

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

WEDNESDAY, JANUARY 15, 2025

[Board Meeting Agenda](#) *(including links to packet materials)*
[Board Meeting Recording](#)

1. Call to Order

President Larry Olson called the Nine Mile Creek Watershed District Board of Managers regular meeting to order at 6:30 p.m. The meeting was held at the NMCWD office, Discovery Point, 12800 Gerard Drive, Eden Prairie.

Managers Present: Bob Cutshall, Brian Kirk, Chris-Ann Lauria, Peggy Kvam, and Larry Olson

Advisors Present: Janna Kieffer (Barr Engineering Company) and Michael Welch (Smith Partners)

Staff Present: Elizabeth Boor (Watershed Specialist), Brett Eidem (Project and Planning Manager), Cynthia Rubio (Administrative Specialist), Zach Stafslie (Regulatory Program Manager), Jordan Wein (Water Resources Project Manager), and Gael Zembal (Education and Outreach Coordinator).

Staff Absent: Erica Sniegowski (Administrator)

Public Present: Virg *(attended virtually)*

2. Approval of Agenda

There were no changes to the agenda.

Manager Kvam moved, seconded by Manager Kirk, to approve the meeting agenda. Upon vote, the motion carried.

3. **Public Open Forum**

No members of the public spoke.

4. **Consent Agenda**

a. **December 18, 2024, Meeting Minutes**

b. **2024 Annual Communication**

c. **2025 Annual Business Items and Designations**

- i) Naming of District Bank and Permit Security Depository
- ii) Confirm Receipt of Broker Certificates for Investments
- iii) Naming of Official Newspaper
- iv) Review of Permit Fee Schedule
- v) Review of Financial Assurances Schedule

d. **Appointment of Citizens Advisory Committee Members**

e. **Mirror Lake Feasibility Study Final Report**

Manager Lauria moved, seconded by Manager Kirk, to approve the minutes of the December 18, 2024, meeting; to approve and authorize the administrator to distribute the 2024 annual communication as required by law; to approve the annual business items and designations as presented; to appoint members to the Citizens Advisory Committee as recommended by staff; and to accept the Mirror Lake Feasibility Study. Upon vote, the motion carried.

5. **Action Items**

a. **Adoption of Board Meeting Schedule**

Manager Kvam moved, seconded by Manager Cutshall, to approve the 2025 meeting schedule as presented. Upon vote, the motion carried.

b. **Election of Officers**

Manager Kvam moved, seconded by Manager Cutshall, to nominate Larry Olson as president of Nine Mile Creek Watershed District Board of Managers. Upon vote, the motion carried.

Manager Lauria moved, seconded by Manager Kirk, to nominate Bob Cutshall as vice president of Nine Mile Creek Watershed District Board of Managers. Upon vote, the motion carried.

Manager Cutshall moved, seconded by Manager Kvam, to nominate Chris-Ann Lauria as secretary of Nine Mile Creek Watershed District Board of Managers. Upon vote, the motion carried.

Manager Kirk moved, seconded by Manager Cutshall, to nominate Peggy Kvam as treasurer of Nine Mile Creek Watershed District Board of Managers. Upon vote, the motion carried.

c. Designation of Committee Members & Liaisons

Manager Lauria moved, seconded by Manager Kvam, to approve the slate of committee members and liaisons as follows: Personnel Committee – Bob Cutshall and Brian Kirk; flood management liaisons – Bob Cutshall and Chris-Ann Lauria; Citizens Advisory Committee liaison – Larry Olson and Chris-Ann Lauria; diversity, equity, inclusion & accessibility liaison – Brian Kirk; grant review liaison – Peggy Kvam. Upon vote, the motion carried.

d. Adaptive Level Control Systems Phase 2 Scope of Work

Manager Lauria moved, seconded by Manager Cutshall, to authorize Barr Engineering to complete the ALCS phase 2 scope of work for not to exceed \$252,000, , including a \$6,000 subcontract to Soil Engineering Testing. Upon vote, the motion carried.

e. Herbicide Treatments Scope of Work

Manager Cutshall moved, seconded by Manager Lauria, to authorize Barr Engineering to complete the aquatic invasive plant-management scope of work for not to exceed \$82,640, including a subcontract with ERS for \$3,800, and a subcontract to a contractor to be determined for a plant survey of Lake Cornelia for \$1,300, and a subcontract with Freshwater Scientific for \$3,640. Upon vote, the motion carried.

f. Cost-Share Grants

Manager Lauria moved, seconded by Manager Kvam, to authorize the administrator, on advice of counsel, to enter into a cost-share agreement with Waters Edge Homeowners Association for not to exceed \$20,000 to install a native shoreline buffer, and a cost share agreement with Clarion Hills Townhome Association for not to exceed \$20,000 to install a native shoreline buffer. Upon vote, the motion carried.

Signature: 
Chris-Ann Lauria (Mar 3, 2025 18:43 CST)

Email: clauria@ninemilecreek.org

6. **Treasurer's Report**

Manager Kirk moved, seconded by Manger Cutshall, to accept the treasurer's report and authorize the administrator to pay the bills, including the payment of Sunram pay application no. 4 for \$19,258.87 for the South Fork Stabilization project. Upon Vote, the motion carried.

7. **Discussion Items**

a. **Governance Manual**

8. **Updates**

a. **Administrator's Report**

Manager Kirk moved, seconded by Manager Lauria, to authorize any manager or staff member to attend the Minnesota Watersheds Legislative Day. Upon vote, the motion carried.

b. **Staff Reports**

c. **Administratively Approved Permits & Inspection Report**

d. **Engineer's Report**

e. **Attorney's Report**

f. **Manager Reports**

9. **Adjournment**

Manager Lauria moved, seconded by Manager Kirk to adjourn the meeting at 8:52 p.m. Upon vote, the motion carried.

Respectfully Submitted,

Chris-Ann Lauria
Chris-Ann Lauria, Secretary






NMCWD- January 15 2025-Regular-Board-Meeting-Minutes

Final Audit Report

2025-03-04

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