Meeting Minutes
Vermillion River Watershed Joint Powers Board Meeting
February 22, 2018, 1 p.m.
Dakota County Western Service Center, Apple Valley, Conference Room 334

Board Members in Attendance
Dakota County Commissioner Mike Slavik, Chair
Scott County Commissioner Tom Wolf, Vice-Chair
Dakota County Commissioner Mary Liz Holberg, Secretary/Treasurer

Others in Attendance
Mark Zabel, Watershed Administrator
Melissa Bokman, Watershed Co-administrator
Helen Brosnahan, County Attorney
Travis Thiel, VRWJPO Watershed Specialist
Mark Ryan, VRWJPO Watershed Engineer
Rick Johnson, Dakota County Soil and Water Conservation District Board Member
Brian Watson, Dakota County Soil and Water Conservation District
Scott Schneider, Scott Soil and Water Conservation District

1. Call to Order
Meeting was called to order by the Board Chair at 1:02 p.m. All Board members were in attendance.

2. Audience Comments on Items Not on the Agenda
There were no comments from the audience.

3. Approval of Agenda
Mark Ryan revised item 7e to change the request from an approval to issue a permit to an approval to issue a permit contingent upon resolution of a current design issue.

   Motion by Commissioner Holberg, Second by Commissioner Wolf, and passed on a unanimous vote to approve the agenda with a change to item 7e.

4. Approval of Minutes from the January 25, 2018, Meeting

   Motion by Commissioner Wolf, Second by Commissioner Holberg, and passed on a unanimous vote to approve the minutes of the January 25, 2018, meeting, as presented on February 22, 2018.
5. Approval of Expenses
Mark Zabel discussed invoices that were not routine monthly expenses. The Dakota County Soil and Water Conservation District invoices are for regular services. The invoice from 144Design was for website maintenance and support. The Wenck invoice is for fish monitoring. The Scott Soil and Water Conservation District invoices are for staff support. The Metro Watershed Partners invoice was for 2018 membership.

Res. No. VRW 18-08: Motion by Commissioner Wolf, Second by Commissioner Holberg, and passed on a 3-0 roll call vote to approve the expenses totaling $80,140.49 that occurred between January 1, 2018, and February 12, 2018, as submitted on February 22, 2018.

6. Acceptance of Treasurer’s Report
Mark Zabel provided an overview of the treasurer’s report. All amounts are within the budgeted amounts. Everything is up to date and expected to be close to 2017 end of year amounts. A revised budget will be presented in April.

Res. No. VRW 18-09: Motion by Commissioner Holberg, Second by Commissioner Wolf, and passed on a 3-0 roll call vote to accept the Treasurer’s Report from February 22, 2018.

7. Business Items

7a. Execute a Joint Powers Agreement with Scott Soil and Water Conservation District for Services in 2018
Scott Schneider from the Scott Soil and Water Conservation District (SWCD) introduced himself and discussed the proposed work plan. Bacterial identification sampling will not be done in 2018. The reduction in capital improvement projects is due to carryover funds, as explained by Mark Zabel. Other programs will remain the same. The total proposed budget of $59,500 is a decrease from the $70,750 JPA budget from 2017.

Res. No. VRW 18-10: Motion by Commissioner Wolf, Second by Commissioner Holberg, and passed on a unanimous vote to execute a Joint Powers Agreement with Scott Soil and Water Conservation District for Services in 2018.

7b. VRWJPO Permit Program Fee and Security Schedule Modifications Public Hearing & Adoption
Mark Ryan summarized the changes in the permit fee and security schedule. The permit fee has been reverted back to $10 due to a requirement in State Statute. The hourly rate of $100 addresses staff time and vehicle and equipment costs. Staff feels comfortable with this amount. Language changes for escrow amount are the same as the pervious draft version.

Commissioner Slavik opened the Public Hearing on the proposed amendments to the VRWJPO Watershed Rules at 1:11 p.m. He requested public comments. There were none.

Motion by Commissioner Wolf, Second by Commissioner Holberg, and passed on a unanimous vote to close the Permit Program Fee and Security Schedule Modifications Public Hearing at 1:12 p.m.

Res. No. VRW 18-11: Motion by Commissioner Holberg, Second by Commissioner Wolf, and passed on a unanimous vote to adopt the VRWJPO Permit Program Fee and Security Schedule.
7c. Approve Watershed Planning Commission Appointments

Res. No. 18-12: Motion by Commissioner Holberg, Second by Commissioner Wolf, and passed on a unanimous vote to reappoint Bruce Rydeen and Brian Rohrenbach to the Vermillion River Watershed Planning Commission.

7d. Approval of Bachman’s Greenhouse Expansion Permit Application

Mark Ryan summarized the permitting authority delegation of staff versus board approval. Bachman’s has provided a complete application and addresses staff concerns regarding design.

Res. No. 18-13: Motion by Commissioner Wolf, Second by Commissioner Holberg, and passed on a unanimous vote approve Bachman’s Greenhouse expansion permit application.

7e. Approval of Progressive Resources Warehouse Site Permit Application

Mark Ryan explained that the revision included contingencies based on current design issue resolution. Groundwater and stormwater management are in conflict. The application is complete and escrow has been received. Staff requests either board approval of the permit and staff will resolve the outstanding issues with the applicant or the permit can be brought back to the board next month when all issues have been resolved.

Commissioner Slavik commented that by allowing staff to proceed, it will reduce the bureaucratic process and resolve the issue of waiting until next month. Commissioner Wolf concurred. Commissioner Holberg looked for feedback from staff on the applicants’ willingness to comply or does staff want the board to hold responsibility. Mark Ryan believes that the applicant will comply and we do not need the board to make the decision on resolving the outstanding issues. Mark Ryan thinks that timing between the applicant and the engineer is slowing the process. Commissioner Holberg indicated that if it does become a problem, she would recommend bringing it back to the board.

Res. No. 18-14: Motion by Commissioner Wolf, Second by Commissioner Holberg, and passed on a unanimous vote to approve Progressive Resources warehouse site permit application.

Mark Zabel indicated conditions here are similar to Bachman’s with the challenges to meet our standards. Commissioner Slavik asked if this property would be annexed. Mark Ryan wasn’t sure but wanted to stay clear of that issue.

8. Staff Reports

a. Melissa Bokman reported that the Vermillion River Watershed Joint Powers Organization and Scott Soil and Water Conservation District staff meet to discuss E coli sampling in Scott County.

b. Mark Zabel discussed the pre-convene meeting to discuss One Watershed-One Plan Funding. A collaborative approach and plan are due by June 30, 2018. Funding allocation was discussed based on 50% land area and 50% assessed value. The VWRJPO would end up with about $350,000 in 2019. The VRWJPO would send out a request for projects that align with Watershed plans, which would come back to the JPB for approval. Brian Watson provided more detail on how that collaborative funding would be shared, but indicated that other watersheds seem to approve of the funding equation and amounts. Grant execution would be anticipated around late fall 2018 and the done by the end of 2021. Commissioner Holberg asked about the portion that’s within Scott County. Melissa Bokman indicated that the money could be used in the Vermillion headwaters area. Commissioner
Holberg asked if there are any issues the County/Watershed. There are no indications of issues provided by staff. Brian Watson indicated that Dakota County is not eligible for funding because they don’t have a groundwater plan. Brian Watson also indicated that over time by 2025 the competitive money will shrink and this pot of One Watershed-One Plan funding may grow. Mark Zabel mentioned that at the pre-convene meeting that this timeframe doesn’t allow for a true collaborative approach where we evaluate and prioritize projects, which may happen in the future.

c. Travis Thiel gave an update on current projects:
   - A Conservation Corps of Minnesota grant was awarded for 800 hours of their staff time.
   - Aquatic Invasive Species grant funding was awarded for the East Lake carp study in Lakeville.
   - The 78-06 Nitrate Treatment project is continuing. They have been tilling in woodchips.
   - The South Creek Temperature Reduction project (Golden Pond) in Lakeville received bids administered by the City of Lakeville with the winning bid coming in at $140,000.
   - An urban water conservation pilot plan is being undertaken in 2018. We will be focusing on townhome associations and working with the University of Minnesota Extension.

d. Mark Ryan gave a Standards evaluation follow-up. A workshop on erosion control and permitting with Township officials, planning commission members, and inspectors will be held in April.

e. Mark Zabel gave an update on the County Road 78 project. The site was vandalized and we lost out time-lapse camera. Mark is evaluating whether to repurchase a camera. A string of thefts has been going on in that area.
Adjourn

Motion by Commissioner Wolf, Second by Commissioner Holberg, and passed on a unanimous voice vote to adjourn the meeting at 1:43 p.m.

Next Meeting Date: March 22, 2018 – Western Service Center, Room 334 at 1 p.m.

Respectfully submitted:
Jen Dullum
Vermillion River Watershed Joint Powers Organization

Mark Zabel
Administrator for the Vermillion River Watershed Joint Powers Organization

Attest

[Signature]
Commissioner Mary Liz Holberg

[Signature]
Secretary/ Treasurer

3.22.18
Date