

**LAKE MINNETONKA CONSERVATION DISTRICT
BOARD OF DIRECTORS**

7:00 P.M., May 13, 2020
Wayzata City Hall

1. CALL TO ORDER

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

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.

Persons in audience: Bret Cline; Eric Evenson; Gerry Ferrer; Gabriel Jabbour; Chris Jewett; Matt Johnson; John Lundquist; Shane Magnuson; Bret Niccum; Joleen Roy; Jill Sims; Jay Soule; and username "tonli".

4. APPROVAL OF AGENDA

MOTION: Cook moved, Kroll seconded to approve the agenda as submitted.

VOTE: A roll call vote was performed:

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

Motion carried unanimously.

5. CHAIR ANNOUNCEMENTS

Chair Thomas commented that after due consideration and input he has decided that the High Water Declaration and Slow Wake Workgroups will be disbanded. He stated that the work will not stop but that work will instead be considered and discussed by the full Board.

Kroll commented that he thought this would be an easy topic but because of the complexity and time necessary, he does believe it would be best to elevate this to a full group discussion.

6. APPROVAL OF MINUTES – 04/22/2020 LMCD Regular Board Meeting

Hoelscher noted her name is listed as Secretary and Baasen is the current Secretary.

Stone stated that she was using her daughter's computer and therefore her daughter is listed as one of the persons in the audience. M. Cook stated that he would remove that name from the list.

MOTION: Baasen moved, Stone seconded to approve the 04/22/2020 LMCD Regular Board Meeting minutes with the changes noted.

VOTE: A roll call vote was performed:

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

Motion carried unanimously.

7. APPROVAL OF CONSENT AGENDA

MOTION: Anderson moved, Kroll seconded to approve the consent agenda as presented. Items so approved included: **7A)** Audit of Vouchers (05/01/020 – 05/15/2020); **7B)** Resolution Accepting Save the Lake

Contributions (02/01/2020 – 04/30/2020); **7C**) March Financial Summary; and **7D**) Approval of Variance for Adjusted Dock Use Area for Dock Length, 980 Heritage Lane, Orono, MN 55391.

VOTE: A roll call vote was performed:

Anderson	aye
Baasen	aye
Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye
Kirkwood	aye
Klohs	aye
Kroll	aye
Newell	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)

Jill Simms, National Marine Manufacturer’s Association, stated that she provided a letter to the Board members the previous day related to access. She stated that her association is available to be a resource in terms of education and ensuring that everyone has access.

Eric Evenson, Lake Minnetonka Lake Association, provided a brief update on the LMA bay treatment program. He stated that the pretreatment surveys are completed, and treatments should begin later this week or early next week. He stated that the treatment should be completed prior to the end of June. He stated that the LMA was fortunate to receive a grant from the DNR, but homeowners continue to fund the majority of the treatment. He stated that on the agenda tonight, the Board will consider a funding request from Libbs Lake. He noted that in the past the LMCD provided this assistance because there was not access to Libbs Lake for the harvesters and the harvesting program is on hold. Perhaps the LMCD would like to consider providing similar assistance to other bays, as the LMCD does for Libbs Lake.

Chair Thomas stated that the LMCD received a written request from Libbs Lake and was unsure how the Board would feel about additional requests as the LMCD does not have excess funds in the budget.

Cook stated that he would like this question placed on the agenda for the Board’s next Work Session for further discussion.

Anderson agreed that the item should come forward to a worksession discussion.

Baasen stated that he supports the request to discuss the topic in a worksession, as far as how the LMCD could engage in assisting other bays. He noted that it would need to be submitted through an application, but funding would need to come from the LMCD and not through Save the Lake. He noted that there would also need to be policy discussion on how requests could be funded and considered.

Chair Thomas asked Mr. Evenson to submit a written request that the Board could consider as a framework at the worksession.

Chair Thomas read aloud a statement submitted from Mitch Davis who was not interested in limiting the scope of allowed water activities on the lake.

He read another statement submitted by Donald McMillon echoing the comments that lake activities should not be limited.

Gabriel Jabbour referenced the last wake group meeting. He stated that he understands and wants to be clear that the LMCD had nothing to do with Mr. Kroll's actions. He stated that he is passionate about this issue. He commented that Kroll is unfit to be on the Board and upset with the Board affirming that Kroll was on the right track. He stated that public water access is a constitutional right. He stated that people that care about the greater community donate a large amount of time and effort to assist those that bring value to the quality of life. He stated that his intention was to have the legislators understand that the lake is inclusive, even though there are rich arrogant people that believe differently. He stated that there would be a huge impact to the users of the lake if there is a quiet zone from Friday through Sunday of each week. He stated that he believes that Kroll is in violation of the bylaws by sending the letter which stated that his opinion was that of the LMCD.

Jay Soule stated that he read a statement on the Lake Minnetonka fan club which seemed to prioritize one use of the lake over another. He stated that it seemed the intent was prioritizing certain lake use over others. He stated that there has always been and will always be a tension over lake use. He stated that the Board should ensure that its decisions serve the greater lake and allow as much use as can be safely accommodated. He stated that recently it seems that people have engaged in a certain level of entitlement and privilege of the use they prefer. He suggested promoting courtesy, professionalism, and cooperation be emphasized for the LMCD and lake users. He stated that the Board should strive to support as many different lake use options as possible at the same time.

John Lundquist stated that he appreciates the work the Board is doing for the betterment of the community. He stated that he lives on North Arm and each year the problem continues to get worse related to waves and noise. He stated that he supports allowing everyone to enjoy the lake but asked why, as a homeowner, that he would have to endure loud music from boats on the water when he is sitting inside his home. He stated that he tries to avoid using the resource of the Sheriff's Office, but it is a quality of life issue. He stated that there is loud music from lake users most days that causes a nuisance to the enjoyment of his property. He stated that he has asked boat users to turn their music down, which is met with a 50/50 ratio as to the

response of the boater. He stated that he wants people to enjoy themselves and the lake but also wants to ensure that he can enjoy his own property without the nuisance of noise from boat music. He stated that he is not attempting to ban boats from the bay but simply wants the noise problem addressed.

Bret Niccum stated that he has lived on the lake his whole life and commented that he believes that a lot of things can be done to allow pontooning and wake boats. He stated that he chose to move to the channel and choose not to call others for every complaint. He stated that the lake is for everyone. He stated that if you live on the lake there will be loud boats and activity. He stated that he is not a wake surfer, but people have different interests and should be able to participate in those activities.

9. PUBLIC HEARING

There were no public hearings.

10. OTHER BUSINESS

There was no other business.

11. OLD BUSINESS

A) 2021 Draft Budget

Cook stated that this is the same budget he presented at the last meeting. He noted that he would also ask for approval of the preliminary 2021 budget with the intent to distribute to member cities to gain their input. He reviewed a few grammatical changes that were made following the last presentation of the budget.

Anderson stated that he is not sure how something could be expected to be shown to member cities and approved by the Board when the Board received this information this afternoon. He referenced specific line items listed in the budget and other areas that he felt would be more helpful in understanding the budget. He was unsure how the Board could be expected to approve the document when it only had a few hours to review.

Chair Thomas stated that the proposed budget was sent out with the agenda the previous week for review. He stated that earlier this afternoon staff sent out a copy of the budget with the proposed cover letter.

Cook stated that he agrees that the last-minute transfer of data makes him uncomfortable. He stated that he did not even open the document that was sent this afternoon. He stated that he would rather discuss the budget that was included in the Board packet and not the information that was sent out this afternoon. He stated that in the future, for financial information, the deadline should be the Board packet and if additional changes need to be made that can be done at the Board meeting rather than sending last minute emails.

Anderson referenced certain line items where he did not believe that the math adds up.

Chair Thomas recognized that some of the 2020 numbers have changed between the version in the packet and the

version sent through email. He noted that the 2021 budget numbers have not changed.

Anderson stated that he would want to ensure that the numbers are correct and accurate prior to submitting to member cities. He believed that action should be delayed on this item until the next meeting.

Kirkwood asked if the only change between the documents was the transfer of \$36,000.

Cook replied that is a transfer in from the reserve fund. He stated that he was not sure why that was in that location as it would overinflate the forecast. He noted that the item should only show up if included in the approved budget. He stated that he will follow up as it does not make sense to show the transfer in that location.

Hoelscher asked why the AIS municipal dues are separated from the admin municipal dues in the budget.

Cook replied that is a historical legacy. He stated that on previous budgets there was a sense that should be kept separate, most likely for informational purposes. He stated that rather trying to address that change, they have left that separation.

Chair Thomas asked if this should be tabled tonight to allow Cook to work with staff to provide clarification.

Cook replied that would be sufficient time in the process to allow that.

Stone stated that this action was about approving the 2021 budget, which remains unchanged from the version distributed in the Board packet. She was confused why that action could not occur tonight. She stated that the purpose tonight is not to scrutinize 2020 but to approve the 2021 budget.

Chair Thomas stated that there were some questions that could not be answered related to 2020 and therefore some of the Board members feel uncomfortable approving the document tonight.

Schleuning reported that the 2020 forecast could be removed from the preliminary 2021 budget. Further, it created confusion last year.

Walesch stated that there are a few line items that have not been fully discussed with the Board but have been included in the budget, using the examples of communications and AIS prevention program. He asked what the cities would be told if the Board does not approve the associated actions related to those two-line items.

Chair Thomas stated it was his understanding that the Board approved the lake manager item in December.

Cook confirmed that the Board approved the preparation of an RFP for lake management services. He stated that the Board approved the RFP process but did not yet approve the expenditure. He confirmed that the Board would still have to approve the publication of the RFP and anything that would happen after that time. He stated that funds were included in the budget in attempt to anticipate that expenditure.

Walesch stated that he would be fine with the item remaining in the budget but asked what would happen to those

funds if the action is not approved.

Cook replied that if the funds are not spent, they would go into the reserve. He stated that any unspent funds from the previous year should be used to balance the next budget.

Newell stated that he shares the concern of Evenson with putting money into the lake to make it better. He commented that it does not seem that action has taken place related to the lake manager.

Cook replied that the RFP is still being drafted and when presented to the Board, additional discussion could occur and perhaps that would be an opportunity to "put money into the lake"

Newell suggested that funds be included in the budget that could be used as a grant towards member cities that want to improve the bays.

Cook replied that he would find it hard to adjust the budget without having the discussion of the Board on that topic. He noted that discussion will occur at the next worksession meeting.

Chair Thomas asked if the Board is comfortable approving the budget, noting that the deadline for member cities is approaching.

Cook replied that he believes it would be fine to delay action to the next meeting. He stated that he would also support the Board approving the 2021 budget tonight, noting that the forecasting documents are not related to the actual 2021 budget.

Baasen stated that in reviewing the proposed budget it appears that there is an increase of about two percent to member cities.

Cook confirmed the increase to be under two percent.

MOTION: Baasen moved, Cook seconded to approve the preliminary 2021 budget.

Further discussion: Anderson expressed continued concern with the late email transmission of information.

Chair Thomas recognized that the 2020 forecast changed from the version distributed in the packet and the emailed version this afternoon. He clarified that the motion on the table tonight is simply to approve the 2021 preliminary budget and does not relate to the forecast.

Baasen stated that when you get into a mid-year, forecasts change as a forecast is fluid.

Kirkwood asked if the city representatives carry this budget forecast to the cities personally or in company with Cook.

Schleuning replied that the cover letter is provided to the cities. She stated that sometimes Board members present

to the cities. She stated that the LMCD holds a meeting as well, to solicit input from the member cities.

Chair Thomas explained that the LMCD invites cities to attend a meeting where the budget is presented, and questions can be asked. He noted that many times member cities do not choose to participate in that meeting. He stated that LMCD submits the preliminary budget to the member cities and he then follows up to ask if his city would like he and LMCD staff to present/discuss the budget.

Kirkwood asked if staff could provide information to the members on each of the line items and what they represent, should questions be asked of him.

Schleuning stated that budget notes are included in the cover letter to the cities that highlight information on the specific line items.

Cook stated that he and Schleuning are also available to attend Council presentations.

VOTE: A roll call vote was performed:

Anderson	nay
Baasen	aye
Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye
Kirkwood	aye
Klohs	aye
Kroll	absent/lost connection
Newell	aye
Stone	aye
Thomas	aye
Walesch	nay
Zorn	aye

Motion carried.

Chair Thomas stated that he would still like to see a revised spreadsheet with an accurate 2020 budget and forecast.

Cook confirmed that he would follow up on that item. He asked that the Board packet be the deadline for financial information and additional information not be emailed out prior to the meeting.

Chair Thomas commented that he believes the discrepancy should be resolved prior to sending the letter to the cities.

Cook agreed.

Chair Thomas stated that the earliest the letter would be able to be sent out should then be following the next Board meeting.

Walesch commented that he does not have an issue with the budget, his vote simply reflected the fact that the letter to the member cities could not be sent out until the issues are addressed with the 2020 numbers.

12. NEW BUSINESS

A) Libbs Lake Association Request for Funding

Baasen commented that Save the Lake met on May 5th to review programs for this summer and fall and to review the budget. He stated that expenditures were included in the budget for programs including the water patrol request for a dedicated officer. He stated that the lake has been extremely busy, and Hennepin County has already begun staffing water patrol. He stated that the Save the Lake Board made the recommendation to keep the request from Libbs Lake at the same amount as the previous year, removing the restriction on chemical treatments.

Chair Thomas asked for details on the restrictions that were put on the grant in previous years.

Baasen stated that in the past the grant was restricted to non-chemical treatments. He stated that the AIS Committee Chairperson and Save the Lake believe that it makes sense to remove the chemical treatment restriction.

MOTION: Baasen moved, Stone seconded to approve the Libbs Lake Association's funding request in the amount of \$3,000 from Save the Lake funds to provide AIS management activities for Lake Minnetonka.

Hoelscher stated that she read the memo, which does not state that the grant funds are to be used to improve navigation. She stated that originally funds were provided to Libbs Lake because the LMCD harvester could not get into Libbs Lake. She commented that the LMCD is not harvesting and therefore does not believe Libbs Lake should be treated any differently than other bays.

Chair Thomas stated that the grant funds are to be used for navigation and safety improvements.

Schleuning stated that in the past the clearing happens in the channels and near the beach location.

Anderson stated that in Crystal Bay the residents have completed their own chemical treatment for navigation purposes. He stated that this would seem to be preferential treatment. He stated that chemical treatment could be completed on the entire bay for slightly over \$3,000. He stated that he does not see why Libbs Lake would not fund their own improvement, similar to the other bays.

Zorn echoed the comments that the LMCD should step back, as the LMCD is not harvesting any other spot on the

lake and therefore to continue to fund \$3,000 in harvesting for this small area would set a precedent that could not be mirrored.

Walesch stated that he understands both sides of the issue. He stated that the LMCD does have flexible funds in the budget to ensure that the channels are safe and navigable. He stated that the LMCD could review requests from other areas related to safety and navigation. He asked for input on the fairness of funding one bay and not others.

Schleuning stated that Libbs Lake Association has an integrated approach and completes the maximum level of herbicide treatment in the bay, and this additional action is supplemented for the channel.

Baasen confirmed that historically this began because the LMCD could not get into Libbs Lake with its harvester. He stated that with the review and master plan related to AIS, Save the Lake chose to not increase the grant amount and to remove the restriction related to chemical treatment. He stated that there may be opportunities to work with other bays in the future, should requests be received that make sense.

Brandt stated that the previous year the funding was requested based on the early spring timeline with the decision still being made on harvesting last season. He stated that he believes that this request should be paused until the deeper discussion on how to treat the lake equally.

Hoelscher stated that there is funding in the budget for AIS removal if there is a navigation request arises. She commented that this area should be treated the same as any other location on the lake.

Baasen commented that Libbs Lake has submit a request for what they know to be a problem.

VOTE: A roll call vote was performed:

Anderson	nay
Baasen	aye
Brandt	nay
Cook	nay
Hoelscher	nay
Hughes	aye
Kirkwood	nay
Klohs	nay
Kroll	absent/lost connection
Newell	nay
Stone	aye
Thomas	aye
Walesch	nay
Zorn	nay

Motion failed.

B) Hennepin County Sheriff's Office Water Patrol Request for Funding

Baasen stated that the LMCD has contracted with Water Patrol for several years which has resulted in benefit for the lake and its users. He stated that the request from Water Patrol was \$42,000 and last year \$30,000 was awarded. He stated that Save the Lake recommends approval of the award in the amount of \$35,000.

MOTION: Baasen moved, Cook seconded to approve the Hennepin County Sheriff's Office funding request in the amount of \$35,000 from LMCD Save the Lake funds to provide dedicated patrol services to Lake Minnetonka during peak boating times and authorize staff to enter into an agreement for these law enforcement and boater safety services.

Further discussion: Anderson suggested funding the full request of \$42,000 which allots a full-time position. He stated that in 2020 \$30,000 was awarded and those funds ran out in August, yet the County continued to fund the position through September. He stated that Hennepin County has been proactive in bringing this position and others to the lake already. He asked that the motion be amended to fund the full amount of \$42,000.

MOTION: Anderson moved, Zorn seconded to amend the motion to approve the Hennepin County Sheriff's Office funding request in the amount of \$42,000 from LMCD Save the Lake funds to provide dedicated patrol services to Lake Minnetonka during peak boating times and authorize staff to enter into an agreement for these law enforcement and boater safety services.

Further discussion: Walesch thanked Save the Lake for bringing this request forward as safety is the number one priority.

Brandt echoed the comments of Walesch and believed it is well justified to increase the request because of the additional traffic anticipated because of social distancing. He asked if there is funding available within the Save the Lake budget to increase the request.

Baasen stated that the LMCD/Save the Lake has always given a portion of the amount and not the full request. He stated that Save the Lake recommended an increase of \$5,000 from the previous year. He stated that Save the Lake has not raised \$42,000 in one year in a long time and there are other expenses within the budget. He stated that he could not support awarding a grant that exceeds what can be raised in one year.

Walesch stated that in the packet there was an option to use reserves to fund the gap.

Baasen noted that \$5,000 from the reserve is included in the \$35,000. He stated that he supports the Water Patrol but there is not sufficient funding available to fund at the rate of \$42,000 from Save the Lake.

Cook stated that it has been a long time since \$42,000 has been raised through the Save the Lake budget in one year. He noted that the \$35,000 included a budget amendment of \$5,000.

Hoelscher stated that it seemed that perhaps the \$3,000 from the Libbs Lake request could be added to this request

for a total of \$38,000.

Baasen stated that while he would like to increase the award, the only funding that can be used on Water Patrol is Save the Lake funding and there is not a sufficient ability to generate that amount in one year. He explained that the cities have stated that they do not want their contributions to be used for Hennepin County funding. He reviewed the different budget and program funding needs of Save the Lake. He explained that the \$35,000 funding award includes using up to \$5,000 of Save the Lake reserves.

Walesch asked Baasen for input on allocating the \$3,000 that was slated for Libbs Lake to add that to the Water Patrol request.

Baasen stated that he would be concerned that moving those funds could remove the option of using that funding for other things that may come forward.

Cook stated that the Save the Lake reserve fund has remained stable. He stated that if a larger amount is selected for the award, the reserve would be depleted faster and that would also send a message that the Sheriff's Office could count on additional funds in future years. He stated that perhaps the Libbs Lake request could come from AIS rather than Save the Lake.

Anderson commented on the high balance in the Save the Lake reserve fund and other reserve funds. He believed that the cost of \$42,000 should be funded.

Baasen stated that most of the reserves came from city allocations and the cities do not want their funds to be used to pay Hennepin County.

Chair Thomas provided clarification on the reserve levels.

Walesch stated that he likes the idea of Hoelscher to fund \$38,000, using the \$3,000 allocation that was previously recommended for funding.

MOTION: Walesch moved, Hoelscher seconded to amend the motion to approve the Hennepin County Sheriff's Office funding request in the amount of \$38,000 from LMCD Save the Lake funds to provide dedicated patrol services to Lake Minnetonka during peak boating times and authorize staff to enter into an agreement for these law enforcement and boater safety services.

Further discussion: Gilchrist explained that the Board should first consider the motion of \$38,000. He stated that if that passes, the Board still needs to vote on the amended amendment. He recommended the Board consider the \$38,000 motion right now.

VOTE: A roll call vote was performed:

Anderson	nay
Baasen	aye

Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye
Kirkwood	aye
Klohs	aye
Kroll	absent/lost connection
Newell	aye
Stone	aye
Thomas	aye
Walesch	aye
Zorn	aye

Motion carried.

Gilchrist stated that one additional vote should be taken on the \$38,000 grant award motion to affirm the action.

VOTE: A roll call vote was performed:

Anderson	nay
Baasen	aye
Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye
Kirkwood	aye
Klohs	aye
Kroll	absent/lost connection.
Newell	aye
Stone	aye
Thomas	aye
Walesch	aye
Zorn	aye

Motion carried.

MOTION: Thomas moved, Walesch seconded to amend the budget to use up to \$5,000 of Save the Lake reserves to fund the budget gap for these services.

Further discussion: Anderson stated that he would like the motion to be amended to accept donations of \$2,000 from himself and \$2,000 from Gabriel Jabbour for Save the Lake, which would fund the difference between the \$38,000 approved by the Board and the \$42,000 requested by the Water Patrol.

Gilchrist stated that if folks want to make a donation for a specific purpose, that can be done, and the donation can be marked for the desired use when making the donation. He stated that the donation would then be accepted by the Board through action on the Consent Agenda. He recommended that the amounts not be bundled together and that this motion focus on the budget transfer. He stated that additional funds can be donated by individuals to Save the Lake with the donation marked for the desired use and once accepted by the Board on the Consent Agenda can be distributed.

Anderson commented that if that can be done in that manner, he would be fine with that process.

Cook stated that if the donations are made to Save the Lake with the marked uses, it should be made clear that the donation is in addition to the funds that were approved by the Board, so that it become extra money.

Baasen stated that with the donations mentioned that could come forward from private individuals and the increase that was approved from Save the Lake, that would equate to an increase in funding award of 20 percent, and does not fully commit Save the Lake to that level of funding in the future.

Schleuning asked for clarification on the contract and ability for staff to enter into the contract as part of this approval.

Chair Thomas reviewed the motion which was approved that provided staff the flexibility as discussed with the contract.

VOTE: A roll call vote was performed:

Anderson	aye
Baasen	aye
Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye
Kirkwood	aye
Klohs	aye
Kroll	absent/lost connection
Newell	aye
Stone	aye
Thomas	aye
Walesch	aye
Zorn	absent/lost connection

Motion carried unanimously.

C) 2020 Appointment(s) for Official Newspaper

Schleuning reported that LMCD recently learned that *Lakeshore Weekly News* will no longer be distributing in this area. She stated that was the official newspaper of the LMCD and therefore staff is looking into additional options and will bring forward a recommendation on the official newspaper for legal postings.

13. TREASURER REPORT

No report.

14. EXECUTIVE DIRECTOR UPDATE

Schleuning provided the following information:

- Staff worked with the communications group to develop a handout and information that can be found on the LMCD website related to waste water discharge and also related to fire prevention.
- Solar lights have been cleaned, recharged, and will soon be installed with assistance of Paradise Charter Cruises and AI & Almas.
- 2020 USGS Zebra Mussel research project will hopefully begin in June.
- Invasive Species web conference to take place on May 22nd
- Road and Channel construction projects in area
- She stated she received request to have transient docks used for overnight storage slips for 2020 due to uncertainty of the COVID-19 pandemic for restaurants. She also stated due to timing, it would need to be an administrative process. She wanted board feedback and if there were any possible unintended consequences.

Walesch commented that he would support the ability for transient slips to be used for overnight storage this year.

Kirkwood stated that he would also support that request. He asked if there would be an allowance for boats to pull up and have food delivered to the boat.

Schleuning stated that the restaurants are concerned that would not be allowed depending on the Governor's Executive Order.

Hoelscher agreed that this would be a way to help businesses on the lake that may be struggling. She agreed that the process for approval should be quick.

Anderson stated that the marinas are also struggling. He asked what would happen in July when food could possibly be sold, and the business wants to have the slips made transient again.

Schleuning stated that there have been wait lists for marinas for the past three years and asked for an update on the current market.

Anderson stated that he has over 300 slips but has only rented 114 spaces to allow for social distancing. He stated that there is a lot of uncertainty for everyone due to COVID-19. He stated that the restaurants could still allow takeout service from the transient slips.

Baasen asked if this would be a short-term overnight rental or a long-term rental.

Schleuning replied that staff has not gone into that detail as she wanted initial feedback from the Board.

Hoelscher stated that staff should first find out what the businesses want through a request to then be discussed by the Board.

Chair Thomas recognized the actions that would be necessary to amend a license, such as public hearings, and was unsure that process could be avoided.

Gilchrist stated that his thought was that if the Board wants to allow flexibility, an ordinance could be adopted that would provide administrative authority to approve a request of this type. He noted that it would be a temporary measure that would allow administrative approval of plans submitted. He noted that a review would still be completed, it would simply be on an administrative basis.

Chair Thomas stated that once there is a full discussion, he is unsure what the decision of the full Board would be.

Kirkwood asked if different insurance is required for overnight storage compared to transient slip use.

Schleuning noted that insurance is still required for transient slips, but the business would need to speak with their insurance agent to determine the type of coverage needed.

Gilchrist stated that if enough information can be gathered in time, staff will bring back a draft ordinance for consideration. He noted that the purpose of this would be to provide short term relief and therefore consideration should be considered sooner rather than later.

Chair Thomas referenced the change in declaration from the Governor which occurred today and asked staff if there was an update on whether the office would remain closed or whether it would open.

Schleuning stated that she is looking forward to things getting back to normal as the office has remained busy.

Chair Thomas asked how comfortable the Board would be with resuming in person meetings if the meeting room is opened for use in two weeks.

Kirkwood asked if the seating arrangement could be changed to spread out the members.

Walesch suggested continuing the discussion offline to develop a plan for in person meeting options that could be reviewed.

15. STANDING LMCD COMMITTEE/WORKGROUP

Aquatic Invasive Species Taskforce: No report.

Budget Workgroup: No report.

Communications and Legislative Relations: Hoelscher reported that the group met virtually and worked with staff on the waste water discharge handout. Additional information was posted on the website related to clean, drain and dry and social distancing. The group is looking forward to work on the summer rules. She stated that perhaps the group can work to develop posts and articles about respectful water use.

Deicing and Permanent Dock Workgroup: Anderson stated that the deicing work has been completed but the work has not yet begun on permanent docks. He commented that it has been difficult to work on the topic virtually and hoped to get more work done on permanent docks in the near future.

High Water Declarations/Slow Wake Workgroup (High Water Declaration): No report.

Save the Lake Committee: Baasen reported that the Save the Lake hopes to have the draft solicitation letter before the Board at the next meeting.

Strategic Plan Subcommittee: No report.

Anderson provided an example of a high-water sign.

Walesch noted that the language as used could be confusing for lake users as to whether no wake is allowed or whether there are no wake rules.

Newell asked if the Water Patrol enforces this activity.

Schleuning confirmed that there is enforcement when issues arise.

Lieutenant Magnuson stated that the no wake rules are enforced, mainly in the channels, and different high-water times of years. He stated that no wake is one of the main things boaters are stopped for throughout the year.

16. ADJOURNMENT

MOTION: Walesch moved, Kirkwood seconded to adjourn the meeting at 9:53 p.m.

VOTE: A roll call vote was performed:

Anderson	aye
Baasen	absent/lost connection
Brandt	aye
Cook	aye
Hoelscher	aye
Hughes	aye

Kirkwood	aye
Klohs	aye
Kroll	absent/lost connection
Newell	aye
Stone	aye
Thomas	aye
Walesch	aye
Zorn	absent/lost connection

Motion carried unanimously.

Gregg Thomas, Chair

Dan Baasen, Secretary