

47 **CONSENT AGENDA**

48

49 *It was moved by Manager Maxwell, seconded by Manager Sando, to approve the*
50 *Consent Agenda consisting of approval of the April 9, 2026 Board meeting minutes,*
51 *approval of the General Check Register, including check numbers 42749 through*
52 *42752 in the amount of \$28,844.71, electronic funds withdrawals of \$199,494.74,*
53 *managers per diems and reimbursements of \$3,117.73, employee reimbursements of*
54 *\$19.98, and payroll electronic funds withdrawals and disbursements of \$192,588.45,*
55 *for a total of \$424,065.61; the Surety Check Register with payment of \$30.00 in fees to*
56 *Old National Bank; wire transfers of \$41,726.78 to Old National for loan principal and*
57 *\$10,734.80 for loan interest for a total of \$52,461.58; and the following resolution:*

58

59 *Resolution 26-043: Authorizing Conservation Easement Amendment, 555/535*
60 *Bushaway Road, Wayzata*

61

62 *NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek*
63 *Watershed District Board of Managers hereby authorizes the District*
64 *Administrator, with non-material changes and on advice of counsel, to execute*
65 *the proposed amendment to the conservation easement encumbering the*
66 *property at 555 and 535 Bushaway Road.*

67

68 *Upon roll vote, the motion carried, 6-0 as follows:*

69

70 *Hejmadi: Aye*
71 *Olson: Aye*
72 *Bonner: Aye*
73 *Maxwell: Aye*
74 *Sando: Aye*
75 *White: Aye*

76

77

78 **BOARD, COMMITTEE AND TASK FORCE REPORTS**

79

80 President's Report: President White reported that she had attended a mediation session with JTS
81 Construction on April 20, joined Manager Olson and Mr. Wisker for a presentation to the Carver
82 County Board of Commissioners on April 21, attended the Three Rivers Park District State of the
83 Parks meeting with Managers Olson and Sando, and attended a reception honoring former
84 Manager Miller earlier in the day.

85

86 Policy and Planning Committee Report: Manager Maxwell reported that the committee met
87 earlier in the evening and received a briefing on the evaluation framework for the 2027 Plan.

88

89 Three Rivers Park District State of the Parks: Manager Sando noted that this was an impressive
90 gathering celebrating the Mississippi River and a focus on partnerships, families and youth
91 education.

92
93 President White noted the schedule of upcoming meetings presented in the agenda.

94
95 **PUBLIC HEARINGS AND PRESENTATIONS**

96
97 None.

98
99 **PERMITS REQUIRING A VARIANCE OR DISCUSSION**

100
101 None.

102
103 **ACTION ITEMS**

104
105 2025 Financial Audit and Fund Transfers
106 Resolution 26-044: Review and Accept 2025 Financial Audit
107 Resolution 26-045: Review and Approve 2025 Fund Transfers and Closures

108
109 Mr. Andy Hering of Redpath & Company appeared before the Board of Managers to review the
110 2025 financial audit. He noted that the audit produced a clean, unmodified opinion that the 2025
111 financial statements present fairly, in all material respects, the respective financial position of the
112 governmental activities and each major fund of Minnehaha Creek Watershed District. Mr.
113 Hering summarized the various elements of the financial audit and two recommendations, that
114 the District implement user restrictions in its use of SmartSheets for invoice management; and
115 that the District review its interest earnings on investment of a portion of its reserves while
116 maintaining adequate liquidity and safety.

117
118 ***It was moved by Manager Olson, seconded by Manager Bonner, to adopt Resolution 26-044:***
119 ***Review and Accept 2025 Financial Audit as follows:***

120
121 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek Watershed***
122 ***District Board of Managers hereby accepts the 2025 Annual Financial Report, and***
123 ***directs the District Administrator to transmit it to the Minnesota State Auditor, the***
124 ***Minnesota Board of Water and Soil Resources, and Hennepin and Carver County.***

125
126 In response to a question from Manager Olson, Mr. Hering noted that the 4M fund, which
127 provides for investment of local government funds, has recently been earning about 1.25
128 – 1.5% more than the District’s current depository accounts.

129
130 ***Upon roll vote, the motion carried, 6-0 as follows:***

131

132 **Hejmadi:** *Aye*
133 **Olson:** *Aye*
134 **Bonner:** *Aye*
135 **Maxwell:** *Aye*
136 **Sando:** *Aye*
137 **White:** *Aye*

138

139 Resolution 26-045: Review and Approve 2025 Fund Transfers and Closures

140

141 Mr. Wisker reviewed the proposed fund transfers and closures recommended as a result
142 of the 2025 audit.

143

144 ***It was moved by Manager Maxwell, seconded by Manager Bonner, to adopt Resolution***
145 ***26-045: Review and Approve 2025 Fund Transfers and Closures as follows:***

146

147 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek***
148 ***Watershed District Board of Managers hereby accepts the proposed transfers***
149 ***and fund closures within the Management Planning Fund.***

150

151 ***Upon roll vote, the motion carried, 6-0 as follows:***

152

153 **Hejmadi:** *Aye*
154 **Olson:** *Aye*
155 **Bonner:** *Aye*
156 **Maxwell:** *Aye*
157 **Sando:** *Aye*
158 **White:** *Aye*

159

160 Resolution 26-046: Authorization to Execute a Contract for Minneapolis Partnership Website

161

162 Ms. Samantha Hoppe appeared before the Board of Managers to review the request for board
163 action. She reviewed the background on the formation of the Thriving Waters Partnership with
164 the City of Minneapolis and the Minneapolis Park & Recreation Board, including the cooperative
165 agreement and the collaborative development of a communications plan. Ms. Hoppe noted the
166 request for a stand-alone website for the Partnership and the designation of MCWD to take the
167 lead in such an effort. She stated that the MCWD informally sought quotes for this work and
168 recommended that Fjorge be selected for this work based on cost-effectiveness and efficiencies.

169

170 ***It was moved by Manager Bonner, seconded by Manager Olson, to adopt Resolution 26-046:***
171 ***Authorization to Execute a Contract for Minneapolis Thriving Waters Partnership Website as***
172 ***follows:***

173

174

175 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek Watershed***
176 ***District Board of Managers hereby authorizes the District Administrator to execute a***
177 ***contract with Fjorge, on behalf of the Minneapolis Thriving Waters Partnership, for***
178 ***the development of a Partnership website, in an amount not to exceed \$23,490.***
179

180 In response to a request from Manager Olson, Ms. Hoppe explained the thinking and process to
181 develop the partnership logo. In response to a question from Manager Maxwell, Ms. Hoppe
182 noted that each partner could take the lead on project outreach, depending on responsibilities for
183 the given project. In response to a question from Manager Bonner, Ms. Hoppe explained that
184 this action involves a \$250 increase in monthly managed service plan costs for the new website.
185

186 ***There being no further discussion, upon roll vote, the motion carried, 6-0 as follows:***
187

188 ***Hejmadi: Aye***
189 ***Olson: Aye***
190 ***Bonner: Aye***
191 ***Maxwell: Aye***
192 ***Sando: Aye***
193 ***White: Aye***
194

195 Resolution 26-047: Authorization to Contract with Sunram Construction for Gray's Bay Dam
196 Maintenance
197

198 Mr. James McDermond-Spies appeared before the Board of Managers to review the request for
199 board action. He reviewed the current condition of the Gray's Bay control structure and the need
200 for periodic replacement of the gate seals. He noted that the seals were last replaced in 2017 and,
201 through routine operations, have experienced wear from contact with concrete surfaces, exposure
202 to constant flow conditions, and age. Mr. McDermond-Spies noted that the MCWD solicited
203 quotes to replace these seals in 2025 but only received one quote and elected to defer action.
204 Another solicitation this year with more extensive outreach still produced only one quote, again
205 from Sunram, who agreed to honor their previous quote from 2025.
206

207 ***It was moved by Manager Maxwell, seconded by Manager Bonner, to adopt Resolution 26-***
208 ***047: Authorization to Contract with Sunram Construction for Gray's Bay Dam Maintenance***
209 ***as follows:***
210

211 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek Watershed***
212 ***District Board of Managers authorizes the District Administrator, on advice of counsel,***
213 ***to execute a contract with Sunram Construction, Inc, in an amount not to exceed***
214 ***\$29,850, and authorizes the District Administrator, in his judgement, to execute work***
215 ***changes up to an additional 10 percent of the contract price, in aggregate.***
216

217 Manager Olson asked whether there were any signs of damage to the concrete elements of the
218 structure, and Mr. McDermond-Spies stated that none has been observed, only black rubber
219 residue from the seals. Manager Sando asked whether there are any plans to replace the control
220 structure, and Mr. McDermond-Spies said there is not, as the steel and concrete structure is still
221 in good condition. Manager Maxwell asked how long the work would take, and Mr.
222 McDermond-Spies said about a week. Manager Maxwell asked if the work would be warrantied,
223 and Mr. Smith noted that beyond standard insurance requirements, he could review the contract
224 documents further and report back on warranty for the work and the seal product. Mr. Wisker
225 noted the photos showing some leakage through the control structure gates, which are a good
226 indication that replacement of the seals is in order, but the leakage is not significant in terms of
227 lake level management.

228
229 *There being no further discussion, upon roll vote, the motion carried, 6-0 as follows:*
230

231 *Hejmadi: Aye*
232 *Olson: Aye*
233 *Bonner: Aye*
234 *Maxwell: Aye*
235 *Sando: Aye*
236 *White: Aye*

237
238
239 **BOARD INQUIRIES, ISSUES, AND IDEAS**

240
241 Manager Bonner reported on reaching out to the Nature Conservancy and managers
242 supported Mr. Wisker facilitating a networking meeting to compare interests and work.

243
244 **BOARD DISCUSSION ITEMS**

245
246 None.

247
248 **STAFF UPDATES**

249
250 Administrator's Report

251
252 Mr. Wisker reported on the following items:

- 253
254 1. Lake Minnetonka level is 929.05 and Minnehaha Creek is flowing at Hiawatha at 13
255 cubic feet per second;
256 2. As noted by Manager Olson, the presentation to the Carver County Board of
257 Commissioners was well received and the commissioners were supportive of the
258 MCWD's plans to move downstream to address issues at Turbid Lundsten;

- 259 3. Mr. Wisker and Rachel Baker recently had a productive meeting with the City of Long
260 Lake administrator and public works director. The discussion identified the City's
261 upcoming capital improvements and potential opportunities for collaboration;
262 4. President White and Mr. Wisker will be meeting on April 24 with Minneapolis Council
263 Member Jamison Whiting to discuss the Thriving Waters Partnership as work advances
264 on the Phase I project and a Policy Steering Committee meeting is planned for this
265 summer;
266 5. The house on the property acquired by MCWD at 6300 Painter Road in Minnetrista will
267 be burned by the Mound Fire Department as part of their training on Saturday, April 25;
268 6. MCWD staff will have a retreat on April 30, with the theme of "mission 2037" growing
269 out of the 2027 planning process;
270 7. A joint meeting of the technical advisory committee and policy advisory committee for
271 the 2027 Plan will be held on April 28.

272
273 **CLOSED SESSION DISCUSSION**

274
275 *Upon recommendation of counsel, it was moved by Manager Olson, seconded by Manager*
276 *Bonner to move into closed session for the purpose of receiving confidential legal advice*
277 *concerning litigation strategy in the case of JTS Construction v. Minnehaha Creek Watershed*
278 *District. Upon roll vote, the motion carried, 6-0 as follows:*

279
280 *Hejmadi: Aye*
281 *Olson: Aye*
282 *Bonner: Aye*
283 *Maxwell: Aye*
284 *Sando: Aye*
285 *White: Aye*

286
287 **Adjournment**

288
289 There being no further business, President White declared the meeting of the Board of Managers
290 adjourned at 8:55 p.m.

291
292 Respectfully submitted,

293
294
295
296 Eugene Maxwell, Secretary