



**APPROVED MINUTES OF THE SPECIAL MEETING OF THE BOARD OF MANAGERS
Wednesday, July 31, 2019 at 5:00 PM**

Family Means, 1875 Northwestern Avenue South, Stillwater, MN 55082

ROLL CALL

Managers Present:	Others Present:
Craig Leiser, President	Karen Kill, Administrator
Sharon Schwarze, Vice-President	Camilla Correll, EOR, BCWD engineer
Gerald Johnson, Treasurer	Stu Grubb, EOR
Anne Maule Miller, Secretary	Cameron Blake, BCWD staff
Klayton Eckles, 2 nd Vice-President	Cecilio Olivier, EOR
	Shawn Sanders, City of Stillwater
	Nathan Arnold, Washington County
	Amanda Johnson, Summit Management LLC
	Mark Lambert, Summit Management LLC
	Celia Wirth, Resident

1. Call Special Meeting to Order

President Leiser called the Special Meeting to order at 5:01 PM.

2. Approve Special Meeting Agenda

Manager Schwarze, seconded by Manager Maule Miller, moved to approve the special meeting agenda as presented. Motion Carried 5/0.

3. Rule Revision/MIDS Implementation

a. Stillwater and Oak Park Heights Community Meeting Update

Administrator Kill presented the minutes from the community meeting on July 24, 2019. BCWD, Stillwater, and Oak Park Heights are all interested in working together to streamline the permitting process and eliminate duplication. All are willing to further discuss the details of a city permitting process. Unlike the MSCWMO process where the MSCWMO still does the review and has Board approval, the cities are interested in doing the reviews themselves. Shawn Sanders stated that this was

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because the MSCWMO is a joint powers agreement made up of ten small communities; many of which do not have the capacity to do the reviews themselves.

Manager Eckles requested a primer on groundwater vulnerability at the August 14, 2019 Board meeting to better inform the Board and communities prior to making decisions on higher engineering review to determine the impacts of infiltration in the DWSMA.

b. Revised Timeline and Scope

Camilla Correll, EOR, presented the revised timeline based on moving forward with an agreement with the cities of Oak Park Heights and Stillwater rather than revising the rules in that area.

Staff agreed at the July 24, 2019 community meeting that, if an agreement was to move forward for cities to implement the rules, it should include more than volume and water quality. Ms. Correll reviewed the scope for comparing the remaining BCWD rules with the local ordinances, including applicability, rate control, wetland bounce and inundation, maintenance requirements, pretreatment requirements, buffers, and floodplain and drainage alterations.

Ms. Correll also presented a scope for evaluating rate control. The Board agreed that this was the next major area of the rules necessary to evaluate since the BCWD requires pre-settlement and the communities require matching existing conditions. The Board is interested to look at actual permitted sites to see the impact of the extra rate control. Mark Lambert reminded the Board that he offered his Central Commons office building as a study site previously. He applied for his permit prior to the 2018 rules becoming effective and was issued an erosion control only permit, but he had an engineer develop a stormwater management plan for the site for comparison.

Manager Eckles, seconded by Manager Schwarze, moved to approved the schedule and scope of services for BCWD rules/local ordinance comparison and to identify and map areas of known erosion, channel instabilities, flooding, and capacity issues to characterize existing needs for peak control, and to modify the final task to conduct an analysis of two past permits (one smaller site and one larger site) to determine rate control requirements under pre-settlement, pre-development and existing conditions all not to exceed \$13,904 from 909-0000 and to transfer \$13,904 from the contingency reserve to 909-0000. Motion Carried 5/0.

The Board discussed a draft scope for different options for a higher level of engineering review of infiltration within the DWSMA. Staff would only make a further recommendation if the city of Oak Park Heights was open to accepting the results. Staff will discuss this further at the next community meeting on August 14, 2019.

The Board discussed the scope for developing a MIDS plus in the other parts of the watershed outside of the diversion drainage. The Board agreed that they would like to focus on the agreement in the diversion drainage this year and come back to this idea next year. The Board will seek further input from stakeholders regarding whether to move forward with developing MIDS plus and flexible treatment options for the rest of the BCWD outside of the diversion drainage.

Recess 6:19-6:28pm

4. 2020 Budget

Administrator Kill reviewed the budget summary memo. President Leiser stated that BCWD's participation in the Lower St. Croix One Watershed One Plan will lead to implementation items that will likely need to be incorporated in 2021 and beyond. He would like to have a further discussion about this plan at the August 14, 2019 regular Board meeting. Manager Eckles presented information from the Minnesota Pollution Control Agency regarding non-point source nitrogen. The summary showed that about 85% are agricultural sources. He will be asking what we are doing in agricultural areas.

The Board is considering raising the per diem from \$75 to \$100 in 2020. Administrator Kill recommended that the existing budget of \$10,000 would support this increase without increasing the budget.

The Board discussed organizing the budget to separate those funds that are planned to be used toward building up a bigger fund for future use, such as land conservation or the next 10-year management plan. The Board requested the administrator contact the auditor for further advice.

Manager Johnson, seconded by Manager Johnson, moved to accept this budget as presented to be brought back to the regular August 14, 2019 board meeting for further discussion. Motion carried 5/0.

5. **Plan Amendment: Reuse Projects & Tributary Floodplain Restoration – Board Action Manager Eckles, seconded by Manager Maule Miller, moved to approve the scope of services not to exceed \$2,592 from 927-0000 and to initiate a plan amendment to include the reuse projects and tributary floodplain restoration. Motion Carried 5/0.**

6. Adjournment

Manager Johnson, seconded by Manager Maule Miller, moved to adjourn at 7:22 PM. Motion carried 5/0.

Respectfully Submitted by
Karen Kill, Administrator