Shell Rock River Watershed District
Regular Meeting Minutes
January 8, 2019

Managers present: Mike Hanson, Al Bakken, Mick Delger, Dan DeBoer and Joe Pacovsky

Managers absent: Brad Kramer and Gary Pestorious

Vice Chairman Delger called the Regular Meeting to order January 8, 2019 at 8:30 a.m. at the Albert Lea City Council Chambers, 221 East Clark Street, Albert Lea, MN 56007.

Manager Hanson offered the following motion: Move to approve the consent agenda as follows:

a. Minutes of the November 14, 2018 Citizen Advisory Committee Meeting
b. Minutes of the December 6, 2018 Best Value Evaluation Committee Meeting
c. Minutes of the December 13, 2018 SRRWD Monthly Board Meeting
d. Minutes of the December 13, 2018 SRRWD Workshop
e. December 2018 Treasurer’s Report Subject to Audit
f. December 2018 Project Fund Treasurer’s Report Subject to Audit
g. Authorize Payment of Claims
h. Authorize Payment of Project Fund Disbursements
i. Quarterly Transfer

Manager DeBoer seconded the motion. After discussion, a vote was taken and the motion was unanimously approved.

Manager Hanson offered the following motion: Move to approve the agenda with the following changes: Remove motion to approve exercising the Wedge Creek Wetland Option Agreement and add Resolution 2019-02 annual water monitoring report bid approval. Manager Pacovsky seconded the motion. After discussion, a vote was taken and the motion was unanimously approved.

Public Forum – No comments were received.

Manager Pacovsky offered the following motion: Move to approve audit services with Hill, Larson, Walth & Benda, P.A. Manager Hanson seconded the motion. After discussion, a vote was taken and the motion was unanimously approved.
Manager Hanson offered the following motion:
    Move to approve continued services with Briggs and Morgan Professional Association.
Manager DeBoer seconded the motion.
After discussion, a vote was taken and the motion was unanimously approved.

Manager DeBoer offered the following motion:
    Move to approve continued services with Peterson, Kolker, Haedt, & Benda, LTD.
Manager Pacovsky seconded the motion.
After discussion, a vote was taken and the motion was unanimously approved.

Manager Pacovsky offered the following motion:
    Move to approve Albert Lea Tribune as official legal newspaper.
Manager DeBoer seconded the motion.
After discussion, a vote was taken and the motion was unanimously approved.

The March monthly board meeting and 2018 Annual meeting were scheduled for March 19, 2019 at 6:00 p.m. and 6:30 p.m. respectively at the Freeborn County Government Center.

Administrator Henschel will attend Session Priorities, Minnesota Chamber's biggest and highest-profile event of the year. It is the unofficial kickoff of the legislative session, bringing together the governor, bipartisan legislative leaders and a sellout crowd of nearly 2,000 elected officials and business leaders from throughout Minnesota. Attendees have the opportunity to hear a preview of the session from those who set the agenda, hear the Chamber's legislative priorities, and network with influencers in the policy arena. This legislative session, the SRRWD will continue to work with lobbyist Judy Erickson regarding the Lessard Sams Outdoor Heritage Council (LSOHC), Minnesota Association of Watershed Districts (MAWD) and more.

Manager DeBoer offered the following motion:
    Move to introduce Resolution 2019-01 as follows:
    
    Resolution 2019-01
    FOUNTAIN LAKE RESTORATION PROJECT
    DREDGE PROJECT CONTRACT NO. 2
    PROJECT NO. 2013-02
    BID AWARD

    WHEREAS, the Shell Rock River Watershed District Board of Managers ("Board of Managers") pursues the mission of improving water quality within its boundaries;
WHEREAS, the Shell Rock River Watershed District (the "District") is charged with implementing the Shell Rock River Watershed District Watershed Management Plan (the "Management Plan");

WHEREAS, project goals and objectives set forth in the Management Plan include:

- Implement rehabilitation that improves water quality and clarity in Fountain Lake;
- Employ lake management techniques to restore and improve aquatic vegetation;
- Consolidation, removal and stabilization of lake bottom sediments;
- Control of rough fish populations;
- Enhancement of aesthetic values;
- To reduce water and wind erosion;
- Reduce soil loss during storm events; and
- Reduce sediment delivery to surface waters.

WHEREAS, in 2005, Albert Lea voters overwhelmingly approved a .5% sales tax to fund local water projects;

WHEREAS, the District has pursued a comprehensive watershed approach to reduce sedimentation and improve water quality including filter strips, rock inlets, nutrient management systems, water and sediment basin installations, rough fish management practices, installation of fish barriers, septic system inspections, stream bank and ditch restoration projects, and the installation of rain gardens.

WHEREAS, the District initiated the Fountain Lake Restoration Project, Resolution 2013-02, (the “Dredge Project”) on January 8, 2013;

WHEREAS, the District has identified numerous Project goals and objectives from the Management Plan that are accomplished, by the Dredge Project.

WHEREAS, Minnesota Session Laws 2014, Chapter 295, Section 2, subdivision 3, appropriated $7,500,000 from the general fund for a grant to the District, for sediment removal and cleanup of Fountain Lake, including engineering, design, permitting, and land acquisition for deposit of removed sediment;

WHEREAS, the District established the first component of the Fountain Lake Restoration Project on July 12, 2016, for the construction of the Confined Disposal Facilities (CDF) by Resolution 2016-13;

WHEREAS, the CDF Cell 1 construction was completed in the fall of 2017 and received dredge material starting in 2018 from Edgewater Bay;
WHEREAS, the District continued to pursue the Fountain Lake Restoration Project and on September 6, 2018 by Resolution 2018-32, awarded bid for construction of Confined Deposition Facilities (“CDFs”) 2 and 3 to hold dredge material from Main Bay;

WHEREAS, on April 4, 2017 the Freeborn County Commissioners approved a Petition for dredging Fountain Lake, as provided for under Minn. Stat. 103D.705, subd. 2;

WHEREAS, on April 11, 2017, by Resolution 2017-02, the Board of Managers initiated Project 2013-02, Fountain Lake Restoration - Dredge Contract No. 1, the Dredge Project, consisting of Edgewater Bay and Main Bay, and approved the specifications for the Project Plan;

WHEREAS, the Project Plan was forwarded to the Board of Water and Soil Resources and the Department of Natural Resources for their review and comment by letters dated April 12th, 2017;

WHEREAS, the Board of Managers received, reviewed, and considered comments from the Board of Water and Soil Resources regarding the Project Plan;

WHEREAS, no comments were received from the Department of Natural Resources;

WHEREAS, a public hearing was held on May 16, 2017 to review the Project Plan; and

WHEREAS, on May 16, 2017, by Resolution 2017-05, the Board of Managers established the Dredge Project 2013-02;

WHEREAS, dredging of Edgewater Bay was awarded on April 5, 2018, and dredging of Edgewater Bay is currently under way, with completion in 2019;

WHEREAS, the District made a Request for Bids for dredging Main Bay in October 2018 to be awarded to the best value bidder;

WHEREAS, following bid advertising for the dredging of Main Bay, the bid opening was held on November 16, 2018;

WHEREAS, four bids were submitted ranging between the amounts of $4,986,200 and $8,852,400 for the completion of the Dredge Project pursuant to the bid specifications;

WHEREAS, the bid from Magruder Construction Co. Inc. did not include page 004111-12 which establishes the contact schedule, therefore, its bid was considered incomplete and disqualified;

WHEREAS, the Best Value Evaluation Committee met on December 6, 2018 and completed the Best Value Bid Evaluation Process;

WHEREAS, of the three bids that were evaluated for best value, the Best Value Committee made a recommendation to award J.F. Brennan Company, Inc. as the best value bidder in the best interests of the District for the dredging of Main Bay;

WHEREAS, the Board of Managers having reviewed the Best Value Evaluation Committee's recommendation has determined that approval of the bid award will further the objectives of the Management Plan;

THEREFORE, the Board of Managers hereby finds that the Dredge Project has the potential to promote the public interest and welfare, is practicable, and conforms to the Watershed Management Plan as set forth above.

NOW THEREFORE, be it hereby resolved by the Shell Rock River Watershed District:

Section 1: The Dredge Contract for Main Bay is awarded to J.F. Brennan Company, Inc. as the best value bidder in the best interests of the District pursuant to the terms of the Contract; and

Section 2: The staff, the Chairman of the Board of Managers, and the Secretary are authorized to sign all contracts and documents necessary to proceed with the Dredge Project.

Approved by the Board of Managers of the Shell Rock River Watershed District on the 8th day of January, 2019.

Manager Bakken seconded the motion.

On a roll call vote, the following managers voted in favor of said resolution: Pacovsky, Bakken, Hanson, DeBoer, and Delger. Vice Chairman Delger declared the resolution passed.

Conservation Technician, Scott Christenson, discussed the bids for the 2018 annual water monitoring report. This report is the report card for the lakes and streams in Freeborn County.

Manager Pacovsky offered the following motion:

Move to introduce Resolution 2019-02 as follows:

Resolution 2019-02
Annual Water Monitoring Report
Bid Approval
WHEREAS, The Shell Rock River Watershed District Board of Managers (“Board of Managers”) pursues the mission of improving water quality within its boundaries;

WHEREAS, The Shell Rock River Watershed District (the “District”) is charged with implementing the Shell Rock River Watershed District Watershed Management Plan (the “Plan”);

WHEREAS, the District, has an Annual Water Monitoring Report prepared for the District Annual Meeting;

WHEREAS, On January 2, 2019, a Request for Proposals was sent to solicit engineering proposals for Preparation of the 2017 Annual Water Monitoring Report;

WHEREAS, two proposals were submitted to the District ranging in cost from $21,800 to $22,681, which proposals were reviewed by the Board of Managers;

WHEREAS, the lowest bid was from Barr Engineering;

NOW THEREFORE, be it hereby Resolved that the Shell Rock River Watershed District hereby:

Sec. 1: Authorizes District Staff to accept Barr Engineering’s Proposal, with costs not to exceed $21,800; and

Sec. 2: The staff, the District Administrator is authorized to sign all contracts and documents necessary to complete the Project.

Manager Hanson seconded the motion.
On a roll call vote, the following managers voted in favor of said resolution: Pacovsky, Bakken, Hanson, DeBoer, and Delger. Vice Chairman Delger declared the resolution passed.

During Manager’s Items, Manager Mick Delger relayed the message that trash and furniture was littered at the boat landing on Albert Lea Lake. The City of Albert Lea assisted with the removal. Manager Delger also requested an update regarding the sale of District equipment at the next board meeting. A special board meeting and personnel committee meeting were requested. Leah Stadheim will assist with scheduling these meetings.

Manager Pacovsky offered the following motion:

Move to adjourn the meeting.
Manager DeBoer seconded the motion.
After discussion, a vote was taken and the motion was unanimously approved.