



3235 Fernbrook Lane N • Plymouth, MN 55447  
Phone (763) 553-1144 • Fax (763) 553-9326

[www.shinglecreek.org](http://www.shinglecreek.org)

## MINUTES

July 10, 2008

**I.** A meeting of the West Mississippi Watershed Management Commission was called to order by Chair Tina Carstens on Thursday, July 10, 2008, at 2:38 p.m., at Lancer at Edinburgh, 8700 Edinbrook Crossing, Brooklyn Park, MN.

Present were: Kathleen Carmody, Brooklyn Center; Tina Carstens, Brooklyn Park; Mark Gustafson, Champlin; Karen Jaeger, Maple Grove; Charles LeFevere, Kennedy & Graven; Ed Matthiesen, Wenck Associates, Inc.; and Judie Anderson, JASS.

Not represented: Osseo.

**II.** Motion by Carmody, second by Jaeger to **approve the revised agenda.** *Motion carried unanimously.*

**III.** Motion by Jaeger, second by Carmody to approve the **minutes of the June 12, 2008 meeting.** *Motion carried unanimously.*

**IV.** Motion by Jaeger, second by Carmody to approve the **Treasurer's Report.** *Motion carried unanimously.*

**V.** Motion by Gustafson, second by Schreiber to approve the **July claims.** Claims totaling \$10,547.10 were *approved by roll call vote:* ayes – Carmody, Carstens, Gustafson, and Jaeger; nays - none; absent – Osseo.

**VI. Open Forum.** No one wished to speak.

**VII. Communications.** The Commissioners received copies of the **June Communications Log.** No action required.

**VIII. Water Quality.**

**Upper Mississippi River Bacteria TMDL Project.** The first meeting of the Stakeholder Advisory Team (SAT) and Technical Advisory Committee (TAC) members is scheduled for Tuesday, July 22, 2008 from 8:30-12:30 at the Minneapolis Park & Recreation Board Room, 2117 West River Road, Minneapolis.

**IX. Project Reviews.** There were no projects.

**X. Watershed Management Plan.**

**A. Rules and Standards Revisions.** The Commissions directed the TAC to review and, if necessary, recommend revisions to the current rules to address the effectiveness of the regulatory program in meeting the TMDL requirements. As a part of this process, the TAC recommended that the current infiltration requirement be revised as a volume management requirement and that the current volume management requirement of 0.5" from new impervious remain unchanged. It appears that applying this standard on average achieves the goal of retaining the 1" event across all developed sites.

It was the consensus of the Commissioners to begin the rules and standards public review process at this time. Rule M requires that major revisions to the rules be submitted to the member cities for a 45-day comment period, after which the Commissions will consider the comments, make any necessary revisions, and approve the revised rules and standards by resolution. *[The Board of Water and Soil Resources has since indicated that it will require this process to be part of a Minor Amendment to the SCWM Watershed Management Plan.]*

**B.** The fieldwork portion of the **wetland functions and value assessment of the priority wetlands** in the Shingle Creek/West Mississippi WMO is continuing. Six "reference" wetlands were selected to complete a MnRAM function and value assessment. The wetlands were strategically selected in various locations to obtain the most data possible.

**C.** Except for those with land in the Minnehaha Creek Watershed District or the Mississippi WMO, all the cities in Shingle Creek/West Mississippi should have completed a **local water management plan** update by the end of 2006. Currently, Brooklyn Center has a completed and approved plan; Brooklyn Park anticipates completing



their plan by the end of 2007; and Maple Grove will complete their LWMP in tandem with their Comprehensive Plan. The status of the Champlin plan is unknown.

The **City of Osseo** submitted its Local Water Management Plan (LWMP) update for review on June 11, 2008. The Commissions have until August 10, 2008 to review and approve the plan, unless the city approves an extension of the review period. The Plan has also been submitted to Metropolitan Council for its statutory 45-day review. Since Met Council's comments have not been reviewed, Osseo will be asked to extend the review date to the August 14, 2008 Commission meeting.

Staff comments were provided in a checklist in their July 3, 2008 memo. Generally, in order to meet the Commissions' requirements, the plan must be revised as follows:

1. The Plan includes a very limited Implementation Plan. A number of potential responses to problems are identified, along with some actions of varying specificity. Solutions to each problem are identified in general, such as an identification of subwatersheds where the drainage system is lacking or where there is a deficiency of treatment. The Plan notes that since the City's inventory is incomplete and the City does not have a hydrologic model, no specific projects have been identified at this time. The City intends to study each subwatershed and implement improvements with Neighborhood Street and Utility projects. Funding sources are generally identified, but there is no assessment of the adequacy of these funding sources to pay for the identified activities. *The Plan should include an evaluation of the current storm water utility fee and special assessment policy to determine whether the fee or the assessments may need to be increased to adequately fund implementation.*

2. The Plan notes that the City has some ordinances in place, but there is no assessment of the adequacy of these controls, or a schedule for their review and potential revision. *The Plan should be revised to include an assessment of the current ordinances, or the Implementation Plan should be revised to include such an activity and a date by which the review will be completed and necessary revisions made.*

Motion by Carmody, second by Jaeger to request from the City of Osseo an extension of time to the August 14, 2008 meeting, to allow the city to respond to the Commission's initial comments and the Commission to respond to Metropolitan Council's review and comments. *Motion carried unanimously.*

**D. Major Plan Amendment.** The Technical Advisory Committee (TAC) met on June 26, 2008 to hear presentations regarding potential **2008 capital projects**. Two of the proposed projects are currently included in the Commission's approved Capital Improvement Program (CIP) for consideration in 2008, while a third (the Crystal Twin Oak Pond project) would be added as part of the Major Plan Amendment process now underway. The TAC recommends that the Commission advance the Wetland 639W Feasibility Study and Crystal Twin Oak Pond project to the public hearing process for further consideration. The City of Robbinsdale requested that the third project, the Crystal Lake Internal Load Management project, be postponed to a later date.

1. Following review of the feasibility report for the **Crystal Twin Oak Pond project**, motion by Carmody, second by Gustafson to receive the feasibility report and move this project forward to a public hearing on September 11, 2008. *Motion carried unanimously.*

2. Following review of the feasibility report for the **Wetland 639W Monitoring project**, motion by Carmody, second by Gustafson to receive the feasibility report and move this project forward to a public hearing on September 11, 2008. *Motion carried unanimously.*

3. The Commissioners agreed by consensus to reschedule the **Crystal Lake Internal Load Management Project** to 2010 to provide time for additional discussion at the local and Commission levels, and for the City to assemble funding for the project.

In accordance with the Joint Powers Agreement (JPA) and state statute, the Commissions must now:

a. Mail notice to member governmental units and Hennepin County (at least 45 days prior to the hearing per the Commissions' JPA).



- b. Publish notice of the hearing at least twice no sooner than 30 days nor later than 10 days before the date of the hearing.
- c. Convene a public hearing to take comment on the project.
- d. Order the project.
- e. Enter into agreement with a lead member agency to construct the improvement.
- f. Certify Commission's share of the project cost to the county tax levy by October 1.

The Commissioners also received **45-day review comments** on the proposed Plan Amendment from the Board of Water and Soil Resources and the Minnesota Pollution Control Agency.

- E. The **next TAC meeting** will be held at 8:30 a.m., Thursday, August 28, 2008, at Crystal City Hall.

**XI. Education and Public Outreach Program.**

**A. Water Quality Education Grants.**

1. As part of its upcoming summer session on Shingle Creek **Patrick Henry High School** received from the Commissions a \$1,000 grant to cover the expense of water testing kits, programming at the Kroening Interpretive Center, transportation to stream restoration sites, and art materials and professional artist-facilitator time to create a Shingle Creek-themed permanent art exhibit at the school. At the Shingle Creek meeting, Spector and student participants Eric Hull and Kaiyla Cooper gave a presentation of the activities that occurred and answered Commissioner's questions. Mary Karius, Hennepin County Environmentalist, participated in the program by sharing her knowledge of stream macroinvertebrates. Karius also wrote a letter of support of the program and the 25 students who participated

2. The **Riverwood Association**, Brooklyn Center, an active group of residents involved in many neighborhood improvements, also received a Water Quality Grant, enabling them to incorporate eight rain gardens in their neighborhood street reconstruction project. They provided pictures of the planting and drain stenciling activities they undertook as part of Riverwood's Water Quality Day.

**B. Partnership Opportunities.**

The joint EPOC subcommittee is formulating an education and public outreach program for 2008-09 based on the results of the **opinion survey**. Recommendations will be submitted to the Commissions at a future meeting.

- C. The **next EPOC meeting** is scheduled for 8:30 a.m., Tuesday, September 16, 2008, at the City of Plymouth.

**XII. Grant Opportunities.**

**XIII. Other Business.** There being no further business before the Commission, motion by Carmody, second by Jaeger to adjourn. The meeting was adjourned at 3:31 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Judie A. Anderson".

Judie A. Anderson  
Recording Secretary  
JAA:tim

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