

RESOLUTION NO. 2016-10

RICE CREEK WATERSHED DISTRICT BOARD OF MANAGERS

ORDER ACCEPTING PLANS AND SPECIFICATIONS; DIRECTING THE SOLICITATION OF BIDS AND ALLOWING COSTS FOR CONSTRUCTION OF THE HANSEN PARK PROJECT COMPONENT OF BASIC WATER MANAGEMENT PROJECT 2013-01

Manager Haake offered the following Resolution and moved its adoption, seconded by Manager Nagamon:

WHEREAS, the Board of Managers of the Rice Creek Watershed District (the "Board") is proceeding with Basic Water Management Project 2013-01 pursuant to the Joint Petition of the Cities of New Brighton, Roseville, and Saint Anthony;

WHEREAS, on March 25, 2015, by Resolution 2015-09, the Board established and ordered construction of the Hansen Park Component of Project 2013-01 pursuant to statutes section 103B.251;

WHEREAS, pursuant to the Board's direction, the project engineer has prepared plans and specifications for construction of the project;

WHEREAS, the Board's practice is to review and approve the plans and specifications prior to directing the solicitation of bids for any project;

WHEREAS, the Board has reviewed the plans and specifications as well as the Engineer's recommendation;

WHEREAS, based on the Board's review, the Board finds the plans and specifications for the project to be complete and to represent the Board's and Petitioners' intent for the Hansen Park Component of Project 2013-01;

WHEREAS, the Board has reviewed the costs incurred to date for the project and finds them to be reasonable and necessary in furtherance of the Board's establishment order;

WHEREAS, in conjunction with the development of plans and specifications, the Board's staff and engineer have worked with various state and federal agencies to secure regulatory approvals for the project;

WHEREAS, regulatory approvals for the project are forthcoming and may affect minor design changes which are not material to the overall function or construction of the project;

WHEREAS, time is of the essence in initiating construction of the project based on the substantial public investment and interest in the project and the substantial commitment of public resources by the state of Minnesota in the project;

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

**ORDER**

- A. The Board of Managers accepts the plans and specifications for the construction of the Hansen Park Component of Project 2013-01, dated June 3, 2016, and directs the solicitation of bids according to the Engineer's recommendation for implementation of the project and as required by law.
- B. The Board of Managers directs its administrator to coordinate and take all subsequent actions necessary for implementation of the construction of the Hansen Park Component of Project 2013-01 in a manner consistent and compliant with existing law. The Board reserves to itself, however, all subsequent actions required by law to proceed upon Board approval.
- C. The Board of Managers authorizes modifications of the construction plans and specifications by the engineer, including delay of bidding, contract award or notice to proceed, as may be required by ongoing regulatory approval review.
- D. The Board of Managers further authorizes expenditures for the construction of the Hansen Park Component of Project 2013-01 and the collection of revenues consistent with this order.

The question was on the adoption of the resolution and there were 4 yeas and 0 nays as follows:

	Yea	Nay	Absent	Abstain
WALLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HAAKE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BRADLEY	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
WAGAMON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PREINER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Upon vote, the President declared Resolution 2016-10 passed.

Barbara Haake  
Barbara Haake, Acting Secretary

Dated: June 21, 2016

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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 21<sup>st</sup> day of June, 2016.

Barbara Haake  
Barbara Haake, Acting Secretary