

**RESOLUTION NO. 24-057**  
**Riley-Purgatory-Bluff Creek Watershed District**  
**Board of Managers**

**Authorizing Administrator to enter into an agreement with Landbridge to perform three years of maintenance for St Hubert's Water Quality Improvement Project**

Manager Ziegler offered the following resolution and moved its adoption seconded by Manager Duevel:

**WHEREAS** Riley-Purgatory-Bluff Creek Watershed District developed and adopted a watershed management plan pursuant to Minnesota Statutes section 103B.251 which identifies potential projects including a water quality and stormwater abstraction project to improve water quality in Rice March Lake watershed;

**WHEREAS** at its October 2, 2019, meeting, the RPBCWD Board of Managers adopted a plan amendment to include water quality best management practices on the campus of St Hubert's Catholic School (the Project) in accordance Minnesota Statutes section 103B.314; and

**WHEREAS** at its February 2, 2020, meeting, the RPBCWD Board of Managers ordered the Project in accordance with Minnesota Statutes section 103B.251; and

**WHEREAS** at its May 10, 2021, meeting, the RPBCWD Board of Managers awarded the Project to Minger Construction; and

**WHEREAS** legal counsel for the RPBCWD Board of Managers drafted an agreement which was subsequently executed by the District Administrator; and

**WHEREAS** at its April 12, 2023, meeting, according to internal policy for substantially completed work, the RPBCWD Board of Managers authorized pay application #2 including retainage; and

**WHEREAS** the subcontractor, Traverse des Sioux failed to maintain the prairie that they had established which subsequently became dominated by Canada thistle and legumes; and

**WHEREAS** Minger Construction has agreed to, and has entered into, an agreement with Landbridge Ecological Services to eradicate the non-native and invasive species, prepare the planting surface, and replant the prairie in a manner consistent with the approved plans at their expense; and

**WHEREAS** prairie establishment requires intensive management during the initial establishment period; and

**WHEREAS** the RPBCWD Board of Managers have indicated it is a priority of theirs to convert land to native species or protect already native areas for multiple benefits.

**NOW THEREFORE BE IT RESOLVED** that the RPBCWD Board of Managers authorizes the RPBCWD Board of Managers authorizes the administrator to enter into an agreement, prepared by Smith Partners, legal counsel to the RPBCWD, for three years of maintenance at

a cost not to exceed \$34,155.

The question was on the adoption of the resolution and there were 5 yeas and 0 nays as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>	<u>Absent</u>
CRAFTON	X			
DUEVEL	X			
NELSON	X			
PEDERSEN	X			
ZEIGLER	X			

Upon vote, the president declared the resolution adopted.

Dated: September 11, 2024

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I, Tom Duevel, secretary of the Riley-Purgatory-Bluff Creek Watershed District, hereby certifies that I have compared the above resolution with the original thereof as the same appears of record and on file with RPBCWD and find the same to be a true and correct transcription thereof, and further that the resolution is in full force and effect on this date, and Resolution 23-023 has not been modified, amended or rescinded since its adoption.

IN TESTIMONY WHEREOF, I set my hand this 13<sup>th</sup> day of September, 2024.

  
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 Tom Duevel, Secretary

11/11/2024 10:00 AM  
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