

WRIGHT COUNTY, MINNESOTA

Date October 23, 1984 Resolution No. 84-51
Motion by Commissioner Nelson Seconded by Commissioner Engstrom

See Attached - Creating a Pulaski Lake Improvement District.

YES		NO
McAlpine	<u>X</u>	McAlpine _____
Bogenrief	<u>X</u>	Bogenrief _____
Engstrom	<u>X</u>	Engstrom _____
Nelson	<u>X</u>	Nelson _____
Schillewaert	<u>X</u>	Schillewaert _____

STATE OF MINNESOTA)

ss.

County of Wright)

I, Richard W. Norman, duly appointed, qualified, and acting Clerk to the County Board for the County of Wright, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution or motion with the original minutes of the proceedings of the Board of County Commissioners, Wright County, Minnesota, at their session held on the 23 day of October, 1984, now on file in my office, and have found the same to be true and correct copy thereof.

Witness my hand and official seal at Buffalo, Minnesota, this 23 day of October, 1984.

Richard W. Norman
Clerk to the County Board

RESOLUTION NO. 84-51

WHEREAS, the Wright County Board of Commissioners has received a petition for the creation of a lake improvement district pursuant to Minnesota State Statutes 378.43, and

WHEREAS, said petition was found to meet the requirements of M.S.S. 378.43 and the signatures have been verified by the County Auditor, and

WHEREAS, the County Board has held a public hearing, on October 4, 1984, in accord with M.S.S. 378.43 (subd. 2) and 6. M.C.A.R. 1.4054B, and

WHEREAS, the advisory report from the Commissioner of the Department of Natural Resources, dated October 1, 1984, was read into the record at the public hearing, and the advisory report notes that "the petitioners have failed to provide justification for the exclusion of any lands in the direct watershed of Pulaski Lake from the lake improvement district" but also approves the proposed Pulaski Lake Improvement District noting that the approval "extends only to a district which has the limited function of planning for a project to relieve flooding around the lake", and

WHEREAS, the City of Buffalo has adopted zoning ordinances, shoreland management regulations and the Lake Pulaski Area Development Study which guide the use of land within the watershed of Lake Pulaski in the City of Buffalo and addresses concerns relative to potential effects of development on the Lake, and

WHEREAS, Wright County has adopted similar ordinances and policies which apply outside of the corporate limits of the City of Buffalo and within the watershed of Lake Pulaski, and

WHEREAS, the Township of Buffalo, City of Buffalo, Wright County and the Minnesota Department of Natural Resources have entered into a mutual agreement entitled "A Management Plan for the Developed Lake Bed Area of Lake Pulaski" which addressed development activities on or near the bed of Lake Pulaski, and

WHEREAS, the problems which exist in the Lake Pulaski area, as described within the petition are ongoing and of an increasingly urgent nature, the creation of an Lake Improvement District is necessary, that the public welfare will be promoted, and that the property included in the District will be benefited by the establishment thereof.

NOW, THEREFORE BE IT RESOLVED by the Wright County Board of Commissioners that the requested lake improvement district is hereby approved and shall be known as the Lake Pulaski Improvement District.

BE IT FURTHER RESOLVED, that the Lake Improvement District Board of Directors be comprised of five (5) members to be appointed by separate resolution in accord with M.S.S. 378.51.

BE IT FURTHER RESOLVED, that the Board of Directors shall have, exercise and perform, within the district, those powers and duties of the County Board under M.S.S. 378.31, except the power to acquire property by eminent domain.

BE IT FURTHER RESOLVED, that the boundary of the District shall be as submitted and described within the petition.

BE IT FURTHER RESOLVED, that the District shall be financed solely as follows: (A) through federal or state grant monies; (B) through private foundations, gifts, or donations; and (C) through funds raised within the district as specified in M.S.S. 378.52.

BE IT FURTHER RESOLVED, that, in order to provide funding for the District until its first annual meeting, there is hereby budgeted an amount of five thousand dollars (\$5000.00) to be expended on research or administrative costs of the district.

BE IT FINALLY RESOLVED, that the Wright County Executive Secretary is directed to cause this resolution to be published in the official newspaper, and filed with the Secretary of State, the Pollution Control Agency and the Commissioner of Natural Resources. The Pulaski Lake Improvement District shall be deemed established thirty (30) days after such publication.

CERTIFICATE OF APPROVAL OF SPECIAL LAW
BY GOVERNING BODY

(Pursuant to Minnesota Statutes, 645.02 and 645.021)

*See over
letter of
11/9/84 & a
follow-up
no form
returned
This copy
forwarded
12/3/84*

STATE OF MINNESOTA

County of WRIGHT

TO THE SECRETARY OF STATE OF MINNESOTA:

PLEASE TAKE NOTICE, That the undersigned chief clerical officer of the

County of Wright
(name of governmental unit)

DOES HEREBY CERTIFY, that in compliance with the provisions of Laws, 19 84, Chapter 51 requiring approval by a * majority vote of the governing body of said local governmental unit before it becomes effective, the Wright County Board of Commissioners
(designate governing body)

at a meeting duly held on the 23rd day of October, 19 84, by resolution 84-51
(If other than resolution, specify) did approve said Laws, 19 84, Chapter 51

by a 5-0 majority vote of all of the members thereof

(Ayes 5; Noes 0; Absent or not voting 0) and the following additional steps, if any, required by statute or charter were taken:

A copy of the resolution is hereto annexed and made a part of this certificate by reference.

SEAL

Signed: Richard W. Norman
Executive Secretary
(Official designation of officer)

(This form prescribed by the Attorney General and furnished by the Secretary of State as required in Minnesota Statutes 645.021)

*If extraordinary majority is required by the special law insert fraction or percentage here.

BOARD OF COUNTY COMMISSIONERS
WRIGHT COUNTY, MINNESOTA

Attachment I

Date December 11, 1984 Resolution No. 84-57

Motion by Commissioner Nelson Seconded by Commissioner Bogenrief

APPOINTING BOARD OF DIRECTORS - PULASKI LAKE IMPROVEMENT DISTRICT

(see attached)

YES

NO

McAlpine	<u>X</u>
Bogenrief	<u>X</u>
Engstrom	<u>X</u>
Nelson	<u>X</u>
Schillewaert	<u>X</u>

McAlpine	_____
Bogenrief	_____
Engstrom	_____
Nelson	_____
Schillewaert	_____

STATE OF MINNESOTA)

ss.

County of Wright)

I, Richard W. Norman, duly appointed, qualified, and acting Clerk to the County Board for the County of Wright, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution or motion with the original minutes of the proceedings of the Board of County Commissioners, Wright County, Minnesota, at their session held on the 11 day of December, 1984, now on file in my office, and have found the same to be true and correct copy thereof.

Witness my hand and official seal at Buffalo, Minnesota, this 11 day of December, 1984.

Richard W. Norman
Clerk to the County Board

PROPOSED RESOLUTION

APPOINTING BOARD OF DIRECTORS

PULASKI LAKE IMPROVEMENT DISTRICT

WHEREAS, The Wright County Board of Commissioners has approved, by resolution, the establishment of the Lake Pulaski Improvement District pursuant to M.S.S. 378.41 et. seq., and

WHEREAS, the Wright County Board of Commissioners is authorized to appoint the initial Board of Directors of the District, and

WHEREAS, the County Board in establishing the initial Board of Directors of said Lake Improvement District is required to provide for the requirements as to the number, qualifications, terms of office, removal and filling of vacancies for said Board of Directors, and

WHEREAS, the County Board has received the names of ten (10) nominees as submitted by petitioners for the Lake Improvement District;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners in and for the County of Wright, that the number, qualifications, terms of office, filling of vacancies and removal for the Board of Directors of the Lake Pulaski Improvement District are hereby established as follows:

1. The Lake Pulaski Improvement District Board of Directors shall be composed of five (5) members.
2. At all times at least two of the members of the Board of Directors must reside within the District and all members of the Board of Directors shall own property within the District.
3. The term of office for the Board members shall be three (3) years. However, in order to have members serve staggered terms of office, the terms shall be initially as described below.
4. Removal of any member for non-performance of duty or misconduct in office shall be at the discretion of the County Board.
5. Whenever there is a vacancy in the office of Director due to resignation, removal or death, the County Board shall fill the position by appointment.
6. As the initial terms of office expire, Directors shall be elected at the District annual meeting as provided in M.S.S. 378.57.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the following are hereby appointed to serve as the initial Board of Directors for the Lake Pulaski Improvement District:

1. Douglas J. Wagner to serve until the district annual meeting in 1987 to be designated as Directorship Seat #1.
2. Jay McKinstry to serve until the district annual meeting in 1986 to be designated as Directorship Seat #2.
3. Michael McGlennen to serve until the district annual meeting in 1985 to be designated as Directorship Seat #3.
4. David Randel to serve until the district annual meeting in 1986 to be designated as Directorship Seat #4.
5. Gerald How to serve until the district annual meeting in 1987 to be designated as Directorship Seat #5.

THEREAFTER, as the above terms expire, said Directors shall be elected as provided herein.