

Bassett Creek Watershed Management Commission

Minutes of the Meeting of February 17, 2011

1. Call to Order

The Bassett Creek Watershed Management Commission (BCWMC) was called to order at 11:33 a.m., on Thursday, February 17, 2011, at Golden Valley City Hall by Chair Loomis. Ms. Herbert conducted roll call.

Roll Call

<i>Crystal</i>	Commissioner Pauline Langsdorf, Secretary	<i>Administrator</i>	Geoff Nash
<i>Golden Valley</i>	Commissioner Linda Loomis, Chair	<i>Counsel</i>	Troy Gilchrist
<i>Medicine Lake</i>	Commissioner Ted Hoshal	<i>Engineer</i>	Karen Chandler
<i>Minneapolis</i>	Commissioner Michael Welch, Vice Chair	<i>Recorder</i>	Amy Herbert
<i>Minnetonka</i>	Commissioner Bonnie Harper-Lore		
<i>New Hope</i>	Alternate Commissioner Al Sarvi		
<i>Plymouth</i>	Commissioner Ginny Black, Vice Chair		
<i>Robbinsdale</i>	<i>Absent</i>		
<i>St. Louis Park</i>	Commissioner Jim deLambert		

Also present: Laura Adler, BCWMC Technical Advisory Committee, City of St. Louis Park
Derek Asche, BCWMC Technical Advisory Committee, City of Plymouth
Bill Bleckwenn, McGhie & Betts Environmental Services, Inc.
Pat Byrne, BCWMC Technical Advisory Committee, City of Minneapolis
Jeannine Clancy, BCWMC Technical Advisory Committee, City of Golden Valley
Jack Frost, Metropolitan Council Environmental Services
Dave Hanson, Alternate Commissioner, City of Golden Valley
Justin Klabo, SEH, Inc.
Tom Mathisen, BCWMC Technical Advisory Committee, City of Crystal
Richard McCoy, BCWMC Technical Advisory Committee, City of Robbinsdale
Jeff Oliver, BCWMC Technical Advisory Committee, City of Golden Valley
Stuart Stockhaus, Alternate Commissioner, City of Crystal
Liz Stout, BCWMC Technical Advisory Committee, City of Minnetonka
Andrea Weber, Minneapolis Park and Recreation Board

2. Approval of Agenda and Consent Agenda

Chair Loomis added an invoice to Agenda Item 4C – presentation of Invoices for Payment Approval. She said the invoice being added was an invoice from Kennedy & Graven for January legal services. She also added item 6i – Wirth Park improvements. Commissioner Black requested the removal of item 6G – Lost Lake Vegetative Management Plan and moved to approve the Agenda as amended and the Consent Agenda. Alternate Commissioner Langsdorf seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

3. Citizen Input on Non-Agenda Items

No citizen input on non-agenda items.

4. Administration

- A. Presentation of the January 20, 2011, BCWMC meeting minutes. The January 20, 2011, meeting minutes were approved under the Consent Agenda.
- B. Presentation of the Financial Statement. The February financial report was approved under the Consent Agenda.

The general and construction account balances reported in the February 2011 Financial Report are as follows:

<u>Checking Account Balance</u>	<u>739,395.79</u>
<i>TOTAL GENERAL FUND BALANCE</i>	<i>739,395.79</i>
Construction Account Cash Balance	1,633,170.98
Investment due 3/18/2014	1,010,687.50
Investment due 5/13/2015	508,918.39
Investment due 9/16/2015	512,059.83
<u>TOTAL CONSTRUCTION ACCOUNT BALANCE</u>	<u>3,664,836.70</u>
<u>-Less: Reserved for CIP projects</u>	<u>4,997,579.11</u>
<i>Construction cash/ investments available for projects</i>	<i>(1,332,742.41)</i>

- C. Presentation of Invoices for Payment Approval.

Invoices:

- i. Barr Engineering Company – Engineering Services through January 28, 2011 - invoice for the amount of \$19,176.71.
- ii. Watershed Consulting, LLC – Geoff Nash Administrator Services through January 31, 2011 – invoice for the amount of \$3,795.40.
- iii. Amy Herbert – January Recording Administrator Services - invoice for the amount of \$4,466.41.
- iv. D’amico Catering – February Meeting Catering - invoice for the amount of \$320.32.
- v. Kennedy & Graven – Legal Services through January 31, 201 – invoice for the amount of \$1,110.15.

Commissioner Welch moved to approve payment of all five invoices. Commissioner Black seconded the motion. By call of roll the motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

- D. Review BCWMC’s Closed Account Policy. Commissioner Black moved to approve the policy with no amendments. Commissioner Langsdorf seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].
- E. Discuss Participation in the Metropolitan Council Environmental Service’s 2011 CAMP (Citizen-Assisted Monitoring Program). Commissioner Black moved to approve the BCWMC’s participation in the 2011 CAMP program for the seven sampling sites sponsored by the BCWMC in 2010 recognizing that it will depend on the ability to secure volunteer samplers for the sites. Commissioner deLambert seconded the motion. The Commission discussed the possibility of adding additional sampling sites if volunteers could be secured. Chair Loomis said the Commission could

consider additional sample sites if and when they are brought to the Commission. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote]. Commissioner Black commented that it would be helpful to have a rough number of sample sites proposed for the 2012 CAMP program in time for the 2012 budget discussions.

- F. **BCWMC Organizational Meeting.** Chair Loomis called for nominations for the BCWMC officer positions of Chair, Vice Chair, Treasurer, and Secretary. Commissioner Langsdorf offered that she would like to step down from the role of secretary. Commissioner Welch said that he would step down from the position of Treasurer if someone would like to take on the role. Commissioner deLambert volunteered to take on a board position. Commissioner Welch nominated Jim deLambert for secretary and the current Chair Linda Loomis, Vice Chair Ginny Black, and Treasurer Michael Welch to maintain their positions. Commissioner Black seconded the motion. Chair Loomis called for nominations three more times and hearing no other nominations she closed the nomination process. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote]. Commissioner Black moved to appoint the BCWMC officers and the Education Committee Chair to the Budget Committee. Commissioner Welch seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].
- G. **Potential BCWMC 2011 Watershed Tour.** The Commission discussed holding a 2011 tour. The Commission considered inviting the public to join the tour at the tour stops. The Commission discussed touring the Wirth Lake Park area, the Main Stem stream restoration project at Briarwood in Golden Valley, the North Branch stream restoration project in the City of Crystal, and the West Medicine Lake Park Pond project. The Commission focused on holding the tour during the month of June and on a Saturday and that earlier in the month would likely work better than later in the month. The Commission directed the TAC to discuss the tour and to bring feedback to the Commission at its March meeting.
- H. **Review the BCWMC's CIP Administrative Expenses.** Administrator Nash explained the spreadsheet he created and handed out that was labeled CIP Project Administration Expenses Fiscal Year 2010. He said that in talking with the Commission Engineers it was determined that their expenses were not really administrative expenses but instead engineering expenses and so the CIP administrative expenses included Watershed Consulting's Administrator services and Kennedy and Graven's legal services on the CIP projects. The Commission discussed the additional expenses of preparing, copying and distributing feasibility reports and publishing public hearing notices. Administrator Nash commented that he thinks that there is administrative work done by the Commission Engineer and the Recording Administrator that is CIP administrative work and that the 2.5% is a reasonable amount for the Commission to be reimbursed for its CIP administrative expenses. Chair Loomis said it doesn't seem that there is a need for the Commission to take action to change its practice at this time. The Commission discussed the possibility of the Commission Engineer and the Recording Administrator adding more detail to their invoices to track CIP administrative costs and asked if modifications could be made. Commissioner Black suggested that staff track both the items that are clearly CIP administrative costs and the gray areas that aren't clearly CIP administrative expenses and that the Administrative Services Committee could discuss the data in the future.
- I. **2011 Engineering Budget.** Ms. Chandler reviewed with the Commission the February 10, 2011, memo from Barr Engineering detailing the 2011 engineering budget and the assumptions used to prepare the budget. Commissioner Welch moved to approve the 2011 engineering budget as described in the Barr Engineering memo. Commissioner Black seconded the motion.

The Commission discussed its process for being notified when Commission work reaches its budget and approaches going over budget. Administrator Nash said that he will be working with the Commission Engineer to monitor the budget. Commissioner Welch remarked that the Commission hasn't always correlated its direction for work to budget lines and that the Commission should include that budget direction in Commission actions. Commissioner Black asked that the Commission

Engineer memos list the budget line being recommend for invoicing engineering work. Ms. Chandler suggested that the Commission review its budget status mid-way through its budget year. The Commission agreed.

The motion carried with eight votes in favor [City of Robbinsdale absent from vote].

Commissioner Black moved to approve Barr Engineering conducting the WOMP support tasks as requested by the Metropolitan Council and the Minneapolis Park and Recreation Board and to assist the Administrator and the Recording Administrator with the preparation of the 2010 annual report. Commissioner Harper-Lore seconded the motion. The motion carried with eight votes in favor [City of Robbinsdale absent from vote].

5. New Business

A. **2011 Golden Valley Pavement Management Plan.** Ms. Chandler pointed out the location of the project in the Sweeney Lake watershed in the City of Golden Valley. She explained that the project is before the Commission because it is a street reconstruction project greater than five acres. Ms. Chandler reported that the project comprises 6.23 acres of disturbed area in the watershed and that 1.2 miles of residential streets will be reconstructed. She explained that with some of the street and intersection narrowing that will occur there will be a decrease in impervious surface area by 0.46 acres leaving a total impervious surface area of the project of 3.02 acres. She said that the Commission Engineer recommends approval of the project with the conditions a through f in the February 10, 2011, memo from Barr Engineering Company.

Commissioner Welch commented that this project is tributary to an impaired water body for which the Commission has spent a fair amount of money trying to complete a TMDL. He continued by saying that the information in the Commission's meeting packet about this project didn't provide information on the project's phosphorus loading into Sweeney Lake. Ms. Chandler responded that the City hadn't provided that information to the Commission Engineer as the project is not required by the Commission to meet Level 1 treatment or nondegradation requirements. Mr. Oliver stated that virtually every foot of the area of the project drains to multiple storm water ponds before draining into Sweeney Lake. He said that the City always looks for opportunities in projects to provide water quality treatment but isn't required to run the numbers about which Commissioner Welch is asking.

Commissioner Black asked if this discussion points out a policy that the Commission needs to review regarding linear projects. Commissioner Welch said that the Commission has agreed to be the categorical implementer for TMDLs but isn't getting the data on redevelopment projects regarding phosphorus loading implications. Commissioner Black asked if the data could be generated through calculations instead of by running models. Chair Loomis commented that perhaps the Commission could refer the issue to the TAC. Commissioner Hoshal remarked that he was in support of Commissioner Welch's comment and would like to see the TAC to take up the issue. Commissioner Hoshal added that the Commission should also be looking at curb and gutter practices and volume management.

Ms. Clancy said that it takes cities years to develop projects like the pavement management projects and if the Commission is going to change its requirements then the cities would need to know as soon as possible. Commissioner Welch clarified for the record that he had just asked for the number related to the phosphorus loading into Sweeney Lake. Commissioner deLambert moved to approve the permit with the recommendations a – f in the Commission Engineer memo and to direct the TAC to review and discuss how to derive the number for the change in the phosphorus load in relation to the change in impervious surface area. Commissioner Hoshal seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

- B. Spring Snowmelt Runoff.** Ms. Chandler reviewed the data in the February 9, 2011, Barr Engineering memo. She summarized that the system should be in pretty good condition and should be able to handle the water content in the snow. She said that the cities of Plymouth and Medicine Lake may want to consider warning their residents around Medicine Lake that spring runoff is likely to cause high water levels in the lake.

6. Old Business

- A. Administrative Services Committee.** Administrator Nash reported that the Commission received one response to its solicitation of letters of interest for legal services and eight responses to its solicitation of letters of interest for engineering and technical services. He said that the Administrative Services Committee met last week and recommended that the TAC review the letters from the engineering and technical service respondents. Commissioner Welch added that the Committee also recommended that the TAC weigh in on how the Commission handles its contracting process for engineering and technical services and whether the TAC recommends that the Commission make any changes, such as moving forward with the Committee's idea that the Commission go to a one-year contract with its Engineering contractor. Commissioner Black asked the TAC to also discuss how the Commission could put more competition into its process for obtaining engineering services in order to keep costs as low as possible. Commissioner Welch moved to approve the Commission contracting with Kennedy and Graven for two more years of legal services to the Commission. Commissioner Black seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

B. TAC Recommendations

- i. Capital Improvement Plan (CIP) Project Modification Recommendations.** Administrator Nash said the discussion focused on the idea of what is meant by the Commission's definition of the trunk system. He said that the TAC discussed the idea of funding projects in a tiered manner instead of the current method of funding the project fully or not at all. Administrator Nash said that the TAC recommended that the Commission take the criteria that it currently uses to evaluate CIP projects and create a draft tiered system for funding CIP projects that would flesh out what is meant by the Commission's responsibility to the trunk system. He said that the TAC is requesting that the board direct the Administrator work with the Engineer to create the draft tiered system.

Commissioner Welch commented that the eight broad categories of issues and policies in the BCWMC's Watershed Management Plan could be fleshed out and he volunteered to help and said that he would like more information on where the TAC sees the partial-funding project idea going. Ms. Clancy commented that she wanted feedback from the Commission on the tradeoffs that could result from partial funding of projects such as that some projects partially funded by the Commission would potentially be constructed later than what the Commission would want due to the cities limitations to raise stormwater fees for project funds.

Commissioner Black suggested that the Commission wouldn't need to put the tiered system discussion on the TAC's agenda for the next currently scheduled six TAC meetings but that the Commission shouldn't let it drop off its table completely. Chair Loomis directed the Commission to add the issue to its next generation planning process.

Commissioner Black asked what the Commission would want to do regarding fleshing out the criteria. Ms. Chandler said that she thought the criteria could be tackled separately from the tiered system. Chair Loomis asked if staff had enough direction to move forward

and staff indicated they did.

- ii. **TAC-BCWMC Liaisons for March 3rd, April 7th, and May 5th TAC Meetings.** Commissioner Hoshal volunteered to be the liaison for the March 3rd meeting, Commissioner Welch volunteered for the April 7th meeting, and Commissioner Harper-Lore volunteered for the May 5th meeting.

C. Discuss and Order Feasibility Reports for:

- i. **Wirth Lake Outlet Project.** Ms. Chandler discussed the project and explained that it would modify the Wirth Lake Outlet structure to prevent flow from the creek to the lake during flood periods. She reported that the estimated project cost is \$250,000 and that BWSR has awarded a \$75,000 grant for the project. She said that the estimated cost to prepare the feasibility report is \$7,890. Commissioner Black asked if the \$7,890 will come out of the BCWMC's construction fund and Ms. Chandler said yes. Commissioner Harper-Lore moved to approve ordering the preparation of the feasibility report by Barr Engineering. Commissioner Langsdorf seconded the motion.

Commissioner Welch commented that there is an adjustable outlet weir on Lake Nokomis and he urged staff to look at that weir and to avoid using that model because it has not worked. Commissioner Welch also recommended that the Administrator draft a Commission policy on bidding out for future engineering studies. Commissioner Black supported Commissioner Welch's recommendation. The Commission agreed. The motion carried with eight votes in favor [City of Robbinsdale absent from vote].

- ii. **Main Stem Channel Restoration Project.** Ms. Chandler said that this project has a high likelihood of running into contaminated soils so the project likely will need to undertake a Phase 1 and possibly a Phase 2 environmental assessment. She said that Barr Engineering estimated \$30,000 for the environmental assessment task out of the estimated \$53,545 cost of the feasibility report preparation. She noted that this project was not included in the BCWMC's Resource Management Plan (RMP) because the RMP included only projects on the Commission's CIP through 2016 and this restoration project had been slated for 2017 until last month when the Commission moved up the project timeline. She said that the Commission Engineer believes that the same process would be followed for this project as for the projects included in the RMP, meaning the project would undergo a cultural resource review, wetland delineations, wetland impacts reviews, and wetland functional assessments.

Ms. Chandler explained that typically Barr Engineering submits a draft feasibility report to the engineering staff of the cities involved in the projects for comments about a week before the draft is sent to the Commission and she wondered if the Commission would also like to see that preliminary draft. Commissioner Welch said that he would like to see it.

Commissioner Welch encouraged staff to look at bioretention and vegetated bank restoration issues for the project during the feasibility report process. He also said that he has gotten questions from citizens about sedimentation in the creek in this reach and he wondered if it is something that should be addressed in the feasibility report or if it is not in the scope. Commissioner Black asked if Commissioner Welch was asking for it to be included in the study. Commissioner Welch said he thinks the issue is outside of the scope of the feasibility study but he thinks that the study may bring the topic out into the open. Commissioner Welch moved to approve the preparation of the feasibility study by Barr Engineering. Commissioner Black seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

iii. **Schaper Park Project.** Ms. Chandler explained that one of the possible projects identified in the Sweeney Lake TMDL implementation plan was making modifications to Schaper Park pond to improve the phosphorus removal of the pond through options such as enlarging the pond, dredging the pond, and installing a filtration barrier. She stated that the proposed feasibility report would determine if there are some improvements that can be made to Schaper Pond to reduce the phosphorus loading to Sweeney Lake and would recommend the most cost effective option. Commissioner Black moved to approve the preparation of the feasibility report on Schaper Pond. Commissioner Harper-Lore seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

D. **Discuss and Order Cooperative Agreements for Wirth Lake Outlet Modification Project, Sweeney Lake Outlet Project, and Main Stem Channel Restoration Project.** Commissioner Welch moved to have counsel work with the appropriate entities to draft the cooperative agreements for these projects for the Commission's review and approval. Commissioner Black seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

E. **BCWMC's CIP:**

i. **Watershed Management Plan Amendment Recommendations and Timeline.** Ms. Chandler discussed the memo that was included in the meeting packet and that describes the Main Stem channel restoration and the Wirth Lake Outlet projects, which will be part of the Commission's major plan amendment request. She noted that a revised memo was handed out that includes the option of the Commission adding Lakeview Park Pond to this major plan amendment request. She explained that the Commission approved adding the Lakeview Park Pond project to the CIP for 2013 and that since there is a feasibility report and a cost estimate for the project, the Commission could include this project on this year's major plan amendment without much additional preparation. She pointed out that the Commission wouldn't levy for the project this year. Ms. Chandler said that the Commission would be looking for Hennepin County to approve the major plan amendment at its August 2nd meeting.

Commissioner Welch moved to authorize staff to prepare the major plan amendment including the Wirth Lake Outlet modification project, the Main Stem Restoration project, and the Lakeview Park Pond project and to provide the public notices for the public hearings per statute and to attend the public hearing if necessary as requested by Hennepin County and with advance notice to the Commission and to add the Minneapolis Park and Recreation Board to the list of parties being sent the major plan amendment request. Commissioner Black seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

ii. **Funding the Proposed 2012 CIP Projects.** Ms. Chandler said that the status of the CIP was reviewed to analyze what the Commission would have in its CIP Reserve. She walked the Commission through the tables about the Commission's available CIP funds available and the Commission's CIP funding needs as listed in the Barr Engineering memo from February 9, 2011. She summarized that the Commission would need \$900,000 for the 2012 CIP projects and that the Commission has approximately \$585,000 in its CIP reserve account. She noted that if the Commission wants to keep its historical balance of approximately \$300,000 in its CIP reserve account then it has about \$285,000 to use toward the 2012 CIP projects. Ms. Chandler reminded the Commission that it will have \$75,000 coming in from the Minnesota Board of Water and Soil Resources for the Clean Water Legacy grant for the Wirth Lake Outlet structure modification project. She explained that tabulating all those numbers leaves the Commission with an estimated 2012

levy of approximately \$540,000 for the Main Stem channel restoration project, the Wirth Lake Outlet structure modification project, and the Schaper Park feasibility study as part of the Sweeney Lake TMDL implementation plan.

- F. **Work Plan for Wirth Lake Outlet Modification CWL Grant Project.** Administrator Nash reported that he is working on the plan in eLink, He said that the Commission will need to execute a contract for the grant with BWSR and asked if the Commission would authorize the Chair to sign the contract. Commissioner Black moved to approve authorization of the Chair to sign the contract between the Commission and BWSR for the grant. Commissioner deLambert seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].
- G. **Lost Lake Vegetative Management Plan.** Commissioner Black requested that the item be removed from the agenda and the Commission approved the request under Agenda item 2, approval of the agenda.

H. **Education Committee.**

- i. Commissioner Langsdorf reported that the West Metro Water Alliance (WMWA) workshops begin March 23rd and that she would like the e-mail announcement that was sent to the Commission also go out to the member-cities advisory committees. She requested that the commissioners forward the e-mail to their city's managers.
 - ii. Commissioner Langsdorf said that information will be coming out soon on how to register for the WMWA workshops.
 - iii. Commissioner Langsdorf announced that the Metro Blooms rain garden workshops will be coming soon and that more information on the workshops are in the Education Committee meeting minutes in the Commission's meeting packet.
 - iv. Commissioner Langsdorf reported that the draft Education and Outreach Plan was completed by the Committee and submitted to Administrator Nash.
 - v. Commissioner Langsdorf stated that the Plymouth Yard and Garden Expo will be held on April 8 – 9th and the Zachary Lane Environmental Quality Fair will be held on May 12th.
 - vi. Commissioner Langsdorf announced that she is stepping down as the Chair of the Education Committee effective today and that a new Chair is needed.
- I. **Wirth Lake Park Improvements.** Ms. Chandler said that the Commission discussed and conditionally approved improvements to the park at last month's meeting but since that time there have been some significant changes. She said that one change is that the treatment pond that was proposed for treating runoff from Highway 55 has been eliminated from the project. Ms. Chandler reported that another change is that four sump manholes that were proposed have been removed from the project. She said the remaining BMPs in the project include one bioretention basin, one sump manhole, and pervious pavers in the parking area. Ms. Chandler said that the Commission Engineer reviewed the project considering that the project would disturb 3.7 acres, requiring the project to meet non-degradation requirements meaning that the amount of phosphorous coming off of the site cannot increase from the amount currently coming off of the site.

Ms. Weber of the Minneapolis Park and Recreation Board addressed some questions about asphalt paths planned for the park. Ms. Chandler said that the project will be meeting the nondegradation requirements and that the Commission Engineer recommends conditional approval with the five conditions listed in the February 15, 2011, version of the memo by Barr Engineering Company.

Commissioner Welch moved approval of the project with the Commission Engineer conditions

listed in the February 15, 2011, memo. Commissioner Black seconded the motion. The motion carried unanimously with eight votes in favor [City of Robbinsdale absent from vote].

7. Communications

A. Chair:

- i. Chair Loomis announced that Stu Stockhaus has resigned as the alternate commissioner of Crystal but is willing to serve until June unless a replacement is found earlier.
- ii. Chair Loomis reported that the cities of Medicine Lake and Minneapolis still need to pay their assessment to the BCWMC.

B. Administrator:

- i. Administrator Nash announced that he met with representatives of the Department of Natural Resources, Lower Minnesota River Watershed District, Nine Mile Creek Watershed District, and Minnehaha Creek Watershed District to discuss ground water monitoring across Hennepin County. He said that the DNR is seeking a partner to take over this responsibility.
- ii. Administrator Nash reported that he has scheduled a meeting with Joel Settles of Hennepin County to talk about ground water protection planning to try to get the County involved in writing a ground water protection plan. He said that he has been attending these ground water meetings in his role as a Nine Mile Creek representative.
- iii. Administrator Nash said that the Medicine Lake TMDL has been formally approved by the U.S. Environmental Protection Agency effective February 8, 2011.
- iv. Administrator Nash said he updated Hennepin County Environmental Services on its request for details on funding for the two stream bank restoration projects because the County is going to be briefing the state Legislature. He said that Joel Settles recommended that the Commission write letters to their Hennepin County Commissioners extolling the good works being done by the Clean Water Legacy grant funding. The Commission directed Administrator Nash to draft a letter to the Hennepin County Commissioners and to send it to the public works director of the BCWMC member cities and request that they send a similar letter to their County Commissioner.
- v. Administrator Nash mentioned that he forwarded a proposed SEC ruling to Kennedy and Graven and that he had received it from Springsted, Inc. Mr. Gilchrist said the proposed ruling derived from the Frank Dodd Act regarding municipal advisors needing to be registered with the SEC. He said that he doesn't interpret the proposed ruling as that the Commission members would need to be registered.

C. Commissioners:

- i. Commissioner Welch announced that he is passing around the Mississippi Watershed Management Organization newsletter discussing the Nature of Water DVD that is produced in multiple languages.
- ii. Commissioner Welch discussed the handout that summarizes BWSR's direction with the 8410 rules revision and he encouraged the Commission to look at the summary.

D. Committees: No Communications.

