



***Tuesday, April 13, 2010  
Prior Lake City Hall  
2:30 PM***

Members Present: Craig Gontarek, Larry Mueller, William Kallberg, William Schmokel

Members Absent: Roger Wahl

Staff Present: Michael Kinney, District Administrator  
Joshua Mankowski, District Technician  
Stacy Sass, Water Resources Technician  
Liz Spande, District Intern  
Carl Almer, District Engineer, EOR  
Chuck Holtman, District Attorney, Smith Partners

Others Present: Scott County Commissioner, Barbara Marschall  
City of Prior Lake, Mike Myser  
Scott SWCD, Emily Javens  
Resident, Dick Felch

1. **CALL TO ORDER/PLEDGE OF ALLEGIANCE:** Meeting called to order by President Craig Gontarek at 2:36 PM
2. **PUBLIC COMMENT:** None
3. **APPROVAL OF AGENDA:** District Administrator Michael Kinney requested the following items be added to the agenda: a transfer request for the auditor to be discussed at the end of the meeting, an additional SWCD cost share request to be addressed along with the already scheduled cost share application, an incident discovered by Scott SWCD and District Staff while monitoring to be discussed as item #4 of the SWCD update, and an informational update on CSAH 18 status to be discussed along with the Technician's Report. Manager Schmokel moved to accept the agenda as amended. Second by Manager Kallberg. All ayes.
4. **CONSENT AGENDA:** Mr. Kinney suggested accepting the claims with the conditional approval of deductions from Wenck on the Outlet Structure yet to be finalized. District Attorney Chuck Holtman suggested removing the March 9, 2010 minutes to be revised. Manager Kallberg moved to approve the consent agenda as amended. Second by Manager Mueller. All ayes.
5. **ITEMS REMOVED:** Mr. Holtman requested to add language to the March 9, 2010 minutes. He requested that under the Outlet Box update portion the minutes reflect the title of the stipulation agreed to between the District and the City of Prior

Lake. He will provide the exact language to District staff. President Gontarek moved to approve the minutes as amended with language to be provided by Mr. Holtman regarding the stipulation. Second by Manager Schmokel. Manger Kallberg abstained due to conflict of interest. Three ayes.

6. **TECHNICIAN'S REPORT:** District Technician Joshua Mankowski gave a brief update on permits and development activity within the District including a receipt of a permit application for work on CSAH 18.

7. **OLD / NEW BUSINESS:**

**Outlet Box Update**

Administrator Kinney informed the Board that Valley Surveying will be completing the final survey to determine if the settlement is complete and the surcharge can be removed. Mr. Kinney has requested a memo from both Wenck and the surcharge engineer to verify that settling is complete.

Mr. Holtman has provided changes to the language of the change orders from Wenck and suggested the Board give conditional approval of change orders one and two pending approval of the updated language by Wenck and Quiring Excavating. Manager Kallberg moved to conditionally approve the change orders as presented. Second by Manager Mueller. All ayes.

**Channel Update**

Administrator Kinney informed the Board on the following items: Segment 2 construction is currently on hold due to water levels, the easement with the SMSC in Segment 3 is in the process of being considered for various options, a letter of final offer will be sent to Mr. Muhlenhardt by Mr. Holtman soon, Segment 7a has a few construction items to be finished up and the Segment 7b easement with Minnesota Mobile Home is near completion.

**SWCD Update**

Emily Javens from Scott SWCD presented a Subwatershed Assessment & Stormwater Retrofit Grant Project proposal. Ms. Javens requested \$6000 for two assessments, one each for Spring and Upper Prior Lakes. Manager Kallberg moved to accept the proposal. Second by Manager Mueller. All ayes.

Ms. Javens requested \$300 under a cost share for a well decommission for Ryan Nelson. Manager Mueller moved to accept the request. Second by Kallberg. All ayes. Ms. Javens also requested \$18,600 under a cost share program for filter strips. A total of 9.3 acres of farmland will be converted into filter strips with a \$200/acre compensation rate. Manager Kallberg moved to transfer \$30,000 to the Scott SCWD that was previously approved for the 2010 cost share docket. The funds will come from 630 - Land Management Easements and Incentives. Second by Manager Schmokel. All ayes. Manager Kallberg moved to accept the filter strip cost share for Robert Hartman. Second by Manager Mueller. All ayes.

Lastly, Ms. Javens informed the Board of high monitoring levels near the County Highway Department, possibly the result of a leaking septic system. Mr. Kinney agreed to send a memo to Paul Nelson at the Scott County Natural Resources Department regarding the matter. Manager Schmokel directed staff to give information to the County Public Health Department as well. Commissioner Barbara Marschall confirmed that she will bring the matter to the attention of the Community Development and Public Works Departments as well.

### **EOR Update**

Carl Almer from EOR, Inc. provided project updates. He informed the Board that he is working on the upper watershed assessment, along with working with Scott SWCD to incorporate agriculture practices information before the draft assessment is complete.

There was no update for the Highway 13 wetland project.

EOR has been working on the TMDL Implementation Plan and will continue with the aid of District staff. Stakeholder and local government unit meetings will be held soon. A request has been made for Dan Miller, the Scott Clean Water Joint Education Program (SCWEP) educator, to help with outreach and public participation.

Mr. Almer also informed the Board that they are moving forward with the recommended revisions to the Water Resources Management Plan. They will finish the revisions before submitting the draft Water Resources Management Plan to the Board and to the Board of Water and Soil Resources for final approval.

Mr. Kinney brought the Board's attention to a Special Meeting on Thursday, April 22 at 11:45 for the Spring Lake core sample results. In addition, Mr. Kinney would also like to address the Water Resource Management Plan that day before the presentation.

Mr. Almer noted there was not an update for the web mapping project.

Lastly, Mr. Almer informed the Board that research is being conducted on various methodologies for the soil infiltration project and demonstration sites will be sought out.

### **Carp Management**

Mr. Kinney informed the Board that Peter Sorenson proposed to have a joint DNR position rather than having a graduate student do the research for the District. He will provide more information on this as it is available.

### **Legal Services**

Administrator Kinney informed the Board that he will be working with Mr. Holtman to address some administrative items including District bylaws and PRAP requirements.

**Account Transfer Request**

Administrator Kinney informed the Board that the District Accountant and Auditors have made a request for a Board Action. Manager Kallberg made a motion to transfer \$505, 930 from the MOA construction fund (MOA group of accounts) back to the 910 Project fund (proceeds from the bond issue group of accounts). This represents the District's portion of the amount that the actual costs were under budget for 2007 and 2008. This transfer is to be effective December 31, 2009. Second by Manager Mueller. All ayes.

8. **Administrator's Report**

Mr. Kinney made a request for a possible special meeting. There were no other additional items that had not been already covered.

9. **Monthly Financial Report**

Mr. Kinney informed the Board that he will be working with Chris Shadow to rework the report format. Manager Schmokel moved to accept the monthly financial report. Second by Manager Kallberg. All ayes.

Manager Kallberg moved to adjourn the meeting. Second by Manager Mueller. Meeting adjourned at 5:00 PM.

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Craig Gontarek, President

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William Schmokel, Secretary