

BASSETT CREEK WATERSHED MANAGEMENT COMMISSION  
RESOLUTION NO. 22-08

A RESOLUTION CERTIFYING COSTS TO HENNEPIN COUNTY FOR  
PREVIOUSLY ORDERED CAPITAL IMPROVEMENT PROGRAM PROJECTS

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, notwithstanding that the CIP does not include any new capital projects for the year 2023, the Plan specifies a county tax levy under Minnesota Statutes, section 103B.251 as a source of funding for four previously ordered projects: Dredging Accumulated Sediment in Main Stem Bassett Creek in Theodore Wirth Regional Park Project, Medley Park Stormwater Treatment Facility Project, SEA School – Wildwood Flood Reduction Project, and the Bryn Mawr Water Quality Improvement Project (collectively, the “Projects”);

WHEREAS, in accordance with the Commission’s Joint Power Agreement and Minnesota Statutes, sections 103B.205 to 103B.255 (the “Act”), the Commission previously conducted duly noticed public hearings on the Projects and ordered said Projects after making all requisite findings.

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

1. The cost of the Dredging Accumulated Sediment in Main Stem Bassett Creek, Theodore Wirth Regional Park Project was partially paid from a county tax levy collected in 2021 totaling One Hundred Thousand Dollars (\$100,000) and in 2022 totaling One Million Dollars (\$1,000,000). Approximately Three Hundred Twenty-Five Thousand Dollars (\$325,000) will come from grants. Additional funds of up to One Million Dollars (\$1,000,000) will be paid from Commission Closed Project Account funds. The remaining estimated cost of the project is Three Hundred Thirty-Four Thousand Dollars (\$334,000). Of this amount, One Hundred Thirty Four Thousand (\$134,000) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2022 for collection in 2023. Additional funds of up to Two Hundred Thousand Dollars (\$200,000) are expected to be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2023 for collection in 2024.
2. The cost of the Medley Park Stormwater Treatment Facility Project was partially paid from a county tax levy collected in 2022 totaling Four Hundred Thousand Dollars (\$400,000). Approximately Three Hundred Thousand Dollars (\$300,000) will come from a grant and Five Hundred Thousand Dollars (\$500,000) will be paid by the City of Golden Valley. The remaining estimated cost of the project is Nine Hundred Fifty Thousand Dollars (\$950,000). Of this amount, One Hundred Fifty Thousand Dollars (\$150,000) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2022 for collection in 2023. Additional funds of up to Eight Hundred Thousand Dollars (\$800,000) are expected to be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2023 for collection in 2024.
3. The cost of the SEA School – Wildwood Flood Reduction Project was partially paid from a county tax levy collected in 2022 totaling Three Hundred Thousand Dollars (\$300,000). Approximately One Million Three Hundred Thousand Dollars (\$1,300,000) will come from a grant and Five Hundred Thousand Dollars (\$500,000)

will be paid by the City of Golden Valley or other grants. The remaining estimated cost of the project is One Million Dollars (\$1,000,000). Of this amount, Seven Hundred Forty-Eight Thousand (\$748,000) will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2022 for collection in 2023. Additional funds of Two Hundred Fifty-Two Thousand (\$252,000) are expected to be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2023 for collection in 2024.

4. The cost of the Bryn Mawr Water Quality Improvement Project was partially paid from a county tax levy collected in 2020 totaling One Hundred Thousand Dollars (\$100,000) and in 2021 totaling Four Hundred Twelve Thousand Dollars (\$412,000). Four Hundred Thousand Dollars (\$400,000) was paid from a grant. The remaining estimated cost of the project is One Million One Hundred Seventy Five Thousand Dollars (\$1,175,000), the entirety of which will be paid from funds received from a county tax levy pursuant to Minnesota Statutes, section 103B.251 levied in 2022 for collection in 2023.
5. The total amount certified to Hennepin County for the 2023 Projects is Two Million Two Hundred Seven Thousand Dollars (\$2,207,000) for payment by the County in accordance with Minnesota Statutes, section 103B.251, subdivision 6.
6. The costs of the aforementioned projects will be paid by the Commission up to the amount specified in paragraphs 1 - 4 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.
7. 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, and contracts for construction thereof shall be let in accordance with the requirements of law applicable to the Commission.
8. The City of Golden Valley is designated as the member responsible for contracting for the construction of the Medley Park Stormwater Treatment Facility Project. Contracts for construction shall be let in accordance with the requirements of law applicable to the City of Golden Valley. The Project shall otherwise be carried out in accordance with any agreements entered into between the Commission and the City of Golden Valley.
9. The City of Golden Valley is designated as the member responsible for contracting for the construction of the SEA School – Wildwood Flood Reduction Project. Contracts for construction shall be let in accordance with the requirements of law applicable to the City of Golden Valley. The Project shall otherwise be carried out in accordance with any agreements entered into between the Commission and the City of Golden Valley.
10. The Minneapolis Park and Recreation Board and the City of Minneapolis are responsible for contracting for or performing the construction of the Bryn Mawr Water Quality Improvement Project. Contracts for construction shall be let in accordance with the requirements of law applicable to said parties. The Project shall otherwise be carried out in accordance with any agreements entered into amongst the Commission, the Minneapolis Park and Recreation Board, and the City of Minneapolis.

Adopted by the Board of Commission of the Bassett Creek Watershed Management Commission the 15<sup>th</sup> day of September, 2022.

\_\_\_\_\_  
Chair

ATTEST: \_\_\_\_\_  
Secretary