Resolution 2014-269

Resolution Approving a Maintenance Agreement with Minnehaha Creek Watershed District Regarding Minnehaha Creek Within the Minnehaha Parkway Regional Trail Corridor

Whereas, The Minneapolis Park and Recreation Board (MPRB) was created by the Minnesota Legislature in April 1883 and has the authority to manage and operate park facilities;

Whereas, The MPRB owns and operates Minnehaha Creek, within the Minnehaha Parkway Regional Trail corridor;

Whereas, The Metropolitan Council is rebuilding a sanitary sewer line that crosses Minnehaha Creek and agrees to maintain the structures supporting the sewer line;

Whereas, The Minnehaha Creek Watershed District oversees all waterbody crossings within the watershed boundaries and requires certain practices be used in the maintenance of drainage culverts in the area of the stream;

Whereas, The MPRB is willing to maintain the creek crossings, in partnership with the Metropolitan Council, in the required manner; and

Whereas, This resolution is supported by the MPRB 2007-2020 Comprehensive Plan, which envisions “Dynamic parks that shape city character and meet diverse community needs;”

RESOLVED, That the Board of Commissioners approve a maintenance agreement with the Minnehaha Creek Watershed District regarding Minnehaha Creek, within the Minnehaha Parkway Regional Trail corridor; and

RESOLVED, That the President of the Board and Secretary to the Board are authorized to take all necessary administrative actions to implement this resolution.

TO: Administration & Finance Committee

FROM: Bruce Chamberlain, Assistant Superintendent for Planning

DATE: August 20, 2014

SUBJECT: Resolution Approving a Maintenance Agreement with Minnehaha Creek Watershed District Regarding Minnehaha Creek Within the Minnehaha Parkway Regional Trail Corridor

---

BACKGROUND

Metropolitan Council Environmental Services (Met Council) is working on a project to reline sanitary sewer pipes that run through the Minneapolis Chain of Lakes Regional Park and through parts of Minnehaha Creek within the Minnehaha Parkway Regional Trail corridor. The pipeline being replaced has been in service since the 1930s. A portion of the pipe crosses Minnehaha Creek between Lake Harriet and Humboldt Avenue along Minnehaha Parkway. The sewer work requires the Minneapolis Park and Recreation Board (MPRB), as the landowner, to enter into an erosion control and water body crossing and structures maintenance agreement (*see Attachment A*) with the Minnehaha Creek Watershed District (MCWD). If approved, this action approves the maintenance agreement with the Minnehaha Creek Watershed District.

The agreement with the MCWD commits the property owner (MPRB) to maintain the water body crossings and structures as a way to ensure the hydraulic capacity of Minnehaha Creek in accordance with approved plans. Layered onto the MPRB's commitment to the MCWD, the Met Council has provided a letter of assurance that it will maintain the sewer structures it constructs (see *Attachment B*).

The proposed water body agreement has been reviewed and approved by legal counsel.

PREVIOUS BOARD ACTIONS

March 13, 2014 - 2014-139 - Resolution Granting Temporary and Permanent Easements to the Metropolitan Council at Lake Harriet Park, Lake Harriet Parkway, Minnehaha Creek Park and Minnehaha Creek Parkway for Sanitary Sewer Purposes (MCES Project #807628, Int. 1-MN-344)

RECOMMENDATION

Staff recommends approval of a maintenance agreement with Minnehaha Creek Watershed District regarding Minnehaha Creek within the Minnehaha Parkway Regional Trail corridor.

This action is supported by the following vision and goal statements in the MPRB 2007-2020 Comprehensive Plan.

Vision Theme 3: Dynamic parks that shape city character and meet diverse community needs.

Goal: Focused land management supports current and future generations.

Goal: Financially independent and sustainable parks prosper.

HISTORY:

08/06/14	**Administration & Finance Committee**	**ADOPTED**

ATTACHMENTS:

- Attachment A - Maintenance Agmt Minnehaha (PDF)
- Attachment B - Met Council Letter (PDF)

Prepared By: Renay Leone, Real Estate Coordinator, Strategic Planning
Review:
Jennifer Ringold Completed 07/21/2014 4:32 PM
Bruce Chamberlain Completed 07/21/2014 9:35 PM
Jayne Miller Completed 07/21/2014 9:59 PM
Minneapolis Park and Recreation Board Pending
Administration & Finance Committee Completed 08/15/2014 11:05 AM