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Regular Meeting and Public Hearing Minutes September 14, 2016

I. CALL TO ORDER.

A regular meeting of the Elm Creek Watershed Management Commission was called to order at 11:30 a.m., Wednesday, September 14, 2016, in the Mayor's Conference Room, Maple Grove City Hall, 12800 Arbor Lakes Parkway, Maple Grove, MN by Chair Doug Baines.

Present were: Gerry Butcher, Champlin; Jon Bottema, Corcoran; Doug Baines, Dayton; Joe Trainor, Maple Grove; Victoria Reid, Medina; Kevin Jullie, Rogers; Ali Durgunoğlu, James Kujawa and Said Matan, Hennepin County Dept. of Environment and Energy (HCEE); Rich Brasch, Three Rivers Park District (TRPD); and Judie Anderson, JASS.

Not represented: Plymouth.

Also present: Todd Tuominen, Champlin; Mark Lahtinen, Maple Grove; Ben Scharenbroich, Plymouth; Andrew Simmons, Rogers; and Dave Haas, Jim Greenwood, and Mike Winegar, Fish Lake Area Residents Association (FLARA).

A. Motion by Bottema, second by Jullie to approve the **revised agenda**. * *Motion carried unanimously.*

B. Motion by Butcher, second by Bottema to approve the **minutes*** of the August 10, 2016 regular and Technical Advisory Committee (TAC) meetings. *Motion carried unanimously.*

C. Motion by Bottema, second by Butcher to approve the **September Treasurer's Report and Claims*** totaling \$15,283.69. *Motion carried unanimously.*

[The meeting was suspended at 11:33 a.m.]

II. PUBLIC HEARING.

On February 10, 2016 the Elm Creek Watershed Management Commission's Technical Advisory Committee (TAC) recommended to the Commission that Table 4.5 of its Third Generation Plan Capital Improvement Program be revised in order to add five projects to the CIP and to update six projects already listed there. At its February 10, 2016 regular meeting, the Commission approved the TAC's recommendation.

MN Rule 8410.0140 and Section 4.6 Plan Review, Update and Revision of the Commission's Third Generation Plan set forth the requirements for plan amendments. Steve Christopher, BWSR Board Conservationist, determined that the Commission could add/revise these projects with a Minor Plan Amendment. Following a public meeting conducted by the Commission on May 11, 2016, the Commission adopted Resolution 2016-01 Adopting a Minor Plan Amendment. On July 28, 2016, the Hennepin County Board approved the Minor Plan Amendment and adopted a 2016 maximum levy of \$492,812 for the Elm Creek Commission for the following projects:

2016-01 Fox Creek at Creekview Restoration Project, Rogers. Total project cost \$321,250 | Proposed Levy \$80,312.

2016-02 Mississippi River Shoreline Repair and Stabilization Project, Champlin. Total project cost \$300,000 | Proposed Levy \$75,000.

2016-03 Elm Creek Dam at the Mill Pond Project, Champlin. Total project cost \$7,001,220 | Proposed Levy \$187,500.

2016-04 Rush Creek Main Stem Restoration, Maple Grove. Total project cost \$300,000 | Proposed Levy \$75,000.

2016-05 Fish Lake Alum Treatment Phase 1, Maple Grove. Total project cost \$300,000 | Proposed Levy \$75,000.

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The Commission called for a public hearing on September 14, 2016 to consider the five projects. Member cities and the County have been notified and notice has been duly published. The purpose of the public hearing is to present the proposed projects and proposed financing and to take comment from the member cities and the public.

[The public hearing was opened at 11:35 a.m.]

No comments were received from the member cities. Haas, Greenwood, and Winegar, FLARA, were present from the public and spoke in support of project 2016-05.

[The public hearing was closed at 11:45 a.m.]

A brief discussion was conducted by the Commissioners.

Motion by Butcher, second by Jullie to adopt Resolution 2016-02 Ordering the 2016 Improvement Projects ... and Designating Commission Cost-Share Funding.* *Motion carried unanimously.*

Motion by Jullie, second by Bottema to approve the Cooperative Agreements with the cities of Champlin, Maple Grove and Rogers contingent upon review by their respective attorneys. *Motion carried unanimously.*

[The regular meeting resumed at 11:47 a.m.]

III. RESUME REGULAR MEETING.

D. Open Forum.

Victoria Reid, newly appointed Alternate Commissioner from the City of Medina, was introduced.

E. Action Items.

1. Project Review 2016-033 Dayton Public Works Garage, Dayton.* This is a 17-acre site located on the east side of Zanzibar Lane about half-way between North and South Diamond Lake Roads. The site is currently agricultural field. It will be developed into a public works facility with a new building and parking lot area. Staff reviewed the project for compliance with the Third Generation stormwater management plan. Staff's September 9, 2016 findings were included in the meeting packet. Motion by Bottema, second by Butcher to approve this project with the recommendation that irrigation water reuse from the NURP pond be seriously considered. *Motion carried unanimously.*

2. Project Review 2016-037 Lanewood Estates, Plymouth.* This is a 5.9 acre site located north of County Road 47, at the extension of Lanewood Lane within the Taryn Hills community. Current use of the property is a single house and barn on the property with a large lawn. Surrounding land use on the north, west and south is single family houses and vacant on the east. About one-third of the northeast portion of the parcel is wetland which is also a Public Water Wetland. The applicant is proposing to build 7 single-family houses. On August 30, 2016, Staff requested revisions to complete the review. Revisions were submitted on September 7, 2016. Staff findings dated September 12, 2016, were included in the revised meeting packet. Motion by Bottema, second by Reid to approve this project with two conditions: a) A copy of the revised HydroCAD model must be submitted; and 2) The proposed pond access road must be a reinforced turf road within the buffer area. *Motion carried unanimously.*

F. Watershed Management Plan.

The Commission's Rules pertaining to **filtration, infiltration and abstraction** will be reviewed at the October meeting of the Technical Advisory Committee.

G. Elm Creek Watershedwide TMDL. The public comment period for the draft TMDL and WRAPS Reports closed on August 4, 2016. Comments were received from MnDOT, Dept. of Agriculture, and the cities of Corcoran, Medina and Plymouth. Brasch is working with MPCA Project Manager Brooke Asleson to respond to the comments. This task should be completed in time for the October meeting.

H. New Business.

Steve Christopher, BWSR, will be present at the October 12 regular meeting to provide an update on the

*in meeting packet

State Buffer Law. The August 2016 Buffer Update* is included in the meeting packet. Also included in the packet is the DNR Buffer Map* which identifies public waters and public ditches in the watershed. More information can be found at <http://www.bwsr.state.mn.us/buffers/>.

I. Communications.

J. Education.

1. **Minnesota Water Resources Conference,*** October 18-19, 2016, Saint Paul RiverCentre. Register at wrc.umn.edu/waterconf.

2. **Clean Water Summit**, September 22, 2016, Minnesota Landscape Arboretum. Register at <http://www.arboretum.umn.edu/2016cleanwatersummit.aspx>.

3. Baines recapped the October WMWA meeting. The **next WMWA meeting** is scheduled for Tuesday, November 8, 2016, at Plymouth City Hall. All Commissioners are encouraged to attend.

K. Grant Opportunities.

Hennepin County Good Steward grant applications are being accepted until November 4. These grants are primarily for smaller projects that improve water quality, enhance natural areas and promote environmental stewardship to the community. A typical grant amount is \$5,000 to \$15,000, with a maximum amount of \$25,000. <http://www.hennepin.us/residents/environment/natural-resources-funding>.

L. Other Business.

M. The following **projects** are discussed in the September Staff Report.* ("W" denotes wetland project.)

1. 2013-046 Woods of Medina, Medina.
2. 2014-015 Rogers Drive Extension, Rogers.
3. 2015-004 Kinghorn Outlet A, Rogers.
4. 2015-006 Veit Building and Parking Lot Addition, Rogers.
5. 2015-013 Wayzata High School, Plymouth.
6. 2015-020 Strehler Estates, Corcoran.
7. 2015-025 OP3 Outdoor Storage, Rogers.
8. 2015-030 Kiddiegarten Child Care Center, Maple Grove.
9. 2015-032 Rogers High School Auditorium Addition, Rogers.
10. 2016-001 CSAH 115/CR 116 Reconstruction, Medina.
11. 2016-002 The Markets at Rush Creek, Maple Grove.
12. 2016-004 Park Place Storage Site Plans, Corcoran.
13. 2016-005W Ravinia Wetland Bank, Corcoran.*
14. 2016-014 Balsam Apartments, Dayton.
15. 2016-018 Cambridge Park, Maple Grove.
16. 2016-019 Just for Kix, Medina.
17. 2016-020 Ryan Meadows, Rogers.
18. 2016-021 Diamond View Estates, Dayton.
19. 2016-022 AutoZone, Maple Grove.
20. 2016-023 Tri-Care, Maple Grove.
21. 2016-026 Faithbrook Church, Dayton.*
22. 2016-027 Rogers Drive/Brockton Lane Intersection Improvements, Rogers.*
23. 2016-030 Elm Creek Meadows, Plymouth.
24. 2016-032 CSAH 19 Cross Culvert, Corcoran.
25. 2016-033 Dayton Public Works Garage, Dayton.*
26. 2016-034 French Lake Golf Course AUAR, Dayton.
27. 2016-035W 20070 Larkin Road, Corcoran.*
28. 2016-036 K-Manufacturing 3rd Addition, Dayton.

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- 29. 2016-037 Lanewood Estates, Plymouth.*
- 30. 2016-038 AutoMotorPlex, Medina.
- 31. 2016-039 Sands Parcel, Plymouth.

N. Adjournment. There being no further business, motion by Bottema, second by Jullie to adjourn. *Motion carried unanimously.* The meeting was adjourned at 12:50 p.m.

Respectfully submitted,



Recording Secretary

JAA:tim

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