

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. _____

RESOLUTION ORDERING 2015 IMPROVEMENT,
DESIGNATING MEMBER RESPONSIBLE FOR CONSTRUCTION AND
APPROVING AGREEMENT FOR CONSTRUCTION OF IMPROVEMENT

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 project for the year 2015:

Restoration of the Main Stem of Bassett Creek from 10th Avenue to Duluth Street in the City of Golden Valley (CR2015) (“2015 Project”); and

WHEREAS, the Plan specifies a county tax levy under Minn. Stat., § 103B.251 as the source of funding for the 2015 Project; and

WHEREAS, on October 16, 2014, following mailed notice in accordance with the Commission’s Joint Power Agreement, the Commission conducted a public hearing on the 2015 Project.

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

1. The 2015 Project will be conducive to the public health and 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. The 2015 Project is hereby ordered.
2. The estimated cost of the 2015 Project is One Million Five Hundred Three Thousand Dollars (\$1,503,000). Of this amount, One Million Dollars (\$1,000,000) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, Section 103B.251, levied in 2014 for collection in 2015, and the remainder will be paid from the Commission’s Capital Improvement Program Closed Project Account or other sources.
3. The Commission has received, accepted and approved the feasibility report for the 2015 Project.

4. The costs of the 2015 Project will be paid by the Commission up to the amounts specified in paragraph 2 above from the Capital Improvement Program Closed Project Account and proceeds received from Hennepin County pursuant to Minnesota Statutes, Section 103B.251. Additional costs may be paid by the city constructing the Projects, but no costs will be charged to other members of the Commission.
5. The City of Golden Valley is designated as the member responsible for contracting for the construction of the 2015 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 2015 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 16th day of October, 2014.

Chair

ATTEST:

Secretary