

Middle Fork Crow River Watershed District
189 County Road NE
Spicer, MN 56288
April 7th, 2015

Present: J. Flanders, B. Wing, R. Schaefer; absent R. Hodapp, G. Behm of the Board; M. Johnson-Administrator; L. Christiansen & C. Fischer-Technicians; M. Lindeman-Attorney; A. Bielke-BWSR; D. Hanson-NRCS; S. & H. Meints-Diamond Lake and S. Worm-George Lake.

1. The meeting was called to order by Vice Chair B. Wing at 7:00 pm.
2. The District Mission statement "We exist for the protection and preservation of water quality in the Middle Fork Crow River Watershed" was read by Vice Chair B. Wing.
3. A motion was made by J. Flanders and seconded by R. Schaefer to approve the agenda. The motion passed 3-0.

Consent Agenda

4. Approve the minutes of the March meeting.
5. Treasurers Report

A motion was made by R. Schaefer and seconded by J. Flanders to approve the Consent Agenda. The motion passed 3-0.

Regular Agenda

6. Administrator's Report

6.a. Review of Calendar-See calendar

6.b. Review of Project Status

6.b.1. Diamond Lake TMDL Implementation, Hubbard, Schultz and Wheeler Implementation Activity CIP #13-02-M. Lindeman reviewed previous correspondence between the Gratz Joint Living Trust and Rocklane LLC (Lilleberg) in reference to the disputed property line. See 3-24-15 letter from C. Frank Law Office. M. Lindeman stated that the Gratz family declined the first offer and later accepted a proposal but doubled the amount to be awarded to the Gratz family from \$2500 to \$5000. The WD can agree with this revised offer or pursue the matter further in a court of law. R. Schaefer asked if Rocklane LLC was in agreement to the \$5000 requested amount and terms of the document. M. Lindeman stated the Lilleberg family was in agreement. B. Wing asked if the disputed property line would then be the property line which has been used by Rocklane LLC. M. Lindeman stated yes; the previously used property line would now become the agreed upon line between the two families. B. Wing asked what additional costs would be incurred by the Gratz Joint Living Trust; M. Lindeman stated costs would include attorney fees and the quit claim deed. A motion was made by J. Flanders and seconded by R. Schaefer to approve the necessary surveying, draft of the document and the recording fees up to \$5000 for the Gratz Joint Living Trust. The motion passed 3-0. M. Johnson stated that the funds will come from the general fund and be assessed later using the CIP 13-02 project.

6.b.i Professional Responsibility Rules Consent form-M. Lindeman stated that because the Rinke Noonan Law Firm was working for the WD and the Rocklane LLC on the property line dispute they need to file the above noted consent form. A motion was made by J. Flanders and seconded by R. Schaefer to approve the Professional Responsibility Rules Consent form. The motion passed 3-0.

6.b.ii.Gratz Joint Living Trust Settlement-see above comments.

6.c. Administrative Matters

6.c.1. North Fork Crow 1W1P MOA-The Memorandum of Understanding (MOA) will allow the MFCRWD to proceed with the NFCR Watershed Partnership and the CROW Joint Powers Board on the 1W1P concept. R. Schaefer asked if J. Kolb's previously expressed concerns have been resolved. M. Johnson stated that she has spoken with J. Kolb and he approved the document as presented today. A

motion was made by R. Schaefer and seconded by J. Flanders to approve the NFCR Water Partnership 1W1P MOA as stated in the attached document. The motion was approved 3-0.

6.c.2. 2015 BWSR Competitive Grant Agreement: -The Integrated Water Quality Analysis for Target Priority Practices (\$97,500); the Diamond Lake TMDL (\$176,000) and the Developing Partners Expanded Resources (\$125,000) are all part of the Competitive Grant Agreement. A motion was made by J. Flanders and seconded by R. Schaefer to approve the BSWR Competitive Grant Agreement document. The motion passed 3-0.

6.c.3. 2015 BWSR Competitive Grant Public Hearing-The mandatory public hearing date was set for May 5th at 6:45 prior to the regular Board of Managers meeting.

6.c.4. District Boat Purchase- Discussion took place over two boat options for the District monitoring program use. A motion was later made by J. Flanders and seconded by R. Schaefer to approve the purchase from Little Crow Sports Center of Spicer up to \$10,500. The motion passed 3-0.

6.c.5. Lilleberg Buffer Strip Ag-Incentive Contract- C. Fischer reviewed the new Ag-Incentive Contract which allows for one time payments of permanent easements for water quality projects. The 2.5 acre buffer strip on the south side of their property would create a onetime payment of \$500/acre for a total payment of \$1200. A motion was made by J. Flanders and seconded by R. Schaefer to approve up to \$1200 for the Lilleberg buffer strip project. The motion passed 3-0.

6.c.6. Board Member Reappointments-It was reported that Kandiyohi County reappointed R. Hodapp and Meeker County reappointed J. Flanders each for another term.

6.c.7. MPCA-Clean Water Partnership Proposal Resolution-The WD has applied for \$100,000 BMP and Septic Loan Program funds. The WD has administered this type of program prior to October 2014. The grant does include funding for the administration of the three year program. A motion was made by J. Flanders and seconded by R. Schaefer to approve the MN Clean Water Partnership grant application. The motion passed 3-0.

6.c.8. FY12 Legacy Fund: CWF Restoration Evaluation report- M. Johnson reported that she has reviewed this situation with J. Kolb and he advised that a letter be sent to MN DNR to discuss progress the District has made thus far. No further action taken.

6.c.9. 2014 Westberg Eischens Audit results will be scheduled for the May meeting.

6. d. Follow up on March administrative matters

6.d.1. Soil Health Day was held March 24th and attended by M. Johnson and L. Christiansen; both agreed that the day was well attended and the speakers were informative.

6.d.2. Rain barrel Program Update- C. Fischer stated that only 15 rain barrels were left; this does not include those set aside for special events .People interested in a rain barrel can contact the WD office.

7. Legal Counsel-no further comment.

8. Public Access Forum-M. Johnson stated that NOAH Consulting is conducting a salary survey for WD personnel. R. Schaefer stated that MAWD approved funding for a state wide survey which will include county, federal, state personnel and Water shed Districts employees within certain regions of the State.

-M. Johnson stated she just received today a request from the DNR for a MOU for the AIS grant. A motion was made by R. Schaefer and seconded by J. Flanders to approve the MOU with the DNR for the AIS Delegation Agreement. The motion passed 3-0. This MOU is similar to previous agreements.

-R. Schaefer updated the group on the Kandiyohi County AIS Task Force grant information and will forward applications to Diamond and George Lake Associations.

-The Governors Buffer strip program was discussed.

-H. Meints of DLARA asked for an update on the Curly Leaf Pondweed Project. M. Johnson stated that in May-June, Wenck Engineering will present at the summer DLARA meeting. Wenck can provide an estimate as to potential benefit to tier one property. The public will be able to discuss these estimates at the Public

Meeting. A MS 103D.745 Final Hearing is tentatively planned for mid-July. All assessed property owners will be notified about the assessment and the meeting.

-S. Worm-George Lake asked about the Inspector schedule for AIS this summer. M. Johnson stated that the WD, County and the DNR will be providing Inspections/Decontaminations this summer. The coordination of those schedules is still in the development stage.

-A. Bielke-BWSR-Reported on the Clean Water Funds for FY2015. \$37M was available and \$14M was approved. Over 200 applications were received towards the \$37 M available. MFCRWD did receive funding for three of their applications. There is a template on the BWSR website that the District could use to advertise the grant funds. For 2016-2017 BWSR hopes to increase the Implementation Grant by 44% and Non-Point Source funds will be available again. Conservation Drainage Grant funds have been restored for 2016 applications which will be available this fall. 1W1P funds will also increase as the program becomes an official process throughout the state.

9. No further business was brought forth before the board and a motion was made by J. Flanders and seconded by R. Schaefer to adjourn the meeting. The motion passed 3-0 and the meeting adjourned at 8:10pm.

Submitted by ,

Ruth Schaefer
Secretary