RESOLUTION NO. 2015-23

RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

ORDERING THE MIRROR POND PROJECT COMPONENT OF
BASIC WATER MANAGEMENT PROJECT 2013-01
PURSUANT TO MINNESOTA STATUTES §103B.251

Manager Wagner offered the following Resolution and moved its adoption, seconded by Manager Waller:

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, on June 10, 2014, the Cities of New Brighton, Saint Anthony and Roseville filed a joint petition amending Project 2013-01 to allow implementation of the Mirror Pond and Hansen Park project components without delay; to allow proceeding to project phases 2 and 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, by Resolution 2014-20, the Watershed District Board of Managers accepted the amended joint petition and directed further proceedings for Project 2013-01 consistent with the amended petition;

WHEREAS, on June 10, 2014, the Engineer filed the phase 1 project report as approved by the Cities of New Brighton, Saint Anthony and Roseville;

WHEREAS, on June 25, 2014, by Resolution 2014-22, the Watershed District Board of Managers directed implementation of the Mirror Pond and Hansen Park project components of the petitioned Basic Water Management Project;

WHEREAS, the Rice Creek Watershed District (District) has adopted a water resource management plan (WRMP) in accordance with Minnesota Statutes §103B.231;

WHEREAS, the Mirror Pond project component is ready for establishment and meets the requirements of Statutes Section 103B.251 for establishment as a capital improvement of the RCWD;
WHEREAS, in accordance with Minnesota Statutes § 103B.251, subdivision 3, the District held a duly noticed public hearing on August 26, 2015 at the Shoreview City Council Chambers, at which time all interested parties had the opportunity to speak for and against the Project;

WHEREAS, the District engineer has evaluated the technical design of the Mirror Pond project component of Project 2013-01 and its cost-effectiveness, based on the City of St. Anthony’s preferred project design alternative (noted as Alternative 5 in the Mirror Pond Conceptual Design Memorandum, prepared by Houston Engineering, Inc. and dated May 6, 2015);

WHEREAS, the District engineer has concluded that the City’s preferred project design alternative will meet performance objectives for the project and the engineer’s views have been fully considered by the Board;

WHEREAS, the Board finds that the Mirror Pond project component of Project 2013-01 will be conducive to public health and promote the general welfare, and is in compliance with Minnesota Statutes Chapters 103B and 103D;

THEREFORE BE IT RESOLVED, that pursuant to Minnesota Statutes § 103B.251, the Mirror Pond project component of Project 2013-01 is ordered and established.

The question was on the adoption of the resolution and there were 4 yeas and 0 nays as follows:

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Upon vote, the Chair declared the Resolution passed.

Michael Bradley, Secretary

Dated: August 26, 2015

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I, Michael Bradley, 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 26th day of August 2015.

Michael Bradley, Secretary