



## MEETING MINUTES

### BOARD OF SUPERVISORS MEETING

#### DAKOTA COUNTY SOIL AND WATER CONSERVATION DISTRICT

Thursday, October 6, 2016

4100 220<sup>th</sup> Street, Suite 102

Farmington, Minnesota

**Board Members Present:**

Laura Zanmiller, Chair  
Joe Meyers, Vice Chair  
Kevin Chamberlain, Treasurer  
Chris Nielsen, Secretary  
Marian Brown, Public Relations

**SWCD Staff Present:**

Brian Watson  
Lana Rotty  
Curt Coudron  
Todd Matzke  
John Stelzner  
Ashley Gallagher  
Joe Barten

**Others Present:**

Wayne Kieffer  
Michelle Wohlers, NRCS

**1. Call to Order**

Chair Zanmiller called the meeting to order at 8:30 a.m. A quorum was present.

**2. Pledge of Allegiance**

Chair Zanmiller led the Board of Supervisors in the Pledge of Allegiance.

**3. Audience**

Chair Zanmiller asked if there was anyone in the audience that wished to address the Board on an item that is not on the agenda. No one appeared.

**4. Recognition of 2016 Outstanding Conservationist – Wayne and Bernadette Kieffer Family**

Chair Zanmiller welcomed and introduced Wayne Kieffer. Watson stated that Wayne, Bernie and their sons, Tim and Kevin, are fourth and fifth generation dairy producers that have operated in Dakota County for over 120 years. The Kieffer's maintain six hundred animals and operate 840 acres where corn, soybeans, alfalfa and canning crops are grown. They have constructed a new manure storage pit, followed a USDA approved nutrient management plan, installed and maintained over 1.2 miles of grassed waterways, constructed eight water and sediment control structures, implemented an irrigation water management plan, and permanently protected 130 acres of natural area and prime farmland from future development.

On behalf of the Board of Supervisors, Chair Zanmiller presented Wayne Kieffer with a plaque recognizing him and his family as the 2016 Conservation Cooperator and commended them for their many conservation efforts.

**5. Introduction of John Stelzner, Resource Conservationist**

Watson introduced John Stelzner, recently hired Resource Conservationist. John provided information on his educational background and work experiences.

**6. Approval of Agenda**

**16.106** Motion by Nielsen, second by Meyers to approve the agenda as presented. All members voting yes. Motion carried.

**7. Secretary's Report – September 1, 2016 Board Meeting Minutes**

**16.107** Motion by Nielsen, Second by Chamberlain to approve the September 1, 2016 Meeting Minutes. All members voting yes. Motion carried.

**8. Treasurer's Report**

**8.1 October 6, 2016 Accounts Payable**

**16.108** Motion by Chamberlain, second by Meyers to approve the October 6, 2016 Accounts Payable. Members voting yes: Zanmiller, Brown, Chamberlain, Nielsen, Meyers. Motion carried.

**8.2 September 30, 2016 Financial Report**

**16.109** Motion by Chamberlain, second by Nielsen to accept the September 30, 2016 Financial Report, subject to audit. All members voting yes. Motion carried.

**9. Rural Lands Committee**

**9.1 Authorization to Provide Final Payment to Mark Malecha for Installation of Water and Sediment Control Basins (13-FRG-13)**

Meyers stated that Mark Malecha has completed installation of two water and sediment control basins. The project was approved for funding at the September 3, 2015 board meeting at 90% cost share not to exceed \$7,560 based on an estimated project cost of \$8,400. Final project cost was \$7,629.62.

**16.110** Motion by Meyers, second by Nielsen to provide final payment to Mark Malecha for installation of two water and sediment control basins in Section 17 of Greenvale Township, Cannon River Watershed at \$6,866.66 (90%). Members voting yes: Brown, Chamberlain, Nielsen, Meyers, Zanmiller. Motion carried.

**9.2 Authorization to Provide Final Payment to Wayne Peterson for Installation of Water and Sediment Control Basin, Diversion and Critical Area Seeding (16-IPP-02)**

Meyers stated that Wayne Peterson has completed installation of two water and sediment control basins and a critical area seeding. The project was approved for funding at the April 7, 2016 board meeting at 75% cost share not to exceed \$5,400 based on an estimated project cost of \$8,400. Final project cost was \$5,995.09.

**16.111** Motion by Meyers, second by Nielsen to provide final payment to Wayne Peterson for installation of two water and sediment control basins and a critical area seeding in Section 18 of Greenvale Township, Cannon River Watershed at \$4,496.32 (75%). Members voting yes: Chamberlain, Nielsen, Meyers, Zanmiller, Brown. Motion carried.

### **9.3 Update on Grant Award from Minnesota Board of Water and Soil Resources to Develop a Comprehensive Plan for Cannon River Watershed under One Watershed, One Plan Concept**

Watson provided background and an update on the Grant Award of \$214,546 from Minnesota Board of Water and Soil Resources to Develop a Comprehensive Plan for the Cannon River Watershed under One Watershed, One Plan Concept. Watson added that the "One Watershed One Plan" concept was approved by the legislature and endorsed by the Local Government Water Roundtable. However, they have not defined how the 7-County metropolitan area will tie into the One Watershed, One Plan process.

Watson explained that this grant partnership could include six soil and water conservation districts, six counties, one watershed district, and one watershed management organization.

Watson added that an orientation meeting for the local units of government involved in the grant was recently held and the first planning meeting is scheduled for November 3. The goal of the next meeting is to develop context and assignments under a memorandum of agreement that will be signed by all participating units of government.

The watershed plan development will be approximately a 2-year process with 12-16 meetings of the local unit of government representatives. There will also be a large stakeholder group and process for gather input to the watershed plan.

Watson explained that participation by the SWCD does not appear to offer any immediate water planning benefits from statutory authorities like it would for soil and water conservation districts or counties outside of the 7-county metro area. However, there is benefit to partnering with others and being an active participant and a possibility that more State funding could follow. Watson is continuing to gather information on behalf of the North Cannon River Watershed Management Organization and will present information at their next meeting scheduled for November 16.

Watson also stated that the SWCD Board resolution adopted back at the June meeting supporting the One Watershed, One Plan grant application had an error. The resolution stated that the Dakota SWCD would not likely be interested in entering into a Memorandum of Agreement (MOA) until such time more is known about funding implementation. The MOA is used for developing the watershed plan, not for implementation. The error will be corrected at the time the MOA is brought forwarded to the Board for authorizing execution.

## **10. Community Development Committee**

### **10.1 Authorization to Provide Final Payment to the City of Inver Grove Heights for Installation of and Soil Resources**

Coudron stated that the City of Inver Grove Heights has completed the installation of a 2,900 square foot bioretention cell at the intersection of 47<sup>th</sup> Street and Boyd Avenue located within the Mississippi River watershed. The project was approved for funding at the April 2, 2015 Board meeting at 75% cost share not to exceed \$46,869.60 based on estimated project cost of \$62,492.80. The contract was amended at the October 29, 2015 board meeting to extend the completion date from November 15, 2015 to July 1, 2016. The final project cost was \$69,763.74.

Coudron added that the bioretention basin (raingarden) was installed to capture and treat stormwater runoff from the street and parking lot. Previously, the stormwater runoff entered the city storm sewer system and discharged untreated into Seidl's Lake.

**16.112** Motion by Zannmiller, second by Meyers to provide final payment to City of Inver Grove Heights for installation of a stormwater retrofit project at 47<sup>th</sup> Street and Boyd Avenue, Mississippi River

Watershed at \$46,869.60 (67%). Members voting yes: Nielsen, Meyers, Zanmiller, Brown, Chamberlain. Motion carried.

### **10.2 Authorization to Provide Final Payment to City of Lakeville for Installation of Stormwater Retrofits On Hamburg Avenue**

Coudron stated that the City of Lakeville has completed the installation of 3,333 linear feet of underground infiltration chambers along Hamburg Avenue within the Vermillion River Watershed. The project is located within the City's Airlake Industrial Park. The project was approved for funding at the July 7, 2015 Board meeting at 75% cost share not to exceed \$50,000 based on an estimated project cost of \$159,791.50. The contract was amended at the October 29, 2015 board meeting to extend the completion date from November 15, 2015 to July 1, 2016. The final project cost was \$206,794.02.

Cudron added that underground chambers were installed in the ditches at Airlake Industrial Park to capture and infiltrate stormwater runoff. Previously, the runoff flowed through the ditches along Hamburg Avenue and discharged untreated to South Creek, a designated trout stream. The chambers provide temporary storage for water until it infiltrates into the underlying soils. This will also address some of the thermal impact issues. Zanmiller noted the process included partnership with Business owners in the area and the utility providers.

**16.113** Motion by Zanmiller, second by Nielsen to provide final payment to City of Lakeville for installation of a stormwater retrofit project along Hamburg Avenue, Vermillion River Watershed at \$50,000 (24 %). Members voting yes: Meyers, Zanmiller, Brown, Chamberlain, Nielsen. Motion carried.

### **10.3 Authorization to Provide Final Payment to Mount Calvary Lutheran Church for Installation of Stormwater Retrofits (16-CIF-01)**

Barten stated that Mount Calvary Lutheran Church has completed the installation of a 485 square foot bioretention basin (raingarden) along Rahn Road in Eagan in the Minnesota River Watershed. The project was approved for funding at the July 7, 2016 Board meeting at 75% cost share not to exceed \$24,342.26 and based on an estimated project cost of \$32,456.35. The final project cost was \$29,151.50.

Barten added that the bioretention basin (raingarden) captures and treats runoff from the Church parking lot and driveway. It will reduce pollutants and stormwater volume discharge to the Minnesota River and recharge groundwater aquifers. Barten further stated that the City of Eagan contributed \$12,000 toward the project, the church received a \$2,500 memorial, and the congregation volunteered for much of the work; which substantially reduced the amount of the original cost share request.

**16.114** Motion by Zanmiller, second by Chamberlain to provide final payment to Mount Calvary Lutheran Church for installation of a stormwater retrofit project located at 47<sup>th</sup> Street and Boyd Avenue, Mississippi River Watershed at \$14,651.50 (50%). Members voting yes: Zanmiller, Brown, Chamberlain, Nielsen, Meyers. Motion carried.

## **11. Committee of the Whole**

### **11.1 Authorization to Execute FY17 Agreement with the Minnesota Board of Water and Soil Resources for Buffer Implementation and Excessive Soil Erosion Provisions**

Watson stated that BWSR has provided a request form to obtain FY17 State Buffer Law and Excessive Soil Erosion grant funds. Watson stated that we are scheduled to receive \$20,000 based on a non-competitive formula generated.

Funds will be used to assist landowners with inquiries, provide outreach and information, adopt recommendations for additional waters not mapped for inclusion in local water management plans, and

to implement the statewide excessive soil erosion provisions that protect downstream waters and property owners from negligent or absent soil and water conservation management practices.

**16.115** Motion by Meyers, second by Nielsen to approve request and execute agreement totaling \$20,000 with Minnesota Board of Water and Soil Resources for FY17 Buffer Implementation and Excessive Soil Erosion Provisions. All members voting yes. Motion carried.

## **12. Interagency Reports and Announcements**

### **Natural Resources Conservation Service**

Wohlers provided the Natural Resources Conservation Services (NRCS) agency report. She stated that the Environmental Quality Incentives program application period closed on August 19 and they have a November 30 deadline for completing all of the EQIP application data. They have received some calls for assistance from landowners, however they will not be eligible for funding until the 2018 program is announced. The application deadline for Minnesota Ag Water Quality Certainties Program is March 6, which may still be an option for 2017 funding.

All Ultima employee contracts ended on September 30. A new contract was awarded to PiCo. Dakota County office was reduced from 40 to 20 hours, but then a stop work order was issued and the entire State is without administrative assistance at this time.

Staff recently attended training for the new Conservation Stewardship Program. They are focusing on practice standards and hopefully it will be clearer for participants.

With staffing and vehicle reductions, Wohlers will be limiting her attendance to one monthly Board Meeting among Dakota, Washington, and Ramsey offices.

### **Minnesota Board of Water and Soil Resources**

There was no BWSR report.

### **Minnesota Association of Soil and Water Conservation Districts**

Watson provided the Minnesota Association of Soil and Water Conservation Districts (MASWCD) report. He stated the 2016 Resolutions Packet was included in the meeting information. He added that there are 19 resolutions and the pre-balloting is due to the MASWCD office on November 1.

Watson stated that the next meeting of the Metro Area is scheduled for Wednesday, November 2 in Rogers.

### **Metro Conservation Districts Joint Powers Board**

There was no Metro Conservation Districts Joint Powers Board (MCD) report. The next meeting is scheduled for November 16.

### **Dakota County**

Watson reviewed the 2017 budget request and provided the power point presentation that has been prepared for the County Board of Commissioners.

### **Watershed Management Organizations**

There were no Watershed Management Organization reports.

**13. Upcoming Meetings and Events**

The upcoming events were reviewed. Watson stated that the next Board meeting is scheduled for November 3.

**District Managers Report**

Watson stated that all items were previously discussed.

**14. Adjourn**

**16.116** Motion by Meyers, second by Nielsen to adjourn the meeting. All members voting yes. Motion carried.

The meeting was adjourned at 9:30 a.m.

Respectfully submitted,

Chris Nielsen, Secretary