

MIDDLE FORK CROW RIVER WATERSHED DISTRICT

November 16th, 2006

Regular Meeting 7:00 pm

Bell Tower Plaza

118 Lake Ave. N.

Spicer, MN 56288

PRESENT: Gordy Behm, Joe Flanders, Robert Hodapp, Ruth Schaefer and Robert Zenner of the Board; Julie Klocker-Administrator; Tom Fischer-BSWR; Kurt Deter-Attorney; Tom Bonde-Technical Advisor; Maggie Leach-MPCA, Dennis Peterson-Kandiyohi County Commissioner; Doug Hanson-Kandiyohi SWCD Board; Mike Sharp & Matt Johnson-MMDC; Diane Sanders-CROW; Jay Michels-Emmons & Olivier Resources; CAC members: Graden West & Ann Latham; Jim Boie-Stearns County, Mike Meyer-NRCS.

An Open House for the Comprehensive Plan viewing was held from 5:30 to 7:00 pm at the Bell Tower Plaza prior to the regular meeting. Information was presented on each subwatershed district and corresponding potential projects were on display. Each visiting property owner was given "5 stickers" that were to be placed on the 5 highest priority projects on display. Estimated turnout was 60-70 people. Results of public input will be reviewed, tabulated and presented at a later meeting.

1. The regular meeting was called to order by Chairman, Robert Hodapp at 7:10pm.
2. Motion was made J. Flanders and seconded by R. Zenner to approve the agenda. The motion passed.
3. Motion was made by J. Flanders and seconded by R. Schaefer to approve the 10-19-06 minutes. The motion passed.
4. **Treasurers Report-G. Behm**-see attached report.
 - 4.1 Motion made by R. Zenner and seconded by R. Schaefer to approve the Treasurers Report subject to audit. The motion passed.
 - 4.2 Board members are asked to submit expense sheets one week prior to the regular Board meeting. J. Klocker will enter data for payment at the regular meetings.
 - 4.3 G. Behm stated that the Meeker County paid their second payment of \$1,884.89 to the Watershed District. All counties have made their second payments.
5. Motion was made by G. Behm and seconded by R. Zenner to approve the November bills to pay. The motion passed. See attached report.
6. **M. Johnson of MMDC** presented information to the Board about the October invoice for \$7, 452.50 for GIS mapping. The work (135.5 hours) was done by R. Moore last year for the Watershed District in order to conduct the tax levy assessments. This work was necessary to meet the August 2005 deadline. He also stated that he does remember telling this Board that the project could be done for free; however, he was unaware that the project would take 135.5 hours. The project was completed on time and all information was sent directly to the counties. M.

Johnson is requesting payment of whatever the Board feels is appropriate for services rendered.
General discussion:

-G. Behm asked what the Watershed District received for this project. M. Johnson stated the GIS mapping and the partial parcel mapping used to determine the boundary of the Watershed District. Upon request by the Board, M. Johnson stated that he would look into the possibility of the Watershed District receiving a copy of the information that was sent to the counties.

-A. Latham asked if the GIS mapping was part of the \$5,500 of the original bid for completing the Watershed Districts comprehensive plan. M. Johnson stated that the mapping needed to be done by September 2005 and was not part of the cost of the Comprehensive Plan.

-R. Schaefer stated that \$7,452.50 is too high of an amount to pay for a project that was originally discussed as free and never approved by the Board. M. Johnson stated that the Board could approve what they felt was appropriate.

-R. Zenner suggested that \$2,500 be paid, while G. Behm and R. Hodapp suggested that a higher amount could be paid. Each Board member stated their views on the matter.

A motion was made by R. Zenner and seconded by J. Flanders to approve payment of \$2,500 of the \$7,452.50 invoice from MMDC for GIS mapping. The motion passed with 3 yes votes (R. Zenner, J. Flanders and R. Schaefer) and 2 no votes (R. Hodapp and G. Behm). The motion passed.

7. Watershed District Plan-M. Sharp and J. Klocker will tally the public input received from the Open House. Draft Comprehensive Plan initiatives will include: a time line and potential partners for each project. Our goal is to have a complete draft of the plan, for a presentation to BWSR at their March meeting. A public viewing of the Draft Comprehensive Plan will be scheduled. Copies of the Draft Comprehensive Plan will be sent to each agency and unit of government as required by 103D. Each agency will have 60 days to review and comment on the Plan. All outside comments need to be addressed to the Board during this time; our Board will also review and revise as necessary. Hopefully the final draft will be available for the December 21, 2006 meeting.

T. Fischer stated that BSWR will need to post the notice for a public hearing if a Watershed District resident requests a public hearing.

8. County Road #10 Project-J. Michels. See Emmons & Olivier Resources (EOR) letter dated 11-13-06. J. Michels stated that the one mile project going through Spicer from Melvins Restaurant to Charles Arne Road will be a tight corridor with several challenges. Stormwater management has to occur if/when the new road is installed. A public walk through of the area will take place on 11/20/06 with attendance by property owners, watershed district board members and city officials. There are 6 direct discharges into Green Lake in this section of road. The Board discussed cost share for upgrades/replacement of the drain tile for private property owners; no decision was made.

R. Hodapp asked if money can be added to this project at this time. J. Klocker stated that the County Highway Department is concerned about the cost and is looking for cost sharing opportunities. A discussion took place on water monitoring and various culvert designs. R.

Zenner asked of the Watershed Districts involvement in this project. J. Klocker stated the Watershed District has the opportunity to work with the city of Spicer, Kandiyohi County and local residents on this project. The Watershed District could assist in the design of the erosion control measures; we would not be paying for the project.

A motion was made by G. Behm and seconded by R. Schaefer to contract with EOR for consulting services, as outlined in the EOR proposal, not to exceed \$10,178 for the County Road 10 project. The motion passed.

9. MN Association of Watershed District Conference (MAWD)

9.1. A motion was made by R. Zenner and seconded by J. Flanders to approve R. Hodapp and R. Schaefer as the Board delegates and G. Behm will be the alternate delegate for voting on MAWD resolutions during Saturday's business meeting. The motion passed.

9.2. A motion was made by J. Flanders and seconded by G. Behm to designate J. Klocker as the media spokesperson for Watershed District at the conference. The motion passed.

9.3. The 3 resolutions appearing before the MAWD Board were reviewed and discussed. See attached resolutions. A motion of support for Resolution #1 (Watershed Termination Statute Changes) was made by G. Behm and seconded by R. Zenner. The motion passed. A motion was made by J. Flanders and seconded by R. Schaefer to support Resolution #2 (Permitting Rule violations Penalty). The motion passed. A motion was made by G. Behm and seconded by R. Zenner in support of Resolution #3 (Compensation for Past Managers Involved with Litigation). The motion passed.

9.4. All Board members, Administrator and the Technical Advisor will be attending portions of the conference. A motion was made by J. Flanders and seconded by G. Behm to approve up to \$75 for Tom Bonde to attend the conference. The motion passed.

10. Administrators Report-J. Klocker

10.1. J. Klocker asked if the revised agenda format (discontinue the New Business and Old Business format) was acceptable to all, the Board agreed.

10.2. Two Clean Water Legacy grant requests were approved and combined for a total of \$194,000. One was approved by the PCA for D. Sanders-CROW and our Watershed District to provide Monitoring Training for the Crow River through our areas. The money will be handled by the Kandiyohi County SWCD (Rick Riemer). Half of the money will be for the first year projects and the remainder for the second year. All money will need to be spent by June 2009. J. Klocker will be attending the SWCD meeting to review this grant on December 19th at 9:30 am with Doug Hanson-SWCD Board at the FSA building in Willmar.

A "Conservation Partners" grant application was submitted to MN Waters for the installations of rain gardens in our Watershed District. A press release will be issued once all the details are determined.

A grant application written by J. Klocker, D. Sanders and J. Gieseke was submitted to the PCA for the CROW Organization and our Watershed District to provide Monitoring Training for the Crow River through our areas.

D. Sanders-CROW stated that she submitted a grant application to MPCA for a Stormwater Management Network for the CROW area. This would allow smaller towns/cities to share their stormwater management costs as they try to improve their facilities.

J. Michels-EOR stated that the MPCA has another grant opportunity available for ordinance development, outreach development and 319 funding. A comprehensive plan is not a prerequisite for application. J. Klocker requested a copy from J. Michels for her review.

11. Attorneys Report- Kurt Deter stated the State is reviewing the definition of “Grass Strips” usually thought to mean a rod (16 feet). How this strip was actually measured was inconsistent and is being reviewed. A “Stake Holders meeting is being held next week to review Legislation #227- the partial abandonment of land. The Wetlands Conservation Act group is reviewing the exemption process used within the agricultural groups K. Deter stated he will be out of town during the December Board meeting and will not be able to attend.

12. Comments from the Public: G. West asked if he could attend the November 20th walk through of the County Road 10 project. It was agreed that a small manageable group could attend.

As no other business was brought before the Board a motion was made by J. Flanders and seconded by R. Zenner to adjourn the meeting. The motion passed and the meeting adjourned at 9:00 pm.

Submitted by,

Ruth Schaefer
Secretary

Draft 12-17-06