HENNEPIN COUNTY
MINNESOTA

FINAL COMMITTEE AGENDA

ADMINISTRATION, OPERATIONS AND BUDGET COMMITTEE
TUESDAY, OCTOBER 10, 2023
1:30 PM

Chair: Debbie Goettel, District 5
ViceChair: Marion Greene, District 3
Members: Jeff Lunde, District 1
Irene Fernando, District 2
Angela Conley, District 4
Vacant, District 6
Kevin Anderson, District 7

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1. Minutes from Previous Meeting

1.A. September 26, 2023 Minutes

Attachments: Admin, Ops, Budget Minutes-26-Sep-2023

2. New Business

Routine Items

2.A. **23-0377**

Authorize acceptance of additional funding from the CDC for childhood lead poisoning prevention, 09/30/21-09/29/26, $1,637,935 (recv)

2.B. **23-0383**

Neg Agmt PR00005657 with the City of St. Paul for HUD Section 3 contracting services and participation in the Twin Cities Section 3 Collaborative, 07/01/23-06/30/26, NTE $12,000

Items for Discussion and Action

2.C. **23-0384**

Directing County Administration to develop plans and recommendations for the purpose of advising the Board on the closure of the HERC facility between 2028 and 2040; complying with state statute, meeting major milestones of the County's Climate Action Plan and Zero Waste Plan, and ensuring continued funding for the County's waste reduction and natural resources programming - offered by commissioners Conley, Fernando and Lunde

Addendum

2.D. **23-0394**

Authorize county staff to pursue 2024 state general obligation bonding appropriations

2.E. **23-0395**

Authorize the expenditure of $825,556 for 18 contract extensions with providers for prevention, treatment, and other strategies to support the Hennepin County Opioid Framework

2.F. **23-0396**

Agmt PR00005670 with the Tasks Unlimited Building Services to provide janitorial services for the 625 Building and Family Justice Center, 11/01/23-10/31/26, NTE $2,250,000

300 South Sixth Street
Minneapolis, MN
55487-0240

HENNEPIN COUNTY

MINNESOTA

Board Action Request

TMP-0454

Item Description:
September 26, 2023 Minutes

HENNEPIN COUNTY
MINNESOTA

COMMITTEE MINUTES

Chair: Debbie Goettel, District 5
ViceChair: Vacant, District 6
Members: Jeff Lunde, District 1
Irene Fernando, District 2
Marion Greene, District 3
Angela Conley, District 4
Kevin Anderson, District 7

ADMINISTRATION, OPERATIONS AND BUDGET COMMITTEE

TUESDAY, SEPTEMBER 26, 2023
1:30 PM

Commissioner Goettel, Chair, called the meeting of the Administration, Libraries and Budget Committee for Tuesday, September 26, 2023 to order at 1:35 p.m.

Present: Debbie Goettel, Jeff Lunde, Irene Fernando, Marion Greene, Angela Conley and Kevin Anderson

1. Public Hearing

1.A. Public comment on the program year 2022 Consolidated Annual Performance and Evaluation Report related to the HUD CDBG, HOME & ESG programs in suburban Hennepin County.

Commissioner Debbie Goettel opened the public hearing at 1:38 pm. There being no individuals who provided comment. on a motion from Commissioner Irene Fernando, seconded by Commissioner Marion Greene, the public hearing was closed at 1:40 p.m.

2. Minutes from Previous Meeting

2.A. September 12, 2023 Minutes - Administration, Operations and Budget

APPROVE

Commissioner Angela Conley moved, seconded by Commissioner Kevin Anderson, to approve the Minutes.

Aye: Commissioner Goettel, Commissioner Lunde, Commissioner Fernando, Commissioner Greene, Commissioner Conley and Commissioner Anderson

3. New Business

Routine Items

3.A. **23-0352**

Neg Amd 2 to Agmt A06174 with Wayside Jersey Avenue Supportive Housing extending term to 10/31/33, amend and restate related documents, no change to NTE

CONSENT

Commissioner Debbie Goettel moved, seconded by Commissioner Irene Fernando, to approve the Resolution.

Aye: Commissioner Goettel, Commissioner Lunde, Commissioner Fernando, Commissioner Greene, Commissioner Conley and Commissioner Anderson

3.B. **23-0353**

Authorize the issuance and sale of one or more tax-exempt multifamily housing revenue bonds by the Hennepin County Housing and Redevelopment Authority for an affordable housing preservation project at 124 Fourth Street SE in Minneapolis

CONSENT

Commissioner Debbie Goettel moved, seconded by Commissioner Irene Fernando, to adopt the Resolution.

Aye: Commissioner Goettel, Commissioner Lunde, Commissioner Fernando, Commissioner Greene, Commissioner Conley and Commissioner Anderson

3.C. **23-0354**

Authorization to terminate the amended and restated solar power purchase Agreement PR00002060 and associated easements with Innovative Power Systems, Inc. to purchase power from a ground mounted solar array proposed at the Adult Correctional Facility

CONSENT

Commissioner Debbie Goettel moved, seconded by Commissioner Irene Fernando, to approve the Resolution.

Aye: Commissioner Goettel, Commissioner Lunde, Commissioner Fernando, Commissioner Greene, Commissioner Conley and Commissioner Anderson

Items for Discussion and Action

3.D. **23-0355**

Authorization to adopt Laws of Minnesota 2023, Chapter 64, Article 8, Section 3, as requested by the City of Bloomington, for the purpose of extending the maximum duration of the Bloomington Central Station (County No. 1375) by five years, to 12/31/2044

CONSENT

Commissioner Debbie Goettel moved, seconded by Commissioner Jeff Lunde, to approve the Resolution.

Aye: Commissioner Goettel, Commissioner Lunde, Commissioner Fernando, Commissioner Greene, Commissioner Conley and Commissioner Anderson

Addendum

3.E. **23-0374**

Authorize the County Administrator to negotiate and execute amendments to agreements with providers to support the Hennepin County Opioid Framework; Amd 18 Agmts addressing opioid treatment and prevention, incr NTE by $2,351,841 and ext end date to 12/31/23

RETURN TO AUTHOR

Commissioner Marion Greene moved, seconded by Commissioner Kevin Anderson, to return to author the Resolution.

Aye: Commissioner Goettel, Commissioner Lunde, Commissioner Fernando, Commissioner Greene, Commissioner Conley and Commissioner Anderson

There being no further business, the Administration, Operations and Budget Committee for September 26, 2023 was declared adjourned at 1:41p.m.

Karen L Keller
Deputy Clerk to the County Board

300 South Sixth Street
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HENNEPIN COUNTY

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Board Action Request

23-0377

Item Description:
Authorize acceptance of additional funding from the CDC for childhood lead poisoning prevention, 09/30/21-09/29/26, $1,637,935 (recv)

Resolution:
BE IT RESOLVED, that the Hennepin County Board of Commissioners authorizes acceptance of additional funding from the Centers for Disease Control and Prevention (CFDA 93.197) for childhood lead poisoning prevention efforts during the period of September 30, 2021 through September 29, 2026, increasing the receivable amount to $362,645 annually for a new total estimated receivable of $1,637,935, and that the Controller be authorized to accept and disburse funds as directed; and

BE IT FURTHER RESOLVED that sponsorship and acceptance of grant funding for 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:
Since 2003, Hennepin County Housing and Economic Development department received 12 lead-based paint grants totaling over $40 million from the U.S. Department of Housing and Urban Development (HUD). These grants provided funding to complete lead hazard mitigation in 5,300 homes.

To further augment lead poisoning prevention efforts in Hennepin County, Housing and Economic Development, in consultation with staff from Health and Human Services, applied for and received its first Childhood Lead Poisoning Prevention grant from the Centers for Disease Control and Prevention (CDC) in 2018 (Resolution 18-0400). Housing and Economic Development applied for a second grant in 2021 and received an award not to exceed $1,375,000 ($275,000 renewed annually) (Resolution 21-0325). With these funds, staff analyze data to identify populations at most risk for childhood lead poisoning, built partnerships and contracted with community organizations in position to best reach these high-risk populations, and developed strategies to increase blood lead screening rates and improve outreach to families affected by lead exposure through non-housing-based sources, especially among immigrant and refugee populations.

During the most recent annual renewal, the CDC increased Hennepin County’s annual funding by $87,645 (from $275,000 per year to $362,645) for the next three years, for a new total estimated receivable of $1,637,935. Acceptance of this increased award amount will grow the outreach to communities most at-risk for childhood lead exposure.

Current Request: This request is for authorize the acceptance of the increased Centers for Disease Control funding for the period of September 30, 2021 through September 29, 2026 with a receivable amount of $1,637,935.

Impact/Outcomes: Childhood lead poisoning disproportionately effects communities of color, immigrant populations, and low-income populations. These funds will grow outreach to these at-risk populations and provide economic opportunity to community organizations that serve those high risk populations and geographies.

APEX Grant ID CON000000000863

Recommendation from County Administrator: Recommend Approval

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HENNEPIN COUNTY

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Board Action Request

23-0383

Item Description:
Neg Agmt PR00005657 with the City of St. Paul for HUD Section 3 contracting services and participation in the Twin Cities Section 3 Collaborative, 07/01/23-06/30/26, NTE $12,000

Resolution:
BE IT RESOLVED, that the County Administrator be authorized to negotiate Agreement PR00005657 with the City of St. Paul for U.S. Department of Housing and Urban Development Section 3 contracting services and participation in the Twin Cities Section 3 Collaborative, during the period July 1, 2023 through June 30, 2026, with a not to exceed amount of $12,000; that following review and approval by the County Attorney's Office, 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.

Background:
Section 3 is a provision of the U.S. Department of Housing and Urban Development (HUD) Act of 1968 that attempts to connect low-income residents, and businesses that hire low-income residents, to contracting opportunities resulting from HUD-assisted construction projects. Recipients of HUD financial assistance (such as Community Development Block Grant (CDBG) and HOME Investment Partnerships Program) are required to give contracting opportunities from HUD-funded projects to Section 3 residents and businesses to the greatest extent feasible.

The Twin Cities Section 3 Collaborative empowers Twin Cities metro area low to moderate income residents and businesses to connect to employment and contracting opportunities, and metro-wide Section 3 registration. The Collaborative consists of the City of Saint Paul, City of Minneapolis, the Minneapolis Public Housing Authority, Ramsey County, Hennepin County, Anoka County, Washington Community Development Agency, and the Dakota County Community Development Agency. The purpose of the Collaborative is to consolidate resources and be a One-Stop Shop for all things Section 3 in the Twin Cities Metropolitan Area. The City of St. Paul has agreed to continue to serve as the lead agency for the Collaborative to administer the program, and to facilitate payments as needed for Section 3 activities approved by the Collaborative.

Funding for this agreement is supported through the annual CDBG and HOME programs.

Current Request: This request is for authorization to negotiate Agreement PR00005657 with the City of St. Paul for HUD Section 3 contracting services during the period July 1, 2023 through June 30, 2026, with a not to exceed amount of $12,000.

Impacts/Outcomes: Approval of this request will provide funding for services and participation in the Twin Cities Section 3 Collaborative. The agreement supports a metro-wide collaboration to maintain centralized registration for Section 3 hiring and contracting preference and contracting opportunities.

Recommendation from County Administrator: Recommend Approval

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HENNEPIN COUNTY

MINNESOTA

Board Action Request

23-0384

Item Description:

Directing County Administration to develop plans and recommendations for the purpose of advising the Board on the closure of the HERC facility between 2028 and 2040; complying with state statute, meeting major milestones of the County's Climate Action Plan and Zero Waste Plan, and ensuring continued funding for the County's waste reduction and natural resources programming - offered by commissioners Conley, Fernando and Lunde

WHEREAS:

WHEREAS, population and density near the HERC facility has grown dramatically since its opening 34 years ago in 1989; and

WHEREAS, about 75% of the trash delivered to the HERC facility comes from Minneapolis and the remaining 25% is primarily from Bloomington, Champlin, Deephaven, Excelsior, Hopkins, Loretto, Maple Plain, Medina, Minnetonka Beach, Osseo, Robbinsdale, Richfield, St. Bonifacius, St. Louis Park, Tonka Bay, and Wayzata; and

WHEREAS, current state statute and Minnesota Pollution Control Agency policy require the continued use of the existing waste to energy facilities to process waste and for Metropolitan counties to comply with the statutory Restriction on Disposal, Minn. Stat. sec. 473.848; and

WHEREAS, in September 2023, the County Administrator provided a staff report to the Hennepin County Board on the Hennepin Energy Recovery Center (HERC) and its role in the solid waste system, including considerations and recommendations related to closure; and

WHEREAS, on September 21, 2023, as part of a public board briefing regarding the HERC, the County Administrator and staff recommended establishing a closure date for the HERC in the estimated timeframe of 2040 - 2050; and

WHEREAS, the County Board seeks a comprehensive strategy for the closure of the HERC, consistent with its previous adoption of the Climate Action Plan in 2022 and the finalization of the Zero Waste Plan in 2023, and its declaration of Racism as a Public Health Crisis in 2020; and

WHEREAS, the County Board seeks to identify and understand the necessary conditions and prerequisites for closure of the HERC on a more expedited timeline, between 2028 and 2040; and

WHEREAS, a 2040 timeline aligns with legislation passed by the State of Minnesota and staff recommendations presented at the September 21 board briefing, and a 2028 timeline connects with Hennepin County's 5-year capital planning processes.

Resolution:

BE IT RESOLVED, that the Hennepin County Board of Commissioners directs the County Administrator to develop a plan for the closure of the HERC facility between 2028 and 2040 (the "Plan"), and to submit such plan to the County Board no later than February 1, 2024, and directs staff to prepare contingency plans in the event a sooner closure date is established by the Legislature or Board; and

BE IT FURTHER RESOLVED, that the Plan must address statutory compliance, the County's Climate Action Plan goals, the County's Zero Waste Plan metrics, and the County Board's declaration of racism as a public health crisis, including efforts to reduce or mitigate environmental racism; and

BE IT FURTHER RESOLVED, that the Plan should include: (1) an estimated timeline, (2) estimated financial requirements, and (3) foreseeable environmental consequences related to the following:

a. decommissioning of the HERC facility;
b. transitioning the labor force currently working at the HERC and other labor connected to HERC;
c. land disposition after HERC is decommissioned;
d. paying HERC's existing debt service;
e. disposition of Brooklyn Park Transfer Station;
f. alternative waste disposal methods for the waste generated across the county;
g. ongoing natural resources and climate action programming;

BE IT FURTHER RESOLVED, that the Hennepin County Board of Commissioners further directs the County Administrator to consult with County Intergovernmental Relations (IGR) and other county staff to propose legislative priorities as well as legislative platform items no later than December 1, 2023, relating to closure of the HERC facility and in anticipation of the 2024 Legislative Session, and such legislative proposals should specifically address:

1. legislative actions that would facilitate the County's ability to significantly reduce waste levels before 2040 in a manner consistent with the County's Zero Waste Plan;
2. legislative actions that would clarify the County's ongoing waste management responsibilities if and when the County elects to divest from waste infrastructure;
3. legislative actions to provide adequate funding for the closure and decommissioning of HERC;
4. legislative actions to provide adequate funding to replace revenue currently derived from tipping fees, and electrical and commodity sales, in order to maintain current funding levels for the County's waste reduction efforts, and natural resources and climate action programming; and

BE IT FURTHER RESOLVED, that the County Administrator be authorized to engage in a Request for Proposals (RFP) to retain a consultant that can ascertain the viability of the County investing in renewable energy sources, like solar, hydro, geothermal/geo-exchange technologies, with the goal of engaging a consultant no later than February 1, 2024; and

BE IT FURTHER RESOLVED, that the Clerk of the County Board is directed to send the materials from the September 21, 2023 public board briefing to each elected official of the suburban cities that utilize HERC, and to invite such elected officials to provide feedback or input regarding the Plan objectives to the County Administrator no later than January 1, 2024; and

BE IT FURTHER RESOLVED, that the Clerk of the County Board is directed to send the materials from the September 21, 2023 public board briefing to each elected official of the City of Minneapolis, and to invite such elected officials to provide feedback or input regarding the Plan objectives to the County Administrator no later than January 1, 2024, and to provide feedback or input regarding proposed legislative priorities or platform issues relating to closure of the HERC no later than January 15, 2024.

Background:
Recommendation from County Administrator: No Recommendation

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HENNEPIN COUNTY

MINNESOTA

Board Action Request

23-0394

Item Description:
Authorize county staff to pursue 2024 state general obligation bonding appropriations

Resolution:
BE IT RESOLVED, that the Hennepin County Board of Commissioners does hereby authorize county staff to request 2024 state general obligation bonding appropriations to recondition Hennepin Avenue Bridge - $8,613,000 request for 2024 (received $3,500,000 in 2023); and

BE IT FURTHER RESOLVED, that the Hennepin County Board of Commissioners supports the efforts of others in their request for 2024 state general obligation appropriations for Avivo - $26,662,000 request for 2024 (received $1,700,000 in 2020 for design); and

BE IT FURTHER RESOLVED, that the preliminary Hennepin County 2024 legislative platform be updated to include the projects and requested state bonding amounts noted above.

Background:
Pursuant to Minnesota Statutes 16A.86, the Minnesota Department of Management & Budget has solicited requests from local governments for possible inclusion within the State's 2024 capital bonding appropriation. The requests have been preliminarily submitted to the state in June 2023, with final signoff scheduled for October 2023.

County staff has reviewed the Board approved 2023-2027 Capital Improvement Program and determined that the reconditioning of the Hennepin Avenue Suspension Bridge continues to be a strong candidate for state bonding due to its significant regional impact. The reconditioning will maintain this asset for all Minnesota residents and visitors for years to come. $3,500,000 in state funds were approved as part of the 2023 legislative process.

In addition, the county may act as fiscal agent for up to three non-county entities that meet the county's requirements as approved in Resolution 21-0472. For 2024 state bonding requests, Avivo has met those requirements and has requested the county's continued support for renovations and additions to their Minneapolis campus. In 2020, Avivo received $1.7 million in state bonding to support predesign and design services efforts

Recommendation from County Administrator: Recommend Approval

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HENNEPIN COUNTY

MINNESOTA

Board Action Request

23-0395

Item Description:
Authorize the expenditure of $825,556 for 18 contract extensions with providers for prevention, treatment, and other strategies to support the Hennepin County Opioid Framework

Resolution:
BE IT RESOLVED, that the County Board authorizes the expenditure of $825,556 from Opioid Settlement Funds for the period October 1, 2023 through December 31, 2023 for strategies: A1, B3, B13, C10, G1, G9, G10, H9, and H10 as delineated in Exhibit A of the State-Subdivision Agreement; and

BE IT FURTHER RESOLVED, that the 18 contracts addressing opioid treatment and prevention may be amended to increase the not to exceed amount by $825,556 for a new total not to exceed amount of $2,430,041, and may be further amended to extend the terms through December 31, 2023; that the County Administrator be authorized to sign the amendments on behalf of the county; and that the Controller be authorized to disburse funds as directed.

Background:
As you know, Hennepin County filed suit against several opioid manufacturers and distributors several years ago. In 2022, Hennepin County began receiving direct allocations from the National Settlement Agreements with Johnson & Johnson, AmerisourceBergen, Cardinal Health, and McKesson and expected bankruptcy resolutions with Purdue Pharma L.P. and Mallinckrodt plc. (“Opioid Settlement Funds”). In a prior board action (Resolution 22-0404 R1), the Court Board authorized the expenditure of $1,604,485 for 18 contract renewals addressing opioid treatment and prevention.

This Board Action Request seeks authority for an expenditure of an additional $825,556 in Opioid Settlement Funds to extend those 18 contracts through the end of 2023. Opioid Settlement Funds allocated to Hennepin County over 18 years (currently estimated to exceed the originally estimated amount of $42.3 million) are being deposited in a Special Revenue Fund and will be expended yearly. Annual expenditure may include up to a 10% allotment for administrative expenses.

In compliance with the opioid settlement terms in the State Subdivision Agreement, the Opioid Settlement Funds will be used to enhance current and new strategies that will support the Hennepin County Opioid Framework, which calls for prevention, response, and treatment with a strong focus on disparity reduction. This will incorporate lived experience, new themes, and communities affected disproportionately.

The State Subdivision Agreement, which all counties in Minnesota signed on to, requires a variety of reporting and evaluation criteria, such as an annual public meeting regarding the use of the Opioid Settlement Funds, as well as collaboration with the State, cities, and community stakeholders. The Opioid Settlement Funds must be used and designated for future opioid remediation activities in public health, human services, and public safety, which includes:

PREVENTION
    Prevent over prescribing and ensure appropriate prescribing and dispensing opioids

Prevent misuse of Opioids
Prevent overdose deaths and other harm reduction

TREATMENT
Treat Opioid use disorder
Support people in treatment and recovery
Connect people who need help to the help they need
Address the needs of criminal justice involved persons
Address the needs of the prenatal population, caregivers, and families

OTHER STRATEGIES
First Responders
Leadership, planning, and coordination
Training
Research
Post-Mortem

Recommendation from County Administrator: Recommend Approval

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HENNEPIN COUNTY

MINNESOTA

Board Action Request

23-0396

Item Description:
Agmt PR00005670 with the Tasks Unlimited Building Services to provide janitorial services for the 625 Building and Family Justice Center, 11/01/23-10/31/26, NTE $2,250,000

Resolution:
BE IT RESOLVED, that Agreement PR00005670 with Tasks Unlimited Building Services, a not-for-profit organization duly organized under the laws of the State of Minnesota, to provide janitorial services for the 625 Building and Family Justice Center for the period of November 1, 2023 through October 31, 2026, in an amount not to exceed $2,250,000.00 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 Purchasing Manager may:

- Extend the Agreement up to an additional two-year period (two (2) - one (1) year extension options if mutually agreed upon); and allow for a month-to-month holdover, if necessary, when rebidding.
- Increase the Agreement amount, as necessary;
- Increase / decrease the scope of services, as necessary;
- Add / or remove facilities, as necessary.

Background:
Under the provisions of Minnesota Statute 383B.145, subdivision 5, the County Board may set aside an amount for awarding contracts to businesses and social service organizations which have a majority of employees who would be eligible for public assistance or who would require rehabilitative services in the absence of their employment. The statute further permits the board to use a negotiated price or a bid contract procedure in the awarding of a procurement contract under the set-aside program.

Tasks Unlimited Building Services (“Tasks Unlimited”) is a nonprofit that promotes self-sufficiency through vocational training and job placement for adults with serious and persistent mental illness.

Facility Services has contracted with Tasks Unlimited since 2000 to provide janitorial services various county buildings. The contract continues to utilize Tasks Unlimited services at the Family Justice Center and adds the 625 Building.

Current Request: Approval of a set-aside contract with Tasks Unlimited Building Services in the not to exceed amount of amount of $2,250,000 to provide janitorial services for the 625 Building and Family Justice Center for the period of November 1, 2023 through October 31, 2026 is requested.

Impact/Outcomes: This board action request will provide living-wage employment opportunities to individuals with serious and persistent mental illness.

Recommendation from County Administrator: Recommend Approval