

**Carnelian-Marine-St. Croix Watershed District
Regular Meeting January 4, 2010**

Managers Present: Steve Kronmiller, Victoria Dupre, John Lennes and Richard Caldecott.

Managers Absent: Jason Husveth John Bower and Thomas Polasik.

Others Present: Jim Shaver (Administrator), Dan Fabian and Carl Almer (EOR), Ray Marshall (Legal), Amy Carolan (WCD), Debbie Meister (MMC).

Manager Kronmiller called the meeting to order at 6:39 p.m.

1. Approve January Agenda

Manager Caldecott moved to approve the January 4, 2010 agenda as presented. Second by Manager Lennes. Motion carried 4-0.

2. Approve December 7th Minutes

Administrator Shaver suggested several changes to the minutes.

Manager Caldecott moved approval of the December 7, 2009 minutes as amended. Second by Manager Lennes. Motion carried 4-0.

3. Treasurer's Report

Manager Dupre presented the Treasurer's Report. **Manager Dupre moved approval of the January 4, 2010 Treasurer's Report. Second by Manager Lennes. Motion carried 4-0.**

4. Bills to be Paid

Manager Dupre moved the January bills to be paid in the amount of \$38,572.85. Second by Manager Caldecott. Motion carried 4-0.

Administrator Shaver clarified that payment to Great River Greening will come from the Lyle Fund, the payment to AWI was the second and final payment for the flyover, AWI provided a printed report and a CD, the District will be reimbursed \$1,000 for Great River Greening work and triclopyr. The triclopyr reimbursement will be credited to channel maintenance.

5. Public Comments

There were no public comments.

6. Engineer's Report, Permits / Violations

a. M.J. Raleigh

Mr. Fabian reported that EOR is working on comments to Washington County on Raleigh's mining application, but noted that the company has had an incomplete permit application and outstanding fees with the District since 2004. Managers discussed the following: County awareness (or not) about the outstanding District permit, the District's new rules and how that will affect outstanding fees and fees for the new disturbed areas, the County's process for approving mining applications and how that relates to District

permit approval and permit enforcement by the County. The Managers then directed staff to meet with Dennis O'Donnell to discuss the County's permit process and its relationship to the District permit process and follow up with a letter to County Commissioners outlining the reason for meeting with Mr. O'Donnell and enclosing the District's 2004 letter to M.J. Raleigh.

b. No. 09-016 Mattox - Board Action

Manager Caldecott moved to authorize the Administrator to issue a permit for the Mattox building addition based on the Engineer's permit review and recommendation. Second by Manager Lennes. Motion carried 4-0.

c. Leonard Property Update

Manager Kronmiller asked for an update on the Leonard flooding situation. EOR did a quick hydrologic analysis of the property to predict what can be expected for flooding. About 19.2 acres drain to this basin. Using modeling for a 10-day snow melt and assuming 100 percent runoff because of frozen ground, it is predicated the road will be overtopped by a five-year event. A soil profile indicates the first foot is clay and the water table is about five feet down. The basin is a predominately natural situation. It was noted that a collar has been installed around the lift station to protect the 201 System and the garage was built before the District had a permitting program. The Board agreed to investigate what it will take to fix the problem, how much it will cost and options for who will pay. Administrator Shaver will draft a letter to the Leonards asking if they are willing to explore an assessment on their taxes, possibly as much as \$100,000, or to consider purchasing flood insurance.

7. BMP

a. Russell Reimbursement- \$3,656.63 - Board Action

Manager Dupre moved approval of the Russell reimbursement of \$3,656.63 and the Coray reimbursement of \$1,500.00 subject to the Administrator's review and approval. Second by Manager Lennes. Motion carried 4-0. .

b. Coray Reimbursement - \$1,500.00 - Board Action

See item 7a.

8. Public Meeting – Rules Comments

Manager Kronmiller suspended the Regular Meeting, called the Public Meeting to order and opened the floor to public comment. Mr. Marshall noted that the proper notification of the Public Meeting was given. **Manager Lennes moved to close the Public Meeting. Second by Manager Caldecott. Motion carried 4-0.** Mr. Almer stated that the deadline for written comments is January 27th. Written comments, rule revisions and a resolution will be brought to the Board next month. **Manager Kromiller moved to adjourn the Public Meeting. Second by Manager Caldecott. Motion carried 4-0.**

Manager Kronmiller reconvened the Regular Meeting.

9. New Business-

a. Met. Council WOMP Grant Agreement- Board Action

Administrator Shaver reported that the Met. Council removed funding for monitoring Little Carnelian Creek because no water is flowing and was not willing to substitute monitoring Mill Stream. **Manager Caldecott moved to sign the Met. Council WOMP Grant agreement. Second by Manager Lennes. Motion carried 4-0.**

b. WCD Service Contract Board Action

Administrator Shaver summarized the WCD contract for the BMP Program, volunteer stream monitoring and water monitoring. **Manager Dupre moved to approve the WCD service contract. Second by Manager Caldecott. Motion carried 4-0.**

c. Web-site Sub-committee Formation

Administrator Shaver reported that he will be meeting with MMC on January 11th at 2 p.m. at the District office to discuss redesigning the District's web site. Managers are invited to attend the meeting or provide design ideas and/or links to good web sites.

10. Old/Other Business-

In response to a question, Administrator Shaver reported that the dam west of May Ave. might have been destroyed or damaged. This area has been delineated a wetland. Administrator Shaver stated that he will talk with DNR staff about this situation.

Manager Caldecott reported that Will Steger will be speaking at the Freshwater Society on January 26th at 7 p.m. in Excelsior. Manager Caldecott and Administrator Shaver plan to attend and Manager Caldecott volunteered to drive.

Manager Kronmiller reported that he received a letter from residents forming a homeowner association on Big Marine Lake. The group is asking all homeowners for a \$15 per year membership donation and will attend the next month's Board meeting to ask for a District monetary commitment, which might include a \$4,000-\$5,000 request for Eurasian water milfoil treatment. Options discussed included taking the information under advisement and looking at the budget, creating a watershed management district or establishing a BMP-type program for invasive species. Alan Cibuzar's presentation on identifying milfoil during flyovers should be of interest to this group.

11. Administrator's Report

Administration Shaver reported the following:

- Attended the Zavoral mining committee meeting. Jason Husveth was employed by the Tiller Corp to conduct a biological survey. He will recuse himself from District discussion and voting on this permit.
- Attended the Big Marine Lake Homeowners Association meeting on December 15th.
- Washington County City League of Local Government will meet on January 28th at the Prom Center in Oakdale.
- Minnesota Erosion Control Association Conference will be held in St. Cloud on March 11th - 12th.
- The District's insurance will be around \$5,000 in 2010, a reduction of about \$1,000.

12. Next Meeting, Adjourn

Manager Kronmiller moved to adjourn. Second by Manager Caldecott. Motion carried 4-0. The meeting was adjourned at 8:33 p.m. The next meeting will be held on February 1, 2010 at the Scandia Town Hall.

Submitted by
Debbie Meister, MMC Associates, LLP