

**Carnelian-Marine-St. Croix Watershed District
Regular Meeting November 2, 2009**

Managers Present: Steve Kronmiller, John Bower, John Lennes, Thomas Polasik, Victoria Dupre, Jason Husveth and Richard Caldecott.

Others Present: Jim Shaver (Administrator), Dan Fabian and Carl Almer (EOR), Doug Salmela, Brad Bergo, Jeff Dahlberg, Craig and Ginny Johnson, Rich Burton, Mike Blehert and Gene and Maria Hinz (Big Marine Lake residents) and Debbie Meister (MMC).

Manager Kronmiller called the meeting to order at 6:32 p.m.

1. Approve November Agenda

Administrator Shaver requested the addition of BWSR clean water grants and insurance coverage as items 7c and 7d respectively. Manager Polasik requested adding Garlon purchase for distribution as item 7e. **Manager Bower moved to approve the November 2, 2009 agenda as amended. Second by Manager Polasik. Motion carried 6-0.**

2. Approve October 5 Minutes

Manager Bower suggested moving the BMP project discussion to item 5 BMP. **Manager Bower moved approval of the October 5, 2009 minutes as amended. Second by Manager Caldecott. Motion carried 6-0.**

3. Treasurer's report

Administrator Shaver clarified that surety funds are transferred to the checking account for payment reimbursements. Manager Bower suggested either closing out or paying back old surety funds and asked about interest from the surety account. **Manager Dupre moved approval of the November 2, 2009 Treasurer's Report. Second by Manager Caldecott. Motion carried 7-0.**

4. Bills to be Paid

Administrator Shaver clarified that the flyover expense is a down payment. It is anticipated that the flyover will be completed by the end of October, if weather cooperates. **Manager Dupre moved the bills to be paid in the amount of \$30,848.70. Second by Manager Polasik. Motion carried 7-0.**

5. Public Comments

a. Big Marine EMF Group—Mike Blehert

Mike Blehert reported that he and a group of lake residents met with the DNR to discuss milfoil treatment on Big Marine Lake and how to ensure all the infected areas get treated. The DNR requested a Lake Vegetation Management Plan (LVMP), which the group is drafting. The group's goal is to have the LVMP approved by the DNR this winter so they can apply for a permit to treat all the milfoil next season. The group is also drafting a charter for formation of a lake association. Initially treating milfoil will be the focus, but the association intends to identify other lake needs. Mr. Blehert reported that they are trying to make the LVMP complimentary with the District Management Plan and suggested the District incorporate milfoil into its 2010 Plan. He stated that the lake group

is impressed with the priority lists in the District Management Plan and the District's work. Manager Kronmiller thanked the group for coming and noted that this is the kind of citizen involvement the District is hoping to spawn. Administrator Shaver will attend the lake association's first meeting on December 15.

Manager Polasik moved to direct EOR to review and, where appropriate, incorporate the Big Marine Lake Group's recommendations into the Management Plan and, where appropriate, respond as to why recommendations were not incorporated or were modified. Second by Manager Lennes. Motion carried 7-0.

Next steps: The lake group is invited to attend the Management Plan public hearing on November 10 and Mr. Blehert will send an electric copy of the draft LVMP to EOR for review and comments.

6. Engineer's Report, Permits / Violations

Dan Fabian reported that there were no action items. He and Administrator Shaver responded to questions: the Schwelling project will not need a permit, though impervious limits cannot be exceeded; the Rydeen project will be delayed until spring and although the Gateway Trail overpass is in the District, it is a state project not requiring a District permit.

7. New Business

a. MAWD Proposed Resolutions Discussion

Administrator Shaver reported that Valley Creek Watershed District will propose a resolution to require all units of government to get watershed district permits. He will send this and other proposed resolutions to the managers for advice.

b. County Budget Presentation

Administrator Shaver summarized the budget presentation going before the county board on November 9. He noted that CMSCWD staff time is reported under administrative expenses. Most other watershed districts allocate about 80 percent to non-administrative expenses. Administrator Shaver will talk to county staff to see if this can be clarified at the board meeting.

c. BWSR Clean Water Grant

Administrator Shaver attended the information meeting in St. Paul about the clean water grants. BWSR is looking to fund large projects with measurable outcomes fitting the theme "keeping water on the land." A 25 percent cash or in-kind match is required. The application deadline is December 1. Project ideas were discussed and the managers directed staff to proceed with projects identified in the Management Plan and budgeted for. **Manager Dupre moved to authorize the Administrator to prepare and submit an application for BWSR Clean Water Grant funding. Second by Manager Bower. Motion carried 7-0.**

d. Insurance Coverage

Administrator Shaver stated that the insurance policy through the League of MN Cities requires board action. **Manager Lennes moved that the Board does not waive the monetary limits on municipal tort liability established under Statute 644.04. Second by Manager Bower. Motion carried 7-0.**

e. Triclopyr Purchase for Distribution

Manager Polasik reported that he found the cheapest bulk herbicide (trichlophor) to distribute to landowners who request it for treating buckthorn stumps. Issues about liability were discussed. It was agreed that Administrator Shaver would check with the District's insurance agent and Manager Polasik will provide small amounts of the herbicide in clearly marked containers; provide MSDS sheets; have recipients sign off on the risks, use and disposal; keep a list of recipients and the quantity taken to be filed in the District office and inform recipients that unused amounts can be brought back or taken to a household hazardous waste collection site and empty containers should be tripled rinsed before being put in the trash.

8. Old/ Other Business

a. Rules Update —

Carl Almer presented the updated version of the Restoration Fund Guidelines as discussed at the October 22 workshop, outlined the target timeline for the board's final approval in March and requested comments on the current version of the guidelines be sent to him by November 13.

b. 2010 Plan Update

Administrator Shaver reported that a CAC meeting is scheduled for November 10 at 7 p.m. at the Scandia Community Center and the final TAC meeting will be scheduled for the end of November. Managers Lennes and Bower volunteered to attend the CAC meeting. Manager Bower suggested including any known nuisance fish or vegetation in lake plans because they can affect the water quality. Comments on the plan should be provided to Administrator Shaver who will be posting updated pdf files on the District's website. These files allow public comments to be accepted from the website.

c. EMWREP Discussion

The discussion was tabled.

d. Square Lake Park Project

Administrator Shaver reported that the infiltration demonstration project and one interpretive stand have been removed from the plan because of budget constraints. Mr. Fabian stated that his recommendations on erosion control were dealt with. **Manager Lennes moved to authorize the Administrator to proceed with construction of the revised plan and bring updates back to the board. Second by Manager Polasik. Motion carried 7-0.**

9. Administrator's Report

Administrator Shaver reported on the following:

- **Surety Account.** Letters were sent to about 40 outstanding surety account holders and responses are starting to come in. There is some confusion between surety and BMP projects, but Mr. Fabian and Administrator Shaver are reviewing records going back to 2000. Administrator Shaver will be inspecting sites and bringing recommendations back for release of sureties on a monthly basis. Manager Bower noted that interest is not part of the surety return.

- **Research Rendezvous** had the best attendance ever. Manager Polasik praised the groundwater presentation, the presentations overall and the networking opportunities. He recommended managers attend next year's event.
- **MN Waters Resource Conference** in St. Paul had 600-700 attendees and good presentations.
- **MAWD Annual Meeting** is Dec 3-5. Space is still available at the townhouse.
- **Beavers on North Twin Lake**. A resident asked for assistance with trapping beavers on private property. It was noted that the District only traps beavers if flowage is an issue, which is not the case on North Twin.

10. Next Meeting, Adjourn

The next regular meeting will be held on Monday, December 7 at 6:30 p.m. at the Scandia Community Center. **Manager Bower moved to adjourn. Second by Manager Lennes. Motion carried 7-0.** The meeting was adjourned at 8:16 p.m.

Submitted by
Debbie Meister, MMC Associates, LLP