

**MINUTES OF THE REGULAR MEETING  
OF THE  
BOARD OF MANAGERS  
OF THE  
NINE MILE CREEK WATERSHED DISTRICT**

**WEDNESDAY, AUGUST 15, 2018**

**Call to Order**

Chair Kloiber called the meeting of the Board of Managers of the Nine Mile Creek Watershed District to order at 7:00 p.m., Wednesday, August 15, 2018, at the Nine Mile Creek Watershed District Office, 12800 Gerard Drive, Eden Prairie, MN 55346.

Managers Present: Hunker, Kloiber, Sheely and Peterson

Managers Absent: Twele

Advisors Present: Randy Anhorn, Louis Smith, Jana Kieffer, and Gael Zembal

**Agenda**

**Manager Sheely moved, seconded by Manager Peterson, to approve the agenda as presented. Upon a vote, the motion carried.**

**Reading and Approval of Minutes**

The Chair called for review of the minutes of the Special Meeting of July 12, 2018. The Managers provided staff with minor grammatical changes.

**Manager Sheely moved, seconded by Manager Hunker, to approve the special meeting minutes of July 12, 2018 subject to the minor grammatical changes. Upon a vote, the motion carried.**

The Chair called for review of the minutes of the Regular Meeting of July 18, 2018. The Managers provided minor grammatical changes to staff.

**Manager Sheely moved, seconded by Manager Peterson, to approve the regular minutes of July 12, 2018 subject to minor corrections. Upon a vote, the motion carried.**

The Chair called for review of the minutes of the Special Meeting of July 31, 2018. The Managers provided minor grammatical changes to staff.

**Manager Sheely moved, seconded by Manager Peterson, to approve the special meeting minutes of July 31, 2018 subject to minor corrections. Upon a vote, the motion carried.**

## **Public Open Forum**

There were none.

## **Consent Agenda**

- A. Administratively Approved Permits**
- B. Permit Inspection Report**
- C. Permit #2018-96: Bloomington Truck Dock Addition – 1800 West 94<sup>th</sup> Street: Bloomington**
- D. Permit #2018-100: Building Addition and Parking Lot Expansion for PLH & Associates – 4451 West 76<sup>th</sup> Street: Edina**

Manager Peterson moved, seconded by Manager Hunker, to approve the Consent Agenda. Upon a vote, the motion carried.

## **Hearing of Permit Applications**

- A. Permit #2018-91: Parking Lot Expansion – Creek View Office Building  
Parking Lot Expansion: 7001 West 78<sup>th</sup> Street: Bloomington**

Engineer Kieffer presented the permit request and proposed plans. She explained that multiple parcels are being combined in order to create a seven-stall parking area for the adjacent office building. She stated that the additional impervious surface will equate to an increase of 10.8 percent from the existing impervious existing on the site and therefore the stormwater requirements are triggered. She provided details on the proposed raingarden, noting that the raingarden is larger than the minimum requirement and will meet the rate control and water quality requirements of the District. She stated that the District wetland rules are triggered, and the buffer rules will apply, noting that Bloomington is the LGU in this instance. She recommended approval subject to the conditions listed in memorandum including surety in the amount of \$13,300.

Manager Peterson referenced an incorrect financial assurance calculation in the permit review memorandum.

Administrator Anhorn noted that staff will follow up on the financial assurance calculation but believed that the total dollar amount of \$13,300 is correct, but that the noted 7,000 linear feet of silt fence should actually be 700 linear feet.

Manager Hunker asked what the site is.

Alan Hill from Fauenshuh, Inc., on behalf of the applicant, replied that this is a vacant lot at this time. He noted that there had previously been a residence on the property that was torn down. He stated that the parcels have been replatted to be combined and the office will be the primary use.

Manager Sheely asked for details on the retaining wall.

Mr. Hill replied that the retaining wall will be used to manage the grades and stay out of the floodplain. He stated that they attempted to work around the mature trees to the extent possible.

**Manager Sheely moved, seconded by Manager Hunker, to approve the permit contingent on the standard conditions noted. Upon a vote, the motion carried.**

### **Treasurer's Report**

The Treasurer submitted the report. Administrator Anhorn provided clarification on certain items included in the report.

**Manager Peterson moved, seconded by Manager Sheely, to approve the Treasurer's Report and pay the bills. Upon a vote, the motion carried.**

### **Staff Report**

#### **A. Education and Outreach Program Report**

Education and Outreach Coordinator Zembal presented the zebra mussel models that the District recently received. She stated that the models will be given to District partners and displayed at educational events. She also presented examples of the Normandale Lake signs which have been installed around the lake. She advised that there are components on the signs for brochures to be stored and noted that the brochures have already needed to be refilled. She hoped that the project would begin in the next few weeks.

Manager Sheely asked if there have been many applicants for the Master Water Stewards.

Education and Outreach Coordinator Zembal replied that there were nine interested candidates at the first informational meeting but noted that the District has not yet received any applications. She was unsure about the results of the second informational meeting.

#### **B. Program and Project Manager Report**

Administrator Anhorn noted that the written report was included in the Board packet.

Manager Peterson asked if there will be permanent signage for Normandale Lake explaining how a shallow lake works.

Education and Outreach Coordinator Zembal stated that at this time there are only the temporary signs.

Manager Peterson stated that the Board previously discussed permanent signage which would explain shallow lake function.

Engineer Kieffer agreed that could be helpful to explain the function of a shallow lake and further spread that educational information. She noted that she would follow up on that idea.

The Board discussed other potential opportunities for signage throughout the District.

### **C. Administrator's Report**

#### **i. Received Correspondences**

Administrator Anhorn stated that the LHB Architects proposal for looking into options for a small addition to allow two more office spaces was included to give the Board an idea of what the cost would be. He stated that correspondence was received from MAWD asking for potential resolutions to be considered at the annual meeting. He noted that the Normandale Lake fisheries information was also received and provided a summary of the results. He provided additional information on another shallow lake and ponds where large goldfish populations have been discovered.

Administrator Anhorn stated that a budget public hearing will be held on September 6<sup>th</sup> at 5:30 p.m. He stated that there would be another opportunity for the public to comment at the November meeting. He noted that the regular November meeting date is scheduled for the day before Thanksgiving and suggested that perhaps the Board change the date to the week prior on November 14<sup>th</sup>. He asked the Managers to check their schedules and the date could be further discussed at the meeting on September 6<sup>th</sup>.

### **Unfinished Business**

#### **A. 2019 Draft Budget**

Administrator Anhorn stated that the proposed changes suggested at the Board's 2019 Budget workshop have been incorporated into the revised draft budget and provided a summary of those changes.

Chair Kloiber confirmed the consensus of the Board with the 2019 budget and levy as proposed, directing staff to continue to move forward with the process.

Attorney Smith stated that because a proposed budget and levy numbers will be published, it would be helpful for the Board to make a motion to notice the proposed budget.

**Manager Hunker moved, seconded by Manager Peterson, to approve the noticing of the proposed 2019 budget as presented. Upon a vote, the motion carried.**

### **New Business**

**A. Richfield Surface Water Management Plan**

• **Review/Comment Letter**

Administrator Anhorn stated that he, legal counsel, and engineering staff reviewed the plan. He stated that there are a few areas that staff would like language strengthened to defer authority to the District. He stated that there is a proposed resolution before the Board which would conditionally approve the plan.

• **Draft Resolution #18-08 – Conditionally approving the City of Richfield Surface Water Management Plan**

Chair Kloiber confirmed the consensus of the Board to waive reading of the whereas statements and read aloud the remaining portion of the proposed resolution.

**Manager Sheely moved, seconded by Manager Peterson, to Adopt Resolution #18-08 Conditionally Approving the City of Richfield Surface Water Management Plan. The Administrator conducted a roll call vote:**

	<u>Yay</u>	<u>Nay</u>	<u>Absent</u>
<b>HUNKER</b>	X		
<b>KLOIBER</b>	X		
<b>PETERSON</b>	X		
<b>SHEELY</b>	X		
<b>TWELE</b>			X

**The motion carried.**

**B. Stormwater Volume Reduction Opportunity Analysis**

Administrator Anhorn provided background information on the direction the Board gave to Barr Engineering to conduct a desktop study of stormwater volume reduction opportunities within the District.

Engineer Kieffer stated that this project fits into the work the District does in many ways and identified the project objectives. She explained the methodology which was used to identify the areas with the best soils and reviewed the different soil categories. She stated that the next step of the analysis was reviewing the soils under the surface layer and explained the process that was followed. She stated that an approximation was then done for the watershed to show the different soil categories and shown as different colors on the maps. She noted that those colored areas showing type A and B type soils, which are sandier and would maximize infiltration opportunities, is where the District should focus their efforts in looking for stormwater infiltration opportunities. She explained that while there are some areas that have A types soils on the surface as well as in the deeper layers, there are other areas with A type soil at the surface, but a different type of underlain soils. She noted that because this was simply a desktop analysis,

all of the information is an estimation and further investigation would be needed for any of the locations before investing additional time and energy in those areas. She stated that this is a data set for the entire District that can be used by staff. She stated that this information was then used to determine sites that could be targeted. She explained that type A and B soils were then overlaid onto a map layer showing public and non-profit parcels to determine possible opportunities. She provided additional details on the rating system that was developed for identified parcels, which further identified those with the highest potential and benefits.

Engineer Kieffer displayed the top 30 opportunities which were identified and numbered. She stated that for many of the top opportunities, staff identified additional information in an easy to read format. She noted that the District could use that information to meet with cities, schools or churches and discuss opportunities. She reviewed examples using some of the top priorities. She reviewed a list of ways in which the data can be used.

Manager Hunker suggested creating a layer which compares this information to planned municipal street improvements.

Administrator Anhorn noted that including County projects would also be helpful.

Chair Kloiber provided another potential source for data within the urban soils area.

Engineer Kieffer stated that she believed that source was reviewed during the process.

Chair Kloiber stated that perhaps the MPCA has a layer which identified potential contamination, as those areas could be eliminated.

Engineer Kieffer stated that this is just data and has not been put into report format and is not a published data set. She asked how the District would like to use the information.

Chair Kloiber suggested printing maps for each municipality as discussions with city staff would be a good starting point.

Manager Hunker asked if the more detailed information was created for all the top opportunities.

Engineer Kieffer replied that staff began with the Edina areas as discussions were beginning with that municipality. She stated that the data exists for the top 30-35 sites, it would simply be a matter of making the data more presentable.

### **Engineer's Report**

Engineer Kieffer stated that the contractor for the Normandale Lake project has been working on their submittals. She stated that the Army Corp of Engineers permit has been received and the fencing for turtles will be installed this week. She stated that the drawdown will begin by August 23<sup>rd</sup>.

Administrator Anhorn noted that added wetland information was included in the back of the Engineer's Report.

Engineer Kieffer stated that the intent was to give the Board a sense of the requests that come in related to wetlands.

**Attorney's Report**

Attorney Smith had nothing further to report.

**Managers' Report**

The Chair called for reports.

Manager Sheely stated that she has been receiving complaints on the Long Lake pickleball courts and provided an update. She stated that she and staff have visited the site and it appears to be managed well.

Manager Peterson advised of an upcoming pollinator walk.

**Adjournment**

**It was moved by Manager Sheely, seconded by Manager Peterson, to adjourn the meeting at 8:22 p.m. Upon a vote, the motion carried.**

Respectfully submitted,

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Grace Sheely, Secretary

ATTACHMENTS:  
Treasurer's Report