RESOLUTION 2014-20

RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

RESOLUTION REGARDING ALLOCATION OF COSTS FOR THE MIRROR LAKE AND HANSEN PARK
PROJECT COMPONENTS OF THE NEW BRIGHTON/SAIN'T ANTHONY BASIC WATER
MANAGEMENT PROJECT 2013-01

Manager Haake offered the following Resolution and moved its adoption, seconded by Manager Haller:

WHEREAS, on August 19, 2013, the Rice Creek Watershed District (RCWD) Board of Managers received the Joint Petition of the Cities of New Brighton and Saint Anthony for the establishment of a phased basic water management project to develop a comprehensive and integrated strategy for stormwater management, flood damage reduction, and water quality enhancement within the Cities that implements a series of project components to achieve reasonable stormwater management and flood damage reduction objectives.

WHEREAS, on August 28, 2013, by Resolution 2013-23, the Watershed District Board of Managers initiated the project, assigning Project Number 2013-01, and appointed Houston Engineering as the project engineer to make surveys, maps, analyses and reports for the project as necessary and consistent with the project phasing, coordination and implementation proposals contained within the Petition.

WHEREAS, phase 1 of the project phasing, coordination and implementation proposals contained within the original Petition is complete and the project engineer has submitted a draft Phase 1 Report dated March 31, 2014.

WHEREAS, staff members from the Cities of New Brighton, Roseville and Saint Anthony have participated in the phase 1 process. In addition to the areas previously identified within the City of New Brighton and St. Anthony, the City of Roseville staff has identified areas within the sub-watershed of Ramsey County Ditch 5 in the City where project components could be developed and implemented to provide both local and regional stormwater management and flood damage reduction benefit.

WHEREAS, the draft Phase 1 Report leaves open the opportunity to develop project components in phases 2 and 3 to address issues within the City of Roseville and conveyance issues downstream of Long Lake.

WHEREAS, the draft Phase 1 Report identifies two project components, Mirror Lake and Hansen Park, as key features in the overall project objectives and as ready for immediate implementation while other project components are being developed and analyzed.
WHEREAS, both the Mirror Lake and Hansen Park project components are identified in July 2011 Flood Investigation and Stormwater Modeling Reports of the Cities of New Brighton and St. Anthony.

WHEREAS, the Cities of New Brighton, Saint Anthony and Roseville have filed a joint petition amending project 2013-01 to allow implementation of Mirror Lake and Hansen Park project components without delay; to allow proceeding to project phases 2 & 3 concurrently, with the inclusion of project components within the sub-watershed of Ramsey County Ditch 5; and to allow the addition of the City of Roseville as an additional petitioner for the Basic Water Management Project, as if a party to the original petition.

WHEREAS, execution of the joint petition was duly authorized by the governing bodies of the Cities upon resolutions of the City Councils.

WHEREAS, the joint petition meets the petition requirements of statutes chapter 103D and the provisions of the original joint petition allowing for amendment to the project.

WHEREAS, the Board of Managers finds that a proper amended project petition has been filed, the proposed project promotes the public interest and welfare, is practicable and conforms with the watershed management plan of the watershed district.

WHEREAS, during the phase 1 proceedings, the Watershed District submitted a Targeted Watershed Demonstration Grant proposal to the Board of Water and Soil Resources which included the Mirror Lake and Hansen Park project components.

WHEREAS, the Watershed District was successful in its proposal and has received a grant to be used to pay the cost of various projects, including implementation of the Mirror Lake and Hansen Park project components of the petitioned Basic Water Management Project.

WHEREAS, the Watershed District Board of Managers determines that the regional water quality, stormwater and flood management benefits created by implementation of the project components justify the use of District derived funds to pay 100% of the cost to implement the Mirror Lake and Hansen Park project components of the petitioned Basic Water Management Project, without allocation to the project petitioners.

WHEREAS, future use of the regional stormwater and flood management benefits, created by implementation of the project components, to resolve local stormwater management or flooding concerns shall be restricted unless the value of regional benefit lost is reimbursed to the Watershed District. Such use must otherwise be consistent with applicable Watershed District rules.

NOW, THEREFORE, BE IT RESOLVED, the costs of the Mirror Lake and Hansen Park project components, based on the engineer’s opinion of cost, shall be allocated between proceeds
from the Targeted Watershed Demonstration Grant and District derived funds based on the identification of regional benefit from implementation of the project components; and

FURTHER, the Board of Managers accepts the amended joint petition and directs further proceedings for project 2013-01 consistent with the amended petition.

The question was on the adoption of the Resolution and there were 3 yeas and 0 nays as follows:

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Upon vote, the Chair declared the Resolution passed.

Dated: June 11, 2014

[Signature]
Barbara Haake, Acting Secretary

I, Barbara Haake, Acting Secretary of the Rice Creek Watershed District, do hereby certify that I have compared the above resolution with the original thereof as the same appears of record and on file with the District and find the same to be a true and correct transcript thereof.

IN TESTIMONY WHEREOF, I hereunto set my hand this 11th day of June 2014.

[Signature]
Barbara Haake, Acting Secretary