

47 **APPROVAL OF AGENDA**

48

49 *It was moved by Manager Miller, seconded by Manager Sando to approve the Agenda*
50 *as distributed. Upon roll call vote, the motion carried 7-0 as follows:*

51

52 Hejmadi: Aye
53 Loftus: Aye
54 Sando: Aye
55 Miller: Aye
56 Olson: Aye
57 Maxwell: Aye
58 White: Aye

59

60 **CONSENT AGENDA**

61

62 *It was moved by Manager Miller, seconded by Manager Hejmadi, to approve the items*
63 *on the Consent Agenda consisting of approval of the January 13, 2022 Board meeting*
64 *minutes; the General Checking Account consisting of checks 41801 through 41814 in*
65 *the amount of \$138,024.29; electronic funds withdrawals in the amount of \$23,458.84;*
66 *manager per diems and reimbursement direct deposits in the amount of \$0; employee*
67 *reimbursements - direct deposits in the amount of \$0; and payroll direct deposits in the*
68 *amount of \$139,959.69; for Total General Checking expenses of \$301,442.82; the*
69 *surety checking account check 2132 totaling \$4,000.00; and electronic fund transfer of*
70 *\$135,065.00 in debt payment to Richfield 2020A.*

71

72 *Upon roll call vote, the motion carried 7-0 as follows:*

73

74 Hejmadi: Aye
75 Loftus: Aye
76 Sando: Aye
77 Miller: Aye
78 Olson: Aye
79 Maxwell: Aye
80 White: Aye

81

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

83

84 President's Report: President White reported that she continues to participate in briefings
85 to county commissioners; she participated in an onboarding session for the Citizens
86 Advisory Committee; and attended the recent outreach meeting for the 325 Blake Road
87 project, which included good questions and information. Manager Maxwell commented
88 that he attended the outreach meeting also and agreed that it was a positive meeting.

89

90 Policy and Planning Committee: Manager Miller reported that the committee received a
91 presentation from Ms. Anna Brown on the capital improvement planning for the Six Mile
92 Creek – Halsted Bay subwatershed. He noted that Ms. Brown provided a new
93 presentation format to identify the processes and project opportunities that the committee
94 found helpful.

95
96 Citizens Advisory Committee: Manager Maxwell reported that he attended the most
97 recent CAC meeting, which involved orientation for the new members.

98
99 Metropolitan Chapter of the Minnesota Association of Watershed Districts Meeting:
100 Manager Olson reported that he attended the most recent Metro MAWD meeting along
101 with Manager Sando. Among a variety of state agency updates, the Minnesota
102 Department of Health provided an informative presentation on the public health
103 challenges with rainwater reuse. He noted the Department is concerned with six
104 pathogens in stormwater that can present serious health issues.

105
106 Upcoming Meeting and Event Schedule: President White directed the managers to the
107 meetings listed on the agenda.

108
109 **ACTION ITEMS**

110
111 Resolution 22-005: Authorization to Release the Request for Proposals for Engineering
112 and Design Services for Minnehaha Creek Preserve Boardwalk Reconstruction

113
114 Ms. Tiffany Schaufler appeared before the Board of Managers to review the request for
115 board action. She reviewed the history of this project and noted that the wood materials
116 of the boardwalk structure are experiencing accelerated deterioration rendering the
117 facility unsafe. Therefore, MCWD is seeking a qualified consultant to provide
118 engineering and design services to prepare a design and re-specification of the boardwalk
119 and oversee reconstruction of the boardwalk structure through use of the existing helical
120 piers, which will maintain the current alignment of the boardwalk system.

121
122 *Following discussion, it was moved by Manager Sando, seconded by Manager Olson to*
123 *adopt Resolution 22-005: Authorization to Release the Request for Proposals for*
124 *Engineering and Design Services for Minnehaha Creek Preserve Boardwalk*
125 *Reconstruction as follows:*

126
127 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek***
128 ***Watershed District Board of Managers authorizes the administrator to release***
129 ***the request for proposals for engineering and design services for the***
130 ***Minnehaha Creek Preserve Boardwalk reconstruction, with any further limited***
131 ***changes, in his discretion and on the advice of MCWD legal counsel.***

132

133 In response to a question from Manager Loftus, Ms. Schaufler noted that District staff
134 have communicated with the City of St. Louis Park regarding the boardwalk closure in
135 winter and the upcoming RFP process. In response to a question from Managers
136 Hejmadi and Maxwell, Ms. Schaufler briefly reviewed the timeline for the bidding
137 process.

138

139 ***Upon roll call vote, the motion carried 7-0 as follows:***

140

141 Hejmadi: Aye
142 Loftus: Aye
143 Sando: Aye
144 Miller: Aye
145 Olson: Aye
146 Maxwell: Aye
147 White: Aye

148

149

150 **BOARD DISCUSSION ITEMS**

151

152 **Minnehaha Preserve Boardwalk**

153

154 Mr. Michael Hayman and Ms. Janna Jonely appeared before the Board of Managers and
155 noted that this agenda item is appropriate for closed session. Mr. Smith recommended
156 that the Board of Managers adopt a motion to move into closed session for the purpose of
157 receiving confidential legal advice concerning litigation strategy from Mr. Radio
158 concerning the Minnehaha Preserve Boardwalk litigation. ***It was so moved by Manager***
159 ***Miller, seconded by Manager Hejmadi to move into closed session for this purpose.***

160 ***Upon roll call vote, the motion carried 7-0 as follows:***

161

162 Hejmadi: Aye
163 Loftus: Aye
164 Sando: Aye
165 Miller: Aye
166 Olson: Aye
167 Maxwell: Aye
168 White: Aye

169

170 Whereupon the Board of Managers went into closed session.

171

172 The Board of Managers returned to open session.

173

174 **STAFF UPDATES**

175

176 Administrator's Report

177

178 Mr. Wisker reported on the following items:

179

180 1. As noted by President White, the county commissioner briefings continue, and
181 the commissioners have offered positive feedback on the District's capital
182 improvement program and climate action framework;

183

184 2. Carp removal efforts have achieved the target for Parley Lake;

185

186 3. Closure of the District office was a prudent measure, as a number of staff
187 members tested positive for COVID or had exposures; Mr. Wisker is updated
188 office protocols for return to work; there continues to be a very small number
189 of public visitors to the office, but planning is underway for re-opening the
190 office in the near future; ***Following discussion, it was moved by Manager
191 Miller, seconded by Manager Olson to authorize the President and
192 administrator to determine when it is appropriate to open or close the
193 District office in response to pandemic conditions. Upon roll call vote, the
194 motion carried 7-0 as follows:***

195

196 Hejmadi: Aye

197 Loftus: Aye

198 Sando: Aye

199 Miller: Aye

200 Olson: Aye

201 Maxwell: Aye

202 White: Aye

203

204 4. MCWD was originally slated to host the MAWD summer tour in 2020, but
205 this was postponed due to the pandemic, and postponed again in 2021. Mr.
206 Wisker stated that we would like the managers to provide feedback on
207 approaching the MAWD executive director to discuss whether postponing
208 again this year is prudent. The managers concurred, and Mr. Wisker said he
209 would consult with MAWD accordingly; and

210

211 5. Mr. Wisker noted that Michael Hayman has completed ten years of service to
212 the MCWD and expressed his appreciation for Mr. Hayman's hard work,
213 passion for the MCWD's mission, and drive for excellence. The managers
214 each offered their appreciation for Mr. Hayman's unique contributions and
215 commitment to the District, as did Mr. Meehan and Mr. Smith.

216

217

218

Minutes of the Regular Meeting
Minnehaha Creek Watershed District
Board of Managers
1-27-22

219 **Adjournment**

220

221 There being no further business, President White declared the meeting of the Board of
222 Managers adjourned at 8:30 p.m.

223

224 Respectfully submitted,

225

226

227

228 Eugene Maxwell, Secretary

DRAFT