

BOARD OF COUNTY COMMISSIONERS  
SCOTT COUNTY, MINNESOTA

Date December 4, 1990

Resolution No. 90106

Motion by Commissioner Koniarski Seconded by Commissioner Mackie

RESOLUTION NO. 90106; AMENDING  
RESOLUTION NO. 81016 RE-DEFINING  
MEMBERSHIP CRITERIA AND GRANTING CERTAIN  
POWERS TO THE CEDAR LAKE IMPROVEMENT DISTRICT

WHEREAS, Resolution No. 81016, as amended by Resolution No. 81039, created and empowered the Cedar Lake Improvement District in Scott County; and

WHEREAS, Minn. Stat. §378.51 outlines the membership requirement, compensation and powers which may be granted to Lake Improvement District established pursuant to Minn. Stat. §378.43; and

WHEREAS, it has been determined by the Scott County Board of Commissioners that it is desirable to amend Resolution No. 81016 and Resolution No. 81039 to bring the Cedar Lake Improvement District membership requirements within statutory guidelines and to grant additional powers to the Cedar Lake Improvement District as deemed appropriate.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners in and for the County of Scott, Minnesota, that to the extent Resolution No. 81016 and Resolution No. 81039 are not superceded by this Resolution, the aforementioned Resolutions shall continue in full force and effect.

YES

NO

Koniarski X  
Bohnsack X  
Mertz Absent  
Stromwall X  
Mackie X

Koniarski \_\_\_\_\_  
Bohnsack \_\_\_\_\_  
Mertz \_\_\_\_\_  
Stromwall \_\_\_\_\_  
Mackie \_\_\_\_\_

State of Minnesota } ss.  
County of Scott

I, Joseph F. Ries, Duly appointed, qualified and acting County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a \_\_\_\_\_ with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Shakopee, Minnesota, this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
County Administrator

BOARD OF COUNTY COMMISSIONERS  
SCOTT COUNTY, MINNESOTA

Date December 4, 1990

Resolution No. 90106

Motion by Commissioner Koniarski Seconded by Commissioner Mackie

BE IT FURTHER RESOLVED, that the Cedar Lake Improvement District membership shall be amended in accordance with Minn. Stat. §378.51, to-wit: the Cedar Lake Improvement District Board of Directors shall be comprised of five (5) members, a majority of whom must be residents of the District. Members of the District Board of Directors shall be experienced in water and related land resource management issues and services.

BE IT FURTHER RESOLVED, that the terms of office of members of the District shall be for a period of three (3) years, and the filling of any and all vacancies shall be by appointment by the Scott County Board of Commissioners. Authority for removal of Directors from the Board shall be subject to, and at the complete discretion of, the Scott County Board of Commissioners, by majority vote. The terms of office of members of the Cedar Lake Improvement District shall not be subject to the three (3) term limitation outlined in any Scott County policy concerning appointments of individuals to Scott County advisory boards and committees.

BE IT FURTHER RESOLVED, that the financing of Cedar Lake Improvement District activities be solely through the following means:

- (a) any federal, state or other grant monies available to the District;
- (b) ad valorem taxes on property situated within the Cedar Lake Improvement District in an amount to be appropriated by the Scott County Board of Commissioners pursuant to a request by the Cedar Lake Improvement District, to be

Koniarski \_\_\_\_\_  
 Bohnsack \_\_\_\_\_  
 Mertz \_\_\_\_\_  
 Stromwall \_\_\_\_\_  
 Mackie \_\_\_\_\_

Koniarski \_\_\_\_\_  
 Bohnsack \_\_\_\_\_  
 Mertz \_\_\_\_\_  
 Stromwall \_\_\_\_\_  
 Mackie \_\_\_\_\_

State of Minnesota } ss.  
County of Scott

I, Joseph F. Ries, duly appointed, qualified and acting County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a \_\_\_\_\_ with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Shakopee, Minnesota, this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
County Administrator

BOARD OF COUNTY COMMISSIONERS  
SCOTT COUNTY, MINNESOTA

Date December 4, 1990

Resolution No. 90106

Motion by Commissioner Koniarski

Seconded by Commissioner Mackie

expended solely on projects of special benefit to the District. Appropriation of funds collected under any ad valorem tax may be made by the County Board to the District upon a showing that such funds are needed to carry out programs which will be of special benefit to the area. (c) any other independent funding mechanisms which do not obligate the County, the District, or residents of the District in any way.

BE IT FURTHER RESOLVED, that the following powers and duties of the County Board are hereby delegated to the Board of Directors of the Cedar Lake Improvement District, and the District shall have and exercise no others:

- (a) acquire property, equipment, or other facilities, by gift or purchase to improve navigation;
- (b) undertake research to determine the condition and development of the body of water and the water entering it and to transmit the studies to the pollution control agency and other interested authorities;
- (c) develop and implement a comprehensive plan to eliminate water pollution;
- (d) conduct a program of water improvement and conservation;
- (e) receive financial assistance from and participate in projects or enter into contracts with federal and state agencies for the study and treatment of pollution problems and related demonstration programs;

YES

NO

Koniarski \_\_\_\_\_  
 Bohnsack \_\_\_\_\_  
 Mertz \_\_\_\_\_  
 Stromwall \_\_\_\_\_  
 Mackie \_\_\_\_\_

Koniarski \_\_\_\_\_  
 Bohnsack \_\_\_\_\_  
 Mertz \_\_\_\_\_  
 Stromwall \_\_\_\_\_  
 Mackie \_\_\_\_\_

State of Minnesota } ss.  
County of Scott

I, Joseph F. Ries, Duly appointed, qualified and acting County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a \_\_\_\_\_ with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Shakopee, Minnesota, this \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_  
County Administrator

BOARD OF COUNTY COMMISSIONERS  
SCOTT COUNTY, MINNESOTA

Page 4 of 4

Date December 4, 1990

Resolution No. 90106

Motion by Commissioner Koniarski Seconded by Commissioner Mackie

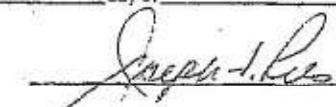
BE IT FINALLY RESOLVED, that a copy of the Resolution shall be forwarded by the Scott County Administrator to the Cedar Lake Improvement District, as well as any other County Departments deemed appropriate by the County Administrator.

YES	NO
Koniarski <u>X</u>	Koniarski _____
Bohnsack <u>X</u>	Bohnsack _____
Mertz <u>Absent</u>	Mertz _____
Stromwall <u>X</u>	Stromwall _____
Mackie <u>X</u>	Mackie _____

State of Minnesota } ss.  
County of Scott

I, Joseph F. Ries, Duty appointed, qualified and acting County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 4th day of December 1990, now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Shakopee, Minnesota, this 21st day of December, 1990

  
County Administrator

01010-2004

\_\_\_\_\_  
Administrator's Designee