

AGENDA

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

Tuesday, March 8, 2011, 9:30 A.M.



County Board Room, Second Floor
St. Louis County Courthouse
100 N. 5th Avenue West
Duluth, Minnesota

STEVE O'NEIL, Chair
Second District

FRANK JEWELL
First District

CHRIS DAHLBERG
Third District

MIKE FORSMAN
Fourth District

PEG SWEENEY
Fifth District

KEITH NELSON, Vice-Chair
Sixth District

STEVE RAUKAR
Seventh District

County Auditor
Don Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Patricia Stolee

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 which 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.co.st-louis.mn/us/slcportal>

AGENDA
St. Louis County Board
March 8, 2011
Page 2

9:30 A.M. Pledge of Allegiance
Roll Call
Recognition of Excellence in the Arts & Sciences – Commissioner Frank Jewell, First District

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 ON THE AGENDA, CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

9:40 A.M. Public hearing, pursuant to Resolution No. 65, adopted February 8, 2011, to receive citizen comments on the established priorities and funding recommendations included in the FY 2011 Action Plan of the 2010-2014 Consolidation Plan for the Community Development Block Grant, Home Investment Partnership Program, and Emergency Shelter Grant programs.
{11-78}

CONSENT AGENDA: Approval of business submitted on the Consent Agenda.

REPORTS OF BOARDS AND COMMITTEES

Finance and Budget Committee – Commissioner Nelson, Chair

1. Establish a public hearing for 9:45 a.m. on March 22, 2011, at the Ely Recreation Center, Ely, Minnesota, regarding a liquor license violation at the Elephant Lake Lodge, d/b/a Melgeorge's Elephant Lake Lodge, Camp 5 Township. **[Rules must be suspended. Has not been to Committee.] {11-79}**

BOARD LETTER NO. 11 - 78

FINANCE & BUDGET COMMITTEE

MARCH 8, 2011 BOARD AGENDA 9:40 A.M.
PUBLIC HEARING

DATE: March 8, 2011 **RE:** Submission of 2011 Action
Plan CDBG, HOME and ESG
Funds

FROM: Kevin Z. Gray
County Administrator

Barbara Hayden
Planning and Community Development Director

RELATED DEPARTMENT GOALS:

Assist communities in achieving housing, economic development and community development objectives. Secure and administer federal, state and other funding which implement county policies and maximize local resources.

ACTION REQUESTED:

The St. Louis County Board is requested to approve the St. Louis County 2011 Action Plan and authorize the submission of the Action Plan to the U.S. Department of Housing and Urban Development (HUD).

BACKGROUND INFORMATION:

The U.S. Department of Housing and Urban Development (HUD) requires a consolidated application process for entitlement funds under the following Community Planning and Development (CPD) programs: Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), and Emergency Shelter Grant (ESG). The five-year strategic plan, the 2010-2014 Consolidated Plan, provides a vision for housing and community development and sets forth program goals, objectives, and benchmarks for measuring progress. It was approved by the County Board on March 2, 2010, Resolution No. 10-111.

Within the five-year strategy, St. Louis County submits to HUD annual action plans outlining the use of HUD entitlement funds for each program year. Citizen participation requirements for the action plan include use of advisory committees for each CPD program to prioritize housing, community development, and homeless activities.

The St. Louis County CDBG Citizen Advisory Committee reviewed all eligible requests for 2011 CDBG funding. Board Memo No. 11-06 dated January 27, 2011 summarized the advisory committee's recommendation to fund 36 projects. The advisory committee conducted a public meeting on January 19, 2011 to receive comments on its funding recommendations. Following the hearing, the advisory committee finalized funding recommendations for transmittal to the County Board.

The Northeast Minnesota HOME Consortium Advisory Committee will meet in March to finalize awards when anticipated HUD entitlement amounts are released. HOME funding is allocated to affordable housing development activities and home buyer assistance.

The proposed use of Emergency Shelter Grant program funds is consistent with the needs identified in the county's Continuum of Care Plan. The planning process is facilitated by Planning and Community Development Department staff and includes input from a county-wide collaborative of housing and support service agencies. ESG funds are allocated to public service activities that address homeless prevention and supportive services to homeless persons.

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 2011 Action Plan with proposed fund recommendations was made available for public comment on February 5, 2011. The FY 2011 funding sources and uses for the St. Louis County 2011 Action Plan are attached.

The U.S. Fiscal Year (FY) 2011 budget has not yet been approved by Congress. Funding levels in the 2011 Action Plan reflect the same levels as FY 2010. If the final FY 2011 HUD allocations are significantly different, adjustments will need to be made.

RECOMMENDATION:

A public hearing has been scheduled on Tuesday, March 8, 2011 to meet HUD's timeline for submittal of the 2011 Action Plan. Following the hearing, it is recommended the Board direct the Planning and Community Development Director to prepare and submit all documents associated with the 2011 Action Plan.

Upon HUD approval of the St. Louis County 2011 Action Plan and final 2011 HUD allocation, grant agreements between St. Louis County and HUD for the CDBG, HOME, and ESG programs will be presented to the County Board for approval.

BY COMMISSIONER: _____

WHEREAS, Title I of the Housing and Community Development Act of 1974, as amended, establishes a Community Development Block Grant Program (CDBG) for the purpose of developing viable communities by providing decent housing and a suitable living environment and expanding economic opportunities and preventing and eliminating conditions of slums and blight, principally for persons of low and moderate income; 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 very-low and low-income families and to promote the involvement of private nonprofit organizations in sponsoring and developing affordable housing projects; and

WHEREAS, Subtitle B of Title IV of McKinney Homeless Assistance Act of 1987, as amended, establishes an Emergency Shelter Grant Program (ESG) for purposes of improving the quality of emergency shelters, to assist in the costs of operations of shelters and transitional housing and in the provision of essential social services to homeless individuals; 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.

NOW, THEREFORE, BE IT RESOLVED, that the Planning and Community Development Director is authorized to prepare and submit the 2011 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.

ST. LOUIS COUNTY 2011 ACTION PLAN

2011 HUD Funding Sources	
CDBG Estimated Allocation	2,600,000
CDBG Estimated Program Income	150,000
CDBG Unexpended and Reprogrammed Funds	760,000
Total CDBG	3,510,000
HOME Estimated Allocation	725,000
HOME Estimated Program Income	75,000
Total HOME	800,000
ESG Estimated Allocation	106,000
Total ESG	106,000
Total Funds for FY 2011 St. Louis County Action Plan and Consortium	\$4,416,000

Proposed Uses of Funding By Program

2011 CDBG Program St. Louis County	
Project	Amount
Housing	
AEOA Single Family Rehabilitation Program	400,000
Aurora HRA Rental Rehabilitation	100,000
Hibbing HRA Supportive Housing	215,000
Northern Communities Land Trust Acquisition Rehabilitation	110,000
North St. Louis County Habitat for Humanity Acquisition Rehabilitation	75,000
Range Mental Health Center Supportive Housing	100,000
Subtotal	1,000,000
Economic Development	
Northeast Entrepreneur Fund – Small Business Development Program	40,000
Subtotal	40,000
Physical Improvement	
American Bear Association Accessibility	8,475
Aurora City Infrastructure	160,000
Babbitt City Infrastructure	100,000
Biwabik City Infrastructure	75,000
Buhl City Infrastructure	75,000
Chisholm City Infrastructure	100,000
Colvin Township Accessibility	20,000
Ely City Infrastructure	120,000
Eveleth City Infrastructure	150,000
Eveleth Hockey Hall of Fame Accessibility	17,989
Floodwood Services & Training Rehabilitation	41,250
Hibbing City Infrastructure	350,000
McKinley City Infrastructure	15,750
Mesabi Family YMCA Accessibility	46,083
Orr City Infrastructure	106,453
Pike Township Accessibility	30,000
Tower City Infrastructure	104,000
St. Louis County Neighborhood Revitalization Program	150,000
Subtotal	1,670,000

Public Service	
AEOA Homeless Shelter	45,000
AEOA Homeless Youth Services	24,000
AEOA Homeownership Assistance Program	17,000
AEOA Relatives as Parents (RAP)	9,000
Legal Aid Service of NE MN Housing Counseling	43,500
Range Transitional Housing	43,700
Range Women's Advocates Children's Program	26,000
Salvation Army Hibbing-Melting Pot Meals Program	16,500
Salvation Army Virginia-Virginia Supper Club	16,500
Sexual Assault Youth Outreach Services	28,800
SOAR Career Solutions	30,000
Subtotal	300,000
Administration/Planning	500,000
Subtotal	500,000
Total FY 2011 CDBG Program	
Housing	1,000,000
Economic Development	40,000
Physical Improvements	1,670,000
Public Service	300,000
Administration	500,000
Subtotal - CDBG	3,510,000

2011 HOME Program - Northeast Minnesota HOME Consortium	
Project	Amount
Home Ownership Assistance Program	466,250
Community Housing Development Organization (CHDO) Set-Aside Projects	225,000
Community Housing Development Organization (CHDO) Operating Expense	36,250
Administration	72,500
Subtotal - HOME	\$800,000

2011 ESG Program - St. Louis County	
Project	Amount
Operations - Homeless Shelters	43,500
Essential Services	25,400
Homeless Prevention	31,800
Administration	5,300
Subtotal - ESG	\$106,000

Total Funding Uses for FY 2011 St. Louis County Action Plan

\$4,416,000

BOARD LETTER NO. 11 - 79

FINANCE & BUDGET COMMITTEE

MARCH 8, 2011 BOARD AGENDA NO. 1

DATE: March 8, 2011 **RE:** Establish Public Hearing to Consider Allegations of Liquor Law Violations – Melgeorge’s Elephant Lake Lodge, Camp 5 Township

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor

Mark Rubin
County Attorney

RELATED DEPARTMENT GOAL:

Provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St. Louis County Board is requested to hold a public hearing to consider allegations of liquor law violations by Elephant Lake Lodge, Inc., Camp 5 Township.

BACKGROUND:

The County Attorney and the County Auditor have received reports from the St. Louis County Sheriff’s Office concerning liquor law violations on November 20, 2010 by Elephant Lake Lodge, Inc. d/b/a Melgeorge’s Elephant Lake Lodge, Camp 5 Township.

The owner of Elephant Lake Lodge, Inc. pleaded guilty and was convicted of a Gross Misdemeanor Furnishing Alcohol to an Underage Person, in violation of Minn. Stat. § 340A.503, subd 2 (1) on January 18, 2011.

RECOMMENDATION:

It is recommended that pursuant to Section 13 of Ordinance 28, a public hearing be held on Tuesday, March 22, 2011 at 9:45 a.m., in the Ely Recreation Center, Ely, Minnesota, to consider suspension, revocation or other sanctions of the intoxicating liquor license issued to Elephant Lake Lodge, Inc. d/b/a Melgeorge’s Elephant Lake Lodge, including but not limited to imposition of civil penalties for the violation. Ordinance No. 28 requires that public notice of the hearing shall be given by publication in the official newspaper(s) a minimum of ten (10) days prior to the hearing. The establishment owners will be notified by the Auditor’s Office.

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board establishes a public hearing on Tuesday, March 22, 2011, at 9:45 a.m., to determine whether to impose sanctions, suspend, or revoke the intoxicating liquor license issued to Elephant Lake Lodge, Inc. d/b/a Melgeorge's Elephant Lake Lodge, Camp 5 Township, St. Louis County, Minnesota, for violating Minn. Stat. § 340A.503, subd 2. Purchasing, stating it is unlawful for any person: (1) to sell, barter, furnish, or give alcoholic beverages to a person under 21 years of age.