

## **COON CREEK WATERSHED DISTRICT BOARD OF MANAGERS' MEETING**

The Board of Managers of the Coon Creek Watershed District held their regular meeting on Monday, January 13, 2025, at the Coon Creek Watershed District Office.

### **1. Call to Order**

The meeting was called to order at 5:30 PM

Board Members Present: Mary Campbell, Jim Hafner, Erin Lind, Jason Lund, and Dwight McCullough.

Staff Present: Tim Kelly, Corinne Elfelt, Erin Margl, Jon Janke, and Michelle Ulrich

### **2. Approval of the Agenda**

Board Member Lind moved to add permit items 14 and 15, to the Consent Items. Seconded by Board Member Lund. The motion carried with five (5) yeas (Board Members Campbell, Hafner, Lind, Lund, and McCullough) and no nays.

Board Member Campbell moved to add Policy Items 9, 10, 11, 12 and 13 to the Consent Agenda. Seconded by Board Member McCullough. The motion carried with five (5) yeas (Board Members Campbell, Hafner, Lind, Lund, and McCullough) and no nays.

Board Member Campbell moved to approve the amended agenda adding items 9, 10, 11, 12, 13, 14 and 15 to the Consent Items. Seconded by Board Member Lund. The motion carried with five (5) yeas (Board Members Campbell, Hafner, Lind, Lund, and McCullough) and no nays.

Due to the need to handle the Resolutions individually, Board Member Campbell amended her motion and moved Policy Items 9 and 10 be removed from the Consent Agenda. Seconded by Board Member Lund. The motion carried with five (5) yeas (Board Members Campbell, Hafner, Lind, Lund, and McCullough) and no nays.

Board Member Campbell amended her motion to approve the amended agenda to include only items 5, 6, 7, 8, 11, 12, 13, 14 and 15 as Consent Items. Seconded by Erin Lind. The motion carried with five (5) yeas (Board Members Campbell, Hafner, Lind, Lund, and McCullough) and no nays.

### **3. Announcements**

Administrator Kelly announced to the Board the passing of City of Ham Lake Engineer, Tom Collins.

### **4. Open Mic/Public Comment**

No one was present for comment.

### **CONSENT ITEMS**

#### **5. Approval of Minutes of December 9, 2024**

**6. Administrator’s Report**  
**7. Advisory Committee Report**  
**8. Approval of Bills for Payment**

Claims totaling \$465,589.62 on the following disbursement(s) lists were issued.

**December 31, 2024**

<b>Vendor</b>	<b>Amount</b>
V0010--A1 FLOOR AND CARPET CARE INC	1,076.25
V0221--ABDO LLP	4,618.75
V0015--ANOKA COUNTY MN	153,184.50
V0268--ANOKA COUNTY PARKS	15,000.00
V0348--BLUE CROSS BLUE SHIELD OF MN	25,797.38
V0351--DELTA DENTAL OF MN	1,824.42
V0350--FIRST UNUM LIFE INSURANCE COMPANY	1,192.34
V0349--HOUSE RESCUERS LLC	2,400.00
V0052--LOFFLER COMPANIES INC	127.16
V0299--MP+G MARKETING SOLUTIONS LLC	18,500.00
V0302--PETTY CASH C/O JULIE PETERSON	109.21
V0247--POOP 911 OF MPLS STP LLC	1,049.40
V0096--RANDY WESP EXCAVATING LLC	12,755.00
V0110--RESPEC COMPANY LLC	6,787.50
V0195--STANTEC CONSULTING SERVICES INC	57,068.15
V0094--STATE OF MN AUDITOR	15,935.98
V0008--US BANK	7,112.99
V0111--WELL GROOMED LAWNS INC	890.00
V0128--YTS COMPANIES LLC	5,250.00
<b>Grand Total</b>	<b>330,679.03</b>

**January 13, 2025**

<b>Vendor</b>	<b>Amount</b>
V0010--A1 FLOOR AND CARPET CARE INC	1,119.30
V0015--ANOKA COUNTY MN	8,812.86
V0044--HAMLINE UNIVERSITY	5,000.00
V0052--LOFFLER COMPANIES INC	160.02
V0054--MICHELLE J ULRICH PA	3,904.75
V0056--MINNESOTA WATERSHEDS	12,500.00
V0128--YTS COMPANIES LLC	3,237.50
V0190--MARGL, ERIN	1,334.00
V0221--ABDO LLP	7,700.00
V0221--ABDO LLP	66.25
V0242--METRO I NET	6,753.00
V0247--POOP 911 OF MPLS STP LLC	1,476.75
V0348--BLUE CROSS BLUE SHIELD OF MN	16,725.10
V0353--MECA	435.00
V0352--HEALTH EQUITY	63,328.06
V0354--LEAGUE OF MN CITIES-DUES	2,358.00
<b>Grand Total</b>	<b>134,910.59</b>

*The following policy items were moved to the Consent Agenda.*

### **11. Designation of Fund Equity**

As outlined in the Board report, Kelly reiterated that the State Auditor recommends that the District maintain an unreserved Fund Balance of approximately 35% to 50% of Operating Revenue or no less than five (5) months (21%) of operating expenditures. For the year 2025, designated fund equities would be \$1,892,365.

Staff recommendation was to designate \$1,892,265 for fund equity.

### **12. 2025 Mileage Rates**

Kelly informed the Board the State Auditor has recommended that the Board explicitly adopt mileage rates effective for the year. As provided in the Board report, effective January 1, 2025, the Internal Revenue Service (IRS) reimbursement mileage rate is \$0.70 per mile.

Staff recommendation was to adopt the IRS standard rate of \$0.070 per mile for reimbursement for use of personal vehicles.

### **13. Board Waiver of Tort Liability**

Kelly reminded the Board of the need to sign the League of Minnesota Cities Insurance Trust Waiver of Tort Liability. As outlined in the Board report, failing to waive the statutory tort limits may result in claimants recovering more than \$500,000.

Therefore, staff recommendation was the Board move to not waive the statutory tort liability limits.

*The following permit items were moved to the Consent Agenda.*

### **14. Andover Senior Campus (PAN P-24-045)**

The purpose of this project is the development of a 15-acre parcel in Andover to include senior living buildings, future brownstone and townhome buildings, and commercial buildings. This permit applies to construction of phase 1 and approval of a stormwater master plan. This project will be located at the southeast corner of Hanson Blvd NE and Crosstown Blvd NE in Andover, Minnesota.

As outlined in the complete review report before the Board, staff recommends approval of the Permit Application Number (PAN) P-24-045 Andover Senior Campus with the following three (3) Conditions and three (3) Stipulations:

#### **Conditions to be Met Before Permit Issuance:**

##### Rule 2.7 – Procedural Requirements

1. Submittal of a performance escrow in the amount of \$8,850.00.

Rule 3.0 – Stormwater Management

2. Provide proof of recording of a fully executed Operations and Maintenance Agreement for the perpetual inspection and maintenance of all proposed stormwater management practices after review and approval by the District.

Rule 4.0 – Soils and Erosion Control

3. Update the erosion and sediment control plan to include a note to stabilize soils and soil stockpiles within 24 hours of inactivity.

**Stipulations:** The permit will be issued with the following stipulations as conditions of the permit. By accepting the permit, the applicant agrees to these stipulations:

1. If dewatering is required, provide DNR dewatering permit prior to construction. If a DNR permit is not required, provide well-field location, rates, discharge location, schedule and quantities prior to construction.
2. Completion of post construction infiltration tests on Infiltration Basins 1 through 6 by filling the basin to a minimum depth of 6 inches with water and monitoring the time necessary to drain, or multiple double ring infiltration tests to ASTM standards. The Coon Creek Watershed District shall be notified prior to the test to witness the results.
3. Submittal of as-builts for the stormwater management practices and associated structures listed in Tables 2 and 3, including volume, critical elevations and proof of installation for hydrodynamic separators.

**15. Ensminger Estates (PAN P-24-040)**

The purpose of this project is the mass grading, construction of stormwater management, house pad preparation and site restoration for three (3) new single-family residences located at 2045 Constance Blvd NE in Ham Lake, Minnesota.

As outlined in the complete review report before the Board, staff recommends approval of the Permit Application Number (PAN) P-24-040 Ensminger Estates with the following three (3) Conditions and four (4) Stipulations:

**Conditions to be Met Before Permit Issuance:**

Rule 2.7 – Procedural Requirements

1. Submittal of a performance escrow in the amount of \$3,100.00.

Rule 3.0 – Stormwater Management

2. Provide proof of recording of a fully executed Operations and Maintenance Agreement for the perpetual inspection and maintenance of all proposed stormwater management practices after review and approval by the District.

Rule 8.0 – Buffers

3. Update the buffer surrounding the Public Water to an average of 50 ft with a minimum of 30 ft.

**Stipulations:** The permit will be issued with the following stipulations as conditions of the permit. By accepting the permit, the applicant agrees to these stipulations:

1. Submittal of as-builts for the stormwater management practices and associated structures listed in Tables 2 and 3, including volume, critical elevations and proof of installation for hydrodynamic separators.
2. Completion of a post construction infiltration test on Infiltration Basins 1, 2, and 3 by filling the basin to a minimum depth of 6 inches with water and monitoring the time necessary to drain, or multiple double ring infiltration tests to ASTM standards. The Coon Creek Watershed District shall be notified prior to the test to witness the results.
3. If dewatering is required, provide DNR dewatering permit prior to construction. If a DNR permit is not required, provide well-field location, rates, discharge location, schedule and quantities prior to construction.
4. The applicant must apply for coverage under the Minnesota Pollution Control Agency's (MPCA's) Construction Stormwater Permit (Permit No: MNR100001).

**POLICY ITEMS**

**9. Designation of Depository**

Administrator Kelly explained the District is required to disclose its official depository annually. The request before the Board is the adoption of Resolution 2025-01 Designating the US Bank as the Official Depository of Coon Creek Watershed District.

Board Member Lind moved to adopt Resolution 2025-01 designating the US Bank as the official depository. Seconded by Board Member Lund.

Upon a vote, there were five (5) yeas and zero (0) nays as follows:

	Yea	Nay	Absent	Abstain
Hafner	X			
Lind	X			
Lund	X			
Campbell	X			
McCullough	X			

The Motion passed unanimously.

**10. Designation of Official Paper**

Mr. Kelly highlighted the need for the designation of official newspapers for the publication of legal notice pertaining to Coon Creek Watershed District. Kelly noted the Coon Creek Watershed District (CCWD) has designated the ABC newspapers, the Union Herald (Andover - Coon Rapids) and The Life (Blaine-Spring Lake Park-Fridley), to ensure broad coverage to CCWD constituents.

The request before the Board was the adoption of Resolution 2025-02 Designating the ABC News as the Official Newspapers of Coon Creek Watershed District.

Board Member Lund moved to adopt Resolution 2025-02 designating ABC News as the official newspapers for Coon Creek Watershed District. Seconded by Board Member McCullough.

Upon a vote, there were five (5) yeas and zero (0) nays as follows:

	Yea	Nay	Absent	Abstain
Hafner	X			
Lind	X			
Lund	X			
Campbell	X			
McCullough	X			

The motion passed unanimously.

**11. Designation of Fund Equity** *(moved to Consent Agenda)*

**12. 2025 Mileage Rates** *(moved to Consent Agenda)*

**13. Board Waiver of Tort Liability** *(moved to Consent Agenda)*

**PERMIT ITEMS** – *(moved to Consent Agenda)*

**14. Andover Senior Campus (PAN P-24-045)**

**15. Ensminger Estates (PAN P-24-040)**

**DISCUSSION ITEMS**

**16. Update on the Lower Coon Creek Restoration Project**

Jon Janke, Operation Director, provided a written update on the Lower Coon Creek Restoration Project and explained delays receiving the DNR Public Waters Work Permit due to work that may take place during the Blandings turtle hibernation period. Janke explained that this will cause delays and additional cost, yet staff anticipate the additional costs will remain within the projected budget. Janke explained the added communications plan that will take place with area residents due to the project being completed in two phases to protect the Blandings turtles.

**17. Briefing: MPCA & DNR Regulatory Administration & Enforcement**

A meeting was held at the District office at the request of Senator Michael Kreun to be briefed on the change in administration and enforcement of Minnesota Pollution Control Agency (MPCA) and the Department of Natural Resources (DNR) concerning 401 Certification, Protected Waters Permits, and Endangered and Threatened species.

**INFORMATIONAL ITEMS**

**18. MW Legislative Talking Points**

Board Members were provided a copy of the Minnesota Watershed 2025 Talking Points – Top Two Legislative Priorities. The two priorities were: develop legislation to implement a 60-day permit review period for the DNR and MPCA and develop regulatory approaches to reduce chloride contamination.

**19. 2025 Board Meeting Schedule**

The Board was provided a printed schedule of the 2025 Board of Managers meetings.

Board Member Campbell moved to adjourn at 6:16 pm. Seconded by Board Member Lund. The motion carried with five (5) yeas (Board Members Lund, Hafner, and Campbell) and no nays.

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President