Managers Present: Dan DeBoer, Al Bakken, Bruce Haugsdal, Joe Pacovsky, Mike Hanson and Mick Delger

Managers Absent: Mike Hanson

Chairman DeBoer called the Special Meeting to order October 27, 2016 at 8:30 a.m., at the Freeborn County Board Room, 411 Broadway S., Albert Lea, Minnesota 56007.

Manager Haugsdal offered the following motion:
   Move to approve the agenda.
Manager Delger seconded the motion.
After discussion, a vote was taken and the motion was unanimously approved.

Andy Henschel, Director of Field Operations, explained the details of the Confined Disposal Facility (CDF) bid award.

Manager Delger offered the following resolution:
   Move to approve Resolution 2016-22 as follows:

   **Resolution 2016-22**

   **FOUNTAIN LAKE RESTORATION PROJECT CONFINED DISPOSAL FACILTY**
   **PROJECT NO. 2013-02**

   **BID AWARD**

   WHEREAS, the Shell Rock River Watershed District Board of Managers ("Board of Managers") pursues the mission of improving water quality within its boundaries;

   WHEREAS, the Shell Rock River Watershed District (the "District") is charged with implementing the Shell Rock River Watershed District Watershed Management Plan (the "Management Plan");

   WHEREAS, project goals and objectives set forth in the Management Plan include:

   - Implement rehabilitation that improves water quality and clarity in Fountain Lake;
   - Employ lake management techniques to restore and improve aquatic vegetation;
   - Consolidation, removal and stabilization of lake bottom sediments;
   - Control of rough fish populations;
   - Enhancement of aesthetic values;
   - To reduce water and wind erosion;
   - Reduce soil loss during storm events; and
   - Reduce sediment delivery to surface waters; and
WHEREAS, in 2005, Albert Lea voters overwhelmingly approved a .5% sales tax to fund local water projects;

WHEREAS, the District has pursued a comprehensive watershed approach to reduce sedimentation and improve water quality including filter strips, rock inlets, nutrient management systems, water and sediment basin installations, rough fish management practices, installation of fish barriers, septic system inspections, stream bank and ditch restoration projects, and the installation of rain gardens.

WHEREAS, the District initiated the Fountain Lake Restoration Project, Resolution 2013-02, (the "Project") on January 8, 2013;

WHEREAS, the District has identified numerous Project goals and objectives from the Management Plan that are accomplished by the Project.

WHEREAS, Minnesota Session Laws 2014, Chapter 295, Section 2, subdivision 3, appropriated $7,500,000 from the general fund for a grant to the SRRWD for sediment removal and cleanup of Fountain Lake, including engineering, design, permitting, and land acquisition for deposit of removed sediment;

WHEREAS, on February 18, 2016, the District contracted with Natural Resources Technology (hereinafter the "Engineers") for the design of the Confined Disposal Facility;

WHEREAS, the Board of Managers was presented with an engineering proposal for the construction of confined disposal facilities (CDF) for the Project dated June 3, 2016 from Natural Resources Technology (the "Project Plan");

WHEREAS, on June 14, 2016, by Resolution 2016-10, the Board of Managers approved the specifications for the Project (the "Project Plan");

WHEREAS, the Project Plan was forwarded to the Board of Water and Soil Resources and the Department of Natural Resources for their review and comment by letters dated July 5, 2016;

WHEREAS, the Board of Managers received and reviewed comments from the Board of Water and Soil Resources and the Department of Natural Resources regarding the Project Plan;

WHEREAS, a public hearing was held on July 12, 2016 to review the Project Plan;

WHEREAS, on July 12, 2016 by Resolution 2016-13, the Board of Managers established Project No. 2013-02 ( the"CDF Project");

WHEREAS, following bid advertising for the construction of Cell #1 CDF Project, the bid opening was held on August 30, 2016;

WHEREAS, four bids were submitted ranging between the amounts of $1,482,340 and $2,799,866 for the completion of the CDF Project pursuant to the bid specifications;
WHEREAS, following the bid opening for the CDF Project, the Engineer presented a bid tabulation of the responsible bidders and letter recommendation dated October 21, 2016 (the "Bid Tabulation");

WHEREAS, the Bid Tabulation identified Frattalone Companies, Inc. as the lowest responsible bidder in the best interests of the District for the CDF Project;

WHEREAS, the Board of Managers having reviewed the Engineers’ recommendation has determined that approval of the bid award will further the objectives of the Management Plan;

THEREFORE, the Board of Managers hereby finds that the Project has the potential to promote the public interest and welfare, is practicable, and conforms to the watershed management plan as set forth above.

NOW THEREFORE, be it hereby Resolved by the Shell Rock River Watershed District:

Section 1: The Contract is awarded to Frattalone Companies, Inc. as the lowest responsible bidder in the best interests of the District pursuant to the terms of the Contract attached to this Resolution; and

Section 2: The staff, the Chairman of the Board of Managers, and the Secretary is authorized to sign all contracts and documents necessary to proceed with the Project.

Approved by the Board of Managers of the Shell Rock River Watershed District on the 27th day of October, 2016.

Manager Haugsdal seconded the resolution.

After discussion, a roll call vote was taken.

Manager Delger-Yes
Manager Pacovsky-Yes
Manager Haugsdal-Yes
Manager Bakken-Yes
Manager Pestorious-Yes
Manager DeBoer-Yes

The resolution was unanimously approved.

Andy Henschel explained the Joint Powers Agreement between the Minnesota Department of Natural Resources (MN DNR) and the SRRWD. This agreement allows the SRRWD to access the MN DNR property to construct the new dam on Pickerel Lake.

Manager Pacovsky offered the following motion:

Move to approve joint powers agreement with the MN DNR.

Manager Bakken seconded the motion.
After discussion, a vote was taken and the motion was unanimously approved.

Manager’s Items: Andy Henschel briefly discussed the positive comments received from the Board of Water and Soil Resources (BWSR) regarding the Fountain Lake Restoration Project. He also reminded the board that the next regular scheduled board meeting is on November 9, 2016 due to the election.

Manager Pacovsky offered the following motion:
   Move to adjourn the meeting.
Manager Haugsdal seconded the motion.
After discussion, a vote was taken and the motion was unanimously approved.