

Regular Meeting of the Middle St. Croix Watershed Management Organization
Washington Conservation District, 455 Hayward Ave N
Thursday, July 11th, 2024
6:00PM

Present: Tom McCarthy, Lake St. Croix Beach; Ryan Collins, Stillwater; Avis Peters, Baytown;
Rachel Dana, West Lakeland; Dave Millard, Lakeland; Carly Johnson, Oak Park Heights;
Administrator Matt Oldenburg-Downing; Amanda Herbrand, WCD
Audience: Tim Schneider, Chas Salmen (remote), Deb (remote)

Call to Order

Manager McCarthy called the meeting to order at 6:00PM.

Approval of Agenda

Manager McCarthy motioned to approve the agenda. Manager Collins seconded the motion. The motion carried with all in favor.

Approval of Minutes

Manager McCarthy motioned to approve the draft May 9th, 2024 board meeting minutes, Manager Dana seconded the motion. The motion carried with all in favor.

Treasurer's Report

Administrator Oldenburg-Downing presented the treasurer's report. The remaining checking account balance on July 11th was \$159,393.72. First Bank CD's were valued at \$213,549.15. The ending value on the RBC savings account from June was \$95,178.98. Manager McCarthy motioned to approve the report of the savings account and assets for July 11th, 2024. Manager Collins seconded the motion. The motion carried with all in favor.

Bills to approve this month are six bills to the Washington Conservation District and one bill to the League of MN Cities totaling \$23,092.25. Manager McCarthy motioned to approve payment of bills for \$23,092.25 for July 11th, 2024. Manager Peters seconded the motion. The motion carried with all in favor.

Public Comment

None

Watershed Management Plan Update

None

Old Business

2025 Draft Budget Finalization

Administrator Oldenburg-Downing states he received no comments after sending out the 2025 Draft Budget and is seeking approval to finalize the 2025 Budget. Manager McCarthy motioned to approve the 2025 Draft Budget, manager Collins seconded the motion. The motion carried with all in favor.

New Business

Lakeland Local Surface Water Management Plan Review

The City of Lakeland's consultant notified the WMO of their submittal of the City Comprehensive Plan on May 21st. They also included their Local Surface Water Management Plan (LSWMP). By rule the WMO and Metropolitan Council need to be notified of review at the same time and complete their respective reviews in 60 and 45 days. Also by rule, any comments made by Metropolitan Council need to be incorporated in the WMO comments.

The LSWMP should have been updated within 180 days of the adoption of the 2015-2025 WMO Watershed Management Plan (WMP). The City of Lakeland never submitted a LSWMP for WMO review; the first record that the WMO had seen it was the May 21st notice.

Acknowledging that the City has already responded to and submitted to Met Council comment, and the current WMP is about to expire, it is Administrator Oldenburg-Downing's recommendation that the WMO approve the LSWMP without providing comment. When the 2025-2035 WMP is adopted, the City will need to prepare a LSWMP that meets those new requirements. We would also strongly suggest the City meet 2050 Comp Plan requirements, as those are likely to be due in 2028.

Manager McCarthy motioned to approve the Lakeland Local Surface Water Management Plan without comment. Manager Johnson seconded the motion. The motion carried with all in favor.

2024 Children's Water Festival Sponsorship

The Metro Children's Water Festival is seeking sponsors for the 2024 Children's Water Festival.

Manager Peters motions to approve sponsorship in the amount of \$500.00. Manager Johnson seconded the motion. The motion carried with all in favor.

2023 Audit

Administrator Oldenburg-Downing presented the 2023 Audit for approval.

Manager Peters motioned to approve the 2023 Audit, Manager McCarthy seconded the motion. The motion carried with all in favor.

WMO Legal Services

Administrator Oldenburg-Downing informs the board that it was brought to his attention that MSCWMO's legal counsel, Troy Gilchrist, is no longer with Kennedy & Graven. Administrator Oldenburg-Downing is seeking direction on how to proceed and offers some potential options:

- Continue engagement with Kennedy & Graven, assuming they have the capacity and expertise to do so
- Reach out to Troy Gilchrist at his new firm and request continued service
- Solicit for services from other firms

Manager Johnson motioned to proceed with the bidding process for legal services and reach out to both Kennedy & Graven and Troy Gilchrist to express interest in continued service, if legally

possible under bidding rules. Manager Millard seconded the motion. The motion carried with all in favor.

Grant and Cost Share Applications

Miller Raingarden Planting

On May 9th the MSCWMO board approved cost share encumbrance of up to \$500 for the Miller/Sunnyside 2 Raingarden Enhancement project located at 6201 St. Croix Trail N in Oak Park Heights. The designated HOA representative has submitted receipts for work (installation of native perennials) completed in May of 2024, totaling \$562.59 in material costs.

Manager McCarthy motioned to approve reimbursement of \$500.00 cost share for the installation of the Miller/Sunnyside 2 Raingarden Enhancement project. Manager Dana seconded the motion. The motion carried with all in favor.

Swanson Pollinator Planting

On May 9th the MSCWMO board approved cost share encumbrance of up to \$250 for the Swanson Landscaping for Habitat project located at 4425 Odegard Ave N in Baytown Township. The landowner has submitted receipts for work (installation of native perennials) completed in May of 2024, totaling \$903.13 in material costs.

Manager Collins motioned to approve reimbursement of \$250.00 cost share for the installation of the Swanson Landscaping for Habitat project, Manager McCarthy seconded the motion. The motion carried with all in favor.

Paulson Pollinator Planting

On April 11th the MSCWMO board approved cost share encumbrance of up to \$250 for the Paulson Landscaping for Habitat project located at 16681 16th St S in Lake St. Croix Beach, MN. The landowner has submitted receipts for work (installation of native perennials) completed in April and May of 2024, totaling \$251.62 in material costs.

Manager McCarthy motioned to approve reimbursement of \$250.00 cost share for the installation of the Paulson Landscaping for Habitat project, Manager Dana seconded the motion. The motion carried with all in favor.

LSCB Bluff Stabilization

The City of Lake St. Croix Beach is applying for the Landscaping for Water Quality Grant to stabilize a 90 linear-foot stretch of riverbank immediately north of the LSCB levee where recent flooding & tree mortality has caused substantial soil loss. The City has received two quotes for riprap toe installation and bank stabilization from Max Todo Marine Services and Tri-County Services ranging from \$28,000 to \$32,250.

Manager McCarthy motioned to approve encumbrance of \$5,000.00 in cost share for the installation of the Lake St. Croix Beach shoreline stabilization project. Manager Peters seconded the motion. The motion carried with all in favor.

Plan Reviews/Submittals

Mister Car Wash – ACTION

An application for project review was received on April 2nd, 2024 and revised materials were received May 23rd, 2024 for the proposed Mister Car Wash located at 14100 60th St. N in Stillwater. The project involves creation of approximately 0.77 acres of new impervious for the parking lot, sidewalks, and building. Stormwater management is provided with an underground filtration system and Bayfilter structure. Volume control is not provided because the site is in a high vulnerability DWSMA. The proposed system has demonstrated compliance with the flexible treatment options for the annual TP removal estimate.

MSCWMO staff recommends approval with three conditions:

1. Drainage easements covering land adjacent to ponding areas, wetlands, and waterways up to their 100-year flood levels and covering all ditches and storm sewers are recorded. Access easements to these drainage easements and to other stormwater management facilities shall also be recorded.
2. A proposed maintenance agreement, which may be in the format of Appendix K, or other form approved by the city is executed.
3. Prior to the release of any remaining fee or security, the permit holder must provide documentation that constructed volume control facilities perform as designed.

This project was administratively approved in June. Now that conditions for the project have been met, Administrator Oldenburg-Downing is requesting board action.

Manager Collins motioned to approve the project with the three conditions. Manager Johnson seconded the motion. The motion carried with all in favor.

Garelick Addition – ACTION

An application for project review and complete materials were received on July 1st, 2024 for the proposed home and driveway addition at 75 Lakeland Shores Rd N in Lakeland Shores. The project involves creation of approximately 1,400 square feet of new impervious in the St. Croix Riverway. Stormwater management is provided with a rain garden receiving stormwater runoff routed from the new addition and concrete parking pad. The project will require a variance from Lakeland Shores for the more restrictive 50' bluffline setback and exceedance of the 20% impervious surface lot coverage.

MSCWMO staff recommends approval with one condition:

1. A variance to the City of Lakeland Shores Riverway Shoreland and Bluffland ordinance is granted for exceeding the impervious surface coverage limit and more restrictive 50' bluffline setback.

Manager Peters motioned to approve the project with the one condition. Manager Johnson seconded the motion. The motion carried with all in favor.

Ruff Garage Addition – ACTION

An application for project review and complete materials were received on July 1st, 2024 for the proposed detached garage and driveway reconstruction at 1411 Old Toll Bridge Rd in Lakeland. The project involves creation of approximately 2,500 square feet of new/reconstructed

impervious in the St. Croix Riverway. Stormwater management is provided with a rain garden receiving stormwater runoff routed from the garage and driveway.

MSCWMO staff recommends approval with three conditions:

1. Add 100-year flood elevation (692) to site plan.
2. Add erosion prevention, sediment control, inspection/maintenance, and pollution prevention narrative to site plan.
3. Correct contour labels to meet maximum volume control depth of 1.5' and add cross section detail and construction standard narrative to site plan.

Manager McCarthy motioned to approve the project with the three conditions, Manager Millard second the motion. The motion carried with all in favor.

Erosion and Sediment Control Inspection Reports

Five erosion and sediment control inspection reports were conducted and submitted by Washington Conservation District staff. Of the reports, two received an "A" grade, two received a "B" grade, and one received a "C" grade. A grade of C means the site is not in compliance and maintenance or supplemental practices are required to bring the site into compliance.

Staff Report

Administrator Oldenburg-Downing presented the staff report. Work is ongoing on the 10-Year Management Plan Update. Water monitoring and BMP maintenance continue as normal for the season. For small scale habitat and water quality enhancement project work, work will commence in July to restore buffer areas along the St. Croix in Lake St. Croix Beach and to stabilize eroding shoreline on Lake McKusick.

1W1P Updates

Representative Appointments

Manager Zeller has been acting as the MSCWMO representative to the 1W1P meetings since former Manager Runk withdrew from the board. Administrator Oldenburg-Downing asks the board if they want to appoint a new representative. This item was tabled last meeting due to Manager Zeller not being in attendance.

Manager Johnson motioned to appoint Manager Zeller long-term as the MSCWMO 1W1P representative. Manager Peters seconded the motion. The motion carried with all in favor.

Other

None

Adjourn

Manager Peters motioned to adjourn the meeting, Manager Johnson seconded the motion. The meeting adjourned at 6:36.