

**LOWER MINNESOTA RIVER WATERSHED DISTRICT
MINUTES
Wednesday, March 17, 2010**

1. CALL TO ORDER

President Samstad called the regular meeting of the Board of Managers of the Lower Minnesota River Watershed District to order at 7:04 PM on Wednesday, March 17, 2010 in the council chambers at the City of Chaska, Minnesota.

2. ROLL CALL

Managers present: Kent Francis, Don McCready, Larry Samstad, Ed Schlampp, Len Kremer
Also present: Laura Jester, Dakota SWCD, Allen Dye and Toni Howell of MAC, Jerry Hennen, Scott County Commissioner, District's attorney Bruce Malkerson, staff members Terry Schwalbe and Joan Ellis

3. APPROVAL OF MEETING AGENDA

Manager Schlampp moved and Manager Kremer seconded to approve the agenda.

VOTE: Ayes 4; Nays 0.

4. CONSENT AGENDA

Manager Kremer requested the February minutes be removed from the Consent Agenda.

Manager Kremer moved and Manager Schlampp seconded to approve the Consent Agenda as amended. VOTE: Ayes 4; Nays 0.

5. OPEN FORUM

There were no speakers.

6. FEBRUARY 2010 REGULAR MEETING MINUTES, TREASURER'S REPORT AND PAYMENT OF BILLS

The Treasurer's Report and Payment of bills were approved under the Consent Agenda.

Manager Kremer stated that under 10. Old Business, City of Eden Prairie stream bank stabilization testing results, last sentence, the words Mores Circle should be removed and replaced with the words black ooze. **Manager Kremer moved and Manager Francis**

seconded to approve the February 2010 minutes as amended. VOTE: Ayes 4; Nays 0.

7. PRESENTATIONS

a. MAC 2010 Airport Projects

MAC is still negotiating for a new NPDES permit as the PCA still has issues of concern. The C-D Complex Phase 6 is the last phase to be completed in 2010. The Lindberg Terminal So. Baggage Screening will have more screening in 2010. The Pavement Joint Sealing will be done and the Upper Level Roadway Guardrail replaced both in 2010. A map showing the locations of these projects is attached and made a permanent part of the minutes.

The Flying Cloud work has been completed and turf work was done in October 2009.

Manager McCready arrived at the meeting at 7:16 PM.

Delta has a new glycol vendor and new truck for application. They are doing what they said they would do. There is also an IDS glycol applicator (not Delta) that sprays less mix.

8. PRESENTATIONS FOR BOARD ACTION

a. 1/2010-12/31/2011 Metropolitan Council agreement for WOMP monitoring for Eagle Creek
Mr. Schwalbe explained the new agreement as being the same as in previous years less Willow Creek. **Manager Schlamp moved and Manager McCready seconded approval of the agreement. VOTE: Ayes 5; Nays 0.**

b. Sub-committee recommendations and action for 2010 engineering and attorney services for two-years

The board moved this item to the last item of the meeting (13.b.).

9. NEW BUSINESS

None

10. OLD BUSINESS

None.

11. ADMINISTRATOR REPORT

a. Seminary Fen/Assumption Creek update

Mr. Schwalbe said he talked to Peggy Booth at the DNR and she said negotiations are slow. The appraisal came in extremely high and is an unrealistic figure. They are considering cutting back the size of the area they are going to try and acquire to the pristine area only. The plowed field by the B & B is not included. More funds may become available due to failed negotiations on another project. The board requested staff to provide a map for the next meeting showing the plan for further acquisition of 4 parcels under fee title. The City of Chaska is a possibility on their land for an easement designated under the same SNA rules. The District could buy a conservation easement. More information will be coming between the DNR and the City of Chaska. Mr. Schwalbe could act as an agent for the District per the board. There are a couple of parcels near the Hennepin County Rail Line outside that extend out 66 feet and is fen and the DNR wants this totally under DNR protection. **President Samstad moved and Manager Schlamp seconded a motion to send a letter to the Hennepin County Rail company requesting them to donate the land outside of railway which is fen or get an SNA designation. VOTE: Ayes 5; Nays 0.**

The MCC may be an organization to be involved with in work on the invasives.

Manager Kremer moved and Manager Francis seconded a motion authorizing Mr. Schwalbe to work with the DNR on all fens in the District with the MCC.

VOTE: Ayes 5; Nays 0.

11.b. Update on legislative resolution implementing a MN River Valley Basin Commission

Mr. Schwalbe attended a hearing last week where Representative Lanning presented the basin bill. He spoke in favor of the bill along with Mr. Bigalke and Mr. Harnack. There is another hearing in the finance committee tomorrow at 8:30 AM.

Manager Kremer said he met with Senator Doll and said there needs to be education to the people who are affected by the bill about the bill. Mr. Jaschke will ask his board (BWSR) to support the bill.

c. City of Eden Prairie joint council meeting with the District re: Riverbank erosion and updates
Mr. Schwalbe reported on his and Mr. Toso's meeting with the council. The board requested staff to contact SHPO about any historical preservation at the site.

d. Annual ADA meeting report

The basin bill is now on the legislative list. Mr. Bohn testified in favor of the bill.

e. Willow Creek gauging station

Mr. Schwalbe met with Carver County and the City of Chaska about placing the station to East Chaska Creek below the outlet for Lake Grace. The board requested a map of where installation will be for the board.

12. DISTRICT ATTORNEY REPORT

Mr. Malkerson said he met with Senator Klobachar, Senator Oberstar who is chair of the Transportation Committee about the #101/#13 improvement. He was able to speak about the importance of the 9-Foot Channel and how barge, rail and truck converge on this area. Both senators said they support our efforts. It was requested that Mr. Schwalbe contact Lisa Freese of Scott County.

13. Upcoming Meetings/Tours/Events

a. Shallow Lakes Forum April 5, 2010

President Samstad moved and Manager McCready seconded a motion for Mr. Schwalbe to attend the forum and the District pay the \$60.00 registration fee. VOTE: Ayes 5; Nays 0.

b. Sub-committee recommendations and action for the 2010 engineering and attorney services for two-years. This item will be discussed at a workshop April 21, 2010 at 6:30 PM in the council chambers.

14. ADJOURN

President Samstad moved and Manager McCready seconded a motion to adjourn the meeting at 8:25 PM. VOTE: Ayes 3; Nays 0 Managers Kremer and Francis had left the meeting.