

MEETING MINUTES

Riley-Purgatory-Bluff Creek Watershed District

May 2, 2018, Board of Managers Monthly Meeting

PRESENT:

Managers: Richard Chadwick, Secretary

Jill Crafton, Treasurer

Dorothy Pedersen, Vice President

Dick Ward

Leslie Yetka, President

Staff: Claire Bleser, District Administrator

Michelle Jordan, Community Outreach Coordinator

Louis Smith, Attorney (Smith Partners)

Scott Sobiech, Engineer (Barr Engineering Company)

Other attendees: Jan Callison, Hennepin Co. Commissioner Brent Massey, CEI Engineering

Greg Hawks, Chanhassen Environmental Krista Spreiter, City of Chanhassen
Commission

Pete Iverson, CAC David Ziegler, CAC; Eden Prairie Resident

Larry Koch, Chanhassen Resident

1. Call to Order

President Yetka called to order the Wednesday, May 2, 2018, Board of Managers Meeting at 7:04 p.m. in the District Office, 18681 Lake Drive East, Chanhassen, MN 55317.

2. Approval of the Agenda

Manager Ward moved to approve the agenda. Manager Crafton seconded the motion. Upon a vote, the motion carried 5-0.

3. Update From Hennepin County Commissioner Jan Callison

Hennepin County Commissioner Jan Callison stated that 62% of Hennepin County's directors will be eligible to retire in 10 years. She spoke about the County's initiative to make sure that the right people are in the right place, and she displayed a bookmark developed by the County with such statistics. Commissioner Callison talked about the County's 2018 state legislative priorities and platforms:

- Constructing and operating a Regional Medical Examiners Facility, located in Minnetonka;
- Addressing the increasing number of deaths in the County due to opioid use;
- Recycling and in particular encouraging more organics recycling

Commissioner Callison thanked the District for its work, noted that President Yetka has submitted her resignation, and noted that Manager Crafton's term expires on July 31. Commissioner Callison responded to questions.

4. Matters of General Public Interest

No Matters of General Public Interest were raised.

5. Reading and Approval of Minutes

a. April 4, 2018, RPBCWD Board of Managers Workshop and Monthly Meeting

Manager Crafton moved to approve the minutes as presented. Manager Pedersen seconded the motion. Upon a vote, the motion carried 5-0.

6. Consent Agenda

President Yetka read aloud the Consent Agenda: 6a. Accept Staff Report; 6b - Accept Engineer's Report (with Attached Inspection Report); 6c – Approve Permit 2018-001 Minnesota Panera Store #6038 in Chanhassen with staff recommendations; 6d – Approve Permit 2018-017 Eden Prairie Schools Administrative Service Center Parking Lot Expansion in Eden Prairie with Staff Recommendations; 6e -Approve Permit Modification to Permit 2015-010 Children's Learning Adventure in Chanhassen with Staff Recommendations; 6f – Approve Residential Cost Share Grant for Stoner Raingarden Project; 6g – Approve Scenic Heights Elementary School Forest Restoration Project – Pay Application #1; 6h - Authorize the Administrator to enter into Grant Agreement with Metropolitan Council for Watershed Outlet Monitoring Program.

Manager Ward moved to approve the Consent Agenda as presented. Manager Crafton seconded the motion. Upon a vote, the motion carried 5-0.

7. Citizen Advisory Committee (CAC)

Mr. Zielger, CAC president, reported that the CAC recommended approval of the raingarden cost-share, which was just approved by the Board with the Consent items. Ms. Pedersen extended her appreciation for the CAC member who put on the recycling event at the Eden Prairie Library.

8. Action Items

a. Accept March Treasurer's Report

Manager Crafton moved to accept the March Treasurer's report. Manager Pedersen seconded the motion. Upon a vote, the motion carried 5-0.

b. Approve Paying of Bills

Manager Crafton moved to pay the bills. Manager Pedersen seconded the motion. Upon a vote, the motion carried 5-0.

c. Authorize the Administrator to Enter into Agreement with the University of Minnesota on the Stormwater Pond Proposal from Dr. John Gulliver

Administrator Bleser reminded the Board that she introduced this topic at a previous meeting. She reported that she has contacted the five cities involved with the original study, including the cities of Bloomington, Chanhassen, Eden Prairie, Minnetonka, and Shorewood. Administrator Bleser said that the memo in the Board meeting packet lists the proposed financial contribution by each city. She explained

that additionally, the cities will apply and purchase the iron-enhanced sand filings to the selected ponds. Administrator Bleser responded to questions about which ponds would receive the iron-enhanced sand filings and about the safety of the filings to people and wildlife. She explained that in the first phase of the study, Dr. Gulliver's team would perform a core analysis. She noted that the team will perform a literature study to understand tolerance to and/or toxicity of the application of iron compounds and to make sure putting the filings in ponds would not create unsafe conditions.

Manager Ward asked who would be responsible for the public education piece. Administrator Bleser said the District, the University, and the cities would be responsible jointly. There was discussion about the study's funding, the District's portion of the funding, which is proposed to be \$63,580, and the ponds to be selected for the study.

Manager Ward moved staff's recommendation to authorize Administrator Bleser to enter into an agreement with the University of Minnesota and the five Cities as specified in Dr. John Gulliver's proposal and to allocate the District's funds toward the study from the District's Survey and Data Analysis and Reserve Funds budget and for there to be a report to the District Board at the end of the study's first phase and with the Agreement subject to review by the District's Legal Counsel. Manager Crafton seconded the motion. Upon vote, the motion carried 4-1 [Manager Chadwick opposed the motion.]

d. Enter into Cooperative Agreement with the City of Chanhassen for Lake Susan Park Pond

Administrator Bleser requested that the Board enter into a Cooperative Agreement with the City of Chanhassen for the Lake Susan Park Pond Watershed Treatment and Stormwater Reuse Project. There was a discussion regarding what amount the City of Chanhassen approved to fund the project, and it was determined that the City approved \$99,091.

Manager Crafton moved to approve the District entering into agreement with the City of Chanhassen for the Lake Susan Park Pond Watershed Treatment and Stormwater Reuse Project with the edit to the Cooperative Agreement in Section 3.1 to reflect the City's contribution of \$99,091. Manager Ward seconded the motion. Upon a vote, the motion carried 5-0.

e. Authorize the Administrator to Award the Lake Susan Park Pond Project to Peterson Company with Engineer's Recommendation

Administrator Bleser pointed out that the Board Meeting Packet contains a memo explaining the need for additional funds for the Lake Susan Park Pond Watershed Treatment and Stormwater Reuse Project due to higher bids than anticipated for the construction and management of the project. She recommended that the Board transfer \$100,000 from Purgatory Creek at 101 project to the Lake Susan Park Pond project and award the Lake Susan Park Pond Project to Peterson Company with the Engineer's Recommendation.

Manager Crafton moved to approve awarding the Lake Susan Park Pond Project to Peterson Company with the District Engineer's recommendation and staff's recommendation to transfer District funds in the amount of \$100,000 from the Purgatory Creek at 101 project to the Lake Susan Park Pond project. Manager Pedersen seconded the motion. Upon a vote, the motion carried 5-0.

f. Authorize the Administrator to Purchase District Vehicle for Wetland Survey and Education and Outreach Program

Administrator Bleser explained the proposal for the District to purchase another vehicle. She went into detail about the proposed vehicle, which is a Toyota Rev 4. She described the Cooperative Purchasing Venture through the state and the research performed by staff regarding the vehicle. There was a lengthy discussion about alternatives to purchasing a vehicle.

Manager Crafton moved to authorize the Administrator to purchase the Toyota RAV 4 as outlined in the proposal. Manger Pedersen seconded the motion. Upon a vote, the motion carried 4-1 [Manager Chadwick opposed the motion.]

g. Conditional Approval of the City of Chanhassen’s Local Surface Water Management Plan

Administrator Bleser explained that staff has eight comments for the City about its LSWMP. She went through the conditions. Manger Pedersen moved to conditionally approve the City of Chanhassen’s Local Surface Water Management Plan based on the conditions explained by Administrator Bleser. Manager Crafton seconded the motion. Upon a vote, the motion carried 5-0.

h. Approve Memorandum Supporting and Providing Explanation of Proposed Revisions of the Riley Purgatory Bluff Creek Watershed District Rules and Authorize Distribution of Draft Rules for Public Comment

Manager Crafton offered a few non-substantive edits to the memorandum. Manager Ward asked to see all of the written comments once they are received and compiled. He asked how this information is conveyed to developers, and he suggested that the District make the information available through the cities. Staff offered ideas of how it could make the information available.

Manager Crafton moved to approve the Memorandum Supporting and Providing Explanation of Proposed Revisions of the Riley Purgatory Bluff Creek Watershed District Rules and Authorize Distribution of Draft Rules for Public Comment with additional notification from the District’s database and the suggested edits to the Memorandum. Manager Ward seconded the motion. Upon a vote, the motion carried 5-0.

9. Discussion Items

a. Local Government Cost-Share Application – Eden Prairie, Rustica Raingarden

Administrator Bleser announced that the District will hold a public hearing about this item at its June meeting.

b. HOA Cost-Share Application – Fairway Woods II Water Quality Landscaping

Ms. Jordan reported that she will bring this item to the Board but it might not be ready for the Board’s June meeting.

c. Upcoming Events

President Yetka read aloud the upcoming meetings and events, including the May 21st CAC meeting at 6 p.m. at the District Office and the District June 6th public hearing and monthly Board meeting at 7 p.m. at the District Office.

10. Upcoming Events

- Citizen Advisory Committee Meeting, Monday, May 21, 6, 6:00 p.m., District Office, 18681 Lake Drive East, Chanhasen.
- RPBCWD Board of Managers Public Hearing and Regular Monthly Meeting, Wednesday, June 6, 7:00 p.m., District Office, 18681 Lake Drive East, Chanhasen

11. Adjourn

Manager Ward moved to adjourn the meeting. Manager Crafton seconded the motion. Upon a vote, the motion carried 5-0. The meeting adjourned at 8:37 p.m.

Respectfully submitted,

Richard Chadwick, Secretary