

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION
RESOLUTION NO. 20-06

A RESOLUTION ORDERING THE 2021 IMPROVEMENTS,
DESIGNATING ENTITIES RESPONSIBLE FOR CONSTRUCTION,
MAKING FINDINGS PURSUANT TO MINNESOTA STATUTES, SECTION
103B.251, CERTIFYING COSTS TO HENNEPIN COUNTY, AND APPROVING
AGREEMENTS FOR CONSTRUCTION OF THE IMPROVEMENTS

WHEREAS, on September 17, 2015, the Bassett Creek Watershed Management Commission (“Commission”) adopted the *Bassett Creek Watershed Management Commission, Water Management Plan, September 2015* (the “Plan”);

WHEREAS, the Plan, as amended since its adoption, includes a capital improvement program (“CIP”) listing capital projects in Table 5-3 of the Plan;

WHEREAS, the CIP includes the following capital projects for the year 2021 (collectively, the “2021 Projects”):

- a) Mt. Olivet Stream Restoration Project (ML-20)
- b) Parkers Lake Drainage Improvement Project (PL-7)
- c) Cost Share Purchase of High Efficiency Street Sweeper (ML-23)
- d) Dredging Accumulated Sediment in Main Stem Bassett Creek, Theodore Wirth Regional Park Project (BC-7); and

WHEREAS, the Plan specifies a county tax levy under Minnesota Statutes, section 103B.251 as the source of funding for the 2021 Projects; and

WHEREAS, on September 17, 2020, following published and mailed notice in accordance with the Commission’s Joint Power Agreement and Minnesota Statutes, section 103B.251, the Commission conducted a public hearing on the 2021 Projects; and

WHEREAS, the 2021 Projects will be conducive to the public health, promote the general welfare and is 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.

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

1. The 2021 Projects are hereby ordered.
2. The estimated cost of the Mt. Olivet Stream Restoration is One Hundred Seventy-Eight Thousand One Hundred Dollars (\$178,100) which will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2020 for collection in 2021.
3. The estimated cost of the Parkers Lake Drainage Improvement Project is Four Hundred Eighty-Five Thousand Dollars (\$485,000) which will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2020 for collection in 2021.

4. The estimated cost of the Cost Share Purchase of High Efficiency Street Sweeper is Eighty-One Thousand Six Hundred Dollars (\$81,600) which will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2020 for collection in 2021.
5. The estimated cost of the Dredging Accumulated Sediment in Main Stem Bassett Creek, Theodore Wirth Regional Park Project is Three Million Two Hundred Fifty-Nine Thousand Dollars (\$3,259,000). Of this amount, One Hundred Thousand Dollars (\$100,000) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2020 for collection in 2021. Additional funds of up to One Million Two Hundred Thousand Dollars (\$1,200,000) will be paid from Commission Closed Project Account funds and up to One Million Nine Hundred Fifty-Nine Thousand Dollars (\$1,959,000) will be received from a county tax levy pursuant to Minnesota Statutes, section 103B.251, levied in years 2021 – 2023 for collection in 2022 – 2024.
6. The cost of the Bryn Mawr Meadows Water Quality Improvement Project (BC-5) was partially paid from a county tax levy collected in 2020 totaling One Hundred Thousand Dollars (\$100,000). Another Four Hundred Thousand Dollars (\$400,00) will come from a state grant. The remaining estimated cost of the project is Four Hundred Twelve Thousand Dollars (\$412,000) to be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2020 for collection in 2021.
7. The cost of the Sweeney Lake Water Quality Improvement Project (SL-8) was partially paid from a county tax levy collected in 2020 totaling Twenty Thousand Dollars (\$20,000). Another Three Hundred Thirty Thousand Dollars (\$330,000) will come from a federal grant. The remaining cost of the project is Two Hundred Eighteen Thousand and Eighty Dollars (\$218,080) to be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2020 for collection in 2021.
8. The total amount certified to Hennepin County for the 2021 Projects is One Million Four Hundred Seventy-Four Thousand Seven Hundred Eighty Dollars (\$1,474,780) for payment by the County in accordance with Minnesota Statutes, section 103B.251, subdivision 6.
9. The Commission has received, accepted, and approved all feasibility reports prepared for the 2021 Projects.
10. The costs of the 2021 Projects will be paid by the Commission up to the amount specified in paragraphs 2 - 6 above from proceeds received from Hennepin County pursuant to Minnesota Statutes, section 103B.251 and grant funding, if awarded. Additional costs may be paid by the city constructing the particular project, but no costs will be charged to other members of the Commission.
11. The City of Plymouth is designated as the member responsible for contracting for the construction of the Mt. Olivet Stream Restoration Project, and the engineer designated for preparation of plans and specifications is the Plymouth City Engineer, or other engineers selected and retained by the City of Plymouth. Contracts for construction shall be let in accordance with the requirements of law applicable to the City of Plymouth. The Cooperative Agreement with the City of Plymouth for the construction of the Mt. Olivet Stream Restoration Project is approved, and the Chair and Secretary are authorized to execute the agreement on behalf of the Commission.
12. The City of Plymouth is designated as the member responsible for contracting for the construction of the drainage improvement components and other implementation related to the Parkers Lake Drainage

Improvement Project, and the engineer designated for preparation of plans and specifications is the Plymouth City Engineer, or other engineers selected and retained by the City of Plymouth. Contracts for the project shall be let in accordance with the requirements of law applicable to the City of Plymouth. The Cooperative Agreement with the City of Plymouth for the Parkers Lake Drainage Improvement Project is approved, and the Chair and Secretary are authorized to execute the agreement on behalf of the Commission.

13. The City of Plymouth is designated as the member responsible for implementing the Cost Share Purchase of High Efficiency Street Sweeper Project. The Cooperative Agreement with the City of Plymouth for the implementation of the Cost Share Purchase of High Efficiency Street Sweeper Project is approved, and the Chair and Secretary are authorized to execute the agreement on behalf of the Commission

14. The Commission is the entity responsible for contracting for the construction of the Dredging Accumulated Sediment in Main Stem Bassett Creek, Theodore Wirth Regional Park Project. Contracts for construction shall be let in accordance with the requirements of law applicable to the Commission.

Adopted by the Board of Commission of the Bassett Creek Watershed Management Commission the 17th day of September, 2020.

Chair

ATTEST: _____
Secretary