RESOLUTION 2016-08

RICE CREEK WATERSHED DISTRICT
BOARD OF MANAGERS

RESOLUTION FOR ORDERING OF 2016 URBAN STORMWATER REMEDIATION COST-SHARE PROJECTS, PURSUANT TO MINNESOTA STATUTES §103B.251

Manager Walter offered the following Resolution and moved its adoption, seconded by Manager Nagon. 

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

WHEREAS the WRMP identifies a cost-share program to improve and remedy stormwater management systems in developed urban environments and, on October 14, 2015, the Board of Managers ("Board") authorized staff to initiate the program and solicit proposals;

WHEREAS the City of Hugo “TYMCO Regenerative Air Sweeper”, involving purchase of advanced street sweeping equipment and its operation; and the City of Mounds View “Lambert Avenue Storm Sewer Extension”, involving elimination of an eroding open ditch between two storm sewer segments (together, the “Projects”); have been reviewed by District Staff, the District Citizen Advisory Committee and the Board and found to meet program criteria;

WHEREAS in accordance with Minnesota Statutes §103B.251, subdivision 3, the District held a duly noticed public hearing on ordering of the Projects on February 10, 2016, at the Shoreview City Council Chambers, at which time all interested parties had the opportunity to speak for and against the Projects;

WHEREAS the RCWD Engineer has evaluated the Projects, including their technical elements and their cost-effectiveness, and the Engineer’s views have been fully considered by the Board;

WHEREAS action on these two Projects was tabled during the February 10, 2016 regular Board meeting until such a time as the applicants could both provide additional information as requested by District staff;

WHEREAS the City of Hugo submitted an operation plan on March 11, 2016 and the City of Mounds View submitted pollutant reduction estimates on March 23, 2016, as requested by District staff;

WHEREAS the Board, on February 10, 2016, reviewed and approved a template cost-share agreement for use with each of the entities proposing a project, providing generally that on the Board’s ordering of the Projects and their construction by the associate entity,
the District will reimburse the City of Hugo for 50 percent of the cost of its Project up to $27,708, and the City of Mounds View for 50 percent of the cost of its Project up to $19,292; and that each entity will maintain its project indefinitely in accordance with a maintenance plan approved by the District;

WHEREAS the Board finds that the Projects, as constructed in accordance with the terms and responsibilities of the cost-share agreements, will be conducive to public health and promote the general welfare, and is in compliance with Minnesota Statutes §§103B.205 to 103B.255 and the WRMP adopted pursuant to §103B.231;

THEREFORE, BE IT RESOLVED that pursuant to Minnesota Statutes §103B.251 and the WRMP, the Projects are ordered; and

BE IT FURTHER RESOLVED that the Board of Managers hereby authorizes the Board President to execute each of the respective cost-share agreements between the Rice Creek Watershed District and the Cities of Hugo and Mounds View, with any final non-material changes and on advice of counsel.

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.

Dated: April 13, 2016

Michael Bradley, Secretary

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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 13th day of April, 2016.

Michael Bradley, Secretary