

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. 15-04

A RESOLUTION ORDERING 2016 IMPROVEMENTS,
DESIGNATING MEMBERS
RESPONSIBLE FOR CONSTRUCTION, MAKING FINDINGS
PURSUANT TO MINNESOTA STATUTES, SECTION 103B.251,
CERTIFYING COSTS TO HENNEPIN COUNTY, AND APPROVING AGREEMENTS
FOR CONSTRUCTION OF IMPROVEMENTS

WHEREAS, on September 16, 2004, the Commission adopted the *Bassett Creek Watershed Management Commission, Water Management Plan, July 2004* (the "Plan"); and

WHEREAS, the Plan includes a Capital Improvement Program ("CIP") listing capital projects in Table 12-2 of the Plan; and

WHEREAS, the CIP, as amended, includes the following capital projects for the year 2016:

- (a) Northwood Lake Improvement Project (NL-1); and
- (b) Honeywell Pond Expansion Project (BC-4)

(hereinafter collectively referred to as the "2016 Projects"); and

WHEREAS, the Plan specifies a county tax levy under Minn. Stat. § 103B.251 as the source of partial funding for the 2016 Projects; and

WHEREAS, on August 20, 2015, following published and mailed notice in accordance with the Commission's Joint Power Agreement and Minn. Stat. § 103B.251, the Commission conducted a public hearing on the 2016 Projects.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Bassett Creek Watershed Management Commission as follows:

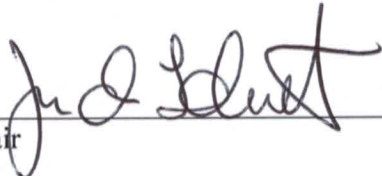
1. The 2016 Projects will be conducive to the public health and promote the general welfare and are in compliance with Minnesota Statutes, sections 103B.205 to 103B.255 (the "Act") and with the Plan as adopted and amended in accordance with the Act. The 2016 Projects are hereby ordered.
2. The estimated cost of the Northwood Lake Improvement Project is One Million Four Hundred Twenty-two Thousand One Hundred Forty Dollars (\$1,422,140). Of this amount, Three Hundred Thousand Dollars (\$300,000) will be paid from a Minnesota Pollution Control Agency Clean Water Partnership Grant, at least Three Hundred Thousand Dollars (\$300,000) will be paid by the City of New Hope, and up to Four Hundred Eleven Thousand Seventy Dollars

(\$411,070) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, Section 103B.251, levied in 2015 for collection in 2016. Remaining funds of up to Four Hundred Eleven Thousand Seventy ~~Five~~ Dollars (\$411,070) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, Section 103B.251, levied in 2016 for collection in 2017.

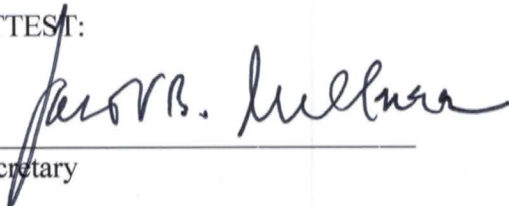
3. The estimated cost of the Honeywell Pond Expansion Project is One Million Two Hundred Sixty Thousand Nine Hundred Thirty Dollars (\$1,260,930). Of this amount, Four Hundred Fifty Thousand Dollars (\$450,000) will be paid by the City of Golden Valley, and up to Eight Hundred Ten Thousand Nine Hundred Thirty Dollars (\$810,930) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, Section 103B.251 levied in 2015 for collection in 2016.
4. Of the costs of the 2016 Projects, the Commission hereby certifies costs to Hennepin County in accordance with Minnesota Statutes, section 103B.251 of Four Hundred Eleven Thousand Seventy Dollars (\$411,070) for the Northwood Lake Improvement Project, and Eight Hundred Ten Thousand Nine Hundred Thirty Dollars (\$810,930) for the Honeywell Pond Expansion Project. The total amount certified to Hennepin County for the 2016 Projects is One Million Two Hundred Twenty Two Thousand Dollars (\$1,222,000) for payment by the county in accordance with Minnesota Statutes, section 103B.251, subdivision 6.
5. The Commission has received, accepted and approved the feasibility reports for the 2016 Projects.
6. The costs of each of the 2016 Projects will be paid by the Commission up to the amounts specified in paragraphs 2 and 3 above from proceeds received from Hennepin County pursuant to Minnesota Statutes, Section 103B.251, State grant funds, and contributions from the cities of New Hope and Golden Valley. Additional costs may be paid by the cities constructing the Projects, but no costs will be charged to other members of the Commission.
7. The City of New Hope is designated as the member responsible for contracting for the construction of the Northwood Lake Improvement Project, and the engineer designated for preparation of plans and specifications is the New Hope City Engineer, or other engineers selected and retained by the City of New Hope. Contracts for construction shall be let in accordance with the requirements of law applicable to the City of New Hope. The Cooperative Agreement with the City of New Hope for the construction of the Northwood Lake Improvement Project is approved, and the Chair and Secretary are authorized to execute the agreement on behalf of the Commission.
8. The City of Golden Valley is designated as the member responsible for contracting for the construction of the Honeywell Pond Expansion Project, and the engineer designated for preparation of plans and specifications is the Golden Valley City Engineer, or other engineers selected and retained by the City of Golden Valley. Contracts for construction shall be let in accordance with the requirements of law applicable to the City of Golden Valley. The Cooperative Agreement with the City of Golden Valley for the construction of the Honeywell

Pond Expansion Project is approved, and the Chair and Secretary are authorized to execute the agreement on behalf of the Commission.

Adopted by the Board of Commission of the Bassett Creek Watershed Management Commission the 20th day of August, 2015.


Chair

ATTEST:


Secretary