

*Appendix E*

*Resolutions*

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. 08-01

A RESOLUTION OF APPRECIATION FOR SERVICES OF RICHARD JOHNSON  
TO THE BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

WHEREAS, the Bassett Creek Watershed Management Commission (the "Commission") is a joint powers organization formed by the cities of Crystal, Golden Valley, Medicine Lake, Minneapolis, Minnetonka, New Hope, Plymouth, Robbinsdale and St. Louis Park; and

WHEREAS, the Commission serves as the duly constituted watershed management organization for the Bassett Creek watershed pursuant to Minnesota Statutes, Sections 103B.201-103B.253 (the "Metropolitan Area Surface Water Management Act"); and

WHEREAS, under said Act and the Commission's joint powers agreement the Commission is charged with responsibility for the management of stormwater to protect persons and property from flooding and to protect and preserve the water quality of lakes, streams and wetlands of the Bassett Creek Watershed and downstream receiving waters; and

WHEREAS, Richard Johnson has served as the Commissioner for the City of St. Louis Park from 2005 to the present; and

WHEREAS, Richard Johnson has freely and generously given of his time and talents, without compensation, to serve the public and to protect the environment; and

WHEREAS, Richard Johnson has been a clear-eyed advocate for the sound management of the public interest, and has contributed substantially and with great spirit to the efforts of the Commission's Education and Public Outreach Committee and the Westwood Nature Center to educate citizens about the importance of their role in restoring and maintaining our water resources.

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Bassett Creek Watershed Management Commission that the Board, on behalf of the Commission, its member cities and the public hereby express sincere and grateful appreciation to Richard Johnson for his distinguished service.

Adopted by the Board of Commission of the Bassett Creek Watershed Management Commission this 17 day of January, 2008.

  
Chair

ATTEST:

  
Secretary

**RESOLUTION 08-02**

Member Black introduced the following resolution and moved its adoption:

**RESOLUTION DESIGNATING DEPOSITORIES FOR  
BASSETT CREEK WATERSHED MANAGEMENT COMMISSION FUNDS**

BE IT RESOLVED by the Bassett Creek Watershed Management Commission of the Cities of Crystal, Golden Valley, Medicine Lake, Minneapolis, Minnetonka, New Hope, Plymouth, Robbinsdale, and St. Louis Park that the following are named as depositories for funds, subject to the furnishing of collateral for funds on deposit as provided in the Laws of the State of Minnesota:

RBC Dain Rauscher  
Wells Fargo

BE IT FURTHER RESOLVED that the following signatories or alternates are authorized to be signatories on checks drawn on funds deposited:

**General Checking:**

Chair or Vice Chair and Treasurer or Deputy Treasurer  
Each check shall require two signatures.

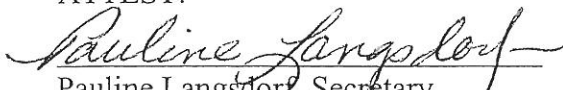
BE IT FURTHER RESOLVED that the following shall be authorized to make investments of Bassett Creek Watershed Management Commission and shall be authorized to deposit the principal of said investments in the above named depositories as necessary and beneficial to the Bassett Creek Watershed Management Commission: Deputy Treasurer of the Bassett Creek Watershed Management Commission.

The Deputy Treasurer shall supply each of the depositories with certified copies of this resolution along with such signature documentation as is required by the depository and the authorizations set forth above.

Adopted by the Board of the Bassett Creek Watershed Management Commission this 21<sup>st</sup> day of February 2008.

  
Michael Welch, Chair,

ATTEST:

  
Pauline Langsdorf, Secretary

The motion for the adoption of the foregoing resolution was seconded by Member Loomis and upon a vote being taken thereon, the following voted in favor thereof: 7 and the following voted against the same 0 whereupon said resolution was declared duly passed and adopted.


RESOLUTION NO. 08-03

Member Peterson introduced the following resolution and moved its adoption:

A RESOLUTION APPROVING THE REIMBURSEMENT TO THE BASSETT CREEK WATERSHED MANAGEMENT COMMISSION 2.5% OF THE 2007 TAX LEVY, FOR ADMINISTRATIVE EXPENSES FOR CAPITAL IMPROVEMENT PROGRAM (CIP) PROJECTS AND APPROVING THE TRANSFER OF THE FUNDS FROM THE CIP ACCOUNT TO THE ADMINISTRATIVE ACCOUNT

BE IT RESOLVED by the Bassett Creek Watershed Management Commission of the Cities of Crystal, Golden Valley, Medicine Lake, Minneapolis, Minnetonka, New Hope, Plymouth, Robbinsdale, and St. Louis Park that:

1. The Bassett Creek Watershed Management Commission will be reimbursed \$4,750, which is 2.5% of the requested 2007 Tax Levy amount of \$190,000, for administrative expenses for Capital Improvement Projects.
2. The Bassett Creek Watershed Management Commission directs its Deputy Treasurer to transfer the reimbursed funds from the Commission's CIP Account to its Administrative Account.

  
Chairman

2/21/2008  
Date

Attest:

  
Secretary

2/21/08  
Date

The motion for adoption of the foregoing resolution was seconded by Member LOOMIS and upon a vote being taken thereon, the following voted in favor thereof: 7 and the following voted against the same 0 whereupon said resolution was declared duly passed and adopted.

RESOLUTION NO. 08-04

Member Loomis introduced the following resolution and moved its adoption:

A RESOLUTION AMENDING THE BASSETT CREEK WATERSHED MANAGEMENT COMMISSION'S 2007 OPERATING BUDGET BY ORDERING THE TRANSFER AT FISCAL YEAR-END 2007 THE FUNDS REMAINING IN THE 2007 ANNUAL INSPECTIONS BUDGET TO THE 2008 PROJECT INSPECTIONS BUDGET

BE IT RESOLVED by the Bassett Creek Watershed Management Commission of the Cities of Crystal, Golden Valley, Medicine Lake, Minneapolis, Minnetonka, New Hope, Plymouth, Robbinsdale, and St. Louis Park that:

1. The Bassett Creek Watershed Management Commission will amend its 2007 Operating Budget by ordering the transfer at fiscal year-end 2007 the funds remaining in the 2007 Annual Inspections budget, \$6,033.59, to the 2008 Project Inspections budget.
2. The Bassett Creek Watershed Management Commission directs its Deputy Treasurer to transfer at fiscal year-end 2007 the funds remaining in the 2007 Annual Inspections budget to the 2008 Project Inspections budget.

  
Chairman 2/21/08  
Date

Attest:

  
Secretary 2/21/08  
Date

The motion for adoption of the foregoing resolution was seconded by Member Black and upon a vote being taken thereon, the following voted in favor thereof: 8 and the following voted against the same 0 whereupon said resolution was declared duly passed and adopted.

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. 08-05

A RESOLUTION APPROVING THE LOCAL PLAN PREPARED  
BY THE CITY OF MINNETONKA

WHEREAS, the Bassett Creek Water Management Commission has been organized as a joint powers watershed management organization pursuant to the authority set forth in Minnesota Statutes, Section 103B.211, and

WHEREAS, the Commission has prepared a water management plan, which has been reviewed by all appropriate state and local agencies and has been approved by the Board of Water and Soil Resources, and

WHEREAS, the water management plan of the Commission and Minnesota Statutes require that local water management plans be prepared as required by Minnesota Statutes, Section 103B.235 and in accordance with Minnesota Rules, Chapter 8410, and

WHEREAS, the City of Minnetonka has prepared and submitted to the Commission the City's local water management plan, and

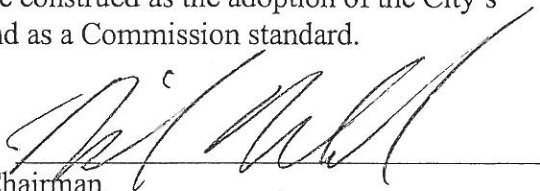
WHEREAS, Minnesota Statutes, Section 103B.235, Subd. 3 authorizes the watershed management organization to review and approve local water management plans and to take other actions necessary to assure that the local plan is in conformance with the Commission's plan and the standards set forth therein,

NOW, THEREFORE, BE IT RESOLVED By the Bassett Creek Water Management Commission, as follows:

1. The Minnetonka Local Surface Water Management Plan dated May, 2008, as amended, is hereby approved.
2. This Commission has reviewed the plan and hereby determines that the plan has been prepared in accordance with the requirements of Minnesota Statutes, Section 103B.235 and Minnesota Rules 8410.0160 and 8410.0170, and contains the requirements for local plans.
3. In accordance with Minnesota Statutes, Section 103B.235, Subd. 4, the Minnetonka plan shall be adopted and implemented by the City within 120 days of this action, and the City shall amend its official controls in accordance with the plan within 180 days.


4. Pursuant to Minnesota Statutes, Section 103B.235, Subd. 5, and consistent with the Bassett Creek Water Management Plan, the City shall submit amendments to the local water management plan to this Commission for review and approval in accordance with State Statutes and Minnesota Rules.

5. Approval of the City's plan should not be construed as the adoption of the City's flood plain elevation for Crane Lake and Oak Knoll Pond as a Commission standard.



Chairman

Attest:



Secretary

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. 08-06

A RESOLUTION APPROVING THE LOCAL PLAN PREPARED  
BY THE CITY OF GOLDEN VALLEY

WHEREAS, the Bassett Creek Water Management Commission has been organized as a joint powers watershed management organization pursuant to the authority set forth in Minnesota Statutes, Section 103B.211, and

WHEREAS, the Commission has prepared a water management plan, which has been reviewed by all appropriate state and local agencies and has been approved by the Board of Water and Soil Resources, and

WHEREAS, the water management plan of the Commission and Minnesota Statutes require that local water management plans be prepared as required by Minnesota Statutes, Section 103B.235 and in accordance with Minnesota Rules, Chapter 8410, and

WHEREAS, the City of Golden Valley has prepared and submitted to the Commission the City's local water management plan, and

WHEREAS, Minnesota Statutes, Section 103B.235, Subd. 3 authorizes the watershed management organization to review and approve local water management plans and to take other actions necessary to assure that the local plan is in conformance with the Commission's plan and the standards set forth therein,

NOW, THEREFORE, BE IT RESOLVED By the Bassett Creek Water Management Commission, as follows:

1. The Golden Valley Local Surface Water Management Plan dated May, 2008, as amended, is hereby approved.
2. This Commission has reviewed the plan and hereby determines that the plan has been prepared in accordance with the requirements of Minnesota Statutes, Section 103B.235 and Minnesota Rules 8410.0160 and 8410.0170, and contains the requirements for local plans.
3. In accordance with Minnesota Statutes, Section 103B.235, Subd. 4, the Golden Valley plan shall be adopted and implemented by the City within 120 days of this action, and the City shall amend its official controls in accordance with the plan within 180 days..



4. Pursuant to Minnesota Statutes, Section 103B.235, Subd. 5, and consistent with the Bassett Creek Water Management Plan, the City shall submit amendments to the local water management plan to this Commission for review and approval in accordance with State Statutes and Minnesota Rules.



Chairman

Attest:



Treasurer

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. 08-07

A RESOLUTION MAKING FINDINGS  
PURSUANT TO MINNESOTA STATUTES, SECTION 103B.251

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 by Resolution No. 07-08 adopted on April 19, 2007, includes the following capital project for the year 2007:

West Medicine Lake Park Pond Project on Plymouth Creek immediately upstream of Medicine Lake as described in the Plymouth Creek Phase I Feasibility Report for Construction of the West Medicine Lake Park Pond, City Project #3105, dated May 2006, prepared by Barr Engineering (the "West Medicine Lake Park Pond Project").

(hereinafter referred to as the Project); and

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

WHEREAS, on March 15, 2007, 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 Project; and

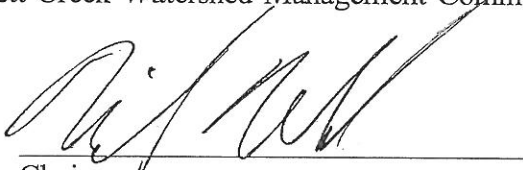
WHEREAS, on April 19, 2007, the Commission adopted Resolution No. 07-09, which ordered the Project, designated the City of Plymouth as the member responsible for construction, and certified to Hennepin County Three Hundred Thousand Dollars (\$300,000) of the cost of the Project; and

WHEREAS, it has been determined that the total estimated cost of the Project should be increased from Nine Hundred Thousand Dollars (\$900,000) to One Million One Hundred Thousand Dollars (\$1,100,000) to account for wetland mitigation expenses that were not included as a part of the original cost estimate.


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

1. As found in Resolution No. 07-09, the Project will be conducive to the public health and promote the general welfare and is in compliance with Minnesota Statutes 103B.205 to 103B.255 (the "Act") and with the Plan as adopted and amended in accordance with the Act. The Project was ordered by Resolution No. 07-09.
2. The cost of the Project is estimated to be One Million One Hundred Thousand Dollars (\$1,100,000).
3. Three Hundred Thousand Dollars (\$300,000) of the cost of the Project was certified to Hennepin County by Resolution No. 07-09 in accordance with Minnesota Statutes, Section 103B.251 for payment by the County in accordance with Minnesota Statutes, Section 103B.251, Subd. 6 and the Commission's joint powers agreement. The remaining Eight Hundred Thousand Dollars (\$800,000) of costs for the Project are hereby certified to Hennepin County in accordance with Minnesota Statutes, Section 103B.251 for payment by the County in accordance with Minnesota Statutes, Section 103B.251, Subd. 6 and the Commission's joint powers agreement.
4. The costs of the Project will be paid by the Commission up to the amount specified in paragraph 2 above from proceeds received from Hennepin County pursuant to Minnesota Statutes, Section 103B.251. Additional costs may be paid by the City of Plymouth, but no costs will be charged to other members of the Commission.

Adopted by the Board of Commission of the Bassett Creek Watershed Management Commission the 18<sup>th</sup> day of September, 2008.

  
Chair

ATTEST:

  
Treasurer

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. 08-08

A RESOLUTION APPROVING THE LOCAL PLAN PREPARED  
BY THE CITY OF NEW HOPE

WHEREAS, the Bassett Creek Water Management Commission has been organized as a joint powers watershed management organization pursuant to the authority set forth in Minnesota Statutes, Section 103B.211, and

WHEREAS, the Commission has prepared a water management plan, which has been reviewed by all appropriate state and local agencies and has been approved by the Board of Water and Soil Resources, and

WHEREAS, the water management plan of the Commission and Minnesota Statutes require that local water management plans be prepared as required by Minnesota Statutes, Section 103B.235 and in accordance with Minnesota Rules, Chapter 8410, and

WHEREAS, the City of New Hope has prepared and submitted to the Commission the City's local water management plan, and

WHEREAS, Minnesota Statutes, Section 103B.235, Subd. 3 authorizes the watershed management organization to review and approve local water management plans and to take other actions necessary to assure that the local plan is in conformance with the Commission's plan and the standards set forth therein,

NOW, THEREFORE, BE IT RESOLVED By the Bassett Creek Water Management Commission, as follows:

1. The New Hope Local Surface Water Management Plan dated May 2008, as amended in August 2008, is hereby approved.
2. This Commission has reviewed the plan and hereby determines that the plan has been prepared in accordance with the requirements of Minnesota Statutes, Section 103B.235 and Minnesota Rules 8410.0160 and 8410.0170, and contains the requirements for local plans.
3. In accordance with Minnesota Statutes, Section 103B.235, Subd. 4, the New Hope plan shall be adopted and implemented by the City within 120 days of this action, and the City shall amend its official controls in accordance with the plan within 180 days.

4. Pursuant to Minnesota Statutes, Section 103B.235, Subd. 5, and consistent with the Bassett Creek Water Management Plan, the City shall submit amendments to the local water management plan to this Commission for review and approval in accordance with State Statutes and Minnesota Rules.

  
Chairman

Attest:

  
Secretary

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION

RESOLUTION NO. 08-09

A RESOLUTION APPROVING THE LOCAL PLAN PREPARED  
BY THE CITY OF PLYMOUTH

WHEREAS, the Bassett Creek Water Management Commission has been organized as a joint powers watershed management organization pursuant to the authority set forth in Minnesota Statutes, Section 103B.211, and

WHEREAS, the Commission has prepared a water management plan, which has been reviewed by all appropriate state and local agencies and has been approved by the Board of Water and Soil Resources, and

WHEREAS, the water management plan of the Commission and Minnesota Statutes require that local water management plans be prepared as required by Minnesota Statutes, Section 103B.235 and in accordance with Minnesota Rules, Chapter 8410, and


WHEREAS, the City of Plymouth has prepared and submitted to the Commission the City's local water management plan, and

WHEREAS, Minnesota Statutes, Section 103B.235, Subd. 3 authorizes the watershed management organization to review and approve local water management plans and to take other actions necessary to assure that the local plan is in conformance with the Commission's plan and the standards set forth therein,

NOW, THEREFORE, BE IT RESOLVED By the Bassett Creek Water Management Commission, as follows:

1. The Plymouth Local Surface Water Management Plan dated June 2008, as amended, is hereby approved.
2. This Commission has reviewed the plan and hereby determines that the plan has been prepared in accordance with the requirements of Minnesota Statutes, Section 103B.235 and Minnesota Rules 8410.0160 and 8410.0170, and contains the requirements for local plans.
3. In accordance with Minnesota Statutes, Section 103B.235, Subd. 4, the Plymouth plan shall be adopted and implemented by the City within 120 days of this action, and the City shall amend its official controls in accordance with the plan within 180 days.

4. Pursuant to Minnesota Statutes, Section 103B.235, Subd. 5, and consistent with the Bassett Creek Water Management Plan, the City shall submit amendments to the local water management plan to this Commission for review and approval in accordance with State Statutes and Minnesota Rules.

  
\_\_\_\_\_  
Chair

12/19/08  
Date

Attest:

  
\_\_\_\_\_  
Secretary

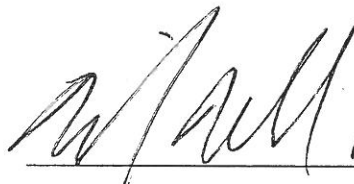
11/19/08  
Date


RESOLUTION NO. 08-10

A RESOLUTION APPROVING THE TRANSFER OF BASSETT CREEK WATERSHED MANAGEMENT COMMISSION FUNDS FROM THE ADMINISTRATIVE ACCOUNT TO THE EROSION/SEDIMENT (CHANNEL MAINTENANCE) ACCOUNT, LONG-TERM MAINTENANCE ACCOUNT, AND TMDL STUDIES ACCOUNT

BE IT RESOLVED By the Bassett Creek Watershed Management Commission, as follows:

1. \$25,000 will be transferred from the Bassett Creek Watershed Management Commission's Administrative Account to the Erosion/Sediment (Channel Maintenance) fund.
2. \$25,000 will be transferred from the Bassett Creek Watershed Management Commission's Administrative Account to the Long-Term Maintenance fund.
3. \$10,000 will be transferred from the Bassett Creek Watershed Management Commission's Administrative Account to the TMDL Studies fund.

  
Chair 12/18/08  
Date

Attest:  
  
Secretary 12/18/08  
Date