



Please note the meeting will be held in person at the Carver County Government Center on the Wednesday, September 18, 2024. The meeting will also be available virtually using this [link](#).

LOWER MINNESOTA RIVER WATERSHED DISTRICT

Lower Minnesota River Watershed District
7:00 PM - Wednesday, September 18, 2024, 2024
Carver County Government Center
602 East Fourth Street, Chaska, MN 55318

| Agenda Item | Discussion |
|------------------------------------|---|
| 1. Call to order | A. Roll Call |
| 2. Citizen Forum | <i>Citizens may address the Board of Managers about any item not contained on the regular agenda. A maximum of 15 minutes is allowed for the Forum. If the full 15 So are not needed for the Forum, the Board will continue with the agenda. The Board will take no official action on items discussed at the Forum, with the exception of referral to staff or a Board Committee for a recommendation to be brought back to the Board for discussion or action at a future meeting.</i> |
| 3. Approval of Agenda | A. Additions, Corrections, and Deletions to Agenda |
| 4. Public Hearings & Presentations | A. None |
| 5. Consent Agenda | <p><i>All items listed under the consent agenda are routine by the Board of Managers and will be enacted by one motion and an affirmative vote of a majority of the members present. There will be no separate discussion of these items unless a Board Member or citizen request, in which event, the items will be removed from the consent agenda and considered as a separate item in its normal sequence on the agenda.</i></p> <p>A. Approve Minutes August 21, 2024 Regular Meetings and September 11, 2024 Special meeting</p> <p>B. Receive and file August 2024 Financial report</p> <p>C. Presentation of Invoices for payment</p> <ul style="list-style-type: none"> i. Clifton Larson Allen (CLA) – Financial services through August 2024 ii. TimeSavers Off Site Secretarial – Preparation of July 17, 2024, meeting minutes & Board Workshop minutes iii. Rinke Noonan, Attorneys at Law – legal services related to Area #3 through July 2024 iv. Rinke Noonan, Attorneys at Law – general legal services, Vernon Avenue project and Lakota Lane through June 2024 |

| | |
|---------------------------|--|
| | <ul style="list-style-type: none"> v. Daniel Hron – October 2024 office rent vi. US Bank Equipment Finance – September 2024 copier lease payment vii. Young Environmental Consulting Group, LLC – August 2024 technical, and Education & Outreach services viii. Naiad Consulting, LLC – August 2024 administrative services, mileage & expenses ix. Bolton & Menk, Inc. – Engineering services related to Vernon Avenue x. Barr Engineering – July 2024 Design Development related to Area #3 xi. Barr Engineering – August 2024 Design Development related to Area #3 xii. Frenette Legislative Advisors – July, August & September 2024 services xiii. 4M Fund – July 2024 fund service charges <p>D. Report from the Citizen Advisory Committee</p> |
| 6. Permits | <ul style="list-style-type: none"> A. LMRWD Permit Renewals B. 2024 Minneapolis-St. Paul (MSP) International Airport Terminal 1 Concourse G Infill Pods 2-3 (LMRWD No.2024-012) |
| 7. Action Items | A. Election of LMRWD Officers |
| 8. Board Discussion Items | A. None |
| 9. Information Only | <ul style="list-style-type: none"> A. 2025 Legislative Agenda and solicitation for lobbying services B. Spring Creek C. Dredge Management D. Study Area #3 E. Minnesota River Boat Tour F. State of the Minnesota River Listening Session G. LMRWD Permit Program Summary |
| 10. Communications | <ul style="list-style-type: none"> B. Administrator Report C. President D. Managers E. Committees F. Legal Counsel F. Engineer |
| 11. Adjourn | Next meeting of the LMRWD Board of Managers is Wednesday, October 9, 2024. (Please note change from the third Wednesday. |

Upcoming meetings/Events

Managers are invited to attend any of these meetings. Most are free of charge and if not the LMRWD will reimburse registration fees.

- UMWA (Upper Mississippi Waterway Association) monthly meeting – Thursday, September 19, 2024, 12:00 noon to 1:30 pm virtual
- Scott County Outdoor Education Day – Monday September 23, 2024, through Thursday September 26, 2024, 9:00 am to 1:00 pm, Cedar Lake Regional Park, 25875 Juniper Avenue, New Prague, MN
- [Metro Children’s Water Festival](#), September 25, 2024, 8:00 am to 3:00 pm, MN State Fair Grounds
- [MAISRC Showcase](#) (Minnesota Aquatic Invasive Species Research Center) – Wednesday, September 25, 2024, 8:30 am to 5:30 pm, St. Paul Student Center, University of Minnesota. St. Paul Campus
- Metro Watersheds – Tuesday, October 15, 2024, 7:00 pm, Capitol Region Watershed District, 595 Aldine, St. Paul, MN

- [Water Resource Conference](#) – October 15 & 16, 2024, 8:00 am to 5:00 pm, St. Paul River Centre, 175 West Kellogg Boulevard, St. Paul, MN
- [BWSR Academy](#) – October 29 through October 31, 2024, Cragun’s Conference Center, 11000 Craguns Drive, Brainerd, MN
- [MN Watershed Annual Conference](#) – December 4 through December 6, 2024, Grandview Lodge, 23521 Nokomis Avenue, Nisswa, MN

For Information Only

- **WCA Notices**
 - Dakota County, City of Eagan – Notice of Application – MCES Siphon Improvements Phase II
 - Dakota County, City of Eagan – Notice of Decision – MCES Siphon Improvements Phase II
 - Hennepin County, City of Bloomington – Notice of Application - Minnesota DNR state trail construction in the MN River Valley
 - Dakota County, City of Eagan – Notice of Decision, change in wetland bank credits for previously approved plan
- **DNR Public Waters Work permits**
 - None
- **DNR Water Appropriation permits**
 - Dakota County, City of Eagan – Request for Comments, temporary construction dewatering for replacement of sanitary sewer siphon beneath Nicols Road
 - Scott County, City of Shakopee – permit issued for temporary construction dewatering for installation of sanitary sewer
 - Hennepin County, Minneapolis/St. Paul Airport – permit issued for temporary dewatering for installation of an elevator at the MSP Airport Safety & Security Center
 - Scott County, City of Savage - Permit terminated for non-payment of requested fees for Superior Minerals
- **Well Head Protection Plans**
 - Notice of intent – the communities of Bloomington, Chanhassen, Eden Prairie, Edina, Hopkins, Minnetonka, Richfield, and Saint Louis Park intend to develop a regional, multi-community wellhead protection plan for our shared groundwater resources.



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Minutes of Regular Meeting

Board of Managers

Wednesday, August 21, 2024

Carver County Government Center, 602 East 4th Street, Chaska, MN 7:00 p.m.

Approved _____, 2024

1. CALL TO ORDER

A. OATH OF OFFICE

On April 30, 2024, Vinantha Viswanathan was appointed to the Board of Managers of the Lower Minnesota River Watershed District by the Hennepin County Board of Commissioners. She read the oath of office as the first item on the agenda.

B. ROLL CALL

On Wednesday, August 21, 2024, at 7:00 PM CST, in the Board Room of the Carver County Government Center, 602 East 4th Street, Chaska, Minnesota, President Barisonzi called to order the meeting of the Board of Managers of the Lower Minnesota River Watershed District (LMRWD).

President Barisonzi asked for the roll call to be taken. The following Managers were present: President Joseph Barisonzi, Manager Theresa Kuplic, Manager Apollo Lammers, Manager Lauren Salvato and Manager Viswanathan.

In addition, the following attended the meeting in-person: Linda Loomis, Naiad Consulting, LLC, LMRWD Administrator; Della Schall Young, Young Environmental Consulting Group, LLC, LMRWD Technical Consultant; Kati Johngrass, LMRWD Citizens Advisory Committee appointee; and Scott County Commissioner Jody Brennan. Hannah LeClaire, Water Resource Engineer, Young Environmental Consulting Group, LLC; John Kolb, Rinke Noonan Attorneys at Law, LMRWD Legal Counsel; and Manager Ben Burnett, Prior Lake Spring Lake Watershed District attended the meeting virtually.

2. CITIZEN FORUM

No one was present to address the Board of Managers.

3. APPROVAL OF THE AGENDA

A. Additions, Corrections and Deletions to the Agenda

President Barisonzi introduced this item and asked to add Item 7C. – Review of Board seat Allocation.

Manager Salvato made a motion to approve the agenda with addition of Item 7.C. – Review of Board Seat Allocation. Manager Lammers seconded the motion. Upon a vote being taken the motion was carried unanimously.

4. PUBLIC HEARINGS & PRESENTATION

A. Report on LMRWD permit inspection

Ms. Schall-Young introduced this item and shared that the Young Environmental interns will not be able to attend the meeting to present their report which was included in the packet. Ms. Schall-Young asked if Managers had any questions. No Managers had questions.

5. CONSENT AGENDA

President Barisonzi introduced the item.

A. Approve Minutes June 20, 2024, and July 17, 2024, Regular Meetings and July 17, 2024, Board Workshop

B. Receive and file July 2024 Financial Report

C. Approval of Invoices for payment

- i. Clifton Larson Allen (CLA) - Financial services through July 2024
- ii. TimeSavers Off Site Secretarial – Preparation of June 20, 2024, meeting minutes
- iii. Rinke Noonan, Attorneys at Law – legal services related to Area #3 through June 2024
- iv. Rinke Noonan, Attorneys at Law - general legal services through June 2024
- v. Daniel Hron - September 2024 office rent
- vi. US Bank Equipment Finance – August 2024 copier lease payment
- vii. Young Environmental Consulting Group, LLC – July 2024 technical, and Education and Outreach services
- viii. Naiad Consulting, LLC – July 2024 administrative services, mileage, and expenses
- ix. 106 Group - Area #3 – July 2024 services related to Area #3
- x. Bolton & Menk – Engineering Services through July 23, 2024, related to Vernon Avenue
- xi. Barr Engineering – June 2024 Design Development related to Area #3
- xii. I & S Group, Inc. (ISG) - invoice for services related to flood damage assessment
- xiii. I & S Group, Inc. (ISG) – invoice for services through July 2024 for Spring Creek
- xiv. Western National Insurance – annual commercial liability insurance premium 2024/2025
- xv. Scott County SWCD – Q2 2024 monitoring, TACS and Education & Outreach
- xvi. 4M Fund - June 2024 fund service charges

D. Report from the Citizen Advisory Committee

E. Support to extend the dedication of lottery-derived revenue to Environment and Natural Resources Fund for 25 years

F. LMRWD Data Practices Policy

G. Authorize execution of Professional Services Agreement with Young Environmental Consulting Group

Manager Lammers made a motion to approve the Consent Agenda. Manager Kuplic seconded the motion. Upon a vote being taken the motion was carried unanimously.

6. PERMITS & REPORTS ON STANDING BUSINESS ITEMS

A. LMRWD Permit Renewals

President Barisonzi introduced this item.

Manager Lammers made a motion to approve renewal requests listed in Table 1. Summary of August 2024 permit renewal requests detailed in Technical Memorandum – August 2024 Permit Renewal Requests dated August 14, 2024. Manager Salvato seconded the motion. Upon a vote being taken the motion was carried unanimously.

B. 2024 T2 North Expansion Project – Rule D Amendment (LMRWD No.2024-006)

President Barisonzi introduced this item.

Manager Kuplic made a motion to conditionally amend LMRWD Permit No. 2024-006 to authorize construction of impervious surfaces in compliance with Rule D contingent upon the receipt of an executed maintenance agreement. Manager Salvato seconded the motion. Upon a vote being taken the motion was carried unanimously.

C. Flying Cloud Airport Project (LMRWD No. 2024-016)

President Barisonzi introduced this item.

Manager Salvato noted that recommendation actions do not typically include field verification. She asked why it is required in this situation. Ms. Schall-Young explained that this situation is different as it is in an infiltration basin, and they are concerned with whether it will be infiltrating at the rate that was prescribed in the model.

Administrator Loomis added that the LMRWD has received the maintenance agreement.

Manager Salvato made a motion to conditionally approve a permit for Flying Cloud Airport Project (LMRWD No. 2024-006) contingent upon the receipt of an executed maintenance agreement and documentation that the project has been approved by the City of Eden Prairie. The approved permit will have the following stipulation:

- **Field verification of infiltration rates of the existing infiltration basins. If minimum infiltration rates that are used within the Hydro CAD model provided with the application cannot be achieved on-site, replacement or soil amendment will be required.**

Manager Kuplic seconded the motion. Upon a vote being taken the motion was carried unanimously.

D. Permit review fee schedule

President Barisonzi introduced this item. He shared that he asked that some options be considered for different kinds of pricing that could be considered for projects that go above and beyond normal permit reviews

Ms. Schall-Young shared that she looked at the suggestions provided by President Barisonzi. She noted that several of the options to be considered are interesting. She noted she did not have time to dig into the options and that these would have to be discussed with legal counsel.

She noted that a fee to expedite permit review was an interesting concept.

Administrator Loomis explained that part of the reason that they denote the completeness of an application is due to Minnesota law that states when an application is submitted for a permit,

the LMRWD has 60 days to respond to an application, otherwise, it will automatically be considered approved.

Attorney Kolb stated this fee schedule was put together very well and the suggestions made are absolutely achievable within the Watershed's authority. He explained that under Minnesota law, they have 15 days to review an application and determine whether it is complete. He noted how state law informs the permit approval program. He added that permits should be self-sufficient and should not be subsidized by the rest of the district.

Ms. Schall-Young shared that they are receiving quite a few public permit applications, which they do not charge a fee for, per State statute.

Manager Salvato said she would like to hear more about what legal counsel thinks about this.

President Barisonzi said he would like to move ahead with the recommended fees set in Resolution 24-13 and directed Staff to come back within a reasonable time, sometime this quarter with an investigation of the available options and considerations for what is feasible with Staff time and resources for permitting.

Attorney Kolb cited the statute which disallows charging application fees or field inspection fees to federal & state government or political subdivisions.

Manager Kuplic asked what percentage of applications are public versus private. Ms. Schall-Young shared that she could get this information and bring it back to the Board.

Manager Kuplic made a motion to adopt Resolution 24-13 Setting Fees for Lower Minnesota River Watershed District Permitting. Manager Salvato seconded the motion. Upon a vote being taken the motion was carried unanimously.

7. ACTIONS ITEMS

A. LMRWD Bylaws update – please note changes are recommended

President Barisonzi introduced this item.

Administrator Loomis shared that the Board can table this item and put together a sub-committee to come back with recommendations.

President Barisonzi shared that he would like to table this item as some of the language that they added for conflicts of interest clause created some ambiguities and internal conflicts with conflicts of interest. He explained that they would like to come up with terminology that references a conflict-of-interest policy in the bylaws, but not state an entire conflict of interest policy.

Manager Kuplic asked for the reasoning why President Barisonzi does not want a whole conflict of interest clause. President Barisonzi shared that this would go beyond the scope of the statute which extends the understanding of conflict of interest beyond financial interests to personal or relationship interests.

Manager Salvato made a motion to table this item pending a Staff rewrite of the bylaws to the next meeting. Manager Lammers seconded the motion. Upon a vote being taken the motion was carried unanimously.

B. Biennial Solicitation for legal services

President Barisonzi introduced this item. President Barisonzi said he is in favor of extending the Professional Service Agreement with Rinke Noonan for one year.

Manager Kuplic made a motion to extend the contract with Rinke Noonan for one year from August 21, 2024. Manager Lammers seconded the motion. Upon a vote being taken the motion was carried unanimously.

C. Adding an Additional Seat to the Board for Scott County

Manager Lammers introduced this item. He shared his request for an additional seat added to the Board for Scott County as it is the largest tax base and largest population within the watershed district.

Attorney Kolb shared that adding a manager and making this a six-manager Board would only be authorized by law if more than five counties are affected by the district. He noted that if they can pursue this then it will have to be reviewed by BWSR. He explained that a petition for redistribution of seats would also have to go through BWSR from one of the affected counties.

President Barisonzi stated he would not like to limit the request to just add an additional Board member, but to ask for recommendations of how the makeup of the Board could better reflect the changes in population within the district. He added that he would like to ensure that the Board is a fair representative of the district as a whole.

Manager Lammers made a motion to direct Staff and legal counsel to return a memo of education and advisement on how the Board can better address the proportional Board seats based on the population in the district. Manager [REDACTED] seconded the motion. Upon a vote being taken the motion was carried unanimously. [There was not a second to this motion]

D. 2025 Legislative Agenda and authorize solicitation for lobbying services

President Barisonzi introduced this item.

Manager Salvato said she would like to see applications for all of these individuals so they can compare them all apples-to-apples.

Manager Salvato made a motion to approve the draft Request for Qualifications for Government Relations Consultant and authorize publication. Manager Kuplic seconded the motion. Upon a vote being taken the motion was carried unanimously.

E. Education and Outreach

○ **Appointments to Citizen Advisory Committee**

President Barisonzi introduced this item and shared his excitement for five qualified candidates.

President Barisonzi, asked Kati Johngrass, one of the applicants for the Citizen Advisory Committee (CAC) to step forward and introduce herself and explain her interest in being appointed to the CAC.

Manager Salvato made a motion to adopt Resolution 24-12 2024 Citizen Advisory Committee Appointments. Manager Lammers seconded the motion. Upon a vote being taken the motion was carried unanimously.

F. 2025 LMRWD Budget

President Barisonzi introduced this item. He explained that they must adopt a preliminary budget to send the counties; however, they will be able to reduce the budget from the preliminary budget, but they cannot increase it.

Attorney Kolb explained that the statute requires that they adopt the budget for the following year by September 15. He added that they are required to hold a budget hearing before they adopt the budget. He shared that the budget and hearing has to be advertised for two weeks prior to the hearing.

President Barisonzi asked what flexibility the Board would have to hear feedback from the public and make corresponding changes to the budget based on this feedback. Attorney Kolb explained that they will be able to use whatever time they have between the hearing and September 15 to make changes to the budget. He explained that most watershed districts have already internally vetted their budgets and they will have to hear something that is quite important to make changes from the budget.

President Barisonzi asked if the hearing would require a Board action of approval that evening. Attorney Kolb said it would be wise to follow the public hearing with necessary deliberation and approve the preliminary budget.

President Barisonzi shared his appreciation for the work that was put into the budget and the levy. He added that he is very attentive to the taxpayer's experience, and he is looking forward to being able to answer some questions for the residents. He said he does not know how to answer the question of what the increase in the levy is paying for. He shared that he would like to create a Finance Committee that could work with Staff to pull the numbers together so that the Board can communicate to residents what the increase is paying for.

Manager Kuplic noted that it would be helpful for them to be able to share with residents how the LMRWD budget compares to other watersheds. She stated that the LMRWD is on the lower end of watershed district budgets so having the comparison may help put things into perspective for residents.

Attorney Kolb added that they could consider looking at the impact based on the market values for homes in the district. He noted these calculations can be relatively easily to make; however, it is different based on different tax classifications.

Manager Kuplic shared that it would be nice to be able to share the impact the projects that are being done have on the river, so it is easier for people to be supportive of different projects. She asked if it would be possible for them to get the calculations on average impacts on different properties to be published with the notice for the public hearing. President Barisonzi reiterated that he would like to create a temporary Finance Committee to work with Staff to get the numbers that they can communicate to the residents as soon as possible.

Manager Salvato made a motion to adopt Resolution 24-21 Calling for a public hearing on the 2025 Budget and Levy during a Special Board Meeting on September 11 at 7:00 p.m. Manager Kuplic seconded the motion. Upon a vote being taken the motion was carried unanimously.

G. Spring Creek

President Barisonzi introduced this item. He noted that this is amazing programming that they are doing, and they need to articulate this when they are discussing the budget on how they are able to expand their impact into the community.

Manager Lammers made a motion to adopt Resolution 24-19 Ordering Spring Creek Improvements. Manager Salvato seconded the motion. Upon a vote being taken the motion was carried unanimously.

H. Dredge Management

- **Vernon Avenue Improvement Project**
President Barisonzi introduced this item.

Manager Kuplic made a motion to accept Engineering Services for Vernon Avenue Improvement Projects, Amendment 1 – Construction Staking Services and authorize execution. Manager Salvato seconded the motion. Upon a vote being taken the motion was carried unanimously.

I. Study Area #3 riverbank stabilization project

President Barisonzi introduced this item.

Attorney Kolb shared an update on working through the subdivision process of this land. He shared that the City of Eden Prairie is being a little challenging as they are now wanting them to go through a re-platting. He said they are continuing to work with the City on this.

Manager Kuplic made a motion to approve PSA with 106 Group to conduct additional archeological investigation as required by the US Army Corps of Engineers and authorize execution by LMRWD President. Manager Salvato seconded the motion. Upon a vote being taken the motion was carried unanimously.

8. BOARD DISCUSSION ITEMS

A. Board Committee Structure

President Barisonzi introduced this item. He shared that he would like to create two standing committees, a Personnel Committee and an Audit & Finance Committee.

Manager Kuplic made a motion to approve the creation of a Personnel Committee and an Audit & Finance Committee to meet on a monthly basis and direct Staff to coordinate the scheduling and communication in accordance with open meeting laws. Manager Salvato seconded the motion. Upon a vote being taken the motion was carried unanimously.

B. Review Meeting Schedule for the Remainder of 2024

President Barisonzi introduced this item. He shared that he has a conflict with the October meeting and Manager Salvato has a conflict with the November meeting.

Manager [REDACTED] made a motion to reschedule the October meeting to October 9 and the November meeting to November 6. Manager [REDACTED] seconded the motion. Upon a vote being taken the motion was carried unanimously. [No motion was made, no second was made]

9. FOR INFORMATION ONLY

A. Minnesota River Boat Tour

President Barisonzi introduced this item.

Administrator Loomis asked how the Board wants to fit into this program. Manager Salvato said she would love to speak at the event if she is able to attend. President Barisonzi shared that he would like to be the MC for the event.

B. State of the Minnesota River Listening Session

President Barisonzi introduced this item.

Ms. Young explained that they were looking for a subcommittee to work with Young Environmental on the planning of the listening session.

President Barisonzi and Manager Kuplic volunteered to serve on the subcommittee for planning.

C. LMRWD/Minnehaha Creek Boundary Change

Administrator Loomis introduced this item. She shared that BWSR approved this change and sent it to the Secretary of State and once it is filed there, it will go back to the counties to make the final adjustments.

D. LMRWD Permit Program Summary

President Barisonzi introduced this item.

No action required.

10. COMMUNICATIONS

A. Administrator Report: Administrator Loomis shared that they are reviewing the LMRWD website accessibility. She stated the final report on the trout stream will be brought to the in September. She added that the US Fish and Wildlife Service is moving forward with a project that will impact the floodplain in Bloomington. She noted that she attended the Salt Symposium and shared that Bloomington is taking a hard look at salt usage. She shared that the Corp of Engineers held their River Resource Forum where there was some discussion around invasive park species and sediment in the Mississippi River.

President Barisonzi asked if there was a discussion for the beneficial use of the sediment. Administrator Loomis shared that the beneficial use work group has not met recently.

Administrator Loomis continued her report and shared that the financial audit for 2022 has been scheduled and should be done before the end of the year. She also noted that Shakopee is in the middle of a stormwater treatment project and invited the LMRWD to come view

A. President: No report.

B. Managers: No report

C. Committees: No report

D. Legal Counsel: Attorney Kolb shared that they did receive a check from the Lakota Lane matter. He said the next steps will be to set the date requirement for the after-the-fact permit.

E. Engineer: No report.

11. ADJOURN

Hearing no further business, President Barisonzi adjourned the meeting at 8:27 pm.

A special meeting of the LMRWD Board of Manager will be held September 11, 2024 for the purpose of allowing the public to comment on the 2025 proposed budget and preliminary certification of levy of taxes payable 2025. The next regular meeting of the LMRWD Board of Managers meeting will be at 7:00, Wednesday, September 18, 2024. Both meetings will be held at the Carver County Government Center, 602 East 4th Street, Chaska, MN. Electronic access will also be available.

Attest:

Lauren Salvato, Secretary

LOWER MINNESOTA RIVER WATERSHED DISTRICT
BOARD OF MANAGERS
WEDNESDAY August 21, 2024
MEETING MINUTES

Linda Loomis, Administrator



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Minutes of Regular Meeting

Board of Managers

Wednesday, September 11, 2024

Carver County Government Center, 602 East 4th Street, Chaska, MN 7:00 p.m.

Approved _____, 2024

1. CALL TO ORDER

A. ROLL CALL

On Wednesday, September 11, 2024, at 7:00 PM CST, in the Board Room of the Carver County Government Center, 602 East 4th Street, Chaska, Minnesota, President Barisonzi called to order a special meeting of the Board of Managers of the Lower Minnesota River Watershed District (LMRWD).

President Barisonzi asked for the roll call to be taken. The following Managers were present: President Joseph Barisonzi, Manager Theresa Kuplic, Manager Apollo Lammers and Manager Vinatha Viswanathan. Manager Lauren Salvato was absent.

In addition, the following attended the meeting in-person: Linda Loomis, Naiad Consulting, LLC, LMRWD Administrator; Scott County Commissioner Jody Brennan; and Morgan Jacobs, Carver MN resident. Della Schall Young, Young Environmental Consulting Group, LLC, LMRWD Technical Consultant; and Daniel DeVaney attended the meeting virtually.

2. CITIZEN FORUM

No one was present to address the Board of Managers.

3. APPROVAL OF THE AGENDA

A. Additions, Corrections and Deletions to the Agenda

President Barisonzi introduced this item.

Manager Lammers made a motion to approve the agenda. Manager Kuplic seconded the motion. Upon a vote being taken the motion was carried unanimously.

4. PUBLIC HEARINGS & PRESENTATION

A. Presentation of proposed 2025 LMRWD budget

President Barisonzi introduced this item.

President Barisonzi invited Scott County Commissioner to comment on her concerns with the LMRWD proposed budget. Commissioner Brennan said she appreciated that the Board has reconsidered the budget and the proposed levy for 2025. She said she is still concerned with the trend of the education and outreach budget. She noted that this item has shown significant increases in 2024 and now again in 2025. She also noted that Scott County contributes the largest percentage of levy to the LMRWD revenues.

Commissioner Brennan noted that consistency in the budget is important and that the amount of revenue raised through levies not fluctuate greatly from year to year.

The Board thanked Commissioner Brennan for her comments and for her attention to the operations of the LMRWD.

B. Public Hearing Regarding Preliminary Certification of LMRWD Levy

President Barisonzi introduced this item and opened the public hearing. Hearing and seeing no one that wished to speak, President Barisonzi closed the public hearing.

Manager Lammers made a motion to adopt LMRWD Resolution 24-15 Preliminary Certification of Property Tax Levies for Carver County for Taxes Payable 2025 and Preliminary Approval of 2025 Proposed Budget. The motion was seconded by Manager Kuplic. Upon a vote being taken, the motion carried unanimously.

Manager Kuplic made a motion to adopt LMRWD Resolution 24-16 Preliminary Certification of Property Tax Levies for Dakota County for Taxes Payable 2025 and Preliminary Approval of 2025 Proposed Budget. The motion was seconded by Manager Lammers. Upon a vote being taken, the motion carried unanimously.

Manager Viswanathan made a motion to adopt LMRWD Resolution 24-17 Preliminary Certification of Property Tax Levies for Hennepin County for Taxes Payable 2025 and Preliminary Approval of 2025 Proposed Budget. The motion was seconded by Manager Kuplic. Upon a vote being taken, the motion carried unanimously.

Manager Lammers made a motion to adopt LMRWD Resolution 24-18 Preliminary Certification of Property Tax Levies for Scott County for Taxes Payable 2025 and Preliminary Approval of 2025 Proposed Budget. The motion was seconded by Manager Kuplic. Upon a vote being taken, the motion carried unanimously.

8. ADJOURN

Hearing no further business, President Barisonzi adjourned the meeting at 7:21 pm.

The next regular meeting of the LMRWD Board of Managers meeting will be at 7:00, Wednesday, September 18, 2024. The meeting will be held at the Carver County Government Center, 602 East 4th Street, Chaska, MN. Electronic access will also be available.

Attest:

Lauren Salvato, Secretary

Linda Loomis, Administrator

Item 5.B.
LMRWD 9-18-2024

| | | | |
|--|--|--------------|------------------------|
| BEGINNING BALANCE | 31-Jul-24 | | \$ 1,077,765.11 |
| ADD: | | | |
| General Fund Revenue: | | | |
| August 2024 Interest | | \$ 4,744.11 | |
| Permit review fee - Merjent, Inc. (LMRWD N | | \$ 750.00 | |
| fees received for 535 Lakota Lane | | \$ 4,875.00 | |
| Payment in Lieu - USFWS Carver County | | \$ 34.22 | |
| | | | |
| Total Revenue and Transfers In | | | \$ 10,403.33 |
| DEDUCT: | | | |
| Debits/Reductions | | | |
| Daniel Hron | August 2024 office rent payment | \$ 650.00 | |
| Dakota County SWCD | Q2 2024 monitoring in Dakota County | \$ 1,947.50 | |
| Scott County SWCD | Q1 2024 monitoring In Scott County, TACS & SCWEP | \$ 13,153.75 | |
| Western National Insurance Group | Annual Commercial Liability Insurace | \$ 10,880.00 | |
| 4M Fund | July 2024 bank service fee | \$ 40.00 | |
| | | | |
| Total Debits/Reductions | | | \$ 26,671.25 |
| ENDING BALANCE | 31-Aug-24 | | \$ 1,061,497.19 |

| | 2024 Budget | August Actuals | YTD 2024 | Over (Under) Budget |
|--|------------------------|---------------------|----------------------|--------------------------|
| Administrative expenses | \$ 377,838.00 | \$ 11,570.00 | \$ 218,943.55 | \$ (158,894.45) |
| Cooperative Projects | | | | |
| Eden Prairie Bank Stabilization Area #3 | \$ 100,000.00 | \$ - | \$ 115,365.73 | \$ 15,365.73 |
| Gully Erosion Contingency Fund | \$ - | \$ - | \$ - | \$ - |
| Seminary Fen Ravine Restoration site A | \$ - | \$ - | \$ - | \$ - |
| Seminary Fen Ravine Restoration site C-2 | \$ 90,000.00 | \$ - | \$ - | \$ (90,000.00) |
| Eagle Creek Bank Restoration: Town & Country R | \$ 30,000.00 | \$ - | \$ - | \$ (30,000.00) |
| Shakopee River Bank Stabilization | \$ 50,000.00 | \$ - | \$ - | \$ (50,000.00) |
| 509 Plan Budget | | | | |
| <i>Resource Plan Implementation</i> | | | | |
| Watershed Resource Restoration Fund | \$ 82,500.00 | \$ - | \$ - | \$ (82,500.00) |
| Fen Private Land acquisition study | \$ 50,000.00 | \$ - | \$ - | \$ (50,000.00) |
| Gully Inventory | \$ 150,000.00 | \$ - | \$ 21,483.25 | \$ (128,516.75) |
| MN River Floodplain Model Feasibility Study | \$ - | \$ - | \$ 5,385.50 | \$ 5,385.50 |
| Downtown Shakopee Stormwater BMPs | \$ 50,000.00 | \$ - | \$ - | \$ (50,000.00) |
| Spring Creek stabilization project | \$ 100,000.00 | \$ - | \$ 9,909.85 | \$ (90,090.15) |
| Sustainable Lakes Mgmt. Plan (Trout Lakes) | \$ 50,000.00 | \$ - | \$ - | \$ (50,000.00) |
| Geomorphic Assessments (Trout Streams) | \$ 100,000.00 | \$ - | \$ 61,565.24 | \$ (38,434.76) |
| Fen Stewardship Program | \$ 75,000.00 | \$ - | \$ 56,033.07 | \$ (18,966.93) |
| District Boundary Modification | \$ - | \$ - | \$ - | \$ - |
| Local Water Management Plan reviews | \$ 5,000.00 | \$ - | \$ - | \$ (5,000.00) |
| Project Reviews | \$ 50,000.00 | \$ - | \$ - | \$ (50,000.00) |
| Project inspections | \$ - | \$ - | \$ - | \$ - |
| <i>Monitoring</i> | \$ 75,000.00 | \$ 11,025.00 | \$ 18,818.50 | \$ (56,181.50) |
| <i>Watershed Management Plan</i> | \$ - | \$ - | \$ 11,999.41 | \$ 11,999.41 |
| <i>Public Education/CAC/Outreach Program</i> | \$ 115,000.00 | \$ 1,875.00 | \$ 47,332.95 | \$ (67,667.05) |
| <i>Cost Share Program</i> | \$ 20,000.00 | \$ 2,201.25 | \$ 7,671.22 | \$ (12,328.78) |
| Nine Foot Channel | | | | |
| Return of unused state funds | \$ - | \$ - | \$ - | \$ - |
| Dredge Site Improvements | \$ 240,000.00 | \$ - | \$ 17,920.98 | \$ (222,079.02) |
| Bonded Debt Levy | | | | |
| Scheduled Area #3 Bond payments | \$ 300,000.00 | \$ - | \$ - | \$ (300,000.00) |
| Total: | \$ 2,110,338.00 | \$ 26,671.25 | \$ 592,429.25 | \$ (1,517,908.75) |



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 5. D. – Report from Citizen Advisory Committee

Prepared By

Linda Loomis, Administrator

Summary

The Citizen Advisory Committee (CAC) was invited to the Minnesota River Cruise, so its regular meeting was cancelled. The next meeting of the will be held October 1st at 4:30 pm at Schram Haus Brewery.

Newly appointed members are invited, and an orientation is planned. President Barisonzi will attend to welcome the new members of the CAC and reacquaint with current members.

All Board members are welcome to attend the meetings of the CAC, which occur at 4:30 pm on the first Tuesday of the month.

Attachments

No attachments

Recommended Action

No action recommended



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting

Wednesday, September 18, 2024

Agenda Item

Item 6. B. - 2024 Minneapolis-St. Paul (MSP) International Airport Terminal 1 Concourse G Infill Pods 2-3 (LMRWD No.2024-012)

Prepared By

Linda Loomis, Administrator

Summary

Minneapolis-St. Paul International Airport plans to expand Concourse G at Terminal 1. Young Environmental Consulting Group has reviewed the permit application and applicable documents, on behalf of the LMRWD, and recommends conditional approval of a permit for the project upon receipt of the following:

- Contact information for the contractor(s) undertaking land-disturbing activities.
- Contact information for the person(s) responsible for erosion control inspections and maintenance.
- Designation of an individual liable to the LMRWD for performance under Rule B.
- Final construction plans signed by a professional engineer.

Review of the application is detailed in Technical Memorandum – 2024 Minneapolis – St. Paul International Airport Terminal 1 Concourse G Infill Pods 2-3 (LMRWD No. 2024-012) dated September 11, 2024.

Attachments

Technical Memorandum – 2024 Minneapolis – St. Paul International Airport Terminal 1 Concourse G Infill Pods 2-3 (LMRWD No. 2024-012) dated September 11, 2024

Recommended Action

Motion to conditionally approve a permit for 2024 Minneapolis – St. Paul International Airport Terminal 1 Concourse G Infill Pods 2-3 (LMRWD No. 2024-012) subject to receipt of contact information for the contractor(s) undertaking land-disturbing activities, contact information for the person(s) responsible for erosion control inspections and maintenance, designation of an individual liable to the LMRWD for performance under Rule B, and final construction plans signed by a professional engineer.

Technical Memorandum



To: Linda Loomis, Administrator
Lower Minnesota River Watershed District (LMRWD)

From: Rachel Kapsch, Water Resources Scientist
Hannah LeClaire, PE, Water Resources Engineer

Date: September 11, 2024

Re: 2024 Minneapolis-Saint Paul (MSP) International Airport Terminal 1 Concourse G
Infill Pods 2-3 (LMRWD No. 2024-012)

The Metropolitan Airports Commission (MAC) has applied for an individual project permit (Permit) from the LMRWD to perform a building expansion and adjacent pavement replacement for Terminal 1, Concourse G (2024 MSP Terminal 1 Concourse G Infill Pods 2-3 Project). The applicant's engineers, TKDA, submitted the original permit application, associated application exhibits, construction plans for the project, and additional stormwater management information to allow a review of the project under Rule B – Erosion and Sediment Control and Rule D – Stormwater Management.

The 2024 MSP Terminal 1 Concourse G Infill Pods 2-3 Project (2024 Infill Pods Project) is located on the west-southwest side of the MSP International Airport Terminal 1 (Figure 1). The 2024 Infill Pods Project is a multi-year project that will result in the overall expansion of Terminal 1, Concourse G at the MSP International Airport. This project proposes expanding the Terminal 1 building; constructing passenger boarding bridges; and replacing pavement and utilities. The project proposes 3.08 acres of disturbance, all of which is reconstruction of 3.08 acres of impervious surface. The project proposes construction between November 2024 and December 2028. The project is not located within a High Value Resource Area, Steep Slopes Overlay District, or 100-year floodplain of the Minnesota River. Because MAC does not have their municipal permit, the project requires an LMRWD individual project permit.

SUMMARY

Project Name: 2024 MSP Terminal 1 Concourse G Infill Pods 2-3

Purpose: Pavement replacement, building expansion.

Project Size:

| Area Disturbed | Existing Impervious Area | Proposed Impervious Area | Net Change in Impervious Area |
|----------------|--------------------------|--------------------------|-------------------------------|
| 3.08 acres | 3.08 acres | 3.08 acres | 0 acres |

Location: Terminal 1, MSP International Airport
4300 Glumack Drive, St. Paul, MN 55111

LMRWD Rules: Rule B – Erosion and Sediment Control
Rule D – Stormwater Management

Recommended Board Action: Conditional Approval

DISCUSSION

The LMRWD received the following documents for review:

- LMRWD online permit application and project narrative; received May 28, 2024.
- The following exhibits were submitted by TKDA on May 31, 2024:
 - 90% Review Set; dated April 1, 2024.
 - Existing and Proposed Drainage Maps.
 - 2001 Runway 17-35 Trunk Storm Sewer Phase III: Water Quality Ponds Plan Set; dated April 2, 2001.
 - Pond 2 Piping Detail Figure; dated September 2021.
 - Pond Sediment Inspection Results and Notes.
 - Proposed and Existing XPSWMM Models.
 - P8 Model.
 - MSP Hydrologic/Hydraulic/Water Quality Models- 2024 Status Update; dated May 2, 2024.
- The following exhibits were submitted by TKDA on July 23, 2024:
 - TKDA Response to Comments; dated July 23, 2024.
 - Signed Authorization of Agent Form; dated July 18, 2024.
 - Revised Project Narrative; dated July 23, 2024.
 - Rule D Compliance Narrative; dated July 23, 2024.
 - Revised Stormwater Pollution Prevention Plan (SWPPP) Notes (Sheet ca0.11); dated June 26, 2024.
 - Revised Erosion Control Plan (Sheet ca0.13); dated June 26, 2024.
 - Revised Grading Plan (Sheet ca4.01); date June 26, 2024.
 - Existing and Proposed Rate Figures.
 - Existing and Proposed Water Surface Elevation (WSE) Figures.
 - Existing and Proposed Flow Routing Map.
 - MSP Hydrologic/Hydraulic/Water Quality Model Report, dated July 23, 2024.

- MSP Stormwater Pond Maintenance Standard Operating Procedures; received August 15, 2024.

The application was deemed complete on August 15, 2024, and the documents received provide the minimum information necessary for Rule B and Rule D permit reviews.

Rule B – Erosion and Sediment Control

The LMRWD regulates land-disturbing activities that affect one or more acres under Rule B. The proposed project would disturb approximately 3.08 acres within the LMRWD boundary. The applicant has provided a SWPPP. Temporary erosion and sediment control measures include below-ground storm drain inlet protection. Disturbed areas are part of pavement reconstruction and therefore, no seeding or vegetation is anticipated as part of the project. Because the MSP International Airport has an individual National Pollutant Discharge Elimination System (NPDES) permit with total suspended solids (TSS) effluent limits, a construction stormwater permit is not required for this project.

The project generally complies with Rule B; however, before a permit can be issued, the LMRWD requires contact information for the contractor(s) performing land-disturbing activities, contact information for the person(s) responsible for erosion control inspections and maintenance, designation of an individual liable to the LMRWD for performance under Rule B, and final construction plans signed by a professional engineer.

Rule D – Stormwater Management

The project proposes a total of 3.08 acres of reconstructed impervious area. There is no net change in overall impervious surfaces proposed as part of the project. An existing stormwater pond (MSP Pond 2) will be used for stormwater management of the project. Stormwater for the project site drains to storm sewer that discharges to MSP Pond 2, and ultimately discharges to the Minnesota River. The applicant submitted an XPSWMM Model of the existing and proposed site conditions.

Section 5.4.1 of Rule D requires applicants to demonstrate no increase in a project’s proposed runoff rates compared to existing conditions. The applicant proposes to meet the rate control requirement by routing stormwater from the site through the existing MSP Pond 2. The existing and proposed discharge rates are provided in Table 1.

Table 1. 2024 Infill Pods Project MSP Pond 2 Discharge Rates Summary

| Rainfall Event (24-hour depth) | Existing (Cubic Feet per Second [CFS]) | Proposed (CFS) | Difference (CFS) |
|--------------------------------|--|----------------|------------------|
| 2-year – 2.83” | 190 | 190 | 0 |
| 10-year – 4.24” | 230 | 230 | 0 |
| 100-year – 7.50” | 293 | 293 | 0 |

The modeled runoff rates show no change from existing conditions for the 2-, 10-, and 100-year rainfall events, meeting the rate control requirements of Rule D.

There was no change in the runoff rates from the pond because the project does not affect the amount of impervious surface draining to the pond.

Section 5.4.2 of Rule D requires projects to retain 1 inch of runoff from the new and fully reconstructed impervious areas. The project proposes 3.08 acres of reconstructed impervious area. Therefore, the project must provide 11,180 cubic feet of volume retention to meet Rule D requirements. Additionally, section 5.4.3 of Rule D requires no net increase in total phosphorus (TP) or TSS to receiving waterbodies when compared to existing conditions.

The applicant is proposing to treat the volume of runoff using existing MSP Pond 2. The applicant provided as-built grading information, pond maintenance and sediment removal information, and LiDAR data showing the existing conditions of MSP Pond 2. Currently, MSP is authorized to discharge stormwater under the airport's NPDES Permit MN0002101. This permit requires monitoring and effluent limits for TSS and TP, including monitoring discharge from the MSP stormwater ponds to the Minnesota River. The effluent limits for TSS and TP are stricter than LMRWD rules. The charts in Attachment 1 show that the airport has remained under the effluent limits for both TSS and TP since their permit was issued in 2013.

As presented, MSP Pond 2 has been properly maintained throughout the years and reduces pollutant loading for both TSS and TP, meeting the requirements of Rule D.

Recommendations

Based on our review, we recommend conditional approval of the 2024 Infill Pods Project contingent on receipt of the following:

- Contact information for the contractor(s) undertaking land-disturbing activities.
- Contact information for the person(s) responsible for erosion control inspections and maintenance.
- Designation of an individual liable to the LMRWD for performance under Rule B.
- Final construction plans signed by a professional engineer.

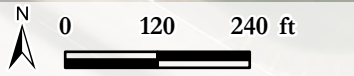
Attachments

- Figure 1—2024 MSP Terminal 1 Concourse G Infill Pods 2-3 (LMRWD 2024-012)
- Attachment 1—TSS and TP Effluent Limits Charts




LOWER MINNESOTA RIVER
WATERSHED DISTRICT

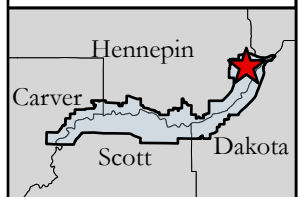
Figure I: 2024 MSP Concourse G Infill Pods 2-3 Project Location
LMRWD No. 2024-012



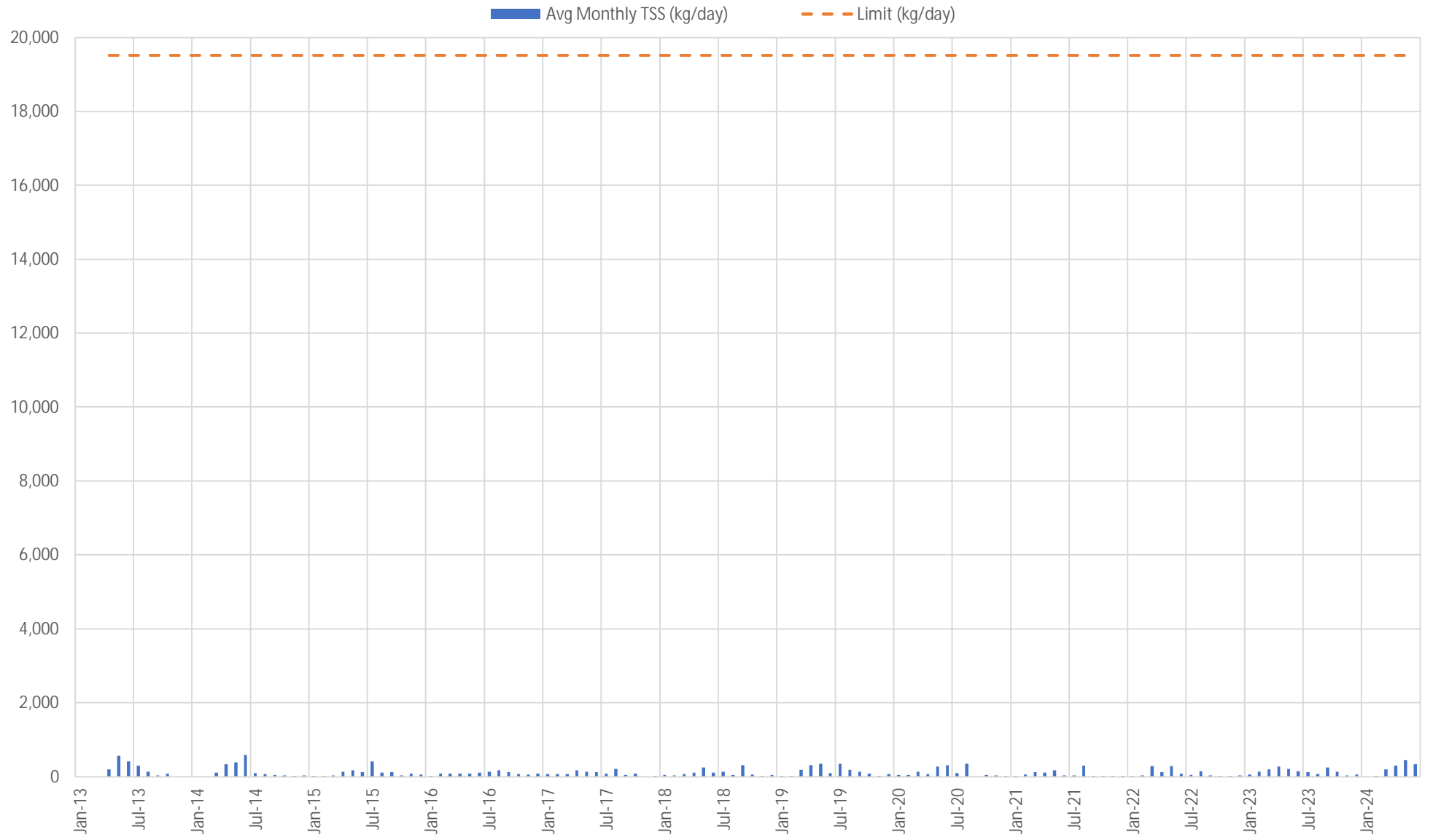
Legend

-  Impervious Inside Project Limits

LMRWD Watershed Location Map



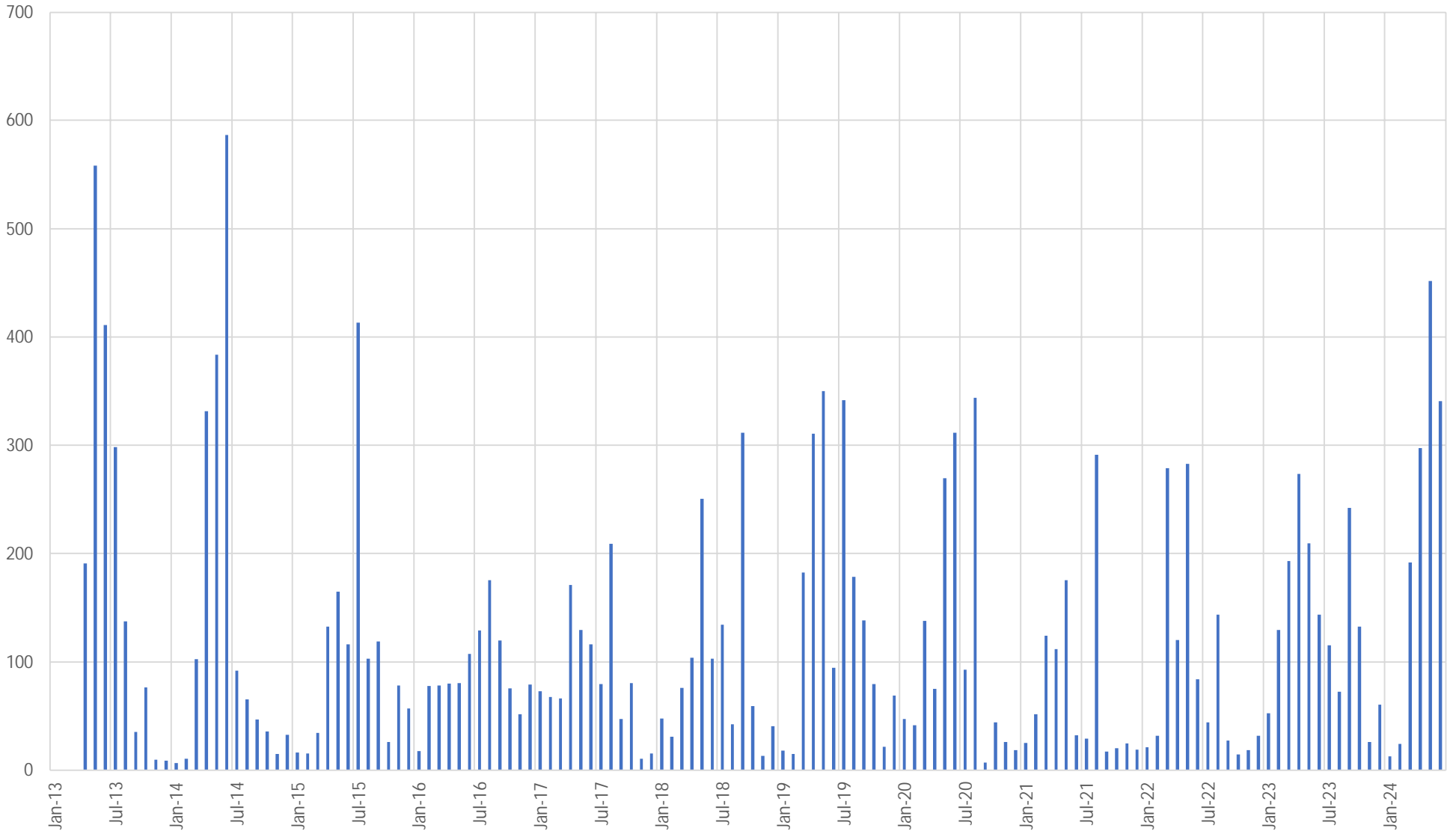
MSP - TSS Compliance Summary (19,520 kg/day calendar month average limit)



MSP - TSS Compliance Summary

(19,520 kg/day calendar month average limit)

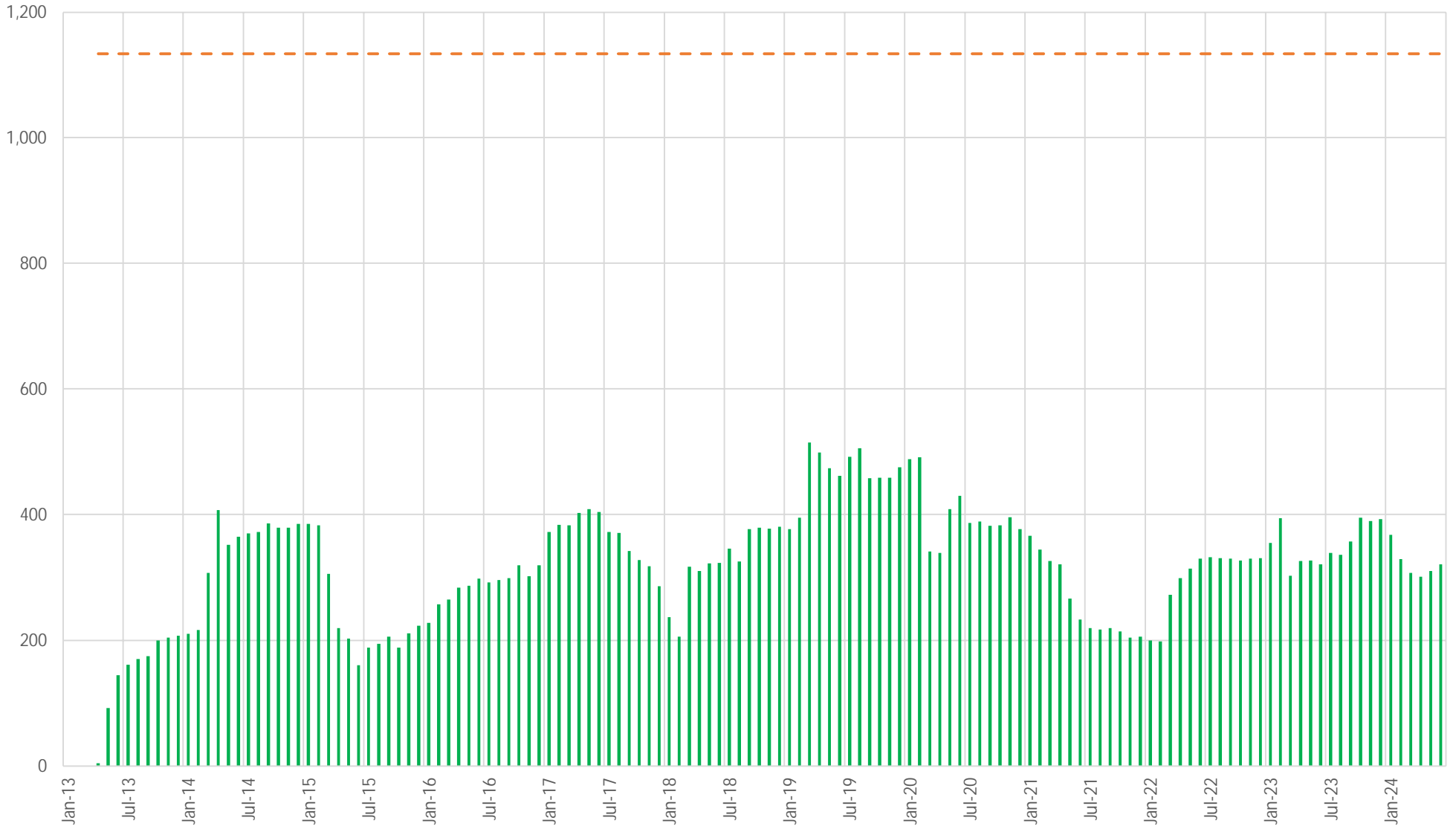
■ Avg Monthly TSS (kg/day)



MSP - Total Phosphorus Compliance Summary

(1,134 kg/yr 12-month rolling sum limit)

12- Month Rolling Total Phosphorus (kg/yr) Limit (kg/yr)





LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 7. A. – Election of LMRWD Officers

Prepared By

Linda Loomis, Administrator

Summary

According to the LMRWD Bylaws state “The following officers shall be elected each calendar year on or before the first regularly scheduled meeting in September: President, Vice-President, Secretary and Treasurer and Assistant Treasurer. Terms are for one-year unless re-elected.”

This is the first regularly scheduled meeting in September, so the Board should elect officers. Current officers are:

| | |
|----------------------|--------------------------|
| President: | Manager Joseph Barisonzi |
| Vice President: | Manager Theresa Kuplic |
| Secretary: | Manager Lauren Salvato |
| Treasurer: | Manager Apollo Lammers |
| Assistant Treasurer: | Open |

Attachments

Article V - Officers from LMRWD Bylaws

Robert’s Rules of Order – Nominations and Elections chapter 66.

Recommended Action

The Board should hold an election of officers.

ARTICLE V OFFICERS

Section 1. ELECTION OF OFFICERS: The following officers shall be elected each calendar year on or before the first regularly scheduled meeting in September: President, Vice-President, Secretary and Treasurer and Assistant Treasurer. Terms are for one-year unless re-elected.

Section 2. OFFICER VACANCIES: Minn. Stat. § 103D.315 Subd. 3: *“The managers must fill vacancies occurring in the officers’ positions.”*

Section 3. TEMPORARY AND CONCURRENT APPOINTMENTS OF OFFICERS: The Board may appoint a Board member as officer *pro tem* if an officer is absent or disabled and action by that officer is required. When the composition of the Board is less than five members, a member may hold concurrent offices or the office of Assistant Treasurer may remain vacant.

Section 4. DUTIES OF OFFICERS:

- (a) President: The President shall preside at all meetings of the Board of Managers. The President shall serve under the supervision and direction of the Board and shall see that all orders and resolutions of the Board are carried into effect. The President shall execute all contracts or instruments requiring an officer’s signature, unless otherwise directed by the Board, and shall have the general powers and duties usually vested in the office of President of the Board and shall have such other powers and perform such other duties as the Board may from time to time prescribe.
- (b) Vice-President: In the absence of the President at a regularly held LMRWD meeting, the Vice-President shall preside at the meeting. The Vice-President shall exercise and perform the authorities and duties of the President in the event of the latter’s absence, death, disqualification, or incapacity until the LMRWD Board of Managers elects a new President. The Vice-President shall exercise and perform such other authorities and duties as may be prescribed or limited from time to time by the Board of Managers.
- (c) Secretary: The Secretary shall cause to be recorded all votes and the minutes of all proceedings of the Board of Managers in a book to be kept for that purpose. The Secretary shall give, or cause to be given, notice of all meetings of the Board, and shall perform such other duties as may from time to time be prescribed by the Board or by the President. These duties may be delegated to the Administrator as directed by the Board of Managers.
- (d) Treasurer: The Treasurer shall have the care and custody of the funds and securities and shall disburse the funds of the LMRWD as may be ordered from time to time by the Board. The Treasurer shall keep or cause to be kept full and accurate accounts of receipts and disbursements in books belonging to the LMRWD, and shall deposit all monies, securities and other valuable effects of the LMRWD in the name and to the credit of the LMRWD in such depositories as

may be designated from time to time by the Board. Except to the extent that some other person or persons may be specifically authorized by the Board to do so, the Treasurer shall make, execute, and endorse all checks and other commercial paper on behalf of the LMRWD when requested by the Board and shall perform such other duties as may be prescribed by the Board.

- (e) Assistant Treasurer: In the absence of the Treasurer, the Assistant Treasurer shall perform the duties of the Treasurer. The Assistant Treasurer shall exercise and perform the authorities and duties of the Treasurer in the event of the latter's absence, death, disqualification, or incapacity until the LMRWD Board of Managers elects a new Treasurer. The Assistant Treasurer shall exercise and perform such other authorities and duties as may be prescribed or limited from time to time by the Board of Managers.

Section 5. AUTHORIZED SIGNATORIES BY MANAGERS: All checks, drafts, or orders for the payment of money, notes or other evidences of indebtedness issued in the name of the LMRWD shall be signed by two members of the LMRWD Board of Managers. Checks may be endorsed through electronic signature.

Section 6. COMMUNICATIONS: Unless it is a personnel issue, when communicating with the LMWRD consultants Board members should inform the Administrator about the communication to keep her/ him updated about ongoing issues and business of the LMRWD.

Section 7. HARRASSMENT AND DISCRIMINATION: Board members and those with whom they work have the right and responsibility to work in an environment free from harassing or discriminating behavior. It is the responsibility of each Board member to refrain from creating a discriminatory or harassing environment. Each Board member is also responsible for treating others with dignity and respect and to report all incidents of harassment immediately so that they can be quickly and fairly resolved.

Section 8. REMOVAL FROM OFFICE: Any officer may be removed at any time, with or without cause, upon the affirmative vote of two-thirds (2/3) of the Board of Managers.

Robert's Rules of Order

66. Nominations and Elections. Before proceeding to an election to fill an office it is customary to nominate one or more candidates. This nomination is not necessary when the election is by ballot or roll call, as each member may vote for any eligible person whether nominated or not. When the vote is viva voce or by rising, the nomination is like a motion to fill a blank, the different names being repeated by the chair as they are made, and then the vote is taken on each in the order in which they were nominated, until one is elected.

The nomination need not be seconded. Sometimes a nominating ballot is taken in order to ascertain the preferences of the members. But in the election of the officers of a society it is more usual to have the nominations made by a committee. When the committee makes its report, which consists of a ticket, the chair asks if there are any other nominations, when they may be made from the floor. The committee's nominations are treated just as if made by members from the floor, no vote being taken on accepting them.

When the nominations are completed the assembly proceeds to the election, the voting being by any of the methods mentioned under Voting, [46], unless the by-laws prescribe a method. The usual method in permanent societies is by ballot, the balloting being continued until the offices are all filled.

An election takes effect immediately if the candidate is present and does not decline, or if he is absent and has consented to his candidacy. If he is absent and has not consented to his candidacy, it takes effect when he is notified of his election, provided he does not decline immediately. After the election has taken effect and the officer or member has learned the fact, it is too late to reconsider the vote on the election. An officer-elect takes possession of his office immediately, unless the rules specify the time. In most societies it is necessary that this time be clearly designated.



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 6. A. – LMRWD Permit Renewals

Prepared By

Linda Loomis, Administrator

Summary

There are two permits that require renewing this month. Table 1 of the Technical Memorandum – September 2024 Permit Renewal Requests, dated September 11, 2024, is attached listing the Permits that have requested renewal.

Attachments

Technical Memorandum – September 2024 Permit Renewal Requests, dated September 11, 2024

Recommended Action

Motion to Renew permits listed in Table 1 of the Technical Memorandum – September 2024 Permit Renewal Requests, dated September 11, 2024.

Technical Memorandum



To: Linda Loomis, Administrator
Lower Minnesota River Watershed District (LMRWD)

From: Hannah LeClaire, PE, Project Manager
Rachel Kapsch, Water Resources Scientist

Date: September 11, 2024

Re: September 2024 Permit Renewal Requests

Per Lower Minnesota River Watershed District (LMRWD) Rule A, it is the permittee's responsibility to request permit renewals when necessary. However, LMRWD staff has taken a proactive approach by sending out a reminder two months prior to permit expiration to current permit holders with upcoming permit expirations.

Table 1 summarizes the permittees who have received permit expiration reminder emails. If a project is not complete, the LMRWD will renew the permit to maintain permitting authority throughout all close out procedures. Requests for information regarding changes to project scope since the original permit issuance and project close out materials are also included on permit expiration reminder emails.

SUMMARY

Table 1. Summary of September 2024 LMRWD Permit Renewal Requests

| LMRWD No. | Project Name | City | Previous Expiration Date | Recommended Expiration Date |
|-----------|--|----------|--------------------------|-----------------------------|
| 2022-015 | Xcel Energy Driveway | Shakopee | September 21, 2024 | September 21, 2025 |
| | Reason for Extension: Needs final vegetation establishment | | | |
| 2023-019 | Deans Lake Wetland Fill | Shakopee | October 4, 2024 | October 4, 2025 |
| | Reason for Extension: Need to inspect and confirm vegetation establishment | | | |

Recommendations

Based on review of the permit expirations, we recommend approval of permit renewals.



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 9. A. – 2025 Legislative agenda and solicitation for lobbying services

Prepared By

Linda Loomis, Administrator

Summary

The Request for qualifications was posted to the LMRWD website. It has not been published anywhere other than on the website. No deadline was published, it states that the position will remain open until it is filled.

The Administrator is working to schedule a meeting of the personnel committee to discuss filling this position.

Attachments

No attachments

Recommended Action

No action recommended



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 9. B. – Spring Creek

Prepared By

Linda Loomis, Administrator

Summary

This project is ready to go out for bid. We had planned to advertise for bids using the Star Tribune. Upon looking into the cost of advertising in the Star Tribune, staff determine the cost was too expensive and is looking for alternatives. We hope to have the project bid and construction completed by spring of 2025.

Attachments

No attachments

Recommended Action

No action recommended



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 9. C. – Dredge Management

Prepared By

Linda Loomis, Administrator

Summary

Vernon Avenue:

This project is ready to bid. Staff have been waiting for an opinion from legal counsel as to whether a plan amendment is needed before the project is bid. We have received the opinion needed and now needs to check in with the LMRWD bond advisor.

Attachments

No attachments

Recommended Action

No action recommended



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 9. D. – Study Area #3

Prepared By

Linda Loomis, Administrator

Summary

At the last meeting of the Board of Managers, an agreement for additional archeological investigation was approved. 106 Group has consulted the Office of the State Archaeologist for a permit to conduct field investigations of the area as requested by the US Army Corps of Engineers (USACOE). The USACOE has been informed of the status of the investigation they requested.

We are working with the City of Eden Prairie to replat the property that was purchased by the LMRWD. The Property must also be re-zoned. The City has requested that we hold a neighborhood meeting. This meeting is scheduled for 4:00 pm October 1, 2024.

Once all the permits, replating, and rezoning are completed final design will be developed and the project can be out for bids.

Attachments

No attachments

Recommended Action

No action recommended



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting

Wednesday, September 18, 2024

Agenda Item

Item 9. E. – Minnesota River Boat Tour

Prepared By

Linda Loomis, Administrator

Summary

The Minnesota River Boat Cruise was held on September 10th. Over 100 joined the LMRWD for a trip down the Minnesota River. Staff will be meeting this week to debrief to identify what worked and what didn't work.

Costs for the event exceeded what was budgeted by about \$1,500. The budget for a 2025 event is \$10,500. Cost for the 2024 event follow:

| Vendor | Expense | Comments |
|--------------------------------|-------------------|---|
| Padel Ford Packet Boat Company | \$7,123.64 | Food and Boat Rental |
| Beverage Tab | \$175.80 | Tab for hosting non-alcoholic beverages |
| Minnesota Coaches | \$1,028.25 | Bus rental for return to CHS |
| Musicians | \$700.00 | |
| Copying | \$148.29 | Copies of event guide |
| TOTAL: | \$9,175.98 | |

The above costs do not include staff time involved making arrangements, assembling invitation lists, and sending invitations.

Attachments

Receipt from Padelford Boat Company

Receipt for Host Tab

Receipt from MN Coaches

Receipt from Office depot

Recommended Action

No action recommended



Padelford Riverboats
 205 Dr. Justus Ohage Blvd
 Harriet Island
 St. Paul Minnesota 55107



64368

(651) 227-1100
 RiverRides.com

Lower Minnesota River Watershed District
 Linda Loomis

Order #: 64368
 Invoice Date: 8/27/2024
 Created By: Jen Berger

612-306-5802 Mobile
 763-545-4659 Home
 naiadconsulting@gmail.com

Amount Due: \$6,123.64 USD

| Description | Qty | Per | Line Amount | Total Amount |
|-------------|-----|-----|-------------|--------------|
|-------------|-----|-----|-------------|--------------|

Private Charter

Private Charter
 Harriet Island, Saint Paul, MN
 Boat: Anson Northrup / Dock: Padelford Landing
 Charter Booking: Tuesday, September 10, 2024
Boarding Time: 2:30 PM
Sailing Time: 3:00 PM
Returns to Dock: 6:00 PM

| | | | | |
|--|-----|----------|----------|------------|
| Adult | 1 | \$0.00 | \$0.00 | |
| Fuel Charge | 1 | \$100.00 | \$100.00 | |
| Anson Northrup | 3 | \$750.00 | | \$2,250.00 |
| Deadhead Fee | 1 | \$500.00 | | \$500.00 |
| Salad and Sandwich Buffet | 150 | \$20.00 | | \$3,000.00 |
| Pasta Salad-artichoke, tomatoes, mozzarella, bell peppers, onion, broccoli, spinach & parmesan with balsamic vinaigrette | 150 | | | |
| Red Quinoa Tabouli Salad-cucumber, grape tomatoes, green onion & parsley lemon dressing | 150 | | | |
| Facility Charge | | | | \$540.00 |

| Payment Type | Date | Amount |
|----------------------------------|----------|----------------|
| MasterCard (XXXX XXXX XXXX 1408) | 7/3/2024 | \$1,000.00 USD |

| | |
|-------------------|-------------------|
| Subtotal | \$6,390.00 |
| Port Fee | \$112.50 |
| Regular Sales Tax | \$621.14 |

Total \$7,123.64

Amount Paid: \$1,000.00 USD

Amount Due: \$6,123.64 USD



PADEFORD PACKET BOAT

[205 DR JUSTUS OHAGE BLVD](#)
[SAINT PAUL, MN 551072886](#)
[+1 651-227-1100](#)
[WWW.RIVERRIDES.COM](#)

| | |
|-------------------|-----------------|
| Pop x 38 | \$114.00 |
| Bottled Water x 8 | \$16.00 |
| Bubbl'r | \$4.00 |
| Gatorade x 2 | \$6.00 |
| Coffee | \$2.50 |
| Red Bull | \$4.00 |
| <hr/> | |
| Subtotal | \$146.50 |
| Total Taxes | \$0.00 |
| Tip | \$29.30 |

Total **\$ 175 80**

 **MASTERCARD** \$175.80
1408
Cashier: AN

September 10, 2024 • 2:25 pm
Payment ID: ZQGPMP2YJB0MM
Order ID: BCENA6TKFQW8M
Order Employee: AN

[Hide Details](#)

Card: Mastercard 1408
September 10, 2024, 6:00 PM
Method: CONTACTLESS
Auth ID: 02133C
Reference ID: 425400651921
AID: A0000000041010
CVM: SIGNATURE

View the Privacy Policies for
[Clover](#)



Linda Loomis <naiadconsulting@gmail.com>

Minnesota Coaches Receipt

1 message

Minnesota Coaches <donotreply@transafe.com>
Reply-To: apeterson@mncoaches.com
To: NAIADCONSULTING@gmail.com

Tue, Sep 10, 2024 at 6:58 PM

Your Receipt

Minnesota Coaches
101 E 10th Street #300
Hastings, Minnesota, 55033
651-437-9648
apeterson@mncoaches.com
WWW.MINNESOTACOACHES.COM

Purchase
Lane 1
MC
M
Account XXXXXXXXXXXX1408
Customer LINDA LOOMIS
Time 09/10/24 18:57:51
Order Number 174387
PO Number 09102024
TTID 220830617948115
Auth 06083C
Batch 260
Subtotal \$1028.25
Total \$1028.25
Approved
Mode Issuer

Above includes your receipt for Charter 174387. Thank You!
Important - Retain This Copy For Your Records
Customer Copy



Order Date 09/09/2024 6:14pm

Order Details

Pickup


OfficeMax
 5610 Cedar Lake Rd
 Saint Louis Park, MN 55416 USA
 (952) 417-0755

Order Summary

| | |
|-----------------------|-------------------|
| Order Placed | September 9, 2024 |
| Item Subtotal: | \$195.20 |
| Discounts: | (\$58.56) |
| Taxes: | \$11.65 |
| Order Total | \$148.29 |

Payment

Amount: \$148.29



***5040

Additional Info

Ordered By:
 NAIADCONSULTING@GMAIL.COM
 Phone: (763) 545-4659
 Rewards #: 1953157763

Store Pickup 1 of 1

| ORDER NUMBER | ORDER STATUS | TOTAL |
|---------------|------------------|----------|
| 384332315-001 | Ready For Pickup | \$148.29 |

Ready for Pickup Today



Copies
 Item #870284
 Qty: 160 @ \$1.22 / each
\$195.20
 ▶ Custom Product
 ✂ 30% off \$75 Print Services: -\$58.56

Store Purchase



384332315 001

| | |
|-----------------------|-----------------|
| Item Subtotal: | \$195.20 |
| Discounts: | (\$58.56) |
| Taxes: | \$11.65 |
| Order Total | \$148.29 |



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting
Wednesday, September 18, 2024

Agenda Item

Item 9. F. – ‘State of the Minnesota River’ – Listening Session

Prepared By

Linda Loomis, Administrator

Summary

LMRWD staff met with President Barisonzi to discuss the timing and goals of this project. It has been decided that it is not practical to try to hold this in 2024, so it will be planned for early in 2025.

If any manager would like to be on a planning committee, please inform the Administrator.

Attachments

No attachments

Recommended Action

No action recommended

LMRWD Permit Program Summary



| Permit Number | Project Name | Status | Pre-Permit Meeting | Date Received | Date Considered Complete | Board Actions | | | Permit Issued | Permit Expiration Date |
|---------------|----------------------------------|-----------------------|--------------------|---------------|--------------------------|------------------|----------------------|------------|---------------|------------------------|
| | | | | | | Information Only | Conditional Approval | Approval | | |
| 2021-016 | Whispering Waters | Active | | 4/14/2021 | 6/4/2021 | | 6/16/2021 | | 7/13/2021 | 7/14/2025 |
| 2021-025 | TH13/Dakota Ave Improvement | Construction Complete | | 6/11/2021 | 6/15/2021 | | 2/16/2022 | | 5/20/2022 | 5/20/2025 |
| 2021-030 | Building Renovation Park Jeep | Construction Complete | | 7/9/2021 | 7/16/2021 | | 9/15/2021 | | 6/21/2022 | 8/15/2025 |
| 2021-033 | MN MASH | Construction Complete | 6/23/2021 | 9/17/2021 | 5/31/2022 | | | 6/15/2022 | 6/17/2022 | 11/30/2024 |
| 2022-005 | Chaska West Creek Apt | Construction Complete | | 2/8/2022 | 3/29/2023 | | 4/19/2023 | | 6/6/2023 | 6/6/2025 |
| 2022-010 | Quarry Lake Trail and Ped Bridge | Construction Complete | | 2/24/2022 | 3/18/2022 | | 4/20/2022 | | 3/1/2023 | 3/1/2025 |
| 2022-014 | TH41 & CSAH61 Improvements | Construction Complete | 1/6/2022 | 3/23/2022 | 5/11/2022 | | 5/18/2022 | | 12/13/2022 | 12/13/2024 |
| 2022-015* | Xcel Driveway | Construction Complete | 5/25/2023 | 6/21/2023 | 7/31/2023 | | 8/16/2023 | | 9/21/2023 | 9/21/2025 |
| 2022-016 | ORF Relocation | Active | | 4/20/2022 | 6/30/2023 | | 7/19/2023 | | 7/20/2023 | 7/20/2025 |
| 2022-019 | I494 SP 2785-433 | Active | | 4/21/2022 | 6/24/2022 | | 7/20/2022 | | 4/10/2023 | 4/10/2025 |
| 2022-022 | Ace Rent A Car | Construction Complete | | 5/10/2022 | 11/3/2023 | | | 11/15/2023 | 11/16/2023 | 11/16/2024 |
| 2022-027 | Ivy Brook Northeast | Construction Complete | | 7/5/2022 | 7/22/2022 | | 8/17/2022 | | 8/31/2022 | 10/18/2024 |
| 2022-031 | RSI Marine | Conditional Approval | | 9/20/2023 | 1/24/2024 | 8/17/2022 | 2/21/2024 | | | |
| 2022-037 | Peterson Wetland Bank | Construction Complete | | 5/23/2023 | 6/30/2023 | 11/16/2022 | 7/19/2023 | | 1/9/2024 | 1/9/2025 |
| 2022-039 | Former Knox Site | Construction Complete | | 11/3/2022 | 12/19/2022 | | 1/18/2023 | | 6/6/2023 | 6/6/2025 |
| 2022-040 | Burnsville Sanitary Landfill | Active | | 11/21/2022 | 2/15/2023 | | 3/15/2023 | 8/16/2023 | 8/17/2023 | 8/17/2025 |
| 2022-042 | 3rd Street Bridge Replacement | Active | | 12/16/2022 | 2/2/2023 | | 2/15/2023 | | 5/22/2024 | 5/22/2025 |
| 2023-001 | Lakota Lane After-the-Fact | Conditional Approval | | 1/10/2023 | 5/30/2024 | | | 6/20/2024 | | |
| 2023-002 | Eagle Creek Bridge | Construction Complete | | 1/13/2023 | 4/19/2023 | | 5/9/2023 | | 7/14/2023 | 7/14/2025 |
| 2023-007 | MN River Greenway Trail | Active | | 3/1/2023 | 3/15/2023 | | 4/19/2023 | | 11/6/2023 | 5/15/2025 |
| 2023-008 | Chaska Tech Center Amendment | Construction Complete | | 3/4/2023 | 4/11/2023 | | 4/19/2023 | 7/19/2023 | 5/15/2023 | 5/15/2025 |
| 2023-009 | AT&T Bloomington to Eureka Fiber | Active | | 3/31/2023 | 5/19/2023 | | 6/21/2023 | | 6/26/2023 | 6/26/2025 |
| 2023-010 | MN River Greenway RR Bridge | Under Review | 4/5/2023 | 5/17/2024 | | | | | | |
| 2023-013 | Merriam Junction Trail | Conditional Approval | 4/5/2023 | 5/8/2023 | 5/31/2024 | | 6/20/2024 | | | |

| Permit Number | Project Name | Status | Pre-Permit Meeting | Date Received | Date Considered Complete | Board Actions | | | Permit Issued | Permit Expiration Date |
|---------------|---|-----------------------|--------------------|---------------|--------------------------|------------------|----------------------|------------|---------------|------------------------|
| | | | | | | Information Only | Conditional Approval | Approval | | |
| 2023-015 | City of Bloomington Storm Sewer Maintenance | Construction Complete | | 5/24/2023 | 6/15/2023 | | 7/19/2023 | | 8/23/2023 | 8/23/2025 |
| 2023-016 | MAC Pond Maintenance Activities | Upcoming | 6/15/2023 | 6/9/2023 | | | | | | |
| 2023-017 | MN Bluffs Regional Trail | Conditional Approval | 6/14/2023 | 12/28/2023 | 2/26/2024 | | 3/20/2024 | | | |
| 2023-018 | Sibley Memorial Hwy (1901-195-TH13A) | Upcoming | 7/17/2023 | 6/6/2023 | | | | | | |
| 2023-019* | Dean Lake Wetland Fill | Active | | 8/27/2023 | 9/10/2023 | | 9/20/2023 | | 10/4/2023 | 10/4/2025 |
| 2023-020 | Tramore Heights Addition | Active | 9/1/2023 | 8/21/2023 | 1/24/2024 | | 2/21/2024 | 10/18/2023 | 10/20/2023 | 5/2/2025 |
| 2023-022 | Safety and Security Center Phase II | Active | | 10/2/2023 | 4/3/2024 | | 5/15/2024 | 5/15/2024 | 5/28/2024 | 5/25/2025 |
| 2023-023 | Vernon Avenue Road Improvements | Conditional Approval | | 10/6/2023 | | | 11/15/2023 | | | |
| 2023-024 | Carmeuse Savage Marine Improvements | Active | | 10/11/2023 | 12/1/2023 | | 12/20/2023 | | 7/8/2024 | 7/8/2025 |
| 2023-026 | CenterPoint Pipeline Abandonment | Active | | 1/5/2024 | 1/24/2024 | 1/20/2024 | 2/21/2024 | | 5/29/2024 | 5/29/2025 |
| 2023-027 | TH 41 ORF Intersection Reconstruction | Active | 11/6/2023 | 12/12/2023 | 5/13/2024 | 1/17/2024 | 6/20/2024 | | 6/20/2024 | 6/20/2025 |
| 2023-029 | Tarnhill Pond | Construction Complete | | 11/15/2023 | 11/22/2023 | | 12/20/2023 | | 12/27/2023 | 12/27/2024 |
| 2024-002 | MnDOT Pond Maintenance | Conditional Approval | | 3/20/2024 | 4/26/2024 | | 5/15/2024 | | | |
| 2024-003 | Port Cargill Savage | Upcoming | 2/18/2024 | | | | | | | |
| 2024-004 | 35W Early Release | Conditional Approval | | 2/20/2024 | 4/3/2024 | | 4/17/2024 | | | |
| 2024-005 | Fort Snelling Cemetary | Upcoming | 2/27/2024 | | | | | | | |
| 2024-006 | T2 North Expansion | Active | | 2/28/2024 | 6/4/2024 | | 8/21/2024 | | 8/22/2024 | 8/22/2025 |
| 2024-008 | CD Terminal Storage Pad | Upcoming | 3/26/2024 | 3/22/2024 | | | | | | |
| 2024-009 | FWTEC | Active | | 3/28/2024 | 6/21/2024 | | 7/17/2024 | | 7/25/2024 | 7/24/2025 |
| 2024-010 | Lyndale Road | Active | | 3/29/2024 | 5/28/2024 | | 6/20/2024 | | 8/27/2024 | 8/27/2025 |
| 2024-012* | Concourse G Infill Pods Phase 2 | Conditional Approval | | 5/29/2024 | 9/3/2024 | | 9/18/2024 | | | |
| 2024-013 | MnDNR Trail 1B | Upcoming | | | | | | | | |
| 2024-014 | LTS MSP Lateral 2 | Under Review | | 6/3/2024 | | | | | | |
| 2024-015 | Boiling Springs Drainage Improvements | Under Review | | 6/21/2024 | | | | | | |
| 2024-016 | Flying Cloud Airport | Conditional Approval | 7/11/2024 | 7/23/2024 | 8/2/2024 | | 8/21/2024 | | | |
| 2024-017 | Stagecoach Road | Upcoming | | | | | | | | |

| Permit Number | Project Name | Status | Pre-Permit Meeting | Date Received | Date Considered Complete | Board Actions | | | Permit Issued | Permit Expiration Date |
|---------------|---------------------------|--------------|--------------------|---------------|--------------------------|------------------|----------------------|----------|---------------|------------------------|
| | | | | | | Information Only | Conditional Approval | Approval | | |
| 2024-018 | CEP Xenwood and 125th St. | Under Review | | 8/23/2024 | | | | | | |

**Staff recommendation only, has not yet been presented to the Board for action*

STATUS DEFINITIONS:

Active Permit: Applicant has a valid permit issued by LMRWD

Conditional Approval: LMRWD managers conditionally approved the permit application, pending receipt of additional information from applicant

Expired: Applicant either obtained conditional approval, approval, and/or was issued a permit and the expiration date has passed

Under Review: Permit application is complete and under review by LMRWD staff

Construction Complete: project construction is complete but permit is not closed

Upcoming: Applicant has requested pre-permit application reviews or meetings, but has not yet applied for a permit from LMRWD