

## AGENDA

### REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF ST. LOUIS COUNTY, MINNESOTA



**Tuesday, March 12, 2013, 9:30 A.M.**

**County Board Room, Second Floor  
St. Louis County Courthouse  
100 N. 5<sup>th</sup> Avenue West  
Duluth, Minnesota**

**CHRIS DAHLBERG, Chair  
Third District**

**FRANK JEWELL  
First District**

**STEVE O'NEIL  
Second District**

**MIKE FORSMAN – Vice Chair  
Fourth District**

**PETE STAUBER  
Fifth District**

**KEITH NELSON  
Sixth District**

**STEVE RAUKAR  
Seventh District**

County Auditor  
Donald Dicklich

County Administrator  
Kevin Gray

County Attorney  
Mark Rubin

Clerk of the Board  
Roberta Museta

The St. Louis County Board of Commissioners welcomes you to this meeting. This agenda contains a brief description of each item to be considered. The Board encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Board when a motion is on the floor. If you wish to speak on a matter that does not appear on the agenda, you may do so during the public comment period at the beginning of the meeting. Except as otherwise provided by the Standing Rules of the County Board, no action shall be taken on any item not appearing in the agenda.

When addressing the Board, please sign in at the podium and state your name and address for the record. Please address the Board as a whole through the Chair. Comments to individual Commissioners or staff are not permitted. The St. Louis County Board promotes adherence to civility in conducting the business of the County. Civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issue before the Board. Tools of civility include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility [County Board Resolution No. 560, adopted on September 9, 2003]. Speakers will be limited to five (5) minutes.

**\*\*In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify Property Management 72 hours prior to the meeting at (218)725-5085.\*\***

All supporting documentation is available for public review in the County Auditor's Office, 100 North 5th Avenue West - Room No. 214, St. Louis County Courthouse, Duluth, MN, during regular business hours 8:00 A.M. - 4:30 P.M., Monday through Friday. Agenda is also available on our website at <http://www.stlouiscountymn.gov/GOVERNMENT/BoardofCommissioners.aspx>

**AGENDA**  
**St. Louis County Board**  
**March 12, 2013**  
**Page 2**

- 9:30 A.M. Pledge of Allegiance  
Roll Call  
*“St. Louis County History: People & Places” – Commissioner Jewell,  
First District*
- 9:40 A.M. Public hearing, pursuant to Resolution No. 13-78, adopted February 5, 2013, to consider renaming Johnson’s Point located on the south shore of Pelican Lake in Leiding Township, to “Eagle Point”. **{13-85}**
- 9:45 A.M. Public hearing, pursuant to Resolution No. 13-92, adopted February 12, 2013, to receive citizen comments on the FY 2013 Action Plan for Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), and Emergency Solutions Grant (ESG) funding. **{13-86}**

AT THIS TIME CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD ON ITEMS NOT ON THE AGENDA. [Speakers will be limited to 5 minutes each.]

FOR ITEMS LISTED ON THE BOARD AGENDA OR COMMITTEE OF THE WHOLE AGENDA, CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

**CONSENT AGENDA**

Approval of business submitted on the consent agenda.

**REGULAR AGENDA**

**ADJOURNED:**



Mr. Boulay researched geographic features named "Eagle Pointe" in the state of Minnesota, and could not find another point identified by that name. However, he suggested dropping the proposed letter 'e' at the end of the word 'Pointe' for the more traditional spelling of "Point". The Smiths were agreeable.

With this change, Mr. Boulay indicated the DNR would be supportive of the naming proposal and encouraged a positive action by the St. Louis County Board. Minnesota Statutes require that the County Board conduct a public hearing on any request for the naming or renaming of state geographic features and waterways.

**RECOMMENDATION:**

It is recommended that the St. Louis County Board receive testimony at a public hearing on Tuesday, March 12, 2013, at 9:40 a.m. in the County Board Room, St. Louis County Courthouse, Duluth, MN, to consider renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Point".

## Renaming Johnson's Point to "Eagle Point" on Pelican Lake (Leiding Township)

BY COMMISSIONER \_\_\_\_\_

WHEREAS, The St. Louis County Auditor has received a petition signed by residents of the Pelican Lake area in support of renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West to "Eagle Pointe", and at least fifteen (15) of the petition signers have been verified as registered voters by the County Auditor; and

WHEREAS, D. Max and Mary A. Smith of Orr, MN, provided the following information in support of the name change:

"This point on Pelican Lake has been home to bald eagle nests for many years. We feel that the name change to 'Eagle Pointe' would be a benefit to the private residents on both sides of the point' and to commercial properties in the vicinity including the resort to the north and west of the point. The name 'Johnson's Point' is not an asset to the surrounding neighborhood. The name 'Eagle Pointe' is more enticing to visitors considering a trip to Pelican Lake. Also, having the point and the lake itself both named after well known birds is an advantage;" and

WHEREAS, County Administration has contacted Peter Boulay, State Climatology Office, Department of Natural Resources (DNR), Division of Waters, about the proposed name identification, and Mr. Boulay researched state geographic features named "Eagle" in the state of Minnesota, and could not find another point identified with that name; and

WHEREAS, The DNR is supportive of the naming proposal but with the more traditional spelling of "point", and has encouraged a positive action by the St. Louis County Board; and

WHEREAS, Minnesota Statutes require that the County Board conduct a public hearing on any request for the naming or renaming of state geographic features and waterways; and

WHEREAS, A public hearing was held on Tuesday, March 12, 2013, at 9:40 a.m. in the County Board Room, St. Louis County Courthouse, Duluth, MN, to consider renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Point";

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the renaming of Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Point";

RESOLVED FURTHER, That the St. Louis County Board recommends the Commissioner of the Minnesota Department of Natural Resources approve this name change.



# Saint Louis County

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**Administration** • 100 North Fifth Avenue West, Room 202 • Duluth, MN 55802  
Phone: (218) 726-2450 • Fax: (218) 726-2469 • [www.stlouiscountymn.gov](http://www.stlouiscountymn.gov)

December 11, 2012

## **MEMORANDUM**

**TO:** Donald Dicklich  
County Auditor

**FROM:** Gary Eckenberg  
Deputy County Administrator

**RE:** **Petition Received Requesting Name Change of Geographic Feature:  
Johnson's Point to Eagle Pointe on Pelican Lake**

On December 6, 2012, County Administration received a petition from D. Max Smith and Mary A. Smith of Orr, MN requesting to rename Johnson's Point in Pelican Lake to Eagle Pointe. Enclosed is the petition for your review. Please certify that at least fifteen (15) of the petition signers are registered voters in St. Louis County and return the petition to me for further processing and preparation for consideration by the County Board.

Cc: Kevin Z. Gray, County Administrator  
Peter Boulay, DNR

**Petition to Change the Name of Johnson's Point  
on Pelican Lake to Eagle Pointe**

Pursuant to Minnesota Statutes 83A.05 to 83A.07, the undersigned registered voters of St. Louis County, Minnesota do hereby petition the St. Louis County Board of Commissioners for a public hearing to change the name of "Johnson's Point" on the south shore of Pelican Lake 69-0841P at 11334 Zaymar Road, Orr MN 55771 (Sec. 9, T.64N., R.20W.) to "Eagle Pointe."

This point on Pelican Lake has been home to bald eagle nests for many years. We feel that the name change to Eagle Pointe would be a benefit to the private residents on both sides of the point; and to commercial properties in the vicinity including the resort to the north and west of the point. The name "Johnson's Point" is not an asset to the surrounding neighborhood. The name "Eagle Pointe" is more enticing to visitors considering a trip to Pelican Lake. Also, having the point and the lake itself both named after well known birds is an advantage.

	Signature	Please Print Name	Address	City	Zip	Date
1		JEFFREY B. SMITH	610W SKYLINE PKWY	DULUTH <sup>MN</sup>	55806	6/30/12
2		Melvyn Vierke	1901 Emerson Ave S 402	MPLS	55403	30 June 2012
3		VIRGIE MULL	11354 ZAYMAR RD.	ORR, MN	55771	6/30/12
4		Kristine L Smith	610W Skyline Pkwy	Duluth	55806	6/30/12
5		LEN ZABROCKI	11083 Slade Rd	ORR	55771	7/1/12
6		Len Zabrocki	11083 Slade Rd	ORR	55771	7/1/12
7		PAUL KOCH	5242 Casson Loop Rd	ORR	55771	7/1/12
8		Emily Koch	5242 Casson Loop Rd	ORR	55771	7/1/12
9		JUDY KOCH	5018 Old Hwy 53	ORR	55771	7/1/12
10		Nels Gabrielson	1606 King Rd	ORR	55771	7/1/12
11		MARK A. SMITH	1724 E. 6th	DULUTH, MN	55812	7-13-12
12		Robert C. Lemay	166 Teikouac St	DULUTH MN	55811	7-13-12
13		Tom Reynolds	3691 Getchell	Hennepin	55811	7-13-12
14		Chad Myers	250 Pike Lk. Rd	Grand Marais	55609	7-14-12
15		Naomi Smith	1724 E. 6th	Duluth, MN	55812	7-26-12

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	Signature	Please Print Name	Address	City	Zip	Date
1	<i>Mary A. Smith</i>	MARY A. SMITH	11360 ZAYMAR RD	ORR, MN	55771	12-6-2012
2	<i>D. Max Smith</i>	D. Max Smith	11360 Zaymar Rd.	Orr MN	55771	12-6-12
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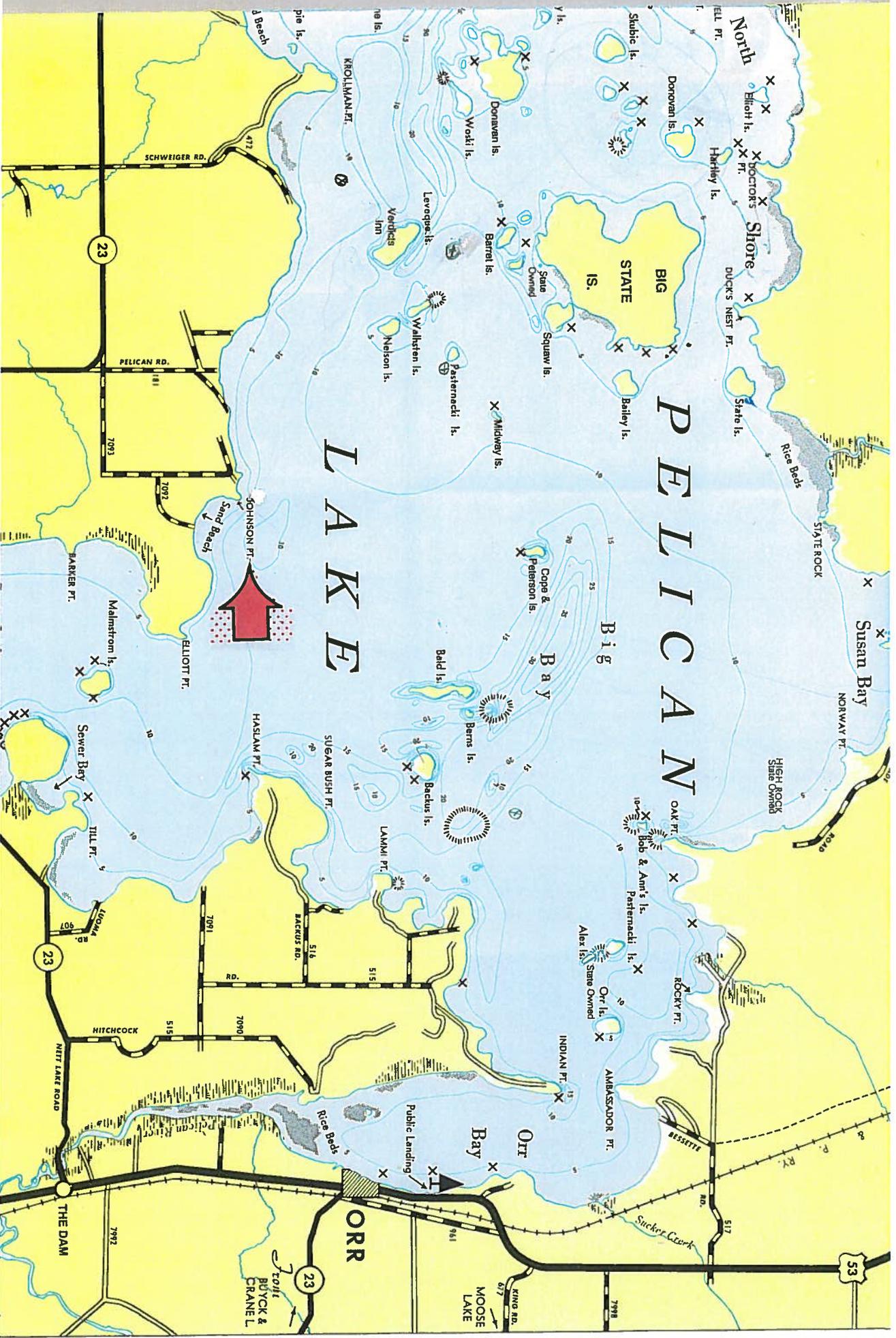
SLC ADMIN

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	Signature	Please Print Name	Address	City	Zip	Date
1	<i>Lee M Gray</i>	LEE M GRAY	4721 PINE DR	ORR	55771	12/16/12
2	<i>Kathleen P Bookwalter</i>	Kathleen P Bookwalter	7830 Rd <sup>Rt 150</sup>	ORR	55771	12/16/12
3	<i>Juliana Brygman</i>	Juliana Brygman	7642 Hwy 53	ORR MN	55771	12/16/12
4	<i>JoAnn Brygman</i>	JoAnn Brygman	7642 Hwy 53	ORR, MN	55771	12/16/12
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# PELICAN LAKE



JOHNSON PT.

Sand Beach

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53

ORR

ROYCE & CRANE L.

MOOSE LAKE

PELICAN LAKE

Big Bay

Big State Is.

North Shore

Susan Bay

High Rock State Owned

Rocky Pt.

Ambassador Pt.

Indian Pt.

Alex Is. State Owned

Pasternacki Is.

Bald Is.

Cape & Peterson Is.

Pasternacki Is.

Verde Is.

Wolke Is.

Donovan Is.

Stubbie Is.

Elliptical Is.

Harley Is.

Ducks Nest Pt.

State Is.

Rice Becks

State Rock

Norway Pt.

State Owned

Squaw Is.

State Owned

Barrat Is.

Leveque Is.

Walden Is.

Nelson Is.

Walden Is.

High Rock

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# Saint Louis County

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**Kevin Z. Gray**  
County Administrator

February 7, 2013

Tom Landwehr, Commissioner  
Minnesota Department of Natural Resources  
500 Lafayette Road  
St. Paul, MN 55155-4040

Dear Commissioner Landwehr,

Recently the St. Louis County Auditor was approached by Mr. D. Max Smith and Mrs. Mary A. Smith of Orr, MN requesting that Johnson Point located in Leiding Township, in St Louis County, MN be renamed "Eagle Point." According to state statutes, Mr. and Mrs. Smith provided petitions signed by at least fifteen (15) legal voters residing in the county who requested the County Board hold a public hearing to consider the renaming of this geographic feature to "Eagle Point." The clerk and supervisors of the Town of Leiding have been given notice of the public hearing, as well.

As provided in Minnesota Statute 83A.06, Subd. 4., I am enclosing notice of this hearing by copy of the approved County Board Resolution No. 13-78, dated February 5, 2013 which establishes a public hearing to consider the request on Tuesday March 12, 2013 at 9:40 a.m. in the St. Louis County Courthouse, Duluth, MN.

Please contact me at the St. Louis County Administration Department if you have any questions about the public hearing. I can be reached at 218-726-2447 or by email at [eckenbergg@stlouiscountymn.gov](mailto:eckenbergg@stlouiscountymn.gov)

Sincerely,

Gary Eckenberg  
Deputy County Administrator

Cc: Kevin Z. Gray, County Administrator  
Donald Dicklich, County Auditor  
Roberta Museta, Deputy County Auditor  
Peter Boulay, Minnesota Department of Natural Resources



# Saint Louis County

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**Kevin Z. Gray**  
County Administrator

February 7, 2013

John Poczekaj, Chairperson  
Leiding Town Board  
4452 Birch Forest Road  
Orr, MN 55771

Marie Milan, Clerk  
Leiding Township  
4380 Pelican Road  
Orr, MN 55771

## **RE: Notice of Public Hearing to Consider Naming a Geographic Feature on Pelican Lake**

Recently the St. Louis County Auditor was approached by Mr. D. Max Smith and Mrs. Mary A. Smith of Orr, MN requesting that Johnson Point located in Leiding Township, in St Louis County, MN be renamed "Eagle Point." According to state statutes, Mr. and Mrs. Smith provided petitions signed by at least fifteen (15) legal voters residing in the county who requested the County Board hold a public hearing to consider the renaming of this geographic feature to "Eagle Point."

As provided in Minnesota Statute 83A.06, Subd. 4., I am enclosing notice of this hearing by copy of the approved County Board Resolution No. 13-78, dated February 5, 2013 which establishes a public hearing to consider the request on Tuesday March 12, 2013 at 9:40 a.m. in the St. Louis County Courthouse, Duluth, MN.

Please contact me at the St. Louis County Administration Department if you have any questions about the public hearing. I can be reached at 218-726-2447 or by email at [eckenbergg@stlouiscountymn.gov](mailto:eckenbergg@stlouiscountymn.gov)

Sincerely,

Gary Eckenberg  
Deputy County Administrator

Cc: Kevin Z. Gray, County Administrator  
Donald Dicklich, County Auditor  
Roberta Museta, Deputy County Auditor  
Peter Boulay, Minnesota Department of Natural Resources

# Minnesota Department of Natural Resources

500 Lafayette Road • St. Paul, MN • 55155-40



February 14, 2013

Mr. Gary Eckenberg  
Saint Louis County Deputy County Administrator  
100 North Fifth Avenue West Room 202  
Duluth, MN 55802

RECEIVED

FEB 19 2013

SLC ADMIN

Dear Mr. Eckenberg:

Thank you for the notice of a public hearing on March 12, 2013 to consider a petition to name a point in your county. The following is offered as findings and recommendations pursuant to Minnesota Statutes 83A.07 subd. 2.

The subject point, located in Section 9, Township 64N Range 20W in Leiding Township in Pelican Lake is presently unnamed, but has an unofficial name of "Johnson Point." The Petitioners are seeking to name the point "Eagle Point" because: "This point has been home to bald eagle nests for many years..."

There are very few geographic features that include the words "Eagle Point" in the state of Minnesota. There is an "Eagle Nest Point" near Babbitt in St. Louis County and an Eagle Point Lake in Washington County according to the U.S. Geological Survey's Geographic Names Information System. "Eagle Point" would be a unique geographic name for a point in Minnesota, and would be acceptable to the DNR.

According to M.S. 83A.06, legal voters in St. Louis County may propose different names for the point during the public hearing. If the county board should favor an alternative name, please check the U.S. Geological Survey's Geographic Names Information System for Saint Louis County for potential duplication before adopting the alternative name in the form of a resolution.

For further assistance with your public hearing, please contact Pete Boulay of my staff. Pete can be reached by telephone at 651-295-4214, or by e-mail Peter.Boulay@state.mn.us to discuss this further.

Sincerely,

A handwritten signature in blue ink that reads "Steve Hirsch".

Steve Hirsch, Director  
Division of Ecological and Water Resources

c: Pat Collins, Regional Manager  
Amy J. Loiselle, Area Hydrologist  
Pete Boulay, Minnesota Geographic Names staff

[www.dnr.state.mn.us](http://www.dnr.state.mn.us)

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*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: February 5, 2013 Resolution No. 13-78*  
*Offered by Commissioner: Jewell*

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**Establish Public Hearing to Consider Renaming Johnson's Point to  
"Eagle Point" on Pelican Lake, Leiding Township**

WHEREAS, the St. Louis County Auditor has received a petition signed by residents of the Pelican Lake area in support of renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Pointe," and at least fifteen (15) of the petition signers have been verified as registered voters by the County Auditor; and

WHEREAS, D. Max and Mary A. Smith of Orr, MN, provided the following information in support of the name change:

"This point on Pelican Lake has been home to bald eagle nests for many years. We feel that the name change to 'Eagle Pointe' would be a benefit to the private residents on both sides of the point and to commercial properties in the vicinity including the resort to the north and west of the point. The name 'Johnson's Point' is not an asset to the surrounding neighborhood. The name 'Eagle Pointe' is more enticing to visitors considering a trip to Pelican Lake. Also, having the point and the lake itself both named after well-known birds is an advantage."; and

WHEREAS, County Administration has contacted Peter Boulay, State Climatology Office, Department of Natural Resources (DNR), Division of Waters, about the proposed name identification, and Mr. Boulay researched state geological features named "Eagle" in the state of Minnesota, and could not find another point identified with that name but suggested the more traditional spelling of "Point"; and

WHEREAS, with this spelling change, the DNR is supportive of the naming proposal and has encouraged a positive action by the St. Louis County Board; and

WHEREAS, Minnesota Statutes require that the County Board conduct a public hearing on any request for the naming or renaming of state geological features and waterways.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board establishes a public hearing for Tuesday, March 12, 2013, at 9:40 a.m. in the County Board Room, St. Louis County Courthouse, Duluth, MN, to consider renaming Johnson's Point located on the south shore of Pelican Lake in Leiding Township, Section 9, Township 64 North, Range 20 West, to "Eagle Point".

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

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

Nays – None

Absent – Commissioners O'Neil and Raukar - 2

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

I, DONALD DICKLICH, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 5<sup>th</sup> day of February, A.D. 2013, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 5<sup>th</sup> day of February, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board

Client:

**ST LOUIS COUNTY AUDITOR**

Account # 237968 Ad # 1644219

Phone: (218) 726-2380

Fax:

Address: 100 N 5TH AVE W 214

DULUTH, MN 55802-1287

Sales Rep.:

3262 Nancy Dahl

Phone: (218) 279-5500

Fax: (218) 720-4120

Email: ndahl@duluthnews.com

Class.: 9960 MINNESOTA LEGALS

Requested By:

Start Date: 02/19/2013

End Date: 03/05/2013

Nb. of Inserts: 10

Dimensions: 1 col. x 21.00 7 PT LINES

Publications: Duluth Group Online

Duluth News Tribune

Total Price: \$29.25

Paid Amount: \$0.00

Balance: \$29.25

Page 1 of 1

**PUBLIC HEARING NOTICE**  
St. Louis County  
Board of Commissioners

Notice is hereby given that the St. Louis County Board of Commissioners will conduct a public hearing on March 12, 2013, at 9:40 a.m. at the Duluth Courthouse, St. Louis County Board Room, Duluth, MN, to consider the re-naming of Johnson Point on the south shore of Pelican Lake in Leading Township, Section 9, Township 64N., Range 20W to "Eagle Point".

BY ORDER OF THE  
BOARD OF COMMISSIONERS  
ST. LOUIS COUNTY MINNESOTA  
DONALD DICKLICH,  
COUNTY AUDITOR

By: Roberta A. Museta, Clerk of  
County Board  
D.N.T. Feb. 19, 26; March 5, 2013  
1644219

MINNESOTA STATUTES - CHAPTER 83A

STATE GEOGRAPHIC FEATURES

**83A.04 COUNTY BOARDS NAMING GEOGRAPHIC FEATURES MUST HAVE APPROVAL OF COMMISSIONER OF NATURAL RESOURCES.**

No county board shall order the change of or establish the name of any lake, river, or other body of water without the written approval of the commissioner of natural resources endorsed on any resolution determining or fixing such name, which endorsement must be made on the same prior to recording with the county recorder.

*History: (128-5) 1937 c 63 s 4; 1971 c 25 s 22; 1976 c 181 s 2*

**83A.05 CHANGING AND GIVING NAMES TO WATER BODIES.**

**Subdivision 1. Applicability.** A name of a lake, river, stream, or other body of water may be given or changed under sections 83A.05 to 83A.07 except that a name which has existed for 40 years may not be changed under the provisions of sections 83A.05 to 83A.07.

**Subd. 2. Petition for name.** (a) Fifteen or more legal voters residing in a county where all or a part of a body of water is located may petition the county board of the county where the petitioners reside or the body of water is located to change the name of or give a name to a previously unnamed lake, river, stream, or other body of water located within the state.

(b) The petition may include any number of lakes, rivers, streams, or other bodies of water to have names changed, or if unnamed to be given a name by the county board.

(c) The petition must describe:

- (1) the location of the body of water;
- (2) the name, if any, that the body of water has been referred to or known by, or if there is not a name, it must be stated that a known name does not exist;
- (3) the name that the petitioners desire to be given to the body of water; and
- (4) the reason for the change of name or for giving the designated name to a previously unnamed body of water.

(d) The petitioners must sign their names and state their place of residence.

(e) The petition must be filed with the auditor of the county where the petitioners reside or the body of water is located.

*History: 1990 c 391 art 8 s 7*

**83A.06 HEARING ON PETITION.**

**Subdivision 1. Time and location.** After receiving the petition to name a body of water, the auditor must present the petition to the county board. The county board must, by order, set the time and location for a hearing on the petition to be held more than 30 days after the order is made. The hearing may be held at any convenient place within the county as determined by the county board.

**Subd. 2. Water body in more than one county.** (a) If the petition describes a body of water located within more than one county, the county boards of the several affected counties must act jointly and as one body and the majority of the joint body must determine the name of the water body under sections 83A.05 to 83A.07 in the same manner as prescribed for the county board.

(b) For a water body located within more than one county, the county auditor with whom the petition is filed must forward by mail a certified copy of the petition to

the auditor of each affected county who shall present the petition to the respective county boards, and the notice of hearing the petition determined by the joint body shall be published in each county as provided in subdivision 4.

(c) The auditor of the county where the petition was filed must make and file certified copies of the adopted resolution in the office of the county recorder of each affected county at the expense of the petitioners.

**Subd. 3. Petitioner's bond.** Before the notice of hearing is given, the petitioners must give a bond to be approved by the county attorney of the county where the petition has been filed that is conditioned on the full payment of the reasonable expenses incurred by the county for the proceeding. The commissioner of natural resources is not required to give bond.

**Subd. 4. Notice.** Notice of the hearing must be:

- (1) published for at least three weeks in the newspaper designated by the county board as the official newspaper for the county;
- (2) served on the commissioner of natural resources; and
- (3) served personally on the chair of the town board of a town, on the president of a statutory city board of trustees, and on the mayor of a city that has a body of water in the petition within or adjoining the boundary of the political subdivision.

**Subd. 5. Statements at hearing.** At the hearing, legal voters of the county and municipalities may appear, by attorney or in person, and file an answer to the petition, stating in plain, concise language why the petition should not be granted in whole or in part, and in the answer may ask the county board to give to the body of water a different name than the name requested in the original petition.

**Subd. 6. Determination.** At the hearing on the petition, the county board shall hear all parties desiring to be heard on the petition and make an order, by resolution, determining the name of the body of water described in the petition. The name determined by the board at the hearing is the legal name of the body of water.

*History: 1990 c 391 art 8 s 8*

#### **83A.07 NAMES NOT TO BE DUPLICATED.**

**Subdivision 1. Duplicate discouraged.** In determining the name of a body of water, the county board may not, if possible, duplicate names of existing bodies of water. The county board shall select and approve a name as it determines is in the permanent, best interests of the affected county.

**Subd. 2. Director to check name duplication.** The auditor of the county where a petition is filed must mail a copy of the petition with a copy of the notice of hearing on the petition to the director of the division of waters of the department of natural resources. The director must compare the names suggested in the petition with the names of other bodies of water within the state and report findings and recommendations back to the auditor before the date of hearing.

*History: 1990 c 391 art 8 s 9*



The St. Louis County CDBG Citizen Advisory Committee reviewed all eligible requests for 2013 CDBG funding. Board Memo No. 13-06 dated January 28, 2013, summarized the advisory committee's project funding recommendation.

The advisory committee conducted a public meeting on January 17, 2013, to receive comments on their funding recommendations. Following the meeting, the advisory committee finalized its funding recommendations for transmittal to the County Board.

The Northeast Minnesota HOME Consortium Advisory Committee will meet on March 15, 2013, to recommend funding awards. HOME funding is allocated to affordable housing development activities and for home buyer assistance.

The use of Emergency Solutions Grant program funds will be facilitated by the St. Louis County Public Health and Human Service Department (PHHS) in cooperation with Duluth Community Planning and Development staff. PHHS staff already facilitates the St. Louis County Continuum of Care and has established the Heading Home St. Louis County Leadership Council. The Leadership Council guides, evaluates, and recommends homeless policy and funding award. ESG funds are allocated to activities that provide homeless prevention and re-housing assistance to homeless families.

HUD requires the county to conduct a public hearing to solicit citizen comments on use of proposed resources and on priority needs and objectives prior to approval of the plans. The draft FY 2013 Action Plan was made available for public comment on February 1, 2012. The FY 2013 funding sources and uses for the St. Louis County 2013 Action Plan are attached.

**RECOMMENDATION:**

Following the public hearing, it is recommended that the St. Louis County Board authorize the Planning and Community Development Director to prepare and submit all documents associated with the 2013 Action Plan.

Upon HUD approval of the St. Louis County 2013 Action Plan, the grant agreements between St. Louis County and HUD for the CDBG, HOME, and ESG programs will be presented to the County Board for approval.

## **Approval and Submission of 2013 Action Plan CDBG, HOME and ESG Funds**

BY COMMISSIONER: \_\_\_\_\_

WHEREAS, Title I of the Housing and Community Development Act of 1974, as amended, establishes the Community Development Block Grant Program (CDBG) for the purpose of developing viable communities by providing decent housing and a suitable living environment, and by expanding economic opportunities principally for low- and moderate-income persons; and

WHEREAS, Title II of the Affordable Housing Act of 1990, as amended, establishes the HOME Investment Partnerships Program (HOME) for purposes of expanding the supply of affordable housing units for low-income families; and

WHEREAS, Subtitle B of Title IV of McKinney Homeless Assistance Act of 1987, as amended and reauthorized under the Homeless Emergency Assistance and Rapid Transition to Housing (HEARTH) Act, establishes homeless assistance programs including the Emergency Solutions Grant Program (ESG) for purposes of providing homeless prevention and re-housing assistance to homeless families; and

WHEREAS, The Secretary of Housing and Urban Development (HUD) is authorized to make grants to cities and counties to finance local CDBG, HOME and ESG Programs, submitted and approved in accordance with the Consolidated Plan regulations; and

WHEREAS, The St. Louis County Board desires to continue to carry out the 2010-2014 Consolidated Plan HUD entitlement programs, including CDBG, HOME, and ESG;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Planning and Community Development Director to prepare and submit the 2013 Action Plan and amendments thereto, and all assurances and understanding contained therein, to the United States Department of Housing and Urban Development for those projects and corresponding funding levels as set forth in the plan on file with the Clerk of the Board, and to act in connection with its submission and subsequent activity, and to provide such additional information as may be required.

## 2013 HUD Funding Sources

CDBG Estimated Allocation	1,575,000
CDBG Estimated Program Income	25,000
CDBG Unexpended and Reprogrammed Funds	245,000
<b>Total CDBG</b>	<b>1,845,000</b>
HOME Estimated Allocation	404,000
HOME Estimated Program Income	50,000
<b>Total HOME</b>	<b>454,000</b>
ESG Estimated Allocation	190,000
<b>Total ESG</b>	<b>190,000</b>
<b>Total Funds for FY 2013 Action Plan St. Louis County and Consortium</b>	<b>2,489,000</b>

### FY 2013 HOME Program Northeast Minnesota HOME Consortium

Project	Objective	Outcome	Indicator	Amount
Housing Development and Home Ownership Assistance	Decent Housing	Affordability	55 Housing units	332,800
CHDO Set-Aside Projects	Decent Housing	Accessibility	2 units	60,600
CHDO Operating Expense	Decent Housing	Accessibility	3 orgs	20,200
Administration	N/A	N/A	1 org	40,400
<b>Total</b>				<b>454,000</b>

### FY 2013 ESG Program – St. Louis County

Project	Objective	Outcome	Indicator	Amount
Street Outreach	Suitable Living	Accessibility		25,400
Homeless Prevention/Rapid Re-housing	Decent Housing	Affordability		98,287
Emergency Shelter	Suitable Living	Accessibility		44,063
Data Collection - HMIS				8,000
Administration				14,250
<b>Total</b>				<b>190,000</b>

## Proposed Uses of Funding By Program-FY 2013 CDBG Program

Project	Objective	Outcome	Indicator	Amount
<b>Housing</b>				
AEOA Single Family Housing Rehabilitation	Decent Housing	Sustainability	14 units	300,000
Avinity-LEE Center Rehabilitation	Decent Housing	Sustainability	95 units	35,000
City of Mt. Iron-Mountain Manor Rehabilitation	Decent Housing	Sustainability	39 units	45,000
North St. Louis County Habitat for Humanity	Decent Housing	Accessibility	2 units	20,000
<i>Subtotal</i>				<i>400,000</i>
<b>Economic Development</b>				
NE Entrepreneur Micro-enterprise	Econ Opportunities	Accessibility	10 people	20,000
<i>Subtotal</i>				<i>20,000</i>
<b>Physical Improvement</b>				
Aurora City Infrastructure	Suitable Living	Sustainability	544 people	175,000
Biwabik City Infrastructure	Suitable Living	Sustainability	944 people	75,000
Buhl City Infrastructure	Suitable Living	Sustainability	890 people	75,000
Cook City Wastewater Treatment Facility	Suitable Living	Sustainability	540 people	50,000
Ely City Infrastructure	Suitable Living	Sustainability	646 people	100,000
Floodwood Services and Training	Suitable Living	Accessibility	1 public facility	100,000
Hibbing City Infrastructure	Suitable Living	Sustainability	550 people	85,000
Proctor City Slum and Blight Clearance	Suitable Living	Sustainability	1 unit	5,000
Virginia City Infrastructure	Suitable Living	Sustainability	2,263 people	200,000
St. Louis County Neighborhood Revitalization Program	Suitable Living	Sustainability		0
<i>Subtotal</i>				<i>865,000</i>
<b>Public Service</b>				
AEOA Homeless Shelter	Suitable Living	Accessibility	126 people	40,000
AEOA Homeless Youth Services	Suitable Living	Accessibility	50 people	24,000
Advocates for Family Peace Children's Program	Suitable Living	Accessibility	150 people	23,500
Legal Aid Service of NE MN Housing Counseling	Suitable Living	Accessibility	250 people	33,000
Range Transitional Housing	Suitable Living	Accessibility	50 people	43,000
Salvation Army Hibbing Melting Pot Meals Program	Suitable Living	Accessibility	3,100 people	16,500
Salvation Army Virginia Virginia Supper Club Meals Program	Suitable Living	Accessibility	3,600 people	16,500
Sexual Assault Youth Outreach Services	Suitable Living	Accessibility	150 people	23,500
SOAR Career Solutions	Econ Opportunities	Accessibility	30 people	25,000
<i>Subtotal</i>				<i>245,000</i>
Administration	N/A	N/A	1 org	315,000
<b>Total FY 2013 CDBG Program</b>				
Housing				<i>400,000</i>
Economic Development				<i>20,000</i>
Physical Improvements				<i>865,000</i>
Public Service				<i>245,000</i>
Administration				<i>315,000</i>
<b>Total</b>				<b><i>1,845,000</i></b>