

**REGULAR MEETING MINUTES
April 21, 2016**

1. CALL TO ORDER. A regular meeting of the Pioneer-Sarah Creek Watershed Management Commission was called to order at 6:02 p.m., Thursday, April 21, 2016, by Vice Chair Joe Baker at Maple Plain City Hall, 5050 Independence Street, Maple Plain, MN.

Present: Tom Cook, Greenfield; Joe Baker, Independence; Brenda Daniels, Loretto; Mike DeLuca, Maple Plain; Mike McLaughlin, Medina; Pam Mortenson, Minnetrista; James Kujawa, Hennepin County Environment and Energy (HCEE); Rich Brasch, Three Rivers Park District (TRPD); and Judie Anderson and Amy Juntunen, JASS.

Also present: Scott Walsh, Greenfield; Pat Wulff, Medina; and Rachel Olmanson, Minnesota Pollution Control Agency (MPCA).

2. AGENDA.* Hennepin County Natural Resource Partnership invitation was added as item 12.c. The Manure Management Model Ordinance was moved from Old Business to Action items as item 4.e. Motion by McLaughlin, second by Cook to approve the agenda as revised. *Motion carried unanimously.*

3. CONSENT AGENDA.

a. March 17, 2016 Meeting Minutes. Two corrections were requested under the Independence and Minnetrista sections of the Commissioner Reports – a change to the wording in the last sentence of the first Paragraph under 12.c. and change “partnering” to “looking at options to partner with” in the last sentence of items 12.e. Motion by McLaughlin, second by Cook to approve the minutes with the changes noted. *Motion carried unanimously.*

b. Monthly Claims/Treasurer’s Report.* Motion by Cook, second by McLaughlin to approve the Treasurer’s Report and claims totaling \$4,340.53. *Motion carried unanimously.*

4. ACTION ITEMS.

a. Motion by Cook, second by Daniels to **accept the 2015 Audit Report.*** *Motion carried unanimously.*

b. Motion by McLaughlin, second by Mortenson to **accept the 2015 Annual Activity Report.*** *Motion carried unanimously.* Commissioners were requested to review the “What Our Cities Have Been Doing” section and submit any comments to Anderson by April 25. The Report is due to BWSR on April 29.

c. Request for Increased Cost Share for 2016 Lake Sarah Curly Leaf Pondweed Treatment.* The Commission has participated in the cost share of this five-year program for the past three years. This treatment program is consistent with the Lake Vegetation Management Plan and permitted by the DNR to treat the whole lake. Phosphorus levels have been notably reduced since this program began. In the first three years of the program, the Commission participated in the cost-share at 10%, resulting in a Commission cost-share of about \$4,000. In 2016, LSIA did not receive grant funding and is requesting the Commission to participate at a 25% cost-share, or approximately \$10,000.

Motion by McLaughlin, second by Cook to change the Commission cost-share from 10% to 25% for 2016. *Motion carried unanimously.* Staff will create an amendment to the JPA approving a change order in that amount.

d. Greenfield Stormwater Grant Application.* Greenfield proposes submittal of a grant application for the Central Park Pond project through the Metropolitan Council’s Stormwater Grant program. The program only allows submittals from watershed management organizations. The grant requests \$41,136.10, for a total project cost

of \$54,848.13, with the balance of the cost to be paid by the City of Greenfield and a 25% net after grant cost-share by the Commission (approximately \$3,428). This project qualifies under the Third Generation Plan CIP as a Dance Hall Creek project. The project will alleviate erosion and flooding issues currently experienced in the area, as well as provide education through interpretive signage in the park. Modeling estimates 6 lbs/year of phosphorus reduction over 10 years, so the cost is under \$1,000 per lb of phosphorus. Mortenson noted that Minnetrista has expanded pavement on gravel roads at intersections with paved roads to reduce the wear and tear where gravel meets pavement and it seems to be working well. Kujawa noted that if it isn't funded through the Met Council grant, the County may be interested in funding the project.

Motion by Baker, second by McLaughlin to support the project as submitted at a 25% cost-share not to exceed \$3,500 and direct Staff to submit the grant application to Met Council. *Motion carried, Mortenson opposed.* Mortenson noted that a similar project in Minnetrista did not work and believes more analysis is needed prior to moving forward.

e. Greenfield Manure Management Ordinance suggested amendment.* Greenfield changed the Medina ordinance to reflect Greenfield's setbacks for all outbuildings. The key factor in the Greenfield ordinance is that any property housing large animals is required to have a manure storage facility on site. Greenfield has contacted MPCA for enforcement assistance for two properties that have violated the state statutes, one being too close to Lake Sarah and the other with a standing manure pile for over one year. This new ordinance applies only to new animal use and is not retroactive to existing farmers or land use. A cost-share might be offered to incentivize existing animal owners to conform with the ordinance.

Brasch noted that the Shriner's facility allowed animal density based on gross acreage vs. net acreage. By allowing use of the entire 92 acre site, though 28 acres was unavailable due to buildings, roads, and wetlands, they overloaded the pasturage per animal. Cook will consider taking an amendment to the council to further define net acreage for the density ordinance, which is separate from the manure ordinance.

Kujawa noted there are other systems besides concrete slab storage or composting, and the ordinance may want to allow additional systems.

[DeLuca arrived 7:10 p.m.]

Staff will add language on other systems as proposed by Kujawa and change the terminology from manure management to livestock management. The Medina and Greenfield ordinances will be provided to the member cities as a template. Motion by Baker, second by McLaughlin to adopt Resolution 2016-01 with the revisions discussed and direct Staff to write a cover letter to send to the member cities with the ordinance templates. The letter will include that member cities will have one year to adopt a similar ordinance based on the templates provided with the key expectation to reduce phosphorus. *Motion carried unanimously.* The resolution will be changed to make more generic and not reference specific language from Medina's ordinance. Cities will be requested to submit their ordinances as adopted to the Commission for review. The ordinance should be an enforceable document and address animal density.

[DeLuca assumed the Chair at 7:22 p.m.]

5. OPEN FORUM.

6. OLD BUSINESS.

a. Draft CIP Process Policy.* This is a written, detailed process to be followed when a City brings a CIP forward. There are two processes, one for a project that is on the CIP, and one for a project that is not on the CIP, as adding a project not on the CIP requires the additional process of a minor plan amendment. Timing regarding the levy process and minor plan amendment process are not the same, so the more stringent timing of noticing will prevail. A final draft will be available at the May meeting. The final draft will be part of the Consent Agenda.

b. Baker Park Gully Project Agreements.* These agreements were previously approved and include the fully executed agreement that includes the contract and scope of work for Wenck. Brasch will invite Kujawa to the coordination meetings with Wenck.

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*Included in meeting packet.

c. **BWSR Biennial Budget Request (BBR).*** Copies of the submitted BBR were provided.

d. **Draft Agenda for Third Community Conversation.*** Olmanson will develop a short discussion guide to be sent out prior to the meeting. The guide will summarize the lake report cards for each lake in the WRAPP, as well as Lakes Sarah and Independence, and the Commission's priorities over the next few years based on the CIP. The guide will be a high-level overview of the WRAPPS. A Commissioner will provide the opening and closing comments. Baker will discuss project examples in Lake Independence. Brasch will share information on the Baker Park Ravine project and the alum project for South Whaletail. Cook will speak on the Dance Hall Creek subwatershed assessment and potential projects identified. We want to demonstrate that these are actionable projects and discuss the process of implementation. The County will be asked to attend and discuss financial support options. Landowners who have offered to do projects should be recognized and commended. An energetic, savvy person will be needed at each table to facilitate discussions and keep the tables on-topic.

7. **NEW BUSINESS.**

a. **2017 Budget.** Staff will meet with Baker and Cook to create a draft 2017 budget for presentation at the May meeting.

8. **STAFF REPORT.***

Administrative approval was granted for **Project 2016-01**, CenterPoint Energy Budd Avenue Project, Maple Plain. The project is directional boring of 1,432 feet, requiring a wetland exemption as they will be boring under an existing wetland. CenterPoint Energy has until May 15 to complete the project.

The landowner with the wetland violation at **7325 Pioneer Trail** has decided to voluntarily remove the fill and restore the wetland impacts. The restoration is to be completed by May 15, 2016.

A landowner at **2319 South Lakeshore Drive** has filled a wetland. He felt it was an impoundment constructed prior to the 1930s and his work returned it to pre-settlement condition. The landowner is required to prove the historical nature of the wetland and will contact technical staff next week.

Staff will establish normal water elevation for a wetland at **5275 County Road 11** that has always been partially drained in order to reestablish elevation to previous years after new drain tile was installed. The City of Independence will follow up next month.

The **Lake Ardmore Subwatershed Assessment** final report is complete and was well-received by the Medina City Council. More detail was requested regarding what other area cities have been doing to protect lakes.

9. **WATERSHED-WIDE TMDL.**

TMDL modeling of watershed and lake responses have been sent to MPCA for review. TRPD is developing draft TMDL reports and anticipates completion in May.

10. **EDUCATION.**

11. **COMMUNICATIONS.**

Letter re Shriners Project.* A copy of the letter sent to the City of Independence was provided.

12. **COMMISSIONER REPORTS.**

a. **Daniels** was asked to provide confirmation of her appointment as Commissioner.

b. **DeLuca** discussed the Budd Avenue road construction including water/sewer. The City received bids to complete the project either before August 15 or begin after that date so the construction did not interfere with the city festival. The prices between the two start dates were quite different and it was an interesting way to bid the project.

c. **Baker** and Kujawa will discuss an additional potential project identified on his property, with Selstad to gauge his commitment level. The Lake Sarah vegetation inspection is scheduled for tomorrow with the CLPW treatment to occur within a few weeks.

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*Included in meeting packet.

d. **Cook** announced that new AIS signage has been installed at the Lake Sarah access. Greenfield has reached a tentative agreement with TRPD for the Lake Sarah outlet maintenance. The cost-share portion of the agreement is still in negotiation. Cook will send a copy of the tentative agreement to Independence.

e. **Minnetrissa** is beginning its comprehensive planning process in April. Whaletail will likely be discussed in the process. The new city website is up. The City is looking at options to partner with MCWD on water treatment.

13. OTHER BUSINESS.

a. **2015-2017 CIPs.***

b. **Commissioner Appointments** have been received from Greenfield, Independence, Maple Plain, Medina, and Minnetrista.

c. The **next meeting** is scheduled for May 19, 2016.

14. ADJOURNMENT. There being no further business, motion by McLaughlin, second by Daniels to adjourn. *Motion carried unanimously.* The meeting was adjourned at 8:25 p.m.

Respectfully submitted,



Amy Junturien
Recording Secretary
AAJ:tim

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