

**LAKE MINNETONKA CONSERVATION DISTRICT
BOARD OF DIRECTORS**

6:00 P.M., Wednesday, June 22, 2016
Wayzata City Hall

1. CALL TO ORDER

Chair Green called the meeting to order at 6:00 p.m.

2. ROLL CALL

Members present: Jay Green, Mound; Deborah Zorn, Shorewood; Gregg Thomas, Tonka Bay; Dan Baasen, Wayzata; Gary Hughes, Spring Park; Ann Hoelscher, Victoria; Chris Jewett, Deephaven; Gabriel Jabbour, Orono; Dennis Klohs, Minnetonka Beach; Bret Niccum, Minnetrista; Rob Roy, Greenwood; Sue Shuff, Minnetonka; and Fred Meyer, Woodland. Also present: Jim Brimeyer, Interim Executive Director and Troy Gilchrist, LMCD Legal Counsel.

Members absent: Gregg Prest, Excelsior

Others Present: Mike Mason, City of Spring Park

Two items were added to the agenda: Solar Lights (installation and maintenance); Ordinance dealing with nuisance complaints

3. APPROVAL OF AGENDA.

MOTION: Baasen moved, Roy seconded to approve the agenda, as amended.

VOTE: Motion carried unanimously.

4. APPROVAL OF CONSENT AGENDA

Thomas moved, Niccum seconded to approve the consent agenda as submitted. Motion carried unanimously. Items so approved included: **4A)** Audit of vouchers (6/16/16– 6/30/16) and **4B)** May financial summary and balance sheet.

5. PUBLIC COMMENTS- Persons in attendance, subjects not on the agenda (limited to 5 minutes)

There were no public comments.

6. OTHER BUSINESS

A) Update from Water Patrol on preparations for July 4th weekend on Lake Minnetonka

Lt. Vnuk discussed a variety of topics. He indicated that the use of the LMCD deputy has been very useful and cost effective. During the early portion of the boating season, the patrol has dealt with a variety of activities, mostly dealing with registrations, personal floatation devices, quiet water violations, gunwale riding, underage drinking and BWI arrests. The patrol will have support from the Orono police department on July 2nd, 3rd and

4th. In response to a question about Red Bull participation, Vnuk replied they were fined \$3,000 and will not be participating this year. There was discussion about noise issues and the difficulty in enforcing the ordinance. Vnuk described the coverage for the July 4th holiday. Board members asked for an update after the weekend activities. Vnuk made special note of the assistance of the Orono police department and the installation by Niccum Docks of the public safety access on the lake near the Arcola Bridge. The dock installation has recently been completed and was paid for by Hennepin County and built on county land.

B) Strategic Plan

The plan was to adopt the plan before a permanent Director was hired. This effort was delayed by discussions on a separation agreement. The board agreed the strategic plan is for use by the board and the staff and something should be in place when the new director is hired. It was furthered agreed that the Vision and Mission should be approved and that a Working Group should return to evaluate and refine the Implementation Plan. Staff was directed to place this on the July 13th agenda.

C) Permanent Executive Director search process update

Announcements were placed the week of May 31st. Press releases were sent the week of June 13th. The Working Group is developing a format to review the applications. The deadline for applications is July 8th. The Working Group will have a format to review at the July 13th meeting and a process for the board to review resumes.

D) Administrative Fines

Attorney advised that the State Attorney General has generally questioned the authority for this process. The only power given to the LMCD is designated by the legislature, unlike many cities that have a Charter. The only authority for the LMCD is for the prosecution process. He suggested the only option for the LMCD is to ask the legislature for authority to use the Administrative Fine process for certain violations. The Board agreed to pursue this with the legislature.

E) Adopt 2017 LMCD Budget

No further discussion was warranted on this agenda item.

F) Solar Lights

A number of lights that have been installed are either not working or have been vandalized. The STL Committee has been providing the funding for this activity. The staff advised that ten lights have been ordered (since delivered) and more could be ordered, but the budget allocation would be exceeded. Staff was directed to order twenty more lights (23 since ordered and delivered). Damaged lights will be installed prior to the July 4th weekend.

G) Century Link

There was a brief discussion on the allegation of an LMCD harvester severing some phone lines during the 2013 season. Staff advised this was pending litigation and they would working with the attorney and the LMCIT insurance provider to manage the claim.

H) Harvesting

Some discussion on operator training and how the LMCD manages the operation. There was some discussion on narrowing the focus of the operation to cover only channels and the bays most in need of the harvesting.

I) Noise

Discussion on general nuisances - noise, behavior, loud parties, public urination, etc.. It was agreed these situations are difficult to monitor and to enforce. This will be further discussed with the attorney and the water patrol.

There being no further business, the meeting was adjourned at 8:10 p.m.

James Jay Green, Chair

Gregory J. Thomas, Secretary