

**Carnelian-Marine-St. Croix Watershed District
Regular Meeting March 1, 2010**

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

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

Manager Kronmiller called the meeting to order at 6:33 p.m.

1. Approve March Agenda

Manager Bower moved to approve the March 1, 2010 agenda as presented. Second by Manager Caldecott. Motion carried 6-0.

2. Approve February 1st Minutes

Manager Bower moved approval of the February 1, 2010 minutes as presented. Second by Manager Polasik. Motion carried 6-0.

A thank you was extended to Amy Carolan for taking the minutes last month.

3. Public Comments

Administrator Shaver reported that he received a call from the Big Marine Lake Association about Eurasian watermilfoil. The Association applied to the DNR for a grant to help treat the milfoil and would like the District to contribute funds not to exceed \$6,000. Administrator Shaver invited the Association to the April meeting, allowing the Board time to discuss the request in March. Issues raised by the Board included: setting a precedent by funding this request; establishing criteria and wrapping funding into the BMP cost-share program possibly with matching funds required; getting earlier questions answered and a more detailed plan from the Association; getting the DNR survey results, which will not be completed until June; identifying budget funds that could be used—invasive species education (\$3,000) and/or Lake homeowners association support (\$3,000); better understanding the ecological ramifications of the chemical treatments; further exploring a no treatment option. Administrator Shaver stated that the DNR seemed to express enthusiasm for working with the Association, but did not mention funding amounts. The DNR also believes that milfoil cannot be eradicated. Administrator Shaver will meet with the Association and encourage them to formulate a more detailed plan to bring to the Board next month. As a Big Marine Lake resident, Manager Kronmiller asked for advise on being involved with the Association. Legal counsel advised that recusing himself on Board votes is enough.

5. Engineer's Report, Permits / Violations

Dan Fabian presented three action items.

a. Permit 09-009: Broderson Project

The Brodersons have discontinued their project and are requesting a return of surety. **Manager Lennes moved to cancel the permit and return the surety. Second by Manager Bower. Motion carried 6-0.**

- b. **Permit 09-018: MNDOT Hwy 96 Upgrades Overlay**
Manager Bower moved to authorize the Administrator to issue the permit with the stipulations per the Engineer's recommendations. Second by Manager Polasik. Motion carried 6-0.

- c. **Permit 10-001: Marshall property**
The applicant requested and is now resubmitting the permit under the District's new rules. The project requires a set-back variance, which is being considered by the County Board of Adjustment and Appeals in March. Discussion focused on the 30-40 mature trees the Marshalls cut down and the affect this will have on stormwater runoff and water quality. The WCD and County have outlined a plan for the Marshalls to replace the trees. The County also asked the District to provide stronger language for the Board of Appeals. Administrator Shaver will submit comments.
Manager Bower moved to authorize the Administrator to issue the permit contingent on receipt of the needed variances from the shoreland ordinance and per the Engineer's recommendations. Second by Manager Caldecott. Motion carried 7-0.

6. New Business

- a. **MPCA Clean Water Partnership Grant #7177- Square Lake- Board Resolution Required**
Manager Lennes moved to approve Resolution 10-001 to accept the MPCA Clean Water Partnership Grant #7177 for Square Lake for a total project cost of \$119,000, of which \$58,000 will be reimbursed and to authorize the President to sign the contract. Second by Manager Dupre. Motion carried 7-0.
- b. **MPCA Clean Water Partnership Grant #7169- Sand/Long- Board Resolution Required**
Manager Dupre moved to approve Resolution No 10-002 to accept the MPCA Clean Water Partnership Grant #7169 for Sand/Long lakes for a total project cost of \$79,000 of which \$39,000 will be reimbursed and to authorize the President to sign the contract. Second by Manager Bower. Motion carried 6-0, with Manager Lennes recusing himself because he lives on the lake.
- c. **WCD/EMWREP Contract – Board Resolution Required**
Administrator Shaver outlined the terms of this three-year contract.
Manager Dupre moved to approve Resolution No. 10-003 to enter into an agreement with WCD/EMWREP for contract services in the amount of \$27,500 over three years. Second by Manager Polasik. Motion carried 7-0.

7. Treasurer's Report

Manager Dupre moved approval of the March 1, 2010 Treasurer's Report. Second by Manager Caldecott. Motion carried 7-0.

Administrator Shaver and Manager Polasik will discuss possible tree orders and planting through Great River Greening with the use of Bridget Lyle Funds

8. Bills to be Paid

Manager Dupre moved the March bills to be paid in the amount of \$24,788.88. Second by Manager Lennes. Motion carried 7-0.

9. Old/Other Business-

a. Adoption of Rules

Ray Marshall presented three resolutions for consideration.

Manager Dupre moved Resolutions No 10-004 to approve the amended rules, No 10-005 to approve the fee schedule as contained in the amended rules and No 10-006 to approve the surety amounts as contained in the amended rules. Second by Manager Caldecott. Motion carried 7-0.

Attorney Marshall recommended publishing the rules in the District's paper of record. Manager Lennes concurred that although the statute is ambiguous, the rules should be published. **Kronmiller moved to publish the approved rules in the St. Croix Valley Press, the District's paper of record. Second by Manager Polasik. Motion carried 7-0.**

The rules will be posted on the District web site and filed with the County.

b. Plan update

Mr. Fabian briefly summarized comments received. The comments were mostly clarifying and not related to policy or priorities. **Manager Kronmiller moved to direct the District Engineer and Administrator to work together to address and respond to comments. Second by Manager Dupre. Motion carried 7-0.** Administrator Shaver will publish the public hearing notice.

It was noted that there is a fence across the East Boot Lake access. The County owns the road easement and prohibits public access and parking along the road for safety reasons. The property to the east of the road is part of Wilder Forest.

9. Washington County Legacy Water Land Plan – Amy Carolan

Ms. Carolan summarized the land plan that is being developed as a tool to help guide the spending of referendum funds. Washington County, WCD and the DNR are spearheading this effort with input from many individuals and organizations. Manager Polasik has participated as the District representative. Four main modules —surface water, drinking water, connectivity and ecological factors— are being developed using a GIS-based system. All the land in Washington County has been divided into 10 x 10 meter square grids and each is evaluated on priority criteria. Each module stands alone or can be aggregated. The model is completed for surface water, drinking water and ecological factors, while

connectivity criteria are still being developed. At this point, as a combined product, priority is heavily weighted toward drinking water. The County Board will need to approve the final plan. Efforts are being made to leverage the \$20 million in referendum funds with matching grants.

10. Administrator's Report

Administrator Shaver reported the following:

- He will be out of town on March 11th -18th.
- Last month BWSR held a Clean Water Fund listening session to get input from citizens and policymakers on how to best use the legacy funds. The University of Minnesota's Water Resources Center has been hired to help facilitate the process and develop a plan. They highlighted the disconnect between water professionals and the general public priorities.
- Freshwater Institute hosted author Robert Glennon speaking on groundwater. This is the first presentation in a four-part lecture series with funding from the Moos Family.
- MAWD Legislative Breakfast & Day at the Capitol will be held on March 10th-11th.
- Minnesota Erosion Control Association Conference will be held in St. Cloud March 11th -12th.
- District public hearing on the Plan will be held on March 29th.
- The Legal Society will be holding a Stormwater Seminar in April. Administrator Shaver plans on attending.
- St. Croix River Association Conference in River Falls will be held on April 8th.
- WCD received a stormwater assessment grant for Arcola Creek. The District and WCD will be working with the Arcola Stream Team.
- MMC is working with the District on developing a website. There is a live link. Managers can review the site and provide comments to Ms Meister.
- Managers Lennes, Huvseth, Polasik and Bower are up for reappointment in June. Manager Huvseth volunteered to take a two-year appointment in order to better stagger appointments.
- The Stormwater Demonstration project must be completed by July 1. There is \$15,000 for the educational component of the project. Because of budget constraints, some of the stormwater aspects are being cut. Angie Hong is involved to help with education and media outreach.

Manager Dupre added:

- She will email information about the Snow Dragon (a snow removal device) demonstration.
- Metropolitan Area Water Supply Plan has been finalized.

11. Next Meeting, Adjourn

Manager Caldecott moved to adjourn. Second by Manager Bower. Motion carried 7-0.

The meeting was adjourned at 8:53 p.m.

Submitted by
Debbie Meister, MMC Associates, LLP

