

Minutes of the Regular Meeting
Minnehaha Creek Watershed District
Board of Managers
6-11-20

50 Rogness: Absent
51 Miller: Aye
52 Olson: Aye
53 Maxwell: Aye
54 White: Aye

55

56 **CONSENT AGENDA**

57

58 Manager Rogness joined at this point in the meeting. *It was moved by Manager Miller,*
59 *seconded by Manager Olson, to approve the Consent Agenda consisting of approval of the*
60 *May 28, 2020 Board minutes.*

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

62

63 Hejmadi: Aye
64 Loftus: Aye
65 Rogness: Aye
66 Miller: Aye
67 Olson: Aye
68 Maxwell: Aye
69 White: Aye

70

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

72

73 President's Report: President White noted her appreciation to the Board and staff for
74 working through these difficult times with COVID-19, and the recent tragic killing of
75 George Floyd.

76

77 Operations and Programs Committee Report: Manager Loftus reported that the
78 Committee received a presentation from Mr. Wisker on the 2021 budget; an update on
79 planning discussions with representatives from the City of Hopkins on 325 Blake Road;
80 and the status of updating the District web site, in which the staff is taking on additional
81 duties and the process will extend to September.

82

83 Upcoming Meeting and Event Schedule: President White directed the managers to the
84 meetings listed on the agenda; all of the meetings to be noticed and held via WebEx; she
85 noted that the next regular Board meeting will be held on June 23.

86

87 **ACTION ITEMS**

88

89 Resolution 20-045: Declining Donation or Sale of Property at 2301 Brunswick Ave. S.,
90 St. Louis Park

91

92 Mr. Gabriel Sherman appeared before the Board of Managers to review the request for
93 board action. He noted that as staff gathered further information from the Minnesota

94 Pollution Control Agency, and given past board discussions, it does not appear to be in
95 the best interest of the District to accept a donation or sale at this time.

96

97 *It was moved by Manager Loftus, seconded by Manager Hejmadi, to adopt Resolution 20-045*
98 *as follows:*

99

100 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek***
101 ***Watershed District Board of Managers hereby directs the Administrator to***
102 ***decline the offer of donation or sale of the property located at 2301 Brunswick***
103 ***Ave. S., St. Louis Park.***

104

105 *Upon roll call vote, the motion to adopt the resolution carried, 6-1 as follows:*

106

107 Hejmadi: Aye
108 Loftus: Aye
109 Rogness: Aye
110 Miller: Nay
111 Olson: Aye
112 Maxwell: Aye
113 White: Aye

114

115 Resolution 20-046: Authorization to Implement Human Resource Adjustments

116

117 Mr. James Wisker appeared before the Board of Managers to review the request for board action.
118 He traced the series of staff adjustments in response to the Board's strategic planning and
119 updated organizational structure. He noted the specific request to reclassify positions in
120 Research and Monitoring and make interim compensation adjustments in the Operations and GIS
121 positions.

122

123 *Following discussion, it was moved by Manager Miller, seconded by Manager Olson, to adopt*
124 *Resolution 20-046 as follows:*

125

126 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek Watershed***
127 ***District Board of Managers hereby authorizes and directs the Administrator***
128 ***to utilize the systematic analysis factor evaluation (SAFE) system to make***
129 ***adjustments in classification and compensation to the Research and Monitoring***
130 ***Coordinator and Assistant positions; and to make interim adjustments to 2020***
131 ***compensation for the GIS Technician and Operations Coordinator positions.***

132

133 *Upon roll call vote, the motion to adopt the resolution carried, 7-0 as follows:*

134

135 Hejmadi: Aye
136 Loftus: Aye
137 Rogness: Aye
138 Miller: Aye

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139 Olson: Aye
140 Maxwell: Aye
141 White: Aye

142

143 Resolution 20-047: Authorization to distribute Capital Improvement Plan for annual review and
144 comment

145

146 Mr. Michael Hayman appeared before the Board of Managers and reviewed the request for board
147 action. He noted that the purpose of this process is to provide cities and counties the opportunity
148 to review the plan and provide ongoing input on an annual basis.

149

150 *It was moved by Manager Miller, seconded by Manager Rogness to adopt Resolution 20-047*
151 *as follows:*

152

153 ***NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek***
154 ***Watershed District Board of Managers authorizes staff to distribute the Draft***
155 ***CIP for 30 day review and comment.***

156

157 *Upon roll call vote, the motion to adopt the resolution carried, 7-0 as follows:*

158

159 Hejmadi: Aye
160 Loftus: Aye
161 Rogness: Aye
162 Miller: Aye
163 Olson: Aye
164 Maxwell: Aye
165 White: Aye

166

167 Resolution 20-048: Adoption of the Revised Interim Maintenance Protocol for the Minnehaha
168 Preserve Boardwalk

169

170 Mr. Hayman and Ms. Janna Jonely appeared before the Board of Managers to review the request
171 for board action. Ms. Jonely explained that due to the extent of the deterioration of the boards,
172 and the varied state of deterioration, it is not feasible to mobilize a contractor to replace a
173 defective board within two weeks, and the revised protocol will provide for interim safety
174 measures and batch replacement, balancing safety and economic feasibility considerations.

175

176 *It was moved by Manager Miller, seconded by Manager Rogness to adopt Resolution 20-048*
177 *as follows:*

178

179 ***NOW, THEREFORE, BE IT RESOLVED, that the Minnehaha Creek***
180 ***Watershed District Board of Managers adopts the attached amended interim***
181 ***maintenance protocol providing, in summary, as follows: bi-weekly inspections***
182 ***of decking and railing material, marking of failed boards with fluorescent***
183 ***orange spray paint, utilization of safety cones, plywood, signage and/or other***

184 *safety measures as appropriate to staff judgment of an increased safety risk,*
185 *and replacement of boardwalk decking and handrails when a practical number*
186 *(batch) of boards is deemed efficient for replacement, upon judgment of staff.*
187

188 Upon a question from Manager Maxwell, Ms. Jonely noted that the District is not receiving
189 phone calls about the boardwalk, though staff has discussed the problem with boardwalk users
190 on site.

191

192 *Upon roll call vote, the motion to adopt the resolution carried, 7-0 as follows:*

193

194 Hejmadi: Aye
195 Loftus: Aye
196 Rogness: Aye
197 Miller: Aye
198 Olson: Aye
199 Maxwell: Aye
200 White: Aye

201

202 **Closed Session**

203

204 Mr. Smith noted the need for the Board of Managers to discuss legal remedies for resolving the
205 problem of the defective boardwalk with construction legal counsel, which requires absolute
206 confidentiality.

207

208 *It was moved by Manager Olson, seconded by Manager Miller to move into closed session for*
209 *the purpose of confidential consultation with construction legal counsel about legal remedies*
210 *for resolving the problem of the defective boardwalk. Upon roll call vote, the motion carried,*
211 *7-0 as follows:*

212

213 Hejmadi: Aye
214 Loftus: Aye
215 Rogness: Aye
216 Miller: Aye
217 Olson: Aye
218 Maxwell: Aye
219 White: Aye

220

221 Whereupon the Board went into closed session.

222

223 The Board of Managers returned to open session.

224

225 **STAFF UPDATES**

226

227 Administrator's Report

228

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229 Mr. Wisker reported on the following items:

- 230 1. The next meeting of the Board of Managers will be held on Tuesday, June 23;
231
232 2. Staff has encountered some issues with the planned District campus improvements due to
233 cost and scope concerns of the neighboring property owners regarding some shared
234 improvements. Staff will gather more information and report back to the Board on June
235 23;
236
237 3. Staff is taking time for meeting to process the challenges of recent events with the killing
238 of George Floyd and COVID-19.
239

240 **Adjournment**

241
242 There being no further business, President White declared the meeting of the Board of Managers
243 adjourned at 7:54 p.m.
244

245
246
247 Respectfully submitted,
248

249
250
251 Kurt Rogness, Secretary
252