



**MONTHLY MEETING MINUTES**  
January 16, 2013, 7:00 p.m.  
City Council Chambers, Chaska, Minnesota

**1. CALL TO ORDER**

President Francis called the regular meeting of the Board of Managers of the Lower Minnesota River Watershed District to order at 7:00 p.m. on Wednesday, January 16, 2013 in the Council Chambers at Chaska City Hall, Chaska, Minnesota.

**2. ROLL CALL**

- a. Managers present: Kent Francis, Yvonne Shirk, Len Kremer
- b. Managers absent: Carla Shutrop
- c. Also present: Terry Schwalbe, Administrator; Della Young, HDR; Ed Matthiesen and Dave Parenteau, Wenck & Associates

**3. APPROVAL OF MEETING AGENDA**

After discussion, the meeting agenda was approved. Vote: Ayes 3, Nays 0; motion carried.

**4. CONSENT AGENDA**

After discussion it was moved and seconded to approve the Consent Agenda. Vote: Ayes 3; Nays 0; motion carried.

**5. OPEN FORUM**

**6. PREVIOUS MONTH'S MINUTES**

December 19, 2012 minutes not available

**7. TREASURER'S REPORT AND PAYMENT OF BILLS**

**8. PRESENTATIONS**

Flying Cloud Landfill Waste Consolidation and Closure Project.

Ed Matthiesen and Dave Parenteau of Wenck & Associates gave a presentation outlining the project, which is scheduled to start April 1, 2013 and will be under construction for the next 2 to 2 1/2 years. After discussion Manager Francis requested Wenck to update the board on the project in 6 months. Manager Francis also requested Wenck to notify Schwalbe when a

pre-construction conference was scheduled so he could notify the board of the date and time if any of the members wished to attend the Pre-con.

## 9. PRESENTATIONS FOR BOARD ACTION

Dredge Material Management Plan.

Della Young of HDR reviewed the draft of the DMMP and was concerned with the attorney's lack of comments with reference to Chapter 5. President Francis said he would contact Attorney Malkerson to clarify alternatives in Chapter 5, Alternate Management Scenarios, and get back to Ms. Young.

The discussion then focused on the subject of a letter to be drafted by Ms. Young with regards to the LMRWD responsibilities in the management of the 9 Foot Navigation Channel. This letter will be addressed to the State Legislators of the District. The following items should be addressed in the letter:

- a) Letter addressed to the Legislators of the District
- b) Copies to Cities, Counties, agencies, and industry.
- c) To be signed and sent out by January 28, 2013
- d) Governance of the channel
- e) Costs are significant
- f) Not fair for just our District to pay
- g) User costs should be shared by a larger area of the state
- h) Fairer funding
- i) Channel has a large impact on the state economy
- j) Who benefits from the channel
- k) Don't assess the citizens of just this District
- l) Don't assess just the benefited properties of the District
- m) Review options such as Port Authority, MNDOT, keep as is
- n) State should consider the change in sediment in the river (TMDL)
- o) Consider the excessive burden placed on the District and/or users if they are required to absorb the entire cost
- p) Look for help from State Departments (MNDOT, DNR, ECONOMIC DEVELOPMENT, ETC.)
- q) Economic benefit of the channel to the state is enormous
- r) Looking at the cost/benefit ratio failure is not an option

President Francis and Manager Kremer will review and approve the letter prior to it being sent. Following discussion it was moved and seconded to have Ms. Young draft the letter based on the above comments and concerns. President Francis and Manager Kremer will give final approval prior to the letter being sent. Vote: Ayes 3; Nays 0; motion carried.

## 10. NEW BUSINESS

- a. *Dakota County Governance Study Letter.* Manager Kremer wanted to make sure the rest of the board had reviewed the letter. He also pointed out the importance of the comments in the letter with regards to the Lower Minnesota River 9 Foot Navigation Channel letter Ms. Young has been directed to draft.

- b. *Website*. President Francis reminded Schwalbe of the importance of keeping the site up to date.
- c. *Dredge Site Materials from Private Slips*. President Francis asked Schwalbe if he was aware of any dredge material from private slips being placed on the R.M. 14.2 Site. Schwalbe stated to his knowledge no dredge material was placed on the 14.2 District Site and that private dredging was going to either the Kraemer or Waste Management sites.

#### 11. OLD BUSINESS

- a. *Carver County Accounting Services, 2012 Audit and Accounting Services*. Schwalbe presented the board with the signed County Agreement for signatures. After discussion it was moved and seconded to approve the Agreement and have it signed by President Francis. Vote: Ayes 3; Nays 0; Motion carried.
- b. *Education, PLSLWD Workshop*. Schwalbe stated he was having difficulty scheduling the workshop and that he would continue to work with PLSLWD to resolve the issue.

#### 12. ADMINISTRATOR REPORT

- a. *Seminary Fen Grant updates*. Schwalbe stated he was working with Bill Monk on the details of the cooperative agreement between the District and the City and he was to meet with Mr. Monk early next week.
- b. *Minnesota River Board Update*. Schwalbe stated he took a day of vacation to attend the MRB Focus Group Session in Willmar on Monday January 14, 2013 at his own expense and that he announced at the Session he was attending as a private citizen and not representing the LMRWD in any way.
- c. *Seminary Fen Work Group*. Schwalbe stated he attended the Work Group meeting on Monday January 7, 2013 and the Groups draft work plan was in the packet. The managers had no questions.

#### 13. UPCOMING MEETINGS/TOURS/EVENTS

#### 14. OTHER BUSINESS

#### 15. ADJOURNMENT

President Francis ended the regular meeting at 8:20 P.M. and stated the managers would remain in session to discuss other matters and he would prepare minutes of the closed session.