

**Carnelian-Marine-St. Croix Watershed District
Regular Meeting September 11, 2013**

Managers Present: Kristin Tuenge, Thomas Polasik, Andy Weaver and Dave DeVault.

Managers Absent: Victoria Dupre, Steve Kronmiller and Eric Lindberg.

Others Present: Jim Shaver (Administrator), Carl Almer (EOR), Ray Marshall and Susannah Torseth (Lawson Law), Jed Chesnut (WCD), John Bower (resident) and Debbie Meister (MMC).

Manager Tuenge called the meeting to order at 6:44 p.m.

1. Approve September Agenda—Board Action

Manager DeVault moved to approve the September 11, 2013 agenda as amended. Second by Manager Polasik. Motion carried 4-0.

2. Approve August 14 Minutes including Annual Meeting—Board Action

Manager DeVault moved approval of the August 14, 2013 regular and annual meeting minutes as amended. Second by Manager Polasik. Motion carried 4-0.

3. Treasurer's Report—Board Action

Administrator Shaver presented the Treasurer's Report.

Manager Weaver moved approval of the Treasurer's Report. Second by Manager Polasik. Motion carried 4-0.

4. Public Comments

Mr. Chesnut, on behalf of Jayne Kuhar, presented a letter requesting reevaluation of the portion of Ms. Kular's cost share funding that was denied at last month's meeting.

Administrator Shaver clarified that although the letter stated there was a conversation between Ms. Kuhar and the District early in the process, there is no record of a conversation. He also noted that the District typically funds cost shares at 50 percent with a maximum of \$2,500, unless the project has multiple partners, provides extraordinary phosphorous reduction, is in a high priority watershed and/or has high visibility. Manager Weaver stated that the District should not provide funds after-the-fact. Other issues raised about the project were the small amount of phosphorous reduction, small acreage and its aesthetic rather than water quality features.

Manager Weaver moved to keep the allocation as approved last month and encourage Ms. Kuhar to pursue other funding options. Second by Manager Polasik. Motion carried 4-0.

Administrator Shaver will send a letter and provide suggestions for less expensive options that are still ecological.

5. Permit Status Update, Permits/Violations

a. Permit 13-007 Linn New Home and Stable Construction

Manager Weaver moved to authorize the Administrator to issue a permit pending

the engineer's recommendation. Second by Manager Polasik. Motion carried 4-0.

b. Zavoral Mine Update

Administrator Shaver reported that he toured the mining site with Christina Morrison of Tiller Corp. Tiller plans to cut back on mining, in what Administrator Shaver feels are the most environmentally sensitive areas. Tiller is contracting with Jason Husveth to manage these areas for natural prairie. Other developments: some erosion control is in place adjacent to the new mining area, two silt fences will be placed around the entire project, the easterly project area will not be mined to the limit and its buffer will be increased by 30-40 feet.

c. Gombold Violation on Big Carnelian Lake

Administrator Shaver reported that he spoke with May Township Board Chair Voedisch about violations on the property including vegetation removal and erosion that occurred while a spoils pile was removed. May is starting legal action and asked the District to be involved. It was agreed that Mr. Marshall will investigate and report to the Board.

d. Permit 08-008 Gruber New Home Construction

Administrator Shaver reported that in 2008 the Grubers were granted a county permit and five variances to build on a steep slope on a small lot, along with a District permit. On March 13, 2013, Mr. Gruber attended the District meeting, where it was agreed he has until November 1 to complete the project and satisfy conditions of the permit. It is the Administrator's opinion that he cannot meet conditions of the permit and afford to complete the project. He has also cut down additional trees along the lake. Mr. Marshall stated that the District can enjoin the activity or get a court action to compel Mr. Gruber to comply. There is also concurrent jurisdiction. Mr. Marshall and Administrator Shaver will work together on a solution and provide an update in October.

6. Project Status Update

a. Engineer's Report

Mr. Almer reported the following:

i. Sand and Long Lake Clean Water Project Implementation

The joint meeting with the lakes associations was held two weeks ago. The draft work plan was well received and will be sent to the MN Pollution Control Agency by the end of next week. Managers Tuenge and Kronmiller attended the meeting.

ii. Marine Memorandum of Understanding

The Marine City Council directed the Planning Commission to get engineering input to begin implementing the stormwater plan. Administrator Shaver will provide comments to the engineer including 1)that the minor changes suggested will reduce the front-end stormwater projects and benefits to the District and 2)the District will need a minimum of two separate zones that drain to Mill Stream and the St. Croix in order to support the plan.

b. Other Projects—197th St. Ravine, NPS Ravine

i. 197th St. Ravine

The project will need Wetland Conservation Act review. Mr. Almer and Administrator Shaver will try to meet with the neighbors in October. Administrator Shaver reported that he marked the 25 trees that would be lost during restoration. The National Park Service and neighbors will need to assess the visual impact. If the project cannot be completed this year, funding will be carried over.

ii. NPS Ravine

Administrator Shaver is working with the local NPS staff to arrange a tour of Fairy Falls.

7. Cost Share Report

a. Scott Walker Application

Mr. Chesnut presented the proposal for a rain garden capturing 1/3 of the property's drainage, currently flowing to Sand Lake.

Manager Polasik moved to approve the Walcker cost share of \$886.20. Second by Manager DeVault. Motion carried 4-0.

8. Old Business

a. Budget and Levy

Manager Tuenge reported that Manager Kronmiller did a lot of work on the budget to reduce expenses and keep the levy at the 2013 level. Grant funds are expected to increase. The proposed budget resolutions reflect the revised budget.

Manager Weaver moved to approve Resolution 9-11-13-1 to adopt a total budget of \$625,060. Second by Manager Polasik. Motion carried 4-0.

Manager DeVault moved to approve Resolution 9-11-13-02 to petition Washington County to levy all taxable property in CMSCWD for a total of \$407,000 in 2014. Second by Manager Weaver. Motion carried 4-0.

b. Assessment Tool Demonstration

The presentation was postponed until October.

c. Approval of May Township Local Water Management Plan —Board Action

Administrator Shaver provided background on the state statute, the process for local governments and May's extended process.

Manager Weaver moved to adopt Resolution 09-11-2013-3 to approve the Amendment to May Township's Water Resource Management Plan approved by the Town Board on August 1, 2013. Second by DeVault. Motion carried 4-0.

9. Discussion Points

a. MN Association of Watershed Districts Annual Meeting & Trade Show

The meeting is December 5-7 in Alexandria. Administrator Shaver will reserve rooms. Manager Tuenge highly recommended the event, especially the new manager workshop.

b. Manager Reimbursements

Manager Tuenge moved to reimburse managers \$55 per board meeting plus mileage, based on the minutes as the attendance record, and to continue to require other expenses to be submitted by managers for reimbursement on a quarterly basis. Second by Devault. Motion carried 4-0.

c. Letter from Dan Fabian of Hydromethods

Administrator Shaver stated that there are times when he will need to call Mr. Fabian regarding historical records and past projects. For new projects he will compare Hydromethods' cost of \$74/hour against other proposals during the normal engineering review next year.

d. TMDL Report

The report is completed and will become part of a new plan amendment. The next step is to apply for an \$80,000 implementation grant.

e. Meeting Washington County Highway Department Staff

Administrator Shaver will meet with staff on Monday to review upcoming District projects and encourage cooperation on BMPs. He will also encourage the County to apply for District permits, when a permit is needed.

10. Bills to be Paid

Manager Polasik moved to pay bills in the amount of \$32,102.68. Second by Manager Weaver. Motion carried 4-0.

11. Administrator's Report

Administrator Shaver reported the following:

a. Low Impact Development Symposium

He and Manager Tuenge attended the symposium last month.

b. Clean Water Summit

Sponsored by the Minnehaha Creek Watershed District and Pentair Foundation, the summit is at the Landscape Arboretum on September 12.

c. Washington County Board Budget Meeting

Manager Tuenge will attend the October 8 meeting. Other managers are invited to attend.

d. St. Croix River Research Rendezvous — October 15 at the Warner Nature Center.

e. MN Water Resources Conference — October 15-16 at the St. Paul RiverCentre.

g. Plan Amendment Administrator Shaver will talk with Mary Peterson at BWSR about plan amendment.

h. Purple Loosestrife Beetles

The District will work with an organization such as the Boy Scouts or Stillwater High School to raise and distribute beetles.

i. Out of Office

Administrator Shaver will be out of the office on September 19, 20, 23 and 27.

12. Next Meeting--Wednesday, October 9, 2013

Manager Polasik moved to cancel the meeting on September 25, 2013. Second by Manager Weaver. Motion carried 4-0.

13. Adjourn

Manager Polasik moved to adjourn. Second by Manager DeVault. Motion carried 4-0.
The meeting was adjourned at 8:36 p.m.

Submitted by
Debbie Meister, MMC Associates, LLP