#### MINUTES OF THE REGULAR MEETING OF 1 THE MINNEHAHA CREEK WATERSHED DISTRICT 2 **BOARD OF MANAGERS** 3 4 5 June 23, 2020 6 7 **CALL TO ORDER** 8 9 The regular meeting of the Minnehaha Creek Watershed District was called to order by President Sherry White at 7:00 p.m. on June 23, 2020. President White noted that this meeting was 10 convened electronically through WebEx, pursuant to Minnesota Statutes 13D.021, due to the 11 COVID-19 pandemic and her determination that it is not prudent for the Board of Managers, or 12 any committee thereof, to meet in person, and it is not feasible to provide for any member of the 13 Board, or of the public, to meet at the regular meeting location. For this reason, until this 14 determination is withdrawn by the District's presiding officer, chief legal counsel or chief 15 administrative officer, the meetings of the Board and its committees will be convened by 16 17 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 18 terms of the Open Meeting Law. President White noted that, pursuant to §13D.021, all votes 19 20 will be by roll call. 21 President White called the roll to note attendance: 22 23 24 Hejmadi: Present Loftus: 25 Present 26 Rogness: Present Miller: 27 Present Olson: Present 28 Maxwell: Present 29 30 White: Present 31 32 DISTRICT STAFF AND CONSULTANTS PRESENT 33 James Wisker, Administrator; Anna Brown, Planner – Project Manager; Chris Meehan, 34 Consulting Engineer; and Louis Smith, District Counsel. 35 36 37 MATTERS FROM THE FLOOR 38 39 None. 40 41 APPROVAL OF AGENDA 42 43 It was moved by Manager Rogness, seconded by Manager Hejmadi to approve the Agenda as distributed. Upon roll call vote, the motion carried 7-0 as follows: 44 45

47 Hejmadi: Aye Loftus: Aye 48 49 Rogness: Aye Miller: 50 Aye 51 Olson: Aye Maxwell: 52 Aye

White:

53 54 55

## **CONSENT AGENDA**

Aye

56

- 157 It was moved by Manager Maxwell, seconded by Manager Rogness to adopt the items on the
- Consent Agenda, consisting of the approval of the June 11, 2020 Board Minutes; the General
- 59 Checking Account consisting of checks 41178 through 41210 in the amount of \$628,155.16;
- 60 electronic funds withdrawals in the amount of \$32,072.76; manager per diems and
- reimbursement direct deposits in the amount of \$250.00; employee reimbursements direct
- deposits in the amount of \$513.48; and payroll direct deposits in the amount of \$144,356.68;
- 63 the surety checking account consisting of checks 41211 through 41213; the wire transfer of
- \$65,450.00 to Wells Fargo; and adoption of the following resolution:
- 65 Resolution No.: 20-049: Authorization to Release the 2019 MS4 Annual Report to the
- 66 Minnesota Pollution Control Agency
- 67 NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek
- Watershed District Board of Managers accepts the 2019 MS4 Annual Report
- and authorizes its release to the MPCA.
- 70 Upon roll call vote, the motion carried, 7-0 as follows:

71

- 72 Hejmadi: Aye
- 73 Loftus: Aye
- 74 Rogness: Aye
- 75 Miller: Aye
- 76 Olson: Aye
- 77 Maxwell: Aye
- 78 White: Aye

79 80

#### BOARD, COMMITTEE AND TASK FORCE REPORTS

81

- 82 <u>President's Report</u>: President White reported that she toured the Wassermann site and
- was impressed with the construction activity underway; she noted that she and Manager
- Maxwell met with the Hopkins City Council liaisons for positive discussions about 325
- 85 Blake Road.

Policy and Planning Committee Report: Manager Miller reported that the Policy and Planning Committee met and received a briefing on the comprehensive master plan developed by the Minneapolis Park and Recreation Board on improvements to the Minnehaha Creek corridor in Minneapolis.

 <u>Citizens Advisory Committee Meeting:</u> Manager Hejmadi reported that he attended the CAC meeting and it made good use of the chat functions of WebEx. The agenda focused on climate adaptation.

<u>Upcoming Meeting and Event Schedule:</u> President White directed the managers to the meetings listed on the agenda; all of the meetings to be noticed and held via WebEx.

# **PUBLIC HEARING: Wassermann Internal Load Management**

President White opened a public hearing pursuant to Minnesota Statute §103B.251 to obtain public input on the Wassermann Lake Internal Load Management Project in the City of Victoria. Ms. Anna Brown appeared before the Board of Managers to present background on the project. She reviewed the lake restoration strategy, the role of carp management and efforts to address the external pollutant loading to the lake. The proposed project to address the internal load of phosphorus is an alum treatment in two phases, in the spring of 2021 and the fall of 2022. The estimated cost of the project is \$355,900.

President White invited comments from the public, and no one appeared to offer comments. Ms. Brown noted that no written comments had been received. President White closed the public hearing.

# 114 ACTION ITEMS

Ms. Brown reviewed three requests for board action concerning the Wassermann project.

It was moved by Manager Maxwell, seconded by Manager Olson, to adopt Resolution 20-050 as follows:

Resolution 20-050: Ordering of the Wassermann Internal Load Management Project

NOW, THEREFORE, BE IT RESOLVED that pursuant to Minnesota Statutes §103B.251 and the Watershed Management Plan, the Minnehaha Creek Watershed District Board of Managers orders the Wassermann Lake Internal Load Management Project.

128 129	Upon roll call vote, the motion carried, 7-0 as follows:	
130	Hejmadi:	Aye
131	Loftus:	Aye
132	Rogness:	Aye
133	Miller:	Aye
134	Olson:	Aye
135	Maxwell:	Aye
136	White:	Aye
137		
138	20-051: Appr	oval of Wassermann Internal Load Project Agreement
139		
140	It was move b	by Manager Miller, seconded by Manager Rogness to adopt Resolution 20-
141	051 as follow	rs:
142		
143	NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek	
144	Watershed District Board of Managers authorizes the District Administrator, on	
145	advice of counsel, to execute a project assurance agreement with Board of	
146	Water and Soil Resources for the Wassermann Lake Internal Load	
147	Management project.	
148	** ** **	
149	Upon roll call vote, the motion carried, 7-0 as follows:	
150	TT : 1:	
151	Hejmadi:	Aye
152	Loftus:	Aye
153	Rogness:	Aye
154	Miller: Olson:	Aye
155 156	Maxwell:	Aye
156 157	White:	Aye Aye
158	winte.	Aye
159	20-052: Auth	orization to Contract with UW-Stout to Analyze Wassermann Lake
160	Sediment for Alum Treatment Engineering Design	
161	Bediment for	Thair Treatment Engineering Design
162	It was moved by Manager Olson, seconded by Manager Rogness to adopt Resolution 20-052 as	
163	follows:	
164	<b>,</b>	
165	NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek	
166	Watershed District Board of Managers authorizes the District Administrator to	
167	execute contract with University of Wisconsin - Stout to analyze sediments from	
168		ermann Lake for an amount not to exceed \$15,000.
	776655	2

*Upon roll call vote, the motion carried, 7-0 as follows:* 169 170 171 Hejmadi: Aye Aye Loftus: 172 173 Rogness: Aye Miller: 174 Aye Olson: Aye 175 176 Maxwell: Aye 177 White: Aye 178 Resolution No. 20-053 Approval of Wassermann Lake Preserve Interpretive Plan and 179 **Authorization to Solicit Quotes** 180 181 Ms. Brown reviewed the request for board action and noted the unique approach to 182 183 interpretive signage at the site. Manager Miller commented that he felt the design of the signs was beautiful. Manager Maxwell asked if the staff had confidence that someone 184 would bid to fabricate the signs, and Ms. Brown noted that three fabricators have been 185 contracted and expressed interest in the project so far. 186 187 It was moved by Manager Miller, seconded by Manager Olson, to adopt Resolution 20-188 189 053 as follows: 190 NOW, THEREFORE, BE IT RESOLVED that the Minnehaha Creek 191 Watershed District Board of Managers approves the Wassermann Lake 192 Preserve interpretive plan and authorizes the District Administrator to solicit 193 bids for construction. 194 195 Upon roll call vote, the motion carried, 7-0 as follows: 196 197 Hejmadi: 198 Aye Loftus: 199 Aye Rogness: Aye 200 Miller: 201 Aye Olson: 202 Aye Maxwell: 203 Aye White: 204 Aye 205 **STAFF UPDATES** 206 207 208 Administrator's Report 209

Mr. Wisker reported on the following items:

- 1. Staff is continued to work with neighboring property owners on the proposed District campus improvement project. Discussions with Campbell Seavey have focused on shared cost issues, and the staff is working on value engineering and construction phasing. The staff will bring design and easement changes to a board meeting in July.
  - 2. Managers have received a request from a permit applicant to visit the project site at 4512 North Avenue in Edina, which concerns a request for a flood plain variance. Noting that managers typically do not undertake permit site visits, Mr. Wisker offered that he and Mr. Meehan could visit the site in response to this request. The managers concurred in this suggestion; Manager Loftus offered that she would be willing to hear any further concerns if the land owner disagrees with the staff report.
  - 3. Mr. Wisker noted that Mr. David Lawless of Hennepin County has reported that the county collected 95% of property taxes by May 15, and so the District's first half of the year property tax revenue should be approximately \$4.5 million.
  - 4. Anna Brown is completing her five year anniversary with the District. Mr. Wisker praised Ms. Brown's achievements, noting that when she arrived, there was no plan for improvements in the Six Mile Creek Halsted Bay subwatershed, Now there is a comprehensive plan, Carver County has committed to finance \$25 million for improvements; the Lennar wetland restoration was a success; successful carp management has been implemented; and now the alum treatment has been ordered. The managers thanked Ms. Brown for her service to the District.

### Adjournment

There being no further business, President White declared the meeting of the Board of Managers adjourned at 8:14 p.m.

Respectfully submitted,

Kurt Rogness, Secretary