RESOLUTION NO. 2017-32

RICE CREEK WATERSHED DISTRICT BOARD OF MANAGERS, DRAINAGE AUTHORITY
FOR WASHINGTON JUDICIAL DITCH 2

ACCEPTING THE ENGINEER'S REPAIR REPORTS FOR WASHINGTON JUDICIAL DITCH 2,
BRANCHES 1 AND 2, AND DIRECTING FURTHER REPAIR PROCEEDINGS

Manager [Name] offered the following Resolution and moved its adoption, seconded by Manager [Name]:

WHEREAS, the Rice Creek Watershed District Board of Managers (“Board”), Drainage Authority for Washington Judicial Ditch (WJD) 2, by resolution 2015-34, adopted findings and an order initiating the repair of WJD 2, Branch 1; and

WHEREAS, resolution 2015-34 directed the engineer to investigate the condition of Branch 1 and to prepare a report recommending a scope of repair; and

WHEREAS, during the investigation of repair for Branch 1, upon request of local residents and the City of Hugo, the Board expanded its direction to its engineer to also investigate and prepare a repair report for Branch 2 of WJD 2; and

WHEREAS, the Engineer has provided, after consultation with the Board, a repair plan to implement the recommended repair alternative for Branch 2 of WJD 2; and

WHEREAS, the Engineer has provided a repair report for Branch 1 dated April 24, 2017, and a repair report for Branch 2 dated December 4, 2017; and

WHEREAS, the engineer’s recommended scope of repair for each Branch of WJD 2, contained in the repair reports, provides for the restoration of beneficial drainage within the drainage area of the Branches and minimize adverse environmental impacts; and

WHEREAS, repairs, consistent with the engineer’s recommendations, will restore predictable drainage efficiency to the Branches in order to support current beneficial land uses and future stormwater management demands; and

WHEREAS, the engineer’s recommendations are consistent with the Watershed Management Plan and District rules.

THEREFORE, the Rice Creek Watershed District Board of Managers makes the following:
ORDER

A. The Board of Managers accepts the engineer's final repair reports for the repair of Branches 1 and 2 of WJD 2 and concurs with the Engineer's recommended scope of repair for each Branch.

B. Further proceedings for the repair of Branches 1 and 2 of WJD 2 shall occur utilizing the additional authorities provided in Minnesota Statutes Section 103D.621 Subd. 4.

C. The recommended scopes of repair are subject to modification and final Board approval after public hearings.

D. The Board of Managers directs its administrator to notice acceptance of the repair reports and to open a 30-day period for review and comment and to set and notice the following:
   - Final hearings on both repair reports at which the Board shall take public comment and consider an order adopting and directing construction of the repairs to be held on January 30, 2018 in the Hugo City Council Chambers 14669 Fitzgerald Ave. N., Hugo, MN at 6:30 p.m.

E. Notice of the final hearings shall be provided as follows:
   - Transmission of the repair plans to the Corps, BWSR and the DNR for review and comment.
   - Notice of the availability of the reports for review published once in the county where property affected by the drainage system is located.
   - Notice of the hearings by publication before the date of the hearings in a legal newspaper, published in the county where property affected by the drainage system is located.
   - Notice of the hearing by mail ten days prior to the hearing to the DNR and owners of property and political subdivisions likely to be affected by the repairs in the repair reports.
   - Notice of the hearing shall state the time and location of the hearing; the general nature of the work; and the estimated cost of the work.
   - Additional notice as required by local rule.
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 resolution 2017-32 passed.

Michael J. Bradley, Secretary

Dated: December 13, 2017

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I, Michael J. 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 December 2017.

Michael J. Bradley, Secretary