

LAKE MINNETONKA CONSERVATION DISTRICT
BOARD OF DIRECTORS
7:00 P.M., March 25, 2020
VIRTUAL VIA ZOOM

Due to COVID-19 Guidelines, pursuant to a statement issued by the presiding officer (Board Chair) under Minnesota Statutes, section 13D.021, the meeting was conducted remotely through electronic means using Zoom. The LMCD's usual meeting room was not open or available to the public or the Directors

1. CALL TO ORDER

Chair Thomas called the meeting to order at 7:00 p.m.

Pursuant to a statement issued by the Presiding Officer, under Minnesota Statutes, Section 13D.201, the meeting was conducted remotely using electronic means.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Members present: Gregg Thomas, Tonka Bay; Rich Anderson, Orono; Ann Hoelscher, Victoria; Bill Cook, Greenwood; Dan Baasen, Wayzata; Ben Brandt, Mound; Gary Hughes, Spring Park; Michael Kirkwood, Minnetrista; Dennis Klohs, Minnetonka Beach; Mark Kroll, Excelsior; Denny Newell, Woodland; Nicole Stone, Minnetonka; Jake Walesch, Deephaven; and, Deborah Zorn, Shorewood. Also present: Troy Gilchrist, LMCD Legal Counsel; Vickie Schleuning, Executive Director; and, Matt Cook, Environmental Administrative Technician.

Members absent: None.

Others present in audience: Steve Bren, Wayzata Yacht Club; Eric Evenson

4. APPROVAL OF AGENDA

Schleuning requested to pull an item, 7B, from the Consent Agenda in order to add a clarification to the findings of fact relating to the make ready and accessible dock.

Chair Thomas asked if that verbal amendment could be made tonight and still take action tonight.

Gilchrist confirmed that the item could be pulled from the Consent Agenda to allow staff to provide additional details and the Board can then take action on the amended language.

MOTION: Thomas moved, Walesch seconded to amend the agenda to remove Item 7B from the Consent Agenda to be considered under 11A.

ROLL CALL VOTE:

Anderson aye
Baasen aye

Brandt aye
Cook aye
Hoelscher aye
Hughes aye
Kirkwood aye
Klohs aye
Kroll aye
Newall aye
Stone aye
Thomas aye
Walesch aye
Zorn aye

Motion carried unanimously.

MOTION: Thomas moved, Kroll seconded to approve the agenda as amended above.

ROLL CALL VOTE:

Anderson absent (lost connection)
Baasen aye
Brandt aye
Cook aye
Hoelscher aye
Hughes aye
Kirkwood aye
Klohs aye
Kroll aye
Newall aye
Stone aye
Thomas aye
Walesch aye
Zorn aye

Motion carried unanimously.

5. CHAIR ANNOUNCEMENTS

Chair Thomas thanked everyone for bearing with them with the use of technology. He reported that the office is closed with many of the staff members working from home.

6. APPROVAL OF MINUTES- 3/11/20 LMCD Regular Board Meeting

MOTION: Thomas moved, Baasen seconded to approve the 3/11/20 LMCD Regular Board Meeting minutes as submitted.

ROLL CALL VOTE:

Anderson absent (lost connection)
Baasen aye
Brandt aye
Cook abstain
Hoelscher aye
Hughes aye
Kirkwood aye
Klohs aye
Kroll aye
Newall aye
Stone aye
Thomas aye
Walesch aye
Zorn aye

Motion carried.

7. APPROVAL OF CONSENT AGENDA

MOTION: Cook moved, Kirkwood seconded to approve the consent agenda as amended, making the change noted by the Board above. Motion carried unanimously. Items so approved included: **7A)** Audit of Vouchers (03/16/20 – 03/31/20); ~~**7B)** Approval of Findings and of Fact and Order for Wayzata Yacht Club Sites 2 & 3, Commercial Multiple Dock Licenses and Variances, 456 Arlington Circle South and 1000 Eastman Lane, Wayzata, MN 55391;~~ and, **7C)** Approval of 2020 Alcoholic Beverage License Renewals.

ROLL CALL VOTE:

Anderson absent (lost connection)
Baasen aye
Brandt aye
Cook aye
Hoelscher aye
Hughes aye
Kirkwood aye
Klohs aye
Kroll aye
Newall aye

Stone aye
Thomas aye
Walesch aye
Zorn aye

Motion carried unanimously.

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

There were no public comments.

9. PUBLIC HEARING

There were no public hearings.

10. OTHER BUSINESS

Kirkwood suggested that staff look into other technology options that would allow member to check green or red on votes, which could forego the necessity of roll call votes.

Schleuning stated that staff can look into it further and determine if that option would be allowed legally.

11. OLD BUSINESS

A. Approval of Findings and of Fact and Order for Wayzata Yacht Club Sites 2 & 3, Commercial Multiple Dock Licenses and Variances, 456 Arlington Circle South and 1000 Eastman Lane, Wayzata, MN 55391

Schleuning stated that during the staff presentation at the last meeting there was discussion relating to the make ready dock that is used by the sailing school. She stated that there is a floating dock section used for accessibility, which allows the youth to board that floating dock and then board the watercraft. She explained that one variance request was for that activity to continue. She stated that staff provided clarified language during the presentation to include the situation in the findings of approval.

The applicant Steve Bren noted that the facility has an existing variance for that activity that they would simply like to continue.

Schleuning stated that the Board can provide authorization for staff and legal counsel to add that language to the findings to continue the variance for the walkway and make ready dock area.

Gilchrist confirmed that exact language does not need to be provided tonight and the Board could provide direction for staff to develop that language.

Kroll asked if Baasen supports this action, as he is the Wayzata representative.

Baasen confirmed that he is in agreement with this as it simply provides access for the children to get on and off.

MOTION: Kroll moved, Baasen seconded to approve the findings of fact and order for the Wayzata Yacht Club Sites 2 & 3, Commercial Multiple Licenses, as presented with the addition of continuation of the variance for the floating dock and make ready area.

ROLL CALL VOTE:

Anderson	absent (lost connection)
Baasen	aye
Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye
Kirkwood	aye
Klohs	aye
Kroll	aye
Newall	aye
Stone	aye
Thomas	aye
Walesch	aye
Zorn	aye

Motion carried unanimously.

12. NEW BUSINESS

There was no new business.

13. TREASURER REPORT

Cook had nothing further to report.

14. EXECUTIVE DIRECTOR UPDATE

Schleunig stated that there have been quite a few applications and staff is working to determine if there will be adjustments to the review timeline for agencies. She noted that staff will check with legal counsel and the League of Minnesota Cities for further clarification. She expressed appreciation to everyone as the LMCD works within electronic means.

15. STANDING LMCD COMMITTEE/WORKGROUP

Aquatic Invasive Species Taskforce: No report.

Budget Workgroup: No report.

Save the Lake Committee: Baasen reported that the Committee has not met but is planning to conduct a conference call on April 7th if a quorum can be obtained in order to develop and send the spring solicitation letter.

Strategic Plan Subcommittee: No report.

Deicing and Permanent Dock Workgroup: No report.

High Water Declaration/Slow Wake Workgroup: Kroll reported that the group met the previous week via Zoom and are aligned in the steps they will take to move forward.

Schleuning displayed a project outline which can be used for all the workgroups/committees to define the project, scope, objectives, background, members involved, the deliverables, key stakeholders, project development steps and timelines. She explained that this will make it easy for the public to see what the group is trying to accomplish and provides a format for the group to follow.

Kroll thanked Schleuning for the development of this document, in addition to all the other work she is attempting to do remotely. He stated that there are currently nine small bays that are not covered and explained that the group is looking at whether there are small bays that should be added to the high water restricted or regulated list.

Anderson stated that the draft document was discussed. He believed that this type of format for all the workgroups will be helpful.

Other: Chair Thomas thanked everyone for virtually attending tonight. He commented that the format seemed to work well and asked for any feedback members may have, other than staff looking into voting options.

Anderson asked if the Board could voice unanimous approval with only nay votes identifying themselves.

Gilchrist stated that electronic meetings require roll call votes. He stated that he will look into it further to determine if there is a method that could shorten that aspect.

Baasen thanked Schleuning and the staff for all the work they are doing in this unique time. He stated that when this situation is over the Board should determine how staff could be compensated/thanked for this additional work.

Brandt thanked staff for their efforts in allowing the meeting to be held electronically.

Cook also thanked staff.

Klohs commented that the meeting ran smoothly.

Zorn thanked staff as well.

Chair Thomas wished everyone a safe and healthy few weeks for themselves and their families.

16. ADJOURNMENT

Being there no further business, the meeting was adjourned at 7:38 p.m.

MOTION: Kroll moved, Hughes seconded to adjourn the meeting at 7:38 p.m.

ROLL CALL VOTE:

Anderson	aye
Baasen	aye
Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye
Kirkwood	aye
Klohs	aye
Kroll	aye
Newall	aye
Stone	aye
Thomas	aye
Walesch	aye
Zorn	aye

Motion carried unanimously.

Gregg Thomas, Chair

Dan Baasen, Secretary