



## Legislation Text

**File #:** RES PH 20-155, **Version:** 1

Authorizing application and acceptance of a grant from the State of Minnesota for Southeast Asian Language Job Training Facilities; amending the 2020 City budget in the amount of \$5,500,000 upon acceptance of said grant; and approving and authorizing execution of a State Grant Agreement and other necessary documents in connection therewith (Districts 3 and 6, Wards 1 and 2).

WHEREAS, the Minnesota Legislature approved a GO Bond Grant of \$5,500,000 (the "Grant") to the City of Saint Paul (City) for a mechanics training facility on Sycamore Street for training drivers and mechanics through programming primarily in the Southeast Asian languages and a training facility on Plato Avenue for use as a training facility for health care, manufacturing, and information technology jobs through programming primarily in the Southeast Asian languages (the "Project"), in Minn. Laws 2018, Chapter 214, Article 1, Section 21, Subdivision 28 (*as amended* by Minn. Laws 2019, Chapter 2, Article 2, Section 6); and WHEREAS, the non-profit entity, Hmong American Partnership ("HAP"), will manage the above-referenced facilities and operate the Project; and WHEREAS, the City, as the legal sponsor for the Project must submit an application to the State of Minnesota Department of Employment and Economic Development for receipt of the Grant, said application to be submitted by the City's Department of Planning and Economic Development; and WHEREAS, the City, as legal sponsor and applicant, has the legal authority to apply for the Grant, and the institutional, managerial, and financial capability to ensure adequate construction, operation, maintenance and replacement of the Project for its design life; and WHEREAS, the City has not violated any Federal, State, or local laws pertaining to fraud, bribery, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice; and WHEREAS, to complete the Project, the City of Saint Paul must enter into leases, use agreements, and other related documents with HAP and its agents (collectively, the "Lease / Use Documents") and a grant agreement and other related documents with the Department of Employment and Economic Development for the State of Minnesota (collectively the "State Grant Documents"); and WHEREAS, the State Grant Documents contain provisions wherein the City of Saint Paul must indemnify and hold harmless the State of Minnesota, the Department of Employment and Economic Development, the Commissioner of Minnesota Management and Budget (MMB), and their agents and employees and provisions ensuring compliance with all applicable laws and regulations; and WHEREAS, the Mayor, pursuant to Section 10.07.1 of the Charter of the City of Saint Paul, does hereby certify that \$5,500,000 in funds are available for appropriation in excess of those estimated in the 2020 budget and recommends the changes to the 2020 budget identified on the attached Financial Analysis;

WHEREAS, prior to this transaction closing the City still needs to confirm: 1) the State Grant Documents and Lease / Use Documents are satisfactory to the City and State; 2) that all conditions precedent and other requirements in the State Grant Documents have been met; 3); and that any outstanding compliance obligations have been sufficiently addressed (hereinafter collectively referred to as "Closing Contingencies"); and

WHEREAS, a public hearing on this resolution was held before the City Council on this date, July 8, 2020, and the Saint Paul City Council finds a public purpose for the actions taken in this resolution; now, therefore, be it **RESOLVED**, that the City of Saint Paul, through the Saint Paul City Council, hereby:

1. Authorizes application to the State of Minnesota Department of Employment and Economic Development through the City's Department of Planning and Economic Development.
2. Accepts the Grant from the State of Minnesota and approves the use and operation of the above-referenced facilities for purposes of the Program as described in the State Grant Documents.

3. Approves the changes to the 2020 budget as identified in the attached Financial Analysis.
4. Subject to the Closing Contingencies, approves the Lease / Use Documents and authorizes the proper City officials to execute the same on behalf of the City.
5. Subject to the Closing Contingencies, approves the State Grant Documents, which include indemnification and hold harmless obligations, and authorizes the proper City officials to execute the same on behalf of the City.
6. Authorizes City staff and legal counsel for the City to take all actions necessary to implement this Resolution, including determining that all Closing Contingencies have been met, and authorizes the City's Director of Department of Planning and Economic Development and Director of Human Rights and Equal Economic Opportunity to execute such documents, consents, and instruments in connection therewith including, without limitation, annual approvals of operating budgets of the Project's operations, and other actions required by the State Grant Documents and Lease / Use Documents.