

**LAKE MINNETONKA CONSERVATION DISTRICT**  
**BOARD OF DIRECTORS**  
7:00 P.M., March 23, 2022  
Virtual Meeting

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.

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL**

**Members present:** Gregg Thomas, Tonka Bay; Rich Anderson, Orono; Ann Hoelscher, Victoria; Dan Baasen, Wayzata; Ben Brandt, Mound; Mark Chase, Spring Park; Dennis Klohs, Minnetonka Beach; Mark Kroll, Excelsior; Denny Newell, Woodland; Nicole Stone, Minnetonka; and, Deborah Zorn, Shorewood. Also present: Jason Hill, LMCD Legal Counsel; and Vickie Schleuning, Executive Director.

**Members absent:** Bill Cook, Greenwood; Michael Kirkwood, Minnetrista; and Jake Walesch, Deephaven.

**Persons in Audience:**

Edward De Gregoire, Steven Tallen, Bret Cline, Tyler See, Chad Tokowicz, Chris Bank, TJ Ortmann, Eric Evenson, Jon Holper, Eric Forsberg, Gabriel Jabbour, John Bendt.

The following username were present, but the user did not identify themselves: j Michael's iPad, James H.

**4. APPROVAL OF AGENDA**

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

**VOTE: A roll call vote was performed:**

Anderson	aye
Baasen	aye
Brandt	aye
Chase	aye
Cook	absent
Hoelscher	aye
Kirkwood	absent
Klohs	aye
Kroll	aye
Newell	aye
Stone	aye

Thomas	aye
Walesch	absent
Zorn	aye

Motion carried unanimously.

## 5. CHAIR ANNOUNCEMENTS

### A) Statement Regarding Holding Meetings via Telephone or Other Electronic Means

Chair Thomas commented that it has been determined that the Board should no longer be eligible to meet via Zoom and he has signed a presiding officer statement which he presented to the Board. He stated that the Board will return to in person meetings following this meeting. He stated that a committee chair has inquired whether committees can meet via Zoom but noted that legal counsel has stated that all committees will need to resume in person meetings beginning tomorrow. He noted that staff can assist in providing a conference room at the LMCD office location.

Anderson asked whether legal counsel has stated that committees must meet in person.

Thomas confirmed that legal counsel did provide that direction.

Hill stated that they have reached a point where the justification to meet remotely under the statute has passed and in person meetings should return. He confirmed that would apply to all committees or boards of a local governmental entity.

Thomas commented that the open meeting law was not put in place to make it convenient for the members to attend but to provide transparency to the public.

Zorn recalled previous discussions that explored hybrid options and asked if that could continue to be explored.

Thomas stated that while that is a potential there are a lot of requirements, noting that staff has been working with Wayzata City Hall and the videographer to determine if technology would support that. He stated that if a member chooses to attend virtually, they would need to disclose their location and make it available to the public.

Hill confirmed that there would be an option for members to appear remotely, but that remote location would need to be noticed and open to the public. He noted that the remote member would also need to see and hear all comments, testimony, and votes from the meeting location. He stated that he has seen cities spend funds to ramp up their Council chambers to support that activity, but it can be an onerous task.

Thomas commented on the logistics of the City Hall location where the Board meets and believed that hybrid attendance would require at minimum, dual screen technology.

Schleuning commented that functionally all the requirements can be met except for all people being always visible. She commented that she was advised that the cost to upgrade the AV and video is estimated at \$60,000 to \$100,000.

Brandt thanked Hill for the legal input. He thanked Thomas and Schleuning for accommodating virtual meetings for the past two years, recognizing the work that goes into holding successful virtual meetings. He commented that he looks forward to in person meetings but believed that looking into a hybrid option would be beneficial. He recognized the high cost but would like to consider that as an option down the road.

Kroll asked if Wayzata would be willing to contribute towards that cost.

Schleuning commented that Wayzata would unofficially have interest in that. She noted that the first quote came back higher than anticipated and stated that staff would continue to investigate options but did not believe Wayzata was motivated at this time.

Anderson commented the Excelsior is already setup for virtual attendance and asked if the LMCD could meet at another city hall location. He stated that he is not interested in a cost of \$60,000 to \$100,000 but would instead pursue meeting in Excelsior.

Kroll commented that Excelsior does not have enough seating at the dais.

Anderson stated that he would still like to explore that option.

Brandt understood that committees will need to meet in person. He asked if a committee member could still attend via phone if they do not vote.

Hill stated that the member would not be allowed to participate.

Thomas asked if Hill's firm represents the City of Excelsior.

Hill replied that he is unsure of that representation and was unsure how that city is operating.

Kroll replied that Excelsior has used a hybrid option for the past year.

Zorn stated that the committees began during the pandemic and her concern would be that without a hybrid option, her participation and the participation of others would diminish.

Brandt commented that the committees are open meetings and therefore to not allow a member of the committee to participate would seem contradictory. He asked why a committee member would be excluded if the public can attend.

Hill commented that the open meeting law is not excluding anyone. He noted that the purpose of the open meeting law is not to make it convenient for members to attend but for the benefit of the public. He commented that multiple cities and other entities have become adjusted to the virtual format over the past two years, but given the conditions, they must return to pre-pandemic formats where everyone was at the meeting. He stated that hybrid could be an option if the requirements are met to see and hear everyone.

Brandt thanked Hill for the additional clarification.

Baasen commented that this seems sudden and asked if the date of March 24<sup>th</sup> is absolute or whether there is leeway.

Thomas commented that the date came from discussions with Gilchrist as this is the last Board meeting of March and there are no committee meetings scheduled for March, therefore there did not appear to be a difference between this date and April 1<sup>st</sup>.

Stone stated that she attended the City Council meeting for Minnetonka and that Council made the same decision to return to in person meetings at its next meeting.

Thomas commented that the Tonka Bay Council is also following the same direction.

Chase commented that given his work schedule, attending committee meetings at the scheduled times will make it difficult to attend. He noted that the committee model should be reviewed or at minimum, the meeting times, to allow in person attendance.

Thomas commented that he has enjoyed the ability to meet via Zoom as the attendance has never been better and participation has been great. He recognized the comments from Zorn related to the committee meeting schedules and noted that the committees will need to rethink the meeting times or who would be available to attend. He recognized that people have become accustomed to meeting via Zoom, but until they can determine whether they could meet the requirements to offer a hybrid method, they will be returning to in person attendance.

## 5. PRESENTATIONS

### A) Prosecution Update: Steven Tallen, Attorney

Tallen introduced himself noting that he has represented the LMCD in prosecution services for the past 36 years. He noted that the last year has been more diverse than past years noting a navigation hazard allegation and the issue of illegal charter boats and improper rentals. He stated that last year the Water Patrol and LMCD realized that there was a severe problem, receiving complaints from residents and legal charter operations. He stated that the Sheriff's Office focused attention on the issue, noting 15 to 18 cases, most of which have not settled. He noted that more people are getting out on the lake during the summer months because of the more limited options during the past two years. He reviewed the expense for his services and revenue generated from the cases he prosecuted, noting a revenue of \$30,000. He also provided an update on underaged drinking, noting the drastic reduction since the social host ordinance was adopted.

Lieutenant Cline stated that Water Patrol does its best to get out there and be present to stop underaged drinking. He agreed that those incidents have been dramatically reduced in the past three years. He commented that the issue with illegal charters will continue be a focus and will be hit hard in the beginning of the season for the word to spread.

Anderson commented that it would be difficult to complain about the finances on the profit and loss spreadsheet. He asked the number of illegal charters that were prosecuted and whether there were repeat offenders.

Tallen stated that seventeen cases were open, and three to five cases have been closed. He noted that some of those offenders have not yet appeared in court because of the backups still experienced in the courts from COVID. He stated that he does try to settle out of court, but his position has been that these people are charging between \$800 and \$1,500 per trip on a weekend. He noted that the maximum fine the LMCD can implement is \$1,000 and therefore it is sometimes being considered a cost of business. He stated that most of the people he deals with get the message and do not want to offend again. He stated that if there is a repeat offender, the LMCD will not be as easy on them.

Anderson agreed that a \$1,000 fine is nothing to some of those people but going to court has additional legal costs.

Tallen commented that going to court has legal costs for each party and therefore he would prefer to resolve outside of court.

Anderson asked the number of illegal rentals.

Tallen replied that number included illegal charters and renters.

Anderson asked if this information is also passed to the IRS, as most of the illegal charters would not be claiming income.

Tallen commented that he would not pass that information to the IRS and was unsure if the IRS would even be interested in that type of income.

Anderson commended Tallen for the excellent work he continues to do on behalf of the LMCD.

Thomas thanked Tallen and Cline for their comments.

**7. APPROVAL OF MINUTES-** 02/23/2022 LMCD Regular Board Meeting

**MOTION:** Baasen moved, Brandt seconded to approve the 02/23/2022 LMCD Regular Board Meeting minutes as submitted.

**VOTE: A roll call vote was performed:**

Anderson	aye
Baasen	aye
Brandt	aye
Chase	aye
Cook	absent
Hoelscher	aye
Kirkwood	absent
Klohs	abstain
Kroll	aye
Newell	aye
Stone	aye

Thomas	aye
Walesch	absent
Zorn	aye

Motion carried unanimously.

## 7. APPROVAL OF CONSENT AGENDA

Anderson noted a line item for insurance for Matt Cook on the audit of vouchers and asked for clarification.

Schleuning stated that will be rebated. She explained how the cobra process works, noting that he has not yet signed up for COBRA. She stated that the LMCD would go forward with the 60 days as required and then likely be rebated.

Hoelscher stated that there is one renewal for Venture Holdings LLC that states none for the type on the alcoholic beverage license renewals and asked for an update.

Schleuning stated that the business is in the application process. She noted that if the requirements for the watercraft for hire are not met, they would not receive the alcoholic beverage license. She stated that this would cover the review and approval, should the requirements of watercraft for hire be met. She explained that the type of license would allow patrons to bring their own alcohol, but the business could not supply the alcohol.

**MOTION:** Baasen moved, Kroll seconded to approve the consent agenda as presented. Items so approved included: **7A)** Audit of Vouchers (03/01/2022 – 03/15/2022) and (03/16/2022 – 03/31/2022); **7B)** Resolution Accepting Save the Lake Contributions (03/01/2022 – 03/11/2022); **7C)** Resolution Approving 2022 Alcoholic Beverage License Renewals Resolution; and **7D)** Executive Director Performance Assessment.

**VOTE: A roll call vote was performed:**

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

Motion carried unanimously.

## 9. CONTRIBUTION RECOGNITION

Bassen recognized Thomas for his leadership of the Board and for being one of the first donors for the year.

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

Edward De Gregoire commented that the association he belongs to owns the lake lot that goes from Minnetonka into Wayzata Bay. He stated that there are two buoys that have been in the same place for 50 years. He commented that the boats are larger and there are more wake boats and believed that moving the buoys out would alert boats sooner to allow them to slow down more quickly. He commented that his boats have experienced damage from the wake. He stated that he was unfamiliar with the process but will submit a formal letter. He hoped that the Board would allow the adjustment of the buoys a little further to prevent those boats from wreaking havoc on the neighborhood association docks.

Gabriel Jabbour, 985 Tonkawood Road, commented that in the past 30 years, he and a previous chair of the Board worked hard to develop an operator permit. He stated that last year, a coalition was formed, and they are proud to have gotten this far on the operator permit. He referenced communication from LMCD staff related to the process that the Board will discuss related to the wake study. He commented about concerns of the timing of the LMCD taking on the wake issue and a letter was sent to the LMCD on this topic asking the LMCD to delay its effort until the process is concluded. He stated that this has passed through the Senate in two committees, and two committees in the House. He commented that they believe, that as well intended as the LMCD is, its action could have a negative effect on their efforts in the legislature. He stated that the LMCD has waited a long time to address the issue and did not believe waiting another two to three months would hurt the LMCD. He welcomed calls from the Board to provide additional details. He asked the LMCD to trust him and members of the coalition noting that Sheriff Magnuson is also involved and asking the Board to delay its action.

Thomas commented that the LMCD has gone on record supporting the efforts of the coalition and has provided a letter of support as well.

Jabbour commented on the hours and expense that has been spent by the members of the coalition on this effort, noting that success is within their scope.

Jill Sims, National Marine Manufacturers Association (NMMA), stated that the House and Senate files are moving along incredibly well with four hearings in four weeks. She commented that things are moving well and contributes that to the broad coalition that is working together on this topic. She believed that this all ties back to education and thanked the LMCD for the letters of support it has sent on this behalf. She commented that this is an exciting time with a broad scope of people, businesses, and entities involved and supporting the effort. She stated that things at the legislature will wrap up in late May and asked the LMCD to delay discussion and/or action on the wake topic until after that time. She commented that this is a big moment for water recreation.

Chris Banks, 2600 West Lafayette Bay, and member of Midwest Wake Surf Association commented that opening discussion on the wake topic would be putting the cart before the horse, as the previous speakers have mentioned. He stated that in the bigger picture his association focuses on education and how to do any water sport safely. He stated that if a license is required for water recreation, he believed that would make

more progress towards education and the ability to track activity. He asked the Board to table that item for the time being.

## 11. PUBLIC HEARING

There were no public hearings.

## 12. OTHER BUSINESS

There was no other business.

## 13. OLD BUSINESS

- A)** Revert Application for The Yacht Club, 4165 Shoreline Drive (PID 18-7-23-44-0022) Spring Park, MN 55384 to Former Commercial Multiple Dock Club Facility Classification for 2022

Schleuning reported that the Yacht Club previously requested a change to a qualified commercial marina, but the City of Spring Park expressed concerns for this recent request. She stated that the applicant's request is to revert the qualification to a yacht facility, and everything would revert to the original license. She noted that no changes have been made to the facility, therefore staff believed this would make sense to help resolve the situation between the Applicant and the City. She noted that this would allow the facility to operate as it has historically operated, with no anticipated impact either way.

Anderson asked if there would be an issue with the applicant going out beyond one hundred feet.

Schleuning stated that the applicant would like to have an extension to allow the existing dock to remain in its location which exceeds the 100-foot mark by approximately sixteen feet. She noted that there is another purchase agreement with a new owner and that is going through Spring Park. She asked if the Board would like to allow a one season extension to allow the additional sixteen feet. She confirmed that the extension could be added to the motion tonight.

Anderson commented that he believed that the facility was already allowed to go out to two hundred feet as a qualified commercial marina and therefore he did not see an issue with the extension.

**MOTION:** Anderson moved, Newell seconded to approve the Findings of Fact and Order per a request by The Yacht Club, LLP to revert to its Previous Commercial Multiple Dock Licenses as a Club Facility with Special Density License for the property located at 4165 Shoreline Drive in the City of Spring Park with the additional allowance for the 16-foot dock length extension for the 2022 year.

**VOTE:** A roll call vote was performed:

Anderson	aye
Baasen	aye
Brandt	aye
Chase	aye
Cook	absent

Hoelscher	aye
Kirkwood	absent
Klohs	aye
Kroll	aye
Newell	aye
Stone	aye
Thomas	aye
Walesch	absent
Zorn	aye

Motion carried unanimously.

#### 14. NEW BUSINESS

##### A) 2021 Financial Audit Annual Presentation

Tyler See, Abdo, Eick and Meyer, presented the 2021 financial statement audit. He reviewed the responsibility of the auditors and reported an unmodified opinion with no compliance issues. He stated that there was one audit finding related to the preparation of financial statements. He stated that the firm drafts the financial statements and completes the audit, therefore this is a recurring finding and is common for an entity of this size. He provided information on the general fund, AIS fund, Save the Lake fund, and equipment replacement fund.

Anderson commented that he met with See the previous day via Zoom to review the audit. He provided suggestions that would allow the LMCD to earn interest. He thanked See for the excellent job he did on the audit and for responding to his questions. He believes that quarterly reports will provide benefit in the audit process. He recognized that it would be too quick to complete a first quarter report, but a first half of the year report and then quarterly reports could be done after that by Abdo, Eick and Meyer.

Thomas noted that the LMCD does have an investment policy and procedure, which is conservative. He commented that the Board has a fiduciary responsibility, and the audit ensures that responsibility is being met.

Brandt commented that each year the audit seems to go smoothly and recognized the due diligence of staff and the Treasurer to ensure the finances are in good standing.

Schleunig recognized office staff and Tammy for doing an excellent job preparing for the audit.

##### B) Annual Salary Compensation for Executive Director

Thomas commented that following the Board review of the Executive Director performance, he drafted a suggested salary increase for the position. He recommended a three percent increase retroactive to January 1, 2022. He noted that increase is consistent with the other employees and staff from other cities.

**MOTION:** Thomas moved; Anderson seconded to approve the annual base wage adjustment for the Executive Director in 2022 at a rate of three percent retroactive to January 1, 2022.

**VOTE: A roll call vote was performed:**

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

Motion carried unanimously.

**C) Draft Process to Review Wave Impact on Lake Minnetonka**

Thomas stated that for the past year or two there have been concerns expressed related to the impact of waves on the lake and the impact of some water activities on the lake. He noted that input has been received from both sides of the issue. He stated that about one year ago the LMCD Board decided to wait to have further discussion until the U. of M. St. Anthony Falls study was completed. He stated that the study was released in February, and it is now known that was phase one and that there will be an additional phase. He stated that at the last meeting he committed to draft a process to review wave impact on the lake. He noted that his intent was not to discuss the matter tonight, but to discuss the process itself. He stated that tonight there were comments provided by the public asking the Board to hold on this process until at least May.

Hoelscher stated that she has reviewed the process and likes it as outlined, but after receiving input tonight she is not opposed to waiting on this as requested. She stated that education is important and supported by LMCD and believed it would be better to hold off until the end of May.

Thomas agreed that the LMCD has supported the work of the coalition for education and boat operator licensure.

Baasen stated that he also supports the process as laid out. He stated that the LMCD has supported the work of the coalition and agreed that action should be postponed until the end of the legislative session.

Kroll stated that he is strongly in favor of boater education. He stated that he has a number of unanswered questions such as what will happen in two months if the boater education is approved by the governor and whether this would get pushed out to the end of the season. He asked if there is a contradiction between education and the environment. He asked what would happen in the boater education bill allows people to be grandfathered in and not be required to complete the boater education program. He asked what would be taught to people in terms of boater education if there are not rules in place. He stated that the current regulations have not kept up with the boats. He did not see harm in the LMCD discussing the wave/wake

issue.

Newell commented that he agrees with many of the comments of Kroll. He stated that he is a big proponent of education and has lived most his life on the lake. He did not see boater regulation and education as mutually exclusive. He hoped that the legislature would develop a plan for education but believed that it could take as much as two years or more to get people properly certified. He asked if pushing this off two months further could result in additional delays. He stated that he approves the process and believes that the LMCD could start its discussion.

Stone agreed that boater education is important. She believed that it would be fine for the LMCD to wait until May to begin discussion.

Zorn stated that she approves the process but would agree to pause given the comments received from the public.

Brandt stated that he is encouraged by the cooperation of multiple organizations across the state, which would make a larger impact than just Lake Minnetonka. He believed that discussion related to wake at this time would be premature.

Chase commented that he agrees with the process as outlined. He stated that he supports boater education and delaying this for a few months to better support the coalition.

Anderson commented on the educational support the LMCD has supported throughout the years including Own Your Wake. He stated that the coalition has groups with many different interests working together. He noted that process will involve a lot of cooperation and effort. He stated that the LMCD could wait and follow the guidance/law that will come from the State. He noted that educational efforts could be supported through the LMCD budget.

Klohs commented that the LMCD is fortunate to have the St. Anthony Falls Laboratory in its backyard noting that entity is 100 percent nonbiased. He stated that a report has been produced with information that has never been produced before. He stated that there is a webinar available with the data. He stated that his number one goal for the LMCD would be to have the organization be viewed like St. Anthony Falls in that it is not biased. He stated that there is one group making comments tonight asking the LMCD to delay action. He stated that if the LMCD delays action because of that input, it would be viewed as biased. He stated that the LMCD action should be separate from the input received. He did not believe this would be resolved in two to three months. He stated that the listening process itself will take two to three months and commented that it would be nice to begin that now so that the LMCD could begin its work when the legislative session is over. He stated that if action is delayed by two to three months, nothing would be done for this boating season. He noted that even the wake boat industry does not believe the current regulation is sufficient. He believed that a listening session should be scheduled for April.

Jabbour stated that they are not requesting a delay for functionality but so that people do not fall on either side of the issue and lose focus on the mandatory education. He commented that those that have spoken tonight are not special interest and are concerned with protecting the resource.

Thomas stated that there continues to be unanimous support for the proposed legislation going through the legislature. He stated that there also seems to be support for the draft process included in the agenda. He

recognized that there were varied opinions on whether to pause but noted that there was consensus to pause this discussion until the legislative session ends in May. He recognized the work the coalition has done to get to the legislature and did not want to interfere with that activity.

Klohs commented that his suggestion is to begin the listening sessions in April with no discussion of potential ordinance until after the legislative session concludes.

**MOTION:** Thomas moved, Baasen seconded to pause this discussion until the legislative session concludes in May.

**VOTE: A roll call vote was performed:**

Anderson	aye
Baasen	aye
Brandt	aye
Chase	aye
Cook	absent
Hoelscher	aye
Kirkwood	absent
Klohs	nay
Kroll	nay
Newell	nay
Stone	nay
Thomas	aye
Walesch	absent
Zorn	aye

Motion carried.

**D) AIS Management Funding Request**

- i. Black Lake
- ii. Browns Bay
- iii. Crystal Bay

Brandt stated that applications for treatment funding have been received from Black Lake, Browns Bay, and Crystal Bay for treatment in 2022. He noted that the AIS Committee reviewed these applications and unanimously recommended approval as noted in the staff report. He explained that separate action is proposed for each request and noted that funding is contingent upon the applicant providing the matching funds required. He reviewed the details of the request, the cost estimate, and recommended funding from the AIS Committee for the Black Lake request. He confirmed that the LMCD would receive the data from the surveys and treatments.

Klohs asked if the Lake Minnetonka Association (LMA) is the applicant rather than a resident living on Black Lake.

Brandt explained that the LMA is organizing the effort with the residents.

Klohs asked if this would have happened without the LMA being involved.

Anderson replied that it would not.

Klohs stated that it would then appear the LMCD is just providing funds to LMA.

Brandt stated that he does not see it like that and instead sees it as the Board assisting residents in treating invasive species in their lake area. He stated that if the residents are not interested, the project would be canceled, and the funds would never be paid out as they are only paid to the vendor upon completion of the project.

**MOTION:** Anderson moved, Newell seconded to authorize funding for Black Lake for Aquatic Invasive Species (AIS) management up to 35 percent for vegetation surveys and up to 25 percent for AIS treatment, with additional actual project costs and services rendered not to exceed \$4,000 of the estimated costs in the application. LMCD funding is contingent upon the applicant and/or bay raising the remaining balance of funding needed. The payment distribution will be approved via the collaboration of the Finance and AIS Committees and be made directly to the service provider upon verification and completion of the project.

**VOTE: A roll call vote was performed:**

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

Motion carried unanimously.

Brandt reviewed the details of the request, the cost estimate, and recommended funding from the AIS Committee for the Browns Bay application.

**MOTION:** Anderson moved, Kroll seconded to authorize funding for Browns Bay for Aquatic Invasive Species (AIS) management up to 35 percent for vegetation surveys and up to 25 percent for AIS treatment, with additional actual project costs and services rendered not to exceed \$9,000 of the estimated costs in the application. LMCD funding is contingent upon the applicant and/or bay raising the remaining balance of funding needed. The payment distribution will be approved via

the collaboration of the Finance and AIS Committees and be made directly to the service provider upon verification and completion of the project.

**VOTE: A roll call vote was performed:**

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

Motion carried unanimously.

Brandt reviewed the details of the request, the cost estimate, and recommended funding from the AIS Committee for the Crystal Bay request.

Thomas noted that this application does not have the survey box checked and asked for clarification.

Anderson replied that he believes the necessary data was provided by the survey completed last year. He noted that they have accounted for the scenario in which an additional survey would be needed.

Brandt confirmed that if a new survey is not needed, the amount paid to the vendors would be reduced.

**MOTION:** Anderson moved, Zorn seconded to authorize funding for Crystal Bay for Aquatic Invasive Species (AIS) management up to 35 percent for vegetation surveys and up to 25 percent for AIS treatment, with additional actual project costs and services rendered not to exceed \$12,500 of the estimated costs in the application. LMCD funding is contingent upon the applicant and/or bay raising the remaining balance of funding needed. The payment distribution will be approved via the collaboration of the Finance and AIS Committees and be made directly to the service provider upon verification and completion of the project.

**VOTE: A roll call vote was performed:**

Anderson	aye
Baasen	aye
Brandt	aye
Chase	aye
Cook	absent

Hoelscher	aye
Kirkwood	absent
Klohs	aye
Kroll	aye
Newell	aye
Stone	aye
Thomas	aye
Walesch	absent
Zorn	aye

Motion carried unanimously.

Thomas referenced the comments from Klohs related to the payment to LMA. He noted that he previously made comments about providing funding to LMA, as his city provides funding to LMA and he, as a homeowner, also provides funds to LMA. He noted that he does not view this situation as providing funding to LMA. He explained the Eric Evenson organizes residents within the bays for treatment and therefore views this as a great partnership opportunity. He noted that this is seed money to begin treatment and does not provide subsequent funding.

Brandt confirmed that the intent is to help organize and provide seed money for areas of the lake that have never completed or considered treatment. He agreed that this is a great partnership as Evenson is well versed in this topic and is great at organizing people together.

Newell commented that it has been a joy to work with the AIS Committee to bring this concept forward and see it being used. He commented that he believes this is an excellent format to continue forward.

## 15. TREASURER REPORT

No report.

## 16. EXECUTIVE DIRECTOR UPDATE

Schleuning provided the following information:

- Highlighted a number of upcoming application requests.
- Staff is attempting to streamline the license application process for applicants and set clear expectations on the length of application review since many are not submitted in a manner to meet the season expectations.
- Updates have been made to the website related to low water restrictions.
- Information is being drafted related to private rental slips and related to water density.
- LMCD was awarded the Hennepin County Grant for a CD3 unit at the Carson's public launch.
- Interviews began for the vacant staffing position.

## 17. STANDING LMCD COMMITTEE/WORKGROUP

Aquatic Invasive Species: No report.

Communications: Hoelscher reported that the group met on March 1<sup>st</sup> and letters have been sent inviting legislatures to speak to the LMCD. The next meeting is April 5<sup>th</sup>. She asked the committee members if they have a conflict with the meeting time.

Finance: Anderson reported that the committee will begin its work on the strategic initiatives and budgeting.

Operations: Zorn reported that the committee met and will meet again in April. She stated that the meeting time will need to be adjusted to allow in person attendance. She stated that she will be reaching out to the committee chairs to recap the strategic initiatives work from 2021.

Save the Lake: Baasen reported that the meeting time will need to be reevaluated as meetings are now required to be held in person.

## 18. ADJOURNMENT

**MOTION:** Zorn moved; Kroll seconded to adjourn the meeting at 9:41 p.m.

**VOTE: A roll call vote was performed:**

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

Motion carried unanimously.

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Gregg Thomas, Chair

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Dan Baasen, Secretary