RESOLUTION NO. 2014-42

RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

FINDING PUBLIC PURPOSE, ACCEPTING DONATION OF REAL PROPERTY FROM DAN AND GLORIA HAIR AND ACCEPTING APPRAISED VALUE OF DONATION

Manager Wagamon offered the following Resolution and moved its adoption, seconded by Manager Ojata:

WHEREAS, the Rice Creek Watershed District Board of Managers ("Board") has entered into a cooperative agreement for the development of a wetland bank with Dan and Gloria Hair; and

WHEREAS, the cooperative agreement allows Dan and Gloria Hair to enroll additional property in the wetland bank, subject to regulatory review and approval of the banking plan; and

WHEREAS, Dan and Gloria have exercised the option of enrolling additional property into the wetland bank and have platted and subdivided their property for such purpose; and

WHEREAS, under the cooperative agreement, the Board has undertaken to implement the banking plan, including maintenance of the bank area as a District Project; and

WHEREAS, Dan and Gloria Hair have expressed their desire and intent to quit claim to the District that portion of their property to be enrolled in the wetland bank; and

WHEREAS, the District’s ownership of the property will facilitate management of the wetland bank area and will provide a public amenity within the District for promotion of conservation, recreation and appreciation of the District’s natural resources; and

WHEREAS, on December 11, 2013, the Board adopted Resolution 2013-42 acknowledging the public purpose of the donation and accepting the donation of property from Dan and Gloria Hair of the property platted as Outlots A and B of Columbus Wilds at a designated value conditioned on receipt of an appraisal for the designated value before December 31, 2013; and

WHEREAS, the Board did not receive an appraisal by the conditioned date; and

WHEREAS, Dan and Gloria Hair have since caused an appraisal to be made of that portion of the property intended to be donated to the District; and

WHEREAS, the Board has recent experience with the purchase and sale of vacant wetland and upland property in proximity to the property intended to be donated; and

WHEREAS, the appraised value of the property intended to be donated of $413,000.00 is reasonable within the Board’s experience and knowledge; and

WHEREAS, accepting the donation of the property serves the public purposes for which the District was established.

Therefore, the RCWD Board of Managers makes the following:
ORDER

A. The Board of Managers accepts the donation of property from Dan and Gloria Hair of the property platted as Outlots A and B on the attached Plat of Columbus Wilds.

B. The Board acknowledges the appraised value of the donation as $413,000.00.

C. The Board acknowledges the public purpose of the donation.

D. The Board's order accepting the donation shall be effective upon Dan and Gloria Hair's recording of the Quit Claim Deed with Anoka County, along with payment of all current assessments to the property.

The question was on the adoption of the Resolution and there were 5 yeas and 0 nays as follows:

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Upon vote, the President declared the Resolution passed.

Harley Ogata, Secretary

Dated: November 12, 2014

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I, Harley Ogata, 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 12th day of November, 2014.

Harley Ogata, Secretary