed.

## **Section VI: Inspections and plan review**

### **6.1 Inspection required**

The Health Authority shall inspect each food establishment prior to issuing a license for an establishment and as deemed necessary by the Health Authority. The Health Authority shall not issue a license until the food establishment complies with the standards of this Ordinance as demonstrated by a satisfactory inspection.

### **6.2 Plan submission**

The license applicant or licensee shall submit properly prepared plans to the Health Authority under the provisions of Minnesota Rules, Part 4626.1720. The plans, specifications, application, and plan review fee shall be submitted to the Health Authority at least 30 business days before beginning construction or remodeling.

### **6.3 Approval required**

The food establishment shall be constructed in conformance with plans approved by the Health Authority. A statutory or home rule charter city shall not issue a building permit for a food establishment or remodeling or alteration permit for such establishment until the Health Authority has approved such plans.

### **6.4 Construction inspections**

The Health Authority shall inspect the food establishment as frequently as necessary during construction to ensure that construction occurs in conformance with this Ordinance. The licensee shall not begin operations until the Health Authority has conducted a final inspection and approved issuance of the food license.

### **6.5 Access to premises and records**

The person in charge of the food establishment shall, upon request of the Health Authority and after proper Hennepin County identification, permit access to all parts of the establishment at any reasonable time for the purpose of inspection as often as deemed necessary by the Health Authority. The person in charge shall make available and allow copying of any and all records necessary to ascertain sources of food and compliance with this Ordinance.

### **6.6 Interference with health authority**

No person shall interfere with or hinder the Health Authority in the performance of its duties, or refuse to permit the Health Authority to make inspections of a food establishment.

## **6.7 Removal and correction of violations**

The licensee, owner, or operator of a food establishment, upon receipt of a report giving notification of one or more violations of this Ordinance, shall correct or remove each violation in the length of time determined by the Health Authority. The length of time for the correction or removal of each such violation shall be noted on the inspection report. Failure to remove or correct each violation within the specified time period shall constitute a separate violation of this Ordinance. The Health Authority may issue orders to halt construction or remodeling, or to take corrective measures to ensure compliance with this Ordinance.

# **Section VII: Grounds for emergency closure**

## **7.1 Single violations**

If any of the following conditions exist, the operator may be ordered to discontinue all operations of the food establishment until such time as the Health Authority confirms the correction of the violation:

- A. Failure to possess a license required by this Ordinance;
- B. Evidence of a sewage backup in a food preparation, food storage, or utensil washing area;
- C. Lack of potable, plumbed, hot or cold water to the extent that hand washing, utensil washing, food preparation, or toilet facilities are not operational;
- D. Lack of electricity or gas service to the extent that hand washing, utensil washing, food preparation, lighting, or toilet facilities are not operational;
- E. Evidence of an ongoing illness associated with the operation of the establishment;
- F. Significant damage to the food establishment due to tornado, fire, flood, or other disaster;
- G. Evidence of an infestation of rodents or other vermin;
- H. Evidence of cross contamination, filthy conditions, untrained staff, or poor personal hygiene;
- I. Lack of an effective means of sanitizing dishes or utensils;
- J. Misuse of poisonous or toxic materials; or
- K. Anytime a public health nuisance, as defined in Minnesota Statutes, Section 145A.02 subdivision 17, exists.

# **Section VIII: Standards for health, safety and nuisance prevention**

## **8.1 Standards adopted**

This Ordinance incorporates by reference the provisions of Minnesota Rules, Parts 4626.0010 through 4626.1855, excluding Parts 4626.1715 Subpart B, 4626.1720 Subpart B, and 4626.1755 through 4626.1777, and all subsequent recodifications and amendments, and specifically adopts the following additional standards pursuant to Minnesota Statute, Section 145A.05, Subdivision 1:



**A.** Minnesota Rules, Chapter 4626.0225, Subpart D, PREVENTING CONTAMINATION FROM HANDS. The food establishment must submit written notification to the Health Authority of his/her intention to use the procedures as contemplated under Subpart D of Part 4626.0225 and receive approval from the Health Authority prior to implementing any such written procedures.

**B.** Minnesota Rules, Part 4626.1050, Subpart A HANDWASHING SINKS; NUMBERS AND CAPACITY. A hand washing sink must be equipped to provide water to the user through a mixing valve or combination faucet for at least 15 seconds, at a temperature of at least 43 degrees C (110 degrees F), but not more than 54 degrees C (130 degrees F) in a food establishment and not more than 48 degrees C (120 degrees F), in a sink that is used by children such as a school, day care, or preschool.

**C.** Minnesota Rules, Part 4626.1465 TOILET TISSUE, AVAILABILITY. A supply of toilet tissue in a mounted dispenser shall be available at each toilet.

**D.** Minnesota Rules, Part 4626.1470 LIGHTING INTENSITY. The light intensity shall be:

1. At least 215 lux (20 foot candles) at a distance of 30 inches (75 cm) above the floor:
  - a. In walk-in refrigeration units, dry food storage areas and in other areas during periods of cleaning.

**E.** Minnesota Rules, Part 4626.0033, Subpart B (4) CERTIFIED FOOD MANAGER REQUIREMENTS FOR FOOD ESTABLISHMENTS. These exempted food establishments are not required to have a certified food manager, but the person in charge required by 4626.0025 in these food establishments must be trained in basic food sanitation as determined by the Health Authority.

## Section IX: Fees

### 9.1 License fees

Fees for licenses and service fees as shown in the fee schedule, issued hereunder shall be those established by resolution of the Hennepin County Board of Commissioners. An additional fee shall be charged for each additional service or operation that is separate, distinct or unique from the primary or main food establishment, as determined by the Health Authority.

### 9.2 Failure to submit plan

If work has commenced prior to approval of construction or remodeling plans, late fees may be assessed in accordance with the fee schedule.

### 9.3 License late fees

If a food establishment does not return the license application and required fee by the date required on the invoice, an additional late fee may be assessed in accordance with the fee schedule.

## **9.4 Operating without a license**

A food establishment found operating without a valid license may be assessed a fee of double the applicable license fee, or as determined by the fee schedule.

## **9.5 Prorating**

If a food establishment begins operation in the last quarter of a licensing year, the license fee due shall be prorated to one half of the annual license fee for that year.

# **Section X: Variances**

## **10.1 Determination**

When a licensee or applicant requests a variance under Minnesota Rules, Part 4626.1690 to 4626.1715, on the form provided by the Health Authority, from a provision of this Ordinance or Minnesota Rules, Chapter 4626, the Health Authority will issue a written determination regarding that variance request.

## **10.2 Variance reconsideration**

A licensee or applicant may request reconsideration of the denial, revocation, or failure to renew a variance request by the Health Authority. When such a request is received, the Health Authority will conduct an administrative review.

## **10.3 Variance appeal request**

The request for an administrative review shall be in writing specifically stating the grounds for appeal. The request must be received by the Health Authority no later than the close of business on the tenth County working day following the service of notice of the Health Authority action.

## **10.4 Review process**

The reconsideration shall consist of a review of the variance request file. The Health Authority shall review the file within ten County working days of the receipt of the review request.

## **10.5 Notice of determination**

A written notice of the determination resulting from the administrative review will be issued to the licensee or applicant within ten County working days of the completion of the review.

# **Section XI: Separability**

If any provision or application of any provision of this Ordinance is held invalid, that invalidity shall not affect other provisions or applications of this Ordinance.

# **Section XII: Penalty**

## **12.1 Misdemeanor**

Any person who violates this Ordinance, or who permits a violation to exist on the premises under his/her control, or fails to take action to abate the existence of the violation(s) within a specified time period, when ordered or notified to do so by the Health Authority, shall be guilty of a misdemeanor,

and upon conviction thereof shall be punished as provided by law. Each day of violation constitutes a separate offense.

### **12.2 Adverse license action**

Violation of any provision of this Ordinance by a licensee or other person in charge shall be adequate grounds for denial, refusal to renew, revocation, or suspension of a license to operate a food establishment as determined by the Health Authority.

### **12.3 Civil remedies**

In the event of a violation or a threat of violation of this Ordinance, the City Attorney or County Attorney may take appropriate action to enforce this Ordinance, including application for injunctive relief, action to compel performance, or other appropriate action in court, if necessary, to prevent, restrain, correct, or abate such violations or threatened violations. The City Attorney or County Attorney enforcing provisions of this Ordinance may seek costs and disbursement, including attorneys' fees.

### **12.4 Citations**

Whenever the Health Authority discovers a violation of this Ordinance, a citation may be issued to the person alleged to have committed the violation. The citation shall be issued to the person charged with the violation, or in the case of a corporation or municipality, to any officer or agent expressly or impliedly authorized to accept such issuance.

## **Section XIII: Captions**

The captions printed in boldfaced type before sections of this Ordinance are mere catch words to indicate the content of the section.

## **Section XIV: Effective date**

After passage by the Hennepin County Board of Commissioners, this Ordinance shall be effective on <Date of signing>.