

**MINUTES OF THE REGULAR MEETING
OF THE
COMFORT LAKE–FOREST LAKE
WATERSHED DISTRICT
Thursday, May 13th, 2021**

1. Call to Order

President Spence called the May 13th, 2021 regular board meeting to order at 6:30 p.m. by online video conference.

Present: President Jon Spence, Vice President Jackie Anderson, Treasurer Steve Schmaltz.

Absent: Secretary Jen Oknich.

Others: Mike Kinney, Emily Heinz, Garrett Miller, Trey Jonas (CLFLWD staff); Cecilio Olivier, Dr. Meghan Funke, Jason Naber, Greg Graske (Emmons & Olivier Resources); Chuck Holtman (Smith Partners); Hanna Valento, Forest Lake City Council; Doug Toavs, (CLFLWD CAC).

2. Setting of Meeting Agenda

Manager Schmaltz moved to approve the agenda as presented. Seconded by Manager Anderson. Upon a roll call vote, the motion carried 3 -0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

3. New Business

a) Permit 21-009 Forest Lake 2021 Street Improvements

Administrator Kinney mentioned the District’s engineer, Emmons & Olivier Resources (EOR), brought to the City’s attention that the CLFLWD may have funds available to implement stormwater best management practices (BMPs) exceeding minimum requirements. However, for Permit 21-009, EOR’s cost-benefit analysis determined the District would not want to pursue extra BMPs for this project as it would cost several thousand dollars per pound of phosphorous reduction, whereas enhanced street sweeping would be more cost-effective.

Manager Anderson commented that the memo states on page two that the City is agreeing to now start reviewing 2022 projects for potential BMP opportunities that might be funded by the District. To clarify, she asked if this statement from the city is a confirmed commitment or not. In response, Greg Graske, Water Resources Engineer

for EOR, stated he recently visited the 2022 street projects with City staff and identified a few good opportunities that they seemed open to. One such project site is a small park near South Shore Circle where City staff seemed supportive of a BMP project and shoreline restoration. On a related topic, Mr. Graske mentioned that they have been talking with the City of Scandia about its upcoming road projects as well. Manager Anderson asked if Mr. Graske has been working with the City of Wyoming on this effort, to which he mentioned he would reach out about its 2022 road projects as well.

Before concluding this topic, Manager Schmaltz asked Mr. Graske if he has had more contacts than just first level contacts; those being one on one conversations with the City’s engineer. Manager Schmaltz encouraged Mr. Graske to expand his list of contacts to maintain good communications with the cities if one of their contacts ever leaves. Mr. Graske explained that in some cases he has had multiple contacts but mostly has deferred to Mr. Kinney for contacts higher than the city engineer. Mr. Kinney confirmed that the District has good communications with Scandia and Wyoming and is wanting to have more meetings with the City of Forest Lake on water resources, to encourage the implementation of more projects for the long-term protection of the lakes.

Manager Anderson moved to approve Permit 21-009 in accordance with the conditions recommended in the engineer's memo. Seconded by Manger Schmaltz. Upon a roll call vote, the motion carried 3-0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

b) Permit 21-005 Heims Lake Villas North

Mr. Graske explained that the project site for permit 21-005 is in the City of Wyoming and is just north of Heims Lake Villas and adjacent to Heims Lake. The proposed project includes 33 single family homes, the stormwater runoff from which will all be routed to an infiltration basin. Mr. Graske commented that the soils in the area are well drained, and existing infiltration basins in the area to the south have been working well. Under normal storm events, he noted, there would be very little flow to Heims Lake due to the permeability of the infiltration basin. Mr. Graske pointed out a large block of land between the development and Heims Lake that will have drainage and utility easements and will have a buffer. Further clarification is needed to determine if the whole block will be a buffer or only what is required by the District. Mr. Graske explained that currently, this block is already well vegetated, but there is a fair amount of buckthorn that will soon be treated and removed.

Manager Anderson asked if the final sentence in the memo's section regarding Rule 3.0 in the District’s rules or added by Mr. Graske for added protection. In response, Mr.

Graske explained that he has been including language that additional sediment control measures might be needed at later dates to adapt to site conditions. This authority rests in the rule.

Manager Schmaltz commented that he thinks the plan has good volume control, but he has concerns about the contingencies that the District is waiting on from the builders. Mr. Schmaltz said that they seem very basic and should have been done much earlier and asked if this is a new developer. In response, Mr. Graske said most of these contingencies are typically received after Board approval of the project.

Manager Anderson moved to approve Permit 21-005 with the recommendations and stipulations listed in the memo. Seconded by Manager Schmaltz. Upon a roll call vote, the motion carried 3-0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

c) Clean Water Partnership Loan Extension

Planning Coordinator Emily Heinz explained this topic was discussed at a previous meeting where the Board directed staff to request a 1- year loan extension from the Minnesota Pollution Control Agency. Ms. Heinz indicated the extension was approved, and that the Board must authorize the President to sign the agreement amendment.

Manager Schmaltz moved to authorize President Spence, on advice of legal counsel, to sign the Clean Water Partnership Loan agreement amendment. Seconded by Manager Anderson. Upon a roll call vote, the motion carried 3-0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

d) 2022 Budget

Manager Anderson moved to approve the 2022 budget schedule as presented, and direct staff to prepare the preliminary budget. Seconded by Manager Schmaltz.

Ms. Heinz stated the annual budget process schedule is similar to last year but moved up on the calendar slightly. Ms. Heinz went on to say the budget discussion will be put on all regular board meeting agendas for the remainder of the summer. If time is limited

this summer, it was mentioned that a workshop solely for a budget discussion can be held. Before ending the discussion, Manager Schmaltz commented that staff should be looking at what projects were not completed in 2020 and 2021 and determine which should be carried forward into the new budget and 10-year management plan. For projects not completed, Manager Schmaltz would like some documentation or explanation as to why they were never moved forward on. Adding to the discussion, Manager Anderson recommended that all projects in the 10-year capital program that were not progressed should be reviewed, and not just those from the last two years.

By unanimous consent, the main motion was amended to add that staff are to compile a list of uncompleted projects from the 10-year capital improvement program. Upon a roll call vote, the main motion as amended carried 3-0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

e) Little Comfort Lake Projects Feasibility Scope of Work

Dr. Meghan Funke, Limnologist and Water Resource Engineer for EOR, began the topic by giving a background on the Little Comfort Lake diagnostic study findings. Dr. Funke stated that there are three main total phosphorus sources that if addressed would get Little Comfort Lake to its 40 µg/L phosphorus concentration goal. These three sources are identified as the Itasca Ave. inlet, Heath Ave. Inlet, and internal loading within the lake.

Dr. Funke stated the District’s Clean Water Fund grant for this project entails a multi-component application that addresses all major sources of phosphorous for Little Comfort Lake. Each component will be phased in, beginning mostly with the Heath Avenue East Wetland Restoration project that is estimated to reduce total phosphorus by 75 lb/yr. Dr. Funke went on to say that the second project to be addressed is the School Lake Outlet Channel Restoration Project which is estimated to reduce total phosphorus to the lake by 50 lb/yr. She explained this site was identified due to an abundance of accumulated sediments that are occasionally flushed out into the lake. This flush of sediments and nutrients is variable year to year, as some water samples collected at the District’s long term monitoring site on Itasca Ave. have low concentrations while others are very high. To address this flush of nutrients, Dr. Funke stated the plan is to impound water in this channel and increase saturation in the channel and wetland. Lastly, after completion of the other two projects, an alum treatment in Little Comfort Lake will be the final phase that will reduce total phosphorus by 59 lb/yr. Manager Anderson asked where the water would be impounded for the School Lake Outlet Channel Restoration Project. Dr. Funke explained that there is a wetland complex on either side of the channel that would become more saturated and hold the water.

Wrapping up her presentation, Dr. Funke introduced Jason Naber, EOR Ecology Practice Lead, as the project lead for the Little Comfort Lake Implementation Project. Mr. Naber reminded the Board that he is familiar with these types of projects as he helped the District with its Bixby Park project several years ago. Mr. Naber ended by stating he was looking forward to working closely with District staff and to start coordinating with landowners to get going on this project.

Opening the discussion to questions, Manager Schmaltz asked Dr. Funke to explain the projected 25-year cost-benefit if most of the project’s lifespans are only 10 years. She explained that the School Lake Outlet Channel Restoration and Little Comfort Lake Alum Treatment Projects would have to be completed at least twice to achieve the 25-year cost-benefit shown in the presentation. Manager Anderson asked Dr. Funke to explain the process of delisting lakes from the State’s impaired waters list. Specifically, Manager Anderson was curious if a lake hits the state’s water quality standard of 40 µg/L can it then begin the process of delisting. Dr. Funke explained the delisting process does begin when the state standard is reached, however the lake needs to maintain that standard for several years. The lake’s ten-year average would need to drop below the state standard before submitting to the MPCA for delisting. Manager Anderson asked that staff be sure to track the status of the six District lakes under TMDL in this regard. Manager Anderson also asked for clarification on who will coordinate meetings with landowners to explain the proposed projects in their area. Mr. Naber replied that District staff will primarily be coordinating the outreach with a little support offered by EOR. Lastly, Manager Anderson asked about identifying tile lines in the area and how EOR would address any that were missed in their outreach that cause issues. Mr. Naber explained that they will do their best due diligence to ensure they identify as many as possible. Manager Anderson requested a mailer be sent to landowners in the project area to ask if they know of tile lines on their property.

Manager Anderson moved to authorize the administrator, on advice of counsel, to enter into an agreement with Emmons and Oliver Resources Inc., in accordance with the May 4th, 2021 scope of work and in an amount not to exceed \$54,069. Seconded by Manager Schmaltz. Upon a roll call vote, the motion carried 3-0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

f) 3rd Lake Pond

Introducing the topic, President Spence explained that he recently received a call from a homeowner on 3rd Lake Pond who had concerns about past work that was not implemented properly. President Spence told the individual that he would speak with Administrator Kinney about this and the District would respond. President Spence asked Mr. Kinney to possibly coordinate with the Board of Managers and/or city to review,

but was reminded that the Board previously voted to take no further action on 3rd Lake Pond issues without Board approval.

Adding to the context of the discussion, Mr. Kinney explained that before the project was implemented, the District was only focused on the pond. At the request of the City, the District reviewed the area and added a small drainage that went east under North Shore Trail, then to a small pond that drains toward Forest Lake. On the outlet end, the District worked with the City to replace a culvert under a private road. It was explained that there was a property owner claiming the drainage created flowing water across the owner's lawn, when in-fact it was diverted around and under a private driveway to the pond. Mr. Kinney explained the private culvert is well past its life expectancy and as a result it is failing and causing the driveway to sink. The property owner with this private culvert is now asking that the culvert be replaced. However, the District was never near the property for any projects. Mr. Kinney stated that this current request has no relevance to the project and that there is not a basis for the District to undertake it. He went on to say that he spoke to Dave Adams, Public Works Superintendent for the City of Forest Lake, and learned that he has received similar phone calls and will not get involved in the matter either. Mr. Adams had explained that it is a private culvert that is well off the right-of-way and was never in the project area. The other two complaints from property owners near 3rd Lake Pond concern the native restoration not looking like they envisioned. Mr. Kinney explained there were numerous site visits after the project and even an estimated \$12,000 of additional restoration work to remedy complaints. Mr. Kinney ended his background and overview of the 3rd Lake Pond situation by stating his recommendation is to not engage it any further.

Replying to a question from President Spence as to a tree that the homeowner said was inadequately removed, Mr. Kinney advised that the contractor doing the restoration work removed a tree on a different property to allow better maintenance access, but that the District was not involved with the tree President Spence is referencing. President Spence said the property owner thinks the tree was stabilizing the stream bank and with it being gone she is concerned about the stability of the bank. He went on to state that there was another complaint from another 3rd Lake Pond resident who also feels a tree near his property was not taken down properly and inquired if Mr. Kinney is aware of that. Mr. Kinney was not entirely sure what tree the complaint is referring to and is unaware of an issue. President Spence suggested possibly visiting the sites again and having a very targeted discussion with the landowners to address the received complaints. Manager Schmaltz concurred that the culvert is a private issue. As for the removed tree that Mr. Kinney referenced, Mr. Schmaltz said that was done at the request of the landowner.

Manager Schmaltz asked Mr. Kinney as to the level of project conformance to the vegetation specifications. Mr. Kinney is currently sorting through a maintenance contract, which includes spot herbicide treatment and controlled burns. He added that the only thing that was never resolved was a shed encroaching on the corner of the city's property. Manager Anderson stated the shed was no longer there as of a couple years ago. She said the maintenance of the mowed walkway was already resolved and that the

major issue now is that the buffer does not look like what the landowners envisioned. She inquired with Mr. Kinney if the buffer has matured to resemble the photo that was shown to the landowners before construction. In response, Mr. Kinney stated there were enough black eyed-susans planted in the first year to provide plenty of native flowers, but most had to be burnt down to reseed the area. To assess the state of the buffer for functionality and aesthetics, Prairie Restoration Inc. would need to visit the site.

President Spence reminded the Board that the discussion was to address the several complaints that he personally received recently from three property owners. He asked if the Board wishes to authorize an hour or two of Mr. Kinney’s time to go out with a Board member and review the specific complaints. In response, Manager Anderson stated she is fine with that but reiterated that projects need to meet the original expectations, and the contractors need to finish their work to accomplish that. President Spence suggested that Mr. Kinney visit simply to listen and report back to the Board. President Spence doesn't want Mr. Kinney to provide any potential solutions; rather, he should let the Board handle it.

President Spence moved to authorize the District Administrator to visit with the homeowners to review the specific issues related to the 3rd Lake Pond Project that still may exist on the three specific properties. Seconded by Manager Schmaltz. Upon a roll call vote, the motion carried 3-0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

g) Land Acquisition Scope of Work

Mr. Kinney explained that he was contacted by a realtor regarding a property adjacent to I-35 and another parcel the District owns. The owners reached out to the City of Forest Lake, which did not have interest in the parcel. He explained that the landowner would want payment for the property, in contrast to a nearby donation that the District received recently. Mr. Kinney directed EOR to begin working on Task 1 of the Land Acquisition Scope of Work which includes screening for consistency with the District Watershed Management Plan (WMP) and initial project scoping. Manager Schmaltz asked as to the long-term vision of owning this property. Mr. Kinney explained that since it is adjacent to a property the District already owns, it might facilitate a flood mitigation project in that area. The Board stated it concurs with Mr. Kinney and supports his further initial review.

4. Old Business

a) Bone Lake H&H Model Update

Cecilio Olivier, COO of EOR, presented on the Bone Lake Hydrologic/Hydraulic Modeling to give the Board a sense of the level of effort required to create and calibrate the model, as well as its value. Starting with the big picture, Mr. Olivier explained the upgrade status of each model as follows: Sunrise River 2019, Shields Lake 2019, 3rd Lake Pond 2019, Washington Judicial Ditch 6 (WJD-6) 2019, Bone Lake 2020, and the Forest Lake drainage set to be updated in 2021.

To update the Bone Lake model, Mr. Olivier stated EOR first started with topography DEMs (Digital Elevation Maps). He pointed out that the highest point in the Bone Lake watershed is at the southeast corner of its drainage and the lowest elevation drops almost 180 feet to Bone Lake. Second, EOR looks at the land cover of the area which is primarily pasture, hay, and crops. These three land covers account for nearly 80% of the total land cover in this drainage area. Third, information is gathered on the types of soils found in the area and they are classified based on their permeability. Fourth, Mr. Olivier stated as-built data, surveys and design plans of existing infrastructure, are very important for the model. Lastly, EOR utilizes aerial imagery to get a sense of the watershed's physical features that may be important to the model.

Mr. Olivier explained the major components of the model, including hydrology and hydraulics. Hydrology is the way the runoff is generated on the land, and EOR can determine this by creating subwatersheds on the map. For each subwatershed, parameters are determined such as size, slope, roughness, infiltration, and routing. Hydraulics, on the other hand, are natural and made-made features along the path of the flow.

Mr. Olivier stated that the model needs to be calibrated using the data that are available. This information includes hydrograph data from 14 stations, regional precipitation and temperature information, and lake elevations for Bone, Moody, and Lendt Lakes. Mr. Olivier explained that the key for reliable calibration is to determine which two years have the maximum amount of overlapping data and reliable precipitation records, which were 2018 and 2020 in this case. Using these data, the goal is to try to match the simulated model as closely as possible by tweaking certain parameters. Mr. Olivier then explained the model needs to be validated by running it for a different season/year and reviewing the results against the observed data. This is an important step because it confirms that the model can be run for other years and be within an acceptable range of accuracy.

Mr. Olivier displayed some of the calibration results beginning with the Bone Lake Outlet. He explained that the graph's accuracy is measured using a Calibration NSE, where a value of 1 is a perfect match. Expanding further, he mentioned in modeling that anything over a 0.70 is a very good level of prediction and anything over 0.85 is excellent. The Bone Lake Outlet model was rated at a 0.743, which is a very good level of prediction. The other value that measures the model's accuracy is the volume of water difference between the model and the observed data. Anything below a 10% difference is considered good and in the case of the Bone Lake Outlet there was only a 2% difference. Highlighting a challenge EOR faced when making the Meadowbrook Ave

model, Mr. Olivier said EOR found an unexplainable spike in the observed flow data. When going back to the aerial data, EOR found a large sod farm upstream of the monitoring site that may have fed water to the stream just prior to a storm event. By removing this anomaly, the model was much more accurate. Lastly, the comparison of water levels is an important calibration factor. Mr. Olivier showed the models for Bone Lake and Moody Lake, both of which produced calibration results showing accuracy.

Finishing the presentation, Mr. Olivier shared some model application examples. At the beginning of the modeling exercise, EOR asked the City of Scandia, Chisago County and Washington County for areas of interest to model. One project that was identified was the reconstruction of Melanie Trail N. and 238th Street N. slated for 2022. With this area identified, they found two culverts in the area to run the model on. Mr. Olivier characterized the two drainage areas for the culverts, which were very different. The 238th Street N. culvert has a drainage area of 462 acres, buffered by small lakes and depressions, whereas the Melanie Trail culvert drainage area was only 39 acres of flashy direct runoff. Another difference was the culverts themselves, where the Melanie Trail N. culvert was a fairly new concrete pipe and the 238th Street North culvert was old and in disrepair. Running different storm events through both pipes in the model, EOR found two interesting things. First, the 238th Street culvert takes over 4 days to drain per storm event vs. the 6 hours at Melanie Trail. Second, a surprising find was that while Melanie Trail had the smaller drainage area, it had the higher peak flow. The consequences of these differences are significant in terms of road flooding and safety, as the Melanie Trail culvert would cause road flooding in both the 100-year and 50-year rain events. This means to meet standards the culvert would need to be upgraded to a 24-inch pipe and the road raised another foot. Mr. Olivier explained that this is the type of valuable information the model can provide that should be used by not just the watershed district but other stakeholders as well. Before closing this topic, Manager Schmaltz asked how this modeling helps the District find the most high impact phosphorous flows. Mr. Olivier explained that by having a calibrated model you can run a test on any culvert that isn't being actively monitored and get a very good sense of the flow through that area.

b) WMP Update

Ms. Heinz gave a brief update explaining the memo included the timetable of events for the Watershed Management Plan Update. She noted there would be more time to go over the comments at the May 18th Board workshop. Ms. Heinz went on to mention that she had a meeting with BWSR Board Conservationist, Dan Fabian, before the meeting to discuss his comments. She indicated of all the comments received, Mr. Fabian's were the most substantial in terms of suggestions for the District to revise. Overall, Ms. Heinz said the feedback was very good and the other agencies are supportive of the draft Plan.

c) Lake Association Cost – Share Program

Manager Anderson began the discussion by explaining her revised draft cost-share program includes broader scope language and designates funds at \$15,000 per lake

basin. Manager Anderson proposes to call it a grant program instead of a cost-share program as it is more accepted by the public. Manager Anderson mentioned that this cost-share program is patterned after the District's community grant program that has been open to non-profits, associations, and churches. In a similar fashion, this new cost-share program is intended for lake associations and not individuals.

Manager Schmaltz asked whether funds shoreline restoration projects would be given to the lake association or the individual property owner. Manager Anderson replied the lake associations would be responsible for applying for and distributing the funds for that project. Next, Manager Schmaltz inquired about how the grant program would reimburse Eurasian watermilfoil (EWM) treatments when the lake association is receiving contributions from other organizations. Manager Anderson explained that the lake association would be reimbursed 75% of what it spent on the treatment; this does not include the other contribution amounts. Manager Schmaltz stated a concern that if the other contributing organizations see the District funding a large portion of the total cost that they may cease funding.

The next discussion topic pertained to the native plant harvester as Manager Schmaltz inquired if it would be eligible for funding. He stated that if the purpose of the grant program is also to improve the recreational quality of the lake, mentioned by Manager Anderson, that should be included. The Forest Lake Lake Association's native plant harvester improves lake access for many residents, especially those that live in the channels. President Spence agreed that the harvester should be included in the grant program as a reimbursable expenditure.

President Spence asked if there would be a review process for grant applications. Manager Anderson responded that she envisions a review committee for each lake with the board members living on that lake in attendance, as well as District staff and possibly someone from EOR. According to Manager Anderson, having a board member that lives on the lake review the lake association grant application provides for familiarity with local issues.

Manager Anderson proposed that the lake associations do the bookkeeping for extra funds that would go towards lakeshore restoration projects, which is a separate grant program. The purpose for this is the challenge associated with the District's grant program to date of achieving project maintenance. To achieve that, the lake association could take on the responsibility if it chooses. Before concluding the discussion, Ms. Heinz offered the idea of having the CAC members be on the review committee too to help prevent conflict of interest, as all the Board members are also lake association members. In response to a question as to the procedures required to incorporate the proposed grant program, Mr. Holtman advised that under state rules, if the program is simply an adjustment of an existing cost-share program, it may be incorporated into the plan simply by providing the revised program description to cities and agencies. Manager Anderson explained that she would like to see this program added to the comments of the draft 10-year plan as an item of inclusion.

Manager Anderson moved to adopt the Lake Association Cost-Share Program as presented, and for staff to work with Manager Anderson and counsel to incorporate the program into the Plan and develop an application and review process. Seconded by Manager Schmaltz. Upon a roll call vote, the motion carried 3-0.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

d) Permitting Update

Mr. Kinney reviewed the status of the Chestnut Creek wetland buffer encroachments. The developer agreed to have the sod line surveyed to see how much encroachment there is and what might be done about it. Mr. Kinney mentioned the City of Forest Lake submitted a comment related to the draft 10-year WMP regarding better coordination of regulatory programs. This would have benefited both the District and the zoning department to avoid these issues. An example of these issues given by Mr. Kinney involves a home that the developers built up against the wetland buffer, essentially leaving the property with no back yard. Other examples involve decks being built in the buffers and certain developers dumping fill dirt in them.

Mr. Kinney explained Carnelian-Marine-St. Croix Watershed District has a program, similar to the District’s regional stormwater program, but tailored for wetland restoration. Impacts on buffers could be compensated for by payment of funds, which then would be used for wetland restorations elsewhere to replace wetland function. He asked the Board if this type of program is something staff should investigate further as a potential option. President Spence asked Mr. Kinney if he has a sense of how often Carnelian Marine’s program is used. Mr. Kinney said he does not think very often, but isn't certain.

Manager Anderson requested a synopsis of the impact of the buffer encroachment. Mr. Kinney reminded the Board that he was still waiting on a report from the developer that would provide that information. Mr. Naber commented that he and other EOR staff walked the properties and estimated there are approximately 2 acres of lost buffer. Some have been corrected so they would need an updated survey to know the impact accurately. Manager Anderson asked whether the District’s rules provide for a fine. Mr. Kinney stated there are no fines for buffer encroachment in the rules. After further discussion, it was decided to have staff pursue researching the Carnelian Marine’s wetland buffer program and continue working with the developer to find solutions. Mr. Holtman offered that another option would be to resolve the issue directly with the developer, rather than with individual homeowners, by means of a payment that the District would use to create compensating wetland function elsewhere within the relevant subwatershed.

5. Summary and Approval of Board Direction

Directives from the meeting were summarized:

1. Staff to provide the board with a list of 2021 projects that have not been completed and a list from the 10-year capital improvement program that have not been progressed.
2. Staff to track the lakes from the 6 Lake TMDL for delisting efforts.
3. EOR to send a mailer to landowners inquiring about tile lines in their property.
4. Manager Anderson will work with staff to draft an application and review process for the Lake Association Cost-Share Program.
5. Manager Anderson requested a synopsis of the Chestnut Creek situation.

6. Adjourn

- a) **Special Meeting – May 18, 2021, 11:00 am**
- b) **Next Regular Board Meeting – May 27, 2021, 6:30 pm**

Manager Schmaltz moved to adjourn the meeting. Seconded by President Spence. Upon a roll call vote, the motion carried 3-0, and the meeting was adjourned at 9:11 p.m.

Manager	Aye	Nay	Absent
Jon Spence	X		
Jackie Anderson	X		
Stephen Schmaltz	X		
Jen Oknich			X

Jen Oknich, Secretary _____