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**MINUTES OF THE REGULAR MEETING OF  
THE MINNEHAHA CREEK WATERSHED DISTRICT  
BOARD OF MANAGERS**

**January 28, 2021**

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**CALL TO ORDER**

The regular meeting of the Minnehaha Creek Watershed District Board of Managers was called to order by President Sherry White at 7:00 p.m. on January 28, 2021. President White noted that this meeting was convened electronically through WebEx, pursuant to Minnesota Statutes 13D.021, due to the COVID-19 pandemic and her determination that it is not prudent for the Board of Managers, or any committee thereof, to meet in person, and it is not feasible to provide for any member of the Board, or of the public, to meet at the regular meeting location. For this reason, until this determination is withdrawn by the District's presiding officer, chief legal counsel or chief administrative officer, the meetings of the Board and its committees will be convened by telephone or other electronic means as the presiding officer determines appropriate. All such meetings will be noticed and conducted in accordance with §13D.021 and all other applicable terms of the Open Meeting Law. President White noted that, pursuant to §13D.021, all votes will be by roll call.

23 President White called the roll to note attendance:

24  
25 Hejmadi: Present  
26 Loftus: Absent (until 7:09 p.m.)  
27 Rogness: Present  
28 Miller: Present  
29 Olson: Present  
30 Maxwell: Present  
31 White: Present.

32  
33  
34

**DISTRICT STAFF AND CONSULTANTS PRESENT**

35 James Wisker, Administrator; Laura Domyancich-Lee, Planner-Project Manager; Alex Steele,  
36 GIS Technician; Kailey Cermak, Research and Monitoring Coordinator; Chris Meehan,  
37 Consulting Engineer; and Louis Smith, Counsel.

38  
39  
40

**MATTERS FROM THE FLOOR**

41 None.

42  
43  
44

**APPROVAL OF AGENDA**

45 *It was moved by Manager Miller, seconded by Manager Olson to approve the agenda as*  
46 *distributed. Upon vote, roll call vote, the motion carried 6-0-1 as follows:*

47  
48 Hejmadi: Aye  
49 Loftus: Absent  
50 Rogness: Aye  
51 Miller: Aye  
52 Olson: Aye  
53 Maxwell: Aye  
54 White: Aye

55  
56 **CONSENT AGENDA**

57  
58 *It was moved by Manager Miller, seconded by Manager Rogness, to approve the consent*  
59 *agenda, consisting of approval of the January 14, 2021 board meeting minutes; the General*  
60 *Checking Account consisting of checks 41445 through 41459 in the amount of \$36,544.06;*  
61 *electronic funds withdrawals in the amount of \$4,933.64; manager per diems and*  
62 *reimbursement direct deposits in the amount of \$875.00; employee reimbursements - direct*  
63 *deposits in the amount of \$62.39; and payroll direct deposits in the amount of \$70,848.70; for*  
64 *Total General Checking expenses of \$70,848.70; the surety checking account charges of \$0;*  
65 *electronic fund transfer of \$151,827.50 for Richfield Bond 2013B; and the following*  
66 *resolutions:*

67  
68 **Resolution 21-008: Approval of the District's 2021 Depository for Noncash Financial**  
69 **Assurances**

70  
71 *NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek*  
72 *Watershed District Board of Manage: hereby names Smith Partners as the 2021*  
73 *official depository of noncash financial assurances for the District.*

74  
75 **Resolution 21-009: Approval of the 2021 MCWD Pay Equity Report and Authorization**  
76 **to Submit to the State of Minnesota**

77  
78 *NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek*  
79 *Watershed District Board of Managers hereby approves the 2021 MCWD Pay*  
80 *Equity report and directs staff to submit the 2021 MCWD Pay Equity Report to*  
81 *the State of Minnesota Management and Budget before the January 31, 2021*  
82 *deadline.*

83  
84 **Resolution 21-010: Appointment of Manager Hejmadi to the 325 Blake Road**  
85 **Developer Engagement Process Review Committee**

86  
87 *NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek*  
88 *Watershed District Board of Managers hereby designates Manager Hejmadi to*  
89 *serve as the third Board liaison to the Review Committee for the 325 Blake*  
90 *Road developer engagement process.*

91

92 *Upon roll call vote, the motion carried, 6-0-1 as follows:*

93

94 Hejmadi: Aye

95 Loftus: Absent

96 Rogness: Aye

97 Miller: Aye

98 Olson: Aye

99 Maxwell: Aye

100 White: Aye

101

102 **REGULAR AGENDA**

103

104 **Board, Committee and Task Force Reports**

105

106 President's Report: President White reported that the Minnesota Association of  
107 Watershed Districts (MAWD) board of directors has approved that MAWD request  
108 permission to file an amicus (friend of the court) brief with the Minnesota Court of  
109 Appeals in a case concerning the process to appoint watershed district managers. She  
110 noted also that meetings with county commissioners have continued, including a meeting  
111 with Hennepin County Commissioner Chris LaTondresse, who has suggested a walking  
112 tour of the 325 Blake Road site in the future.

113

114 Policy and Planning Committee Report: Manager Miller reported that the Committee  
115 received a staff briefing on the Six Mile Marsh Prairie Trail and Interpretive Design, and  
116 discussed the scope of a strategic historic review in phase one of a strategic planning  
117 process.

118

119 Metro MAWD: Manager Olson reported that the recent Metro MAWD meeting noted  
120 that the annual summer tour, planned for the Minnehaha Creek Watershed would again  
121 be postponed due to COVID-19. There were limited agency updates that included a  
122 report that the Metropolitan Council would resume citizen lake monitoring in the coming  
123 year.

124

125 President White stated that the upcoming schedule of meetings is as noted in the agenda.  
126 Manager Loftus joined at this point in the meeting.

127

128 **Action Items**

129

130 Resolution 21-011: Selection of Vendor and Authorization to Enter into a Contract with  
131 IT Managed Services Provider

132

133 Mr. Alex Steele appeared before the board of managers and reviewed the request for  
134 board action. He reviewed the IT strategy and an overview of the District's needs for a

Minutes of the Regular Meeting  
Minnehaha Creek Watershed District  
Board of Managers  
01-28-21

135 managed services provider. He reviewed the solicitation process and the  
136 recommendation to select Solution Builders, Inc. for a monthly cost of \$3,125 for a 24-  
137 month contract.

138

139 *It was moved by Manager Miller, seconded by Manager Olson to adopt Resolution 21-  
140 011 as follows:*

141

142 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek  
143 Watershed District Board of Managers hereby authorizes the District  
144 Administrator to execute an IT managed services contract with Solution  
145 Builders, Inc. for the period of February 8, 2021 to January 31, 2023.***

146

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

148

149 Hejmadi: Aye  
150 Loftus: Aye  
151 Rogness: Aye  
152 Miller: Aye  
153 Olson: Aye  
154 Maxwell: Aye  
155 White: Aye

156

157 Resolution 21-012: Authorization to release Request for Quotes for Wassermann Lake  
158 and Wassermann West Pond Alum Treatments

159

160 Ms. Laura Domyancich-Lee appeared before the board of managers to review the request  
161 for board action. She noted the Wenck recommendations on alum dosing following  
162 analysis of core samples by the University of Wisconsin-Stout.

163

164 *It was moved by Manager Olson, seconded by Manager Rogness to adopt Resolution  
165 21-012 as follows:*

166

167 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek  
168 Watershed District Board of Managers hereby authorizes the release of a  
169 request for quotes for the Wassermann Lake and Wassermann West Pond Alum  
170 Treatments.***

171

172 Upon a question from Manager Olson, Ms. Domyancich-Lee explained that the second  
173 big lake application of alum would occur in Fall 2022. Upon a question from President  
174 White, Ms. Kailey Cermak explained the process for obtaining and transporting the  
175 sediment cores to the lab at the University of Wisconsin-Stout.

176

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

178

Minutes of the Regular Meeting  
Minnehaha Creek Watershed District  
Board of Managers  
01-28-21

179 Hejmadi: Aye  
180 Loftus: Aye  
181 Rogness: Aye  
182 Miller: Aye  
183 Olson: Aye  
184 Maxwell: Aye  
185 White: Aye

186

187 **Staff Updates**

188

189 **Administrator's Report**

190

191 Mr. Wisker reported on the following items:

192

- 193 1. As noted by President White, productive outreach meetings have been held with  
194 Hennepin County Commissioners Goettel and LaTondresse;
- 195 2. The District staff continue to engage and comment on the allocation policy for  
196 watershed-based Clean Water Legacy funding by the Board of Water and Soil Resources;
- 197 3. January 29 will be the deadline for letters of interest from developers for the 325 Blake  
198 Road site;
- 199 4. New appointments to the Legislative Citizens Commission on Minnesota Resources  
200 include Representative Patty Acomb of District 44B, which is within the Minnehaha  
201 Creek Watershed and includes the cities of Minnetonka and Plymouth; and
- 202 5. Watershed districts are tracking HF 368 introduced by Representative Steve Green to  
203 eliminate the eminent domain powers of watershed districts.

204

205 **Closed Session: Performance Evaluation of Administrator**

206

207 ***It was moved by Manager Miller, seconded by Manager Rogness to move into closed session***  
208 ***for the purpose of conducting the performance evaluation of the administrator. Upon vote,***  
209 ***the motion carried 7-0 as follows:***

210

211 Hejmadi: Aye  
212 Loftus: Aye  
213 Rogness: Aye  
214 Miller: Aye  
215 Olson: Aye  
216 Maxwell: Aye  
217 White: Aye

218

219 The Board of Managers returned to open session.

220

221

222

Minutes of the Regular Meeting  
Minnehaha Creek Watershed District  
Board of Managers  
01-28-21

223 **Adjournment**

224

225 There being no further business, the meeting of the Board of Managers adjourned at 8:44 p.m.

226

227 Respectfully submitted,

228

229

230

231 Kurt Rogness, Secretary

DRAFT