

elm creek

Watershed Management Commission

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Regular Meeting Minutes August 14, 2024

I. **CALL TO ORDER.** A meeting of the Elm Creek Watershed Management Commission was called to order at 11:34 a.m., Wednesday, August 14, 2024, in the Plymouth Community Center, 14800 34th Avenue North, Plymouth, MN, by Chair Doug Baines.

Present: Bill Walraven, Champlin; Tom Anderson, Corcoran; Doug Baines, Dayton; Joe Trainor, Maple Grove; Catherine Cesnik, Plymouth; and David Katzner, Rogers.

Not represented: Medina.

Also present: Derek Asche, Maple Grove; Ben Scharenbroich and Jillian Kipp, Plymouth; Erik Megow and Diane Spector, Stantec; Rebecca Carlson, Resilience Resources; Kevin Ellis, Hennepin County Environment and Energy (HCEE); Brian Vlach, Three Rivers Park District; and Judie Anderson, JASS.

II. **AGENDA.** Motion by Walraven, second by Trainor to approve the agenda as presented. *Motion carried unanimously.*

A. Motion by Walraven, second by Cesnik to approve the **Minutes* of the July 10, 2024, meeting.** *Motion carried unanimously.*

B. Motion by T. Anderson, second by Walraven to approve the **August Treasurer's Report and Claims*** totaling \$438,293.62. *Motion carried unanimously.*

III. **OPEN FORUM.**

IV. **PROJECT REVIEWS.**

A. **2024-005 Sunram Construction, Corcoran.*** Project location is on 4 acres of a 27-acre parcel located south of Corcoran Community Park near CR 50. The parcel drains to a tributary of South Fork Rush Creek. The applicant proposes to expand the existing two acres currently used for material storage to four acres. The proposed work reviewed includes constructing an 11-foot-tall berm around the expanded site and adding gravel to the existing 1,200 lineal foot 20-foot-wide access road (0.55 acres). A complete application was received March 6, 2024. Staff notified the applicant via email on May 3, 2024, that the review would be extended by 60 days to July 4, 2024, to allow for additional investigation and review due to the novel nature of the application/site use. In their findings revised June 11, 2024, Staff approved the erosion control permit with five conditions.

B. **2024-017 Pioneer Trail Industrial Park, Corcoran.*** This 56.86-acre project is located at 6210 Pioneer Trail, northeast of the intersection of Pioneer Trail and Highway 55. The project proposes site disturbance of 47.4 acres to implement site improvements for commercial/

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industrial buildings on five lots and associated stormwater management, parking, and utilities resulting in 29.18 acres of new impervious. The applicant submitted a complete application June 3, 2024. Staff extended the review period by 60 days (until October 1, 2024). After coordination with the City, in their findings dated August 7, 2024, Staff is recommending approval with seven conditions which incorporate changes reviewed by City and Commission staff. Motion by Walraven, second by T. Anderson to approve Staff’s recommendations. *Motion carried unanimously.*

C. 2024-018 Kwik Trip 1187, Dayton.* This is a 10.27-acre site located at the Maple Court and Holly Lane North intersection. The parcel, agricultural grassland in its existing condition, is close to the northern edge of the Rush Creek subwatershed and locally drains to the southwest. The applicant proposes construction of a convenience store with two fueling canopies, associated parking and drive lanes for a self-storage facility. No impervious exists on the undeveloped agricultural site. The proposal will disturb 9.9 acres of the 10.27-acre site resulting in 5.597 acres of impervious post project. The applicant submitted an incomplete application June 17, 2024. Since the 60-day review period will expire on August 16, 2024, Staff extended the review period as a precaution. The submittal indicates construction is slated to begin in 2025. In their findings signed August 7, 2024, Staff recommend approval with two standard conditions. Motion by Trainor, second by Walraven to approve Staff’s recommendations. *Motion carried unanimously.*

D. 2024-019 Silver Buckle, Plymouth.* This is a 10.4-acre site development, located north of Chankahda Trail and west of Vicksburg Lane North. The site will be developed into a residential area with new impervious areas including houses, driveways, roads, and sidewalks. The site will maintain its general drainage divides from existing conditions with updates to the routing of two wetlands, however, the hydraulics of those wetlands will be maintained. The project triggers the Commission’s rules D,E, G and I. Staff’s findings of fact memo dated August 7, 2024, is in the meeting packet for approval with one standard condition. Motion by Trainor, second by Cesnik to approve Staff’s recommendation. *Motion carried unanimously.*

V. 2024 CIPs*.

The Commissions had previously established the maximum proposed levy for the 2024 Capital Improvement Program (CIP). The next step in the process is to call for a public hearing to consider ordering and certifying a levy for proposed projects and programs. The Table below shows the projects under consideration and their funding followed by short project summaries.

Elm Creek 2024 CIP Projects (2025 levy).

Project	Total Est Cost	City/Other	Comm Share	Total Levy
Rush Creek Hollow Stream Restoration	\$1,600,000	\$1,200,000	\$400,000	\$424,200
City Cost Share	100,000	100,000	100,000	106,050
Partnership Cost Share	50,000	0	50,000	53,025
Subtotal	\$1,750,000	\$1,300,000	\$550,000	\$583,275
5% additional for legal/admin costs			27,500	
Subtotal			577,500	
TOTAL LEVY (101% for uncollectable)			\$583,275	\$583,275

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The final step in the CIP process will be to hold a public hearing on the proposed projects and programs at the Commission’s regular September 11, 2024, meeting. At that time, the Commission will formally order the projects, certify levies to Hennepin County, and authorize the execution of any necessary cooperative agreements with the cities acting as the lead city to contract the ordered projects.

A. Rush Creek Stream Restoration-Rush Hollow. Stream restoration and erosion repair from Orchid Lane to Fernbrook Lane, approximately 4,000 linear feet. Estimated phosphorus reduction of 200 lbs. per year, improved riparian environment, improved floodplain connectivity, improved recreation and access to the creek, and improved education.

B. City Cost Share. This annual project provides cost sharing to retrofit smaller BMPs on city property on a voluntary basis. The TAC developed policies and procedures to administer these funds and makes recommendations to the Commission on which projects should be funded.

C. Partnership Cost Share. This program makes funds available to member cities to help fund the cost of Best Management Practices (BMPs) partnership projects with private landowners. Projects must be for water quality improvement and must be for improvement above and beyond what would be required to meet Commission rules.

Motion by Cesnik, second by Trainor to call for a public hearing as prescribed above.
Motion carried unanimously.

VI. SOUTH FORK RUSH CREEK SUBWATERSHED ASSESSMENT (SWA).*

In April 2023, the Commission authorized development of a subwatershed assessment for the South Fork Rush Creek drainage area. This \$66,351 study was proposed to be funded \$59,716 from Watershed-Based Implementation Funding (WBIF), \$4,976 from Commission funds, and \$1,659 from the benefiting cities (Corcoran, Maple Grove and Medina). The final project cost is expected to be at or just under the approved cost.

The lower reach of South Fork Rush Creek is an Impaired Water for excess *E. coli* bacteria and chloride. This reach, as well as a short segment of South Fork upstream and an Unnamed Tributary, have impaired fish and/or macroinvertebrate communities. Excess nutrient concentration was identified as a primary stressor, and excess sediment as a secondary stressor. The watershed-wide TMDL includes required reductions in bacteria and total phosphorus in the streams.

Technical staff from the Commission, Hennepin County, and the three cities met to review existing conditions and potential Best Management Practices (BMPs) in this mainly agricultural and rural residential area. With their input, Staff narrowed the BMPs down to those that appear to be most technically feasible and ranked the various types of practices based on their cost effectiveness at reducing nutrient and sediment pollution. They also identified properties that may have older individual septic sewer systems in proximity to ditches and streams, and fields that are tile-drained, which may be at a higher risk of delivering nutrients and sediment to receiving waters.

The final report, including tables and figures depicting this information, is available on the Commission’s website. For ease of use this data is also available in an online interactive map.

With the finalized report, Elm Creek Staff will continue working with the cities and Hennepin County Staff to realize some of the opportunities that were outlined. Some additional engineering work needs to be done prior to writing grant applications seeking funding assistance.

Motion by Trainor, second by T. Anderson to accept the report. *Motion carried unanimously.*

VII. FOURTH GENERATION WATERSHED MANAGEMENT PLAN.

A. Staff's August 7, 2024, memo provides initial discussion of the proposed Education and Outreach Plan for the Fourth Generation Plan. Attached to the memo are goals and strategies from the Third Generation Plan that Staff have tweaked to reflect current needs and conditions. Commissioners are asked to review these materials, with an eye especially on any additional goals or strategies that they would like to include or emphasize. This will serve as a framework to which to refer when setting annual education and outreach priorities and specific actions.

Commissioners are also encouraged to browse through the resources that WMWA has been developing in partnership with Hennepin County. [More Cool Stuff - West Metro Water Alliance](#) and [Media Kits - West Metro Water Alliance](#). The Commission and cities have found these quite useful, and they are an important component of the current education and outreach program.

B. As a first step, Commissioners are asked to review the Third Generation Education and Outreach goal statement that guides the strategies and actions that follow.

The goal of the Elm Creek Watershed Management Commission's Education and Outreach Program is to educate and engage everyone in the watershed by increasing awareness of water resources, and by creating and supporting advocates willing to protect and preserve the resources in the watershed.

C. The draft plan identifies five target audiences/stakeholder groups. They include property owners, lakeshore property owners, government elected and appointed officials, educators and students, and agriculture and animal operators. The Commission's annual work plans identify programs, activities, and informational material for stakeholder focus.

VIII. TMDL 10-YEAR REVIEW.*

Earlier this year the Commission authorized Staff to undertake a review of progress toward meeting the goals of the 2016 Elm Creek Watershed TMDL (Total Maximum Daily Load). The Elm Creek TMDL study addresses: seven lake *nutrient* impairments (Cowley, Sylvan, Henry, Rice, Fish, Diamond, Goose); four stream *E. coli* impairments; three stream *dissolved oxygen (DO)* impairments; and four stream *fish and macroinvertebrate* impairments, with primary stressors *total phosphorus (TP)* and *total suspended solids (TSS)*.

Since completion of the 2016 Watershed TMDL, there are new impairments, along with one delisting. Elm Creek and the lower reach of South Fork Rush Creek are impaired for excess *chloride*. Elm Creek is now impaired for *TSS* and Fish Lake for *fish biotic integrity (F-IBI)*. The Fish Lake nutrient impairment was removed or "delisted" as the lake now meets state standards.

A. The TMDL Review is comprised of four tasks:

1. Obtain additional water quality data in lakes and streams that are not routinely monitored.
2. Compile data on load-reducing practices that have been implemented since the baseline year of 2010, including reductions achieved through development projects and other practices such as stream restorations, ponds or other BMPs, enhanced street sweeping, etc.
3. Evaluate monitoring data to determine any trends.
4. Review the implementation plan and make any necessary adjustments based on findings.

B. Project Status.

1. Three Rivers Park District is proceeding with Task 1 in 2024 and 2025. Four additional lakes and two additional stream sites on the South and North Forks of Rush Creek will be monitored using a combination of current operating budget and study budget.
2. Stantec staff have started to assemble data on load reductions for each project that triggered the Stormwater Rule. This has been quite a lengthy process, especially for project reviews prior to when the revised, more stringent rules and standards were adopted. There are a total of 256 unique projects that had TP or TSS load reduction data between 2010 and 2023. Assuming each project has continued to reduce loads at the originally reported rate, the total load reduction rate achieved through development projects since 2010 was: 1,365 lbs. per year of TP and 526,271 lbs. per year of TSS.

C. Initial Findings.

Load reductions are occurring as a result of land use conversion and development. The results show that this has been occurring to a greater extent in more recent years which is a product of the change in rules, requiring volume control (filtration/infiltration) and requiring water quality calculations (better data). Assuming each project has continued to reduce loads at the originally reported rate, the total load reduction rate achieved through development projects since 2010 was 1,365 lbs./year TP and 526,271 lbs./year TSS. Overall, the reductions achieved through regulated development are a fraction of the load reductions needed. As they continue the TMDL review, Staff will compile more reduction data through review of larger BMPs (stream stabilization, regional ponds, street sweeping).

D. Next Steps.

1. Staff are compiling reductions from stream restoration projects and other CIP projects and will be sending out a data request to cities for information about any other BMPs that may have been undertaken in the various drainage areas. The final step will be to sum up all these reductions and compare them to the load reductions called for in the TMDLs.
2. Staff will also be working with the Park District to analyze water quality data to determine if there are any statistically significant trends. It is likely that only some of the

lake and stream sites have enough data to be statistically valid, which is why additional monitoring will be undertaken. As the period of record grows the trend results will be clearer and more meaningful.

3. The balance of the data compilation and trend analysis phase of the TMDL review will be completed by the end of 2024. Staff plan to present that data at the November 2024 meeting. In December 2024 they will review the TMDL Implementation Plan and discuss any changes or additions so those actions can be incorporated into the Fourth Generation Plan.

IX. OLD BUSINESS.

X. NEW BUSINESS.

XI. GRANT OPPORTUNITIES.

A. Clean Water Fund Grant.* The Board of Water and Soil Resources (BWSR) opened the annual solicitation for Clean Water Fund (CWF) Grants on June 28, 2024. This year, the program includes *Accelerated Implementation Grants (AIGs)* which aim to build capacity for local governments to accelerate on-the-ground projects that improve or protect water quality and perform above and beyond existing state standards for protecting and restoring water quality.

In July, the Commission authorized Stantec to proceed with development of a proposal for an AIG for a joint chloride management plan between the Shingle Creek, West Mississippi, and Elm Creek WMOs. The management plan will include data analysis and source assessment, identifying stakeholders and their responsibilities, implementation strategies and goals, and how to assess progress. A draft* of the proposal is included in the meeting packet.

A meeting held on August 13 with a volunteer advisory group helped refine the grant proposal further. Staff will incorporate any desired edits and plan to submit the proposal by the BWSR deadline of August 22.

Motion by Trainor, second by Cesnik to submit the application to BWSR by the August 22 deadline. *Motion carried unanimously.*

[T. Anderson departed 1:05 p.m.]

B. Watershed-Based Implementation Funding (WBIF).*

The WBIF convene group met on July 15. The group reached consensus on projects to submit for WBIF funding. The chosen projects total \$373,590 and require a minimum of 10% match for projects. The match for the education and outreach coordinator will be provided through the WMWA budget and Hennepin County, while the match for the other projects could be provided from Hennepin County, the Commission's closed projects account or cost share programs, and other local sources. A description of the chosen projects is below.

1. **Hennepin County Conservation Specialist (\$46,000).** Joint funding for this position from the five participating WMOs will continue through FY2024-2025. The position is a

limited duration position to provide water and natural resources education and outreach and technical assistance to residents that leads to implementation of conservation practices

2. Agricultural BMPs (\$175,000). Hennepin County staff have worked with the Commission to implement BMPs identified in the various subwatershed assessments (SWAs) and other related agricultural and rural BMPs funded in part by a Clean Water Fund grant. In the last WBIF round of funding the Elm Creek convene group dedicated \$175,000; this allocation would continue that work for another two years.

3. Diamond Lake Neighborhood BMPs (\$108,000 WBIF, \$120,000 total). The Diamond Creek SWA identified three potential urban area BMPs from the Diamond Creek SWA that are proposed for funding.

4. Rice and Fish Lakes Fish and Habitat Management (\$44,590). Both lakes have previously undergone rough fish management and would likely benefit from additional rough fish management. In addition, the Fish Lake fish community was recently designated as impaired and may benefit from some as yet unspecified fish and/or habitat management. This funding would be available to manage biotic integrity in these lakes. The Commission, the Park District, the City of Maple Grove, lake associations, and Staff will work to determine a course of action and a funding plan that will likely include not only WBIF funding but also contributions from all the stakeholders.

Final WBIF allocations by watershed

Funding Priority	Total Cost	WBIF	Match	Source of Match
Education & outreach coordinator*	\$306,000	\$46,000	\$77,000	WMWA and county (\$77K); other WBIF**
County outreach/cost-share	\$192,500	\$175,000	\$17,500	County staff time and \$, land-owner in-kind and \$
Diamond Lake Neighborhood BMPs	\$120,000	\$108,000	\$12,000	City Cost Share or Closed Projects, City
Rice and Fish Lakes Fish and Habitat Management	\$49,050	\$44,590	\$4,460	City/Partnership Cost Share, City, landowners
TOTAL	\$667,550	\$373,590	\$168,960	

*Contracted to Hennepin County

**Shingle Creek, West Mississippi, Bassett, and Richfield-Bloomington WMOs are each contributing \$46,000 from their WBIF funds

XII. EDUCATION AND PUBLIC OUTREACH.

A. Grace Barcelow’s August Update.*

What have we been working on since the July WMWA Meeting?

1. Released [media kit](#) about drought and water conservation. This media kit has information to help residents enhance water conservation efforts during late summer.

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Residents are encouraged to plant drought-friendly plants, create landscapes resilient to a changing climate, and reduce water usage. There is a newsletter and set of social media posts.

2. Released mailer on **pet waste** that cities and watersheds can use for outreach or send out in mailings. This has been sent out to city communication contacts and can be found on the WMWA media kit page linked above. If you have any questions on obtaining or mailing these materials, please reach out, grace.barcelow@hennepin.us.

3. Continued planning efforts for **Fish Lake and Eagle Lake workshops**. Created outreach materials. Workshops will be hosted September 5 and 10, from 6pm to 8pm, at the Fish Lake Pavilion (a Three Rivers Park District building).

4. Continued work on **Southgate Apartment complex project** in Bloomington, notably looking for grant funding to address resident needs beyond water quality and habitat improvement work that are important to supporting diversity, equity and inclusion goals.

5. Attended **second steering committee meeting** for Conservation Specialist position. Overall, we are on track and have a plan for work into the future. People are satisfied with the projects and goals we have set. It was decided to cancel future steering committee meetings and wrap content from steering committee meetings into WMWA monthly meetings twice during the year.

What work will be happening before the September WMWA meeting?

6. Continue outreach to involve middle school classrooms in **Adopt-a-Drain K12 program** throughout WMWA watersheds.

7. Engage lake associations and shoreline residents on **Fish and Eagle Lakes** in WMWA workshops.

8. Prepare to host **Green Corps member**, who is starting mid-September and will be supporting WMWA work.

9. Continue work on the **BCWMC project** to reduce chloride entering Parker's Lake in Plymouth, which is impaired for chloride. We will be targeting winter deicer users in the northern subwatershed of the lake and involving them in the Low Salt, No Salt consultation process. We are now working on updating outreach materials to begin involving facilities.

10. Continue engagement process for the **Southgate Apartment project**. Next engagement is scheduled for August 24. Residents will see preliminary designs and can provide feedback.

11. Create **September media kit**. This media kit will have a stormwater focus, highlighting good city street sweeping practices and good fall lawn maintenance practices for clean water, tying messaging in with the Adopt-a-Drian program opportunities.

B. West Metro Water Alliance (WMWA) will meet via Zoom at 8:30 a.m., September 10, 2024.

Joanna Sorenson has accepted the Watershed PREP Educator position. She is able to begin work immediately and can be reached at jo.so.enviro.educator@gmail.com.

XIII. COMMUNICATIONS.

A. Staff Report.* Staff reports provide updates on the development projects currently under review by Staff. The projects listed in the table on page 10 of these minutes are discussed in the August 7, 2024, report.

B. Hennepin County Staff Report.*

1. Bottema Wetland Restoration, Corcoran. Designs were recently finalized after another round of engagement with permitting authorities in June and July. Staff and the landowner are working to get contractor bids for a fall installation. No work can occur until the project area dries out.

2. Christian Settling Basin, Dayton. Site conditions are still too wet for construction to begin. Project is still slated for installation in 2024.

3. Welcome Ranch, Dayton. Met with current owner and manager to finalize phase 1 plans which will include barn gutters, heavy use area protections and exclusionary fencing near wetlands. Hennepin County staff are currently working on contracting phase.

4. Stotts 1A/1B/TOHWW. Construction has been delayed due to wet site conditions. Plans need to be developed and signed off on by a certified engineer before repairs can be made to the waterway. Currently negotiating JAA signature with Wright County SWCD engineering.

5. The Project Funding Table has been updated to reflect activity that occurred last month.

6. The last two pages of the report describe other County programming.

XIV. OTHER BUSINESS.

Trainor has agreed to take on the **Treasurer's responsibilities** upon Ken Guenther's resignation from the Commission.

XV. ADJOURNMENT. There being no further business, the meeting was adjourned at 1:28 p.m.

Respectfully submitted,



Judie A. Anderson
Recording Secretary

JAA:tim

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Project No.	Project Name		Project No.	Project Name
2014-015	Rogers Drive Extension.		2023-015	South Fork Rush Creek Evanswood, M Grove
2016-005	Ravinia Wetland Bank Plan, Corcoran.		2023-020	Dunkirk Square, Maple Grove4
2017-050W	E Mayers Wetland/floodplain viola, Corc		2023-022	Shores of Sylvan Lake, Rogers.
2018-046	Graco, Rogers.		2023-023	NORSQ, Maple Grove.
2020-009	Stetler Barn, Medina.		2023-025	Rogers Mixed Use Improvement.
2020-017	Meadow View Townhomes, Medina.		2023-028	Rush Creek Hollow, Maple Grove.
2020-033	Weston Woods, Medina.		2023-029	Dayton Field 4th Addition.
2021-020	Crew Carwash, Maple Grove.		2023-030	Woodland Hill of Corcoran.
2021-029	Tri-Care Grocery / Retail, Maple Grove		2024-001	Saddle Ridge, Rogers.
2021-034	BAPS Hindu Temple, Medina.		2024-002	The Meadows Park, Plymouth.
2022-006	Hamel Townhomes, Medina.		2024-003	Rogers Apartments.
2022-011	Arrowhead Drive Turn Lane Expn, Medina.		2024-004	Dayton River Road Turn Lane.
2022-017	City Center Drive, Corcoran.		2024-005	Rush Hollow North, Maple Grove.
2022-018	Big Woods, Rogers.		2024-007	Eagle Brook Church, Plymouth.
2022-022	Cook Lake Highlands, Corcoran.		2024-008	Rogers HS Stadium Improvements.
2022-028	Elsie Stephens Park, Dayton.		2024-009	Heritage Christian Academy, Maple Grove.
2022-040	Kariniemi Meadows, Corcoran.		2024-010	Corcoran Storage II.
2022-043	Meander Park and Boardwalk, Medina.		2024-011	Jaeger-Jordan Ditch Stabilization, Dayton.
2023-001	Chankahda Trail Recon Phase 2, Plymouth.		2024-012	Dayton Interchange.
2023-009	Magnifi Financial, Maple Grove.		2024-013	Red Barn Pet Retreat, Corcoran.
			2024-014	Schmidt Woods Park, Plymouth.
			2024-015	Hennessy Grove, Maple Grove.
			2024-017	Pioneer Trail Industrial Park. Corcoran.
			2024-018	Kwik Trip 1187, Dayton.
			2024-019	Silver Buckle, Plymouth.

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