RESOLUTION NO. 2018-21
RICE CREEK WATERSHED DISTRICT
BOARD of MANAGERS

APPROVING FARREL'S LAKE (E2 WETLAND) ACCESS AGREEMENT

Manager Waller offered the following resolution and moved its adoption, seconded by Manager Wagamon:

WHEREAS the Minnesota Department of Transportation (MnDOT) owns right-of-way on and adjacent to Interstate 35W (I-35W) in the City of Arden Hills, Minnesota;

WHEREAS a public waters wetland basin, known as Farrel's Lake or E2 Wetland, is located in part on MnDOT right-of-way;

WHEREAS regional hydrology flows north into the E2 Wetland, and from there through a MnDOT-owned conveyance beneath I-35W to the northwest;

WHEREAS in approximately 1979, the Rice Creek Watershed District ("District") constructed a weir structure at the E2 Wetland outlet to increase water residence time within the wetland for water quality purposes, and in 2009, it repaired the E2 Wetland outlet including replacing the weir structure and constructing a low flow bypass structure;

WHEREAS the District will continue to need to maintain the outlet, and the District and MnDOT have developed an access agreement (MnDOT Agreement Number 1030925) to formalize District access to the E2 Wetland for this and future District purposes; and

WHEREAS the agreement sets forth reasonable terms that allow the District to plan for and perform necessary maintenance and related work, and memorializes cooperation between MnDOT and the District with respect to any access questions that may arise;

THEREFORE BE IT RESOLVED that the President, District Board of Managers, is authorized to sign the access agreement on behalf of the District, with any final 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: July 25, 2018

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 25th day of July, 2018.

[Signature]
Barbara Haake, Acting Secretary