



# LOWER MINNESOTA RIVER WATERSHED DISTRICT

## Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting

Wednesday, January 19, 2022

### Agenda Item

#### Item 4. G. – Designation of Official Depositories

#### Prepared By

Linda Loomis, Administrator

#### Summary

According to MN Statute § 118A.02, the governing body of each government entity shall designate, as a depository of its funds, one or more financial institutions. Carver County has provided financial services to the LMRWD since 2013 and LMRWD funds were co-mingled and managed with the County's. As the LMRWD transitions to a new financial services provider, it will need to set up its own bank accounts.

LMRWD staff is currently working with the new financial service provider Clifton Larson Allen (CLA) to find new banking services. To be considered financial institutions must be familiar with and able to meet the requirements of MN Statutes. In addition, the considered financial institution(s) (including the 4M Fund established by the League of Minnesota Cities) must be able to collateralize deposits above insured amounts as established by the FDIC. The total amount of collateral shall be at least 10% (or other amount required by MN Statute) more than the amount on deposit that is in excess of the federal deposit insurance. The LMRWD may alternately choose to use other forms of collateral as allowed under Statute (such as US government Treasury bills, Treasury notes or Treasury Bonds).

Financial Institutions must be able to provide the following additional services to be considered:

- Availability of funds must not be less favorable than the requirement of the office of the Comptroller of the Currency, other regulatory bodies, or other relevant laws.
- Wire transfer services
- Automated Clearing House (ACH) capabilities

To be able to move the funds expeditiously once a new depository is found, the Board may, in accordance with Statute 118A.02, "...authorize the treasurer to: (1) designate depositories of the funds; (2) make investments of funds under sections 118.01 to 118.06 or other applicable law; or both designate and make investments as provided in the subdivision." The Board should designate the Treasurer to work authorize the Treasurer to execute all related documents necessary to establish and maintain the necessary accounts with review and assistance of legal counsel.

#### Attachments

Resolution 22-03 Designation of Depositories of the Lower Minnesota River Watershed District

#### Recommended Action

Motion to adopt Resolution 22-03 Designation of Depositories of the Lower Minnesota River Watershed District

RESOLUTION 22-03

**RESOLUTION OF THE LOWER MINNESOTA RIVER WATERSHED DISTRICT BOARD OF MANAGERS**

**DESIGNATION DEPOSITORIES OF THE LOWER MINNESOTA RIVER WATERSHED DISTRICT**

Manager \_\_\_\_\_ offered the following Resolution and moved its adoption:

WHEREAS, pursuant to Minnesota Statute Chapter 469.052, all governmental entities are required to designate depositories and a governmental entity's deposits and investments must comply with Minnesota Statutes Chapter 118A.

WHEREAS, the Lower Minnesota River Watershed District (LMRWD) is seeking one or more financial institutions to designate as the official depository for LMRWD funds; and

WHEREAS, these statutes allow the Board of Managers to authorize the Treasurer or Chief Financial Officer to annually designate a bank as the official depository for the LMRWD's funds and manage collateral pledged to such funds.

NOW THEREFORE, BE IT RESOLVED, that any funds deposited on behalf of the LMRWD at a financial institution that meets the requirements of Minnesota Statutes Chapter 118A are to be insured by the appropriate United States Governmental entity (FDIC or NCUA) or collateralized in accordance with the appropriate state statute; and

BE IT FURTHER RESOLVED, that the Treasurer or his/her designee, may designate one or more financial institutions as a depository of the LMRWD's funds and make investments of funds under Sections 118A.01 to 118A.06 or other applicable laws; and

BE IT FURTHER RESOLVED, that the President or his/her designee, is hereby authorized and directed to execute all related documents necessary to establish and maintain the accounts; and

BE IT FINALLY RESOLVED, that the authority granted by this Resolution shall be effective as of January 19, 2022 and remain in effect until rescinded.

The LMRWD Administrator is authorized and directed to furnish each depository with certified copies of this resolution along with such signature documentation as is required by the depository and the authorizations set forth in all above.

The question on the adoption of the Resolution was seconded by Manager \_\_\_\_\_ and upon a vote being taken there were \_\_\_ yeas and \_\_\_ nays as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
AMUNDSON	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HARTMANN	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MRAZ	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RABY	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SALVATO	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Upon vote, the President declared the Resolution adopted.

ATTEST:

\_\_\_\_\_  
Jesse Hartmann, President

\_\_\_\_\_  
Lauren Salvato, Secretary

I, Lauren Salvato, Secretary of the Lower Minnesota River Watershed District, do hereby certify that I have compared the above Resolution with the original thereof as the same appears of record and on file with the LMRWD and find the same to be a true and correct transcript thereof.

IN TESTIMONY WHEREOF, I hereunto set my hand this 19 day of January 2022.

\_\_\_\_\_  
Lauren Salvato, Secretary