The Board convened workshop at 1:00 p.m.

**Attendance:** Board members Patricia Preiner, Barbara Haake via web conferencing system, Steve Wagamon, Mike Bradley, and John Waller.

**Absent:**

**Staff:** Administrator Nick Tomczik; Communications and Outreach Coordinator Beth Carreño (portion of meeting), Project Manager Kyle Axtell (portion of meeting), Public Drainage Inspector Tom Schmidt (portion of meeting), Office Manager Theresa Stasica.

**Consultants:** District Engineer Chris Otterness—Houston Engineering (HEI), Attorney John Kolb-Rinke Noonan.

**Visitors:** Wayne Leblanc

Administrator Tomczik requested moving: Discussion Citizen Advisory Committee Revised Operating Procedures to the beginning of the agenda since Mr. Leblanc was here to provide input on the item.

**Discussion Citizen Advisory Committee (CAC) Revised Operating Procedures.**

CAC member Wayne Leblanc provided revised language for the quorum item of the operating procedures. Communications and Outreach Coordinator Beth Carreño confirmed with Mr. Leblanc, that for consistency, he was representing himself not the CAC. Mr. Leblanc replied that he was representing himself. Ms. Carreño provided the background discussion that occurred at the CAC meeting and the CAC’s final position for the quorum item. The Board further discussed with staff and Mr. LeBlanc the quorum item and by consensus supported the wording “a simple quorum but not less than 5 members”. The Board thanked Mr. LeBlanc for his concern. Communications and Outreach Coordinator Carreño continued with the review of the operating procedures and brought attention to the new operating procedure items. The Board members provided several comments as well as corrections to the proposed appointment portions. The Board by consensus agreed to the changes. Communications and Outreach Coordinator Carreño informed the Board that these CAC proposed operating procedures would be provided at a future Board meeting.

**Discussion on State’s Watershed-Based Funding - Process & Delegated Authority.**

Administrator Tomczik and Project Manager Axtell reviewed with the Board the State’s new Watershed-Based Funding Implementation Program (WBFIP), including BWSR’s process for funding allocation and funding eligibility. The District is part of the Mississippi East Watershed...
Area (MEWA). This area’s fund allocation will be $1,085,485. The MEWA will hold “partnership” meetings to make decisions about the criteria to be used to make project selections for funding. The Partnership must include one “decision making” representative from each WD/WMO, SWCD, County with a groundwater plan (Washington County), and at least two municipalities. These Partnership meetings will begin in winter/spring 2020. Members of the Board did not agree with the new process but agreed that it was important for the District to be at the table. Staff recommended that the Board delegate the Administrator to serve on the group, or other staff as further assigned by the Administrator. The Board will be acting on this item at their 1/8/2020 meeting.

Discussion on Board’s Method Determining Public Drainage Authority Public Hearing Times & Locations.
Administrator Tomczik stated the staff/consultants would like a method for determining the Public Drainage Authority Public Hearing Times & Locations. Board and Staff discussed the District’s fine tuning of its methods over the years, but staff would like some guidance moving forward. The Board discussed the need for continued openness and the importance of mentioning in the notices of the meetings that assessments or other costs will be discussed (when applicable). The Board by consensus directed a flowchart for determining the Public Drainage Authority’s typical approach for informational and public hearing times & locations for the Board to consider in its public drainage matters.

Update Anoka County Ditch 10-22-32 Morell Petition - Potential Meeting Closure for Attorney - Client Privilege Discussion.
Administrator Tomczik stated the Board had a public hearing regarding Morell Petition for the repair of Anoka County Ditch 10-22-32, Branch 1 at their 12/11/19 meeting where a lot of information was presented. Staff was looking for feedback from the Board. Attorney Kolb advised the Board on to enter into a closed session. Attorney Kolb asked Manager Haake if she was alone at her meeting spot, and Manager Haake confirmed. Attorney Kolb advised the Board that this closed session will not be in conflict with the Open Meeting Law.

Attorney Kolb stated the purpose of the workshop closure is to have attorney client privileged discussions related to the damage issue on the Morell petition to repair Branch 1 of ACD 10-22-32.

President Preiner closed the workshop for the reason stated by Attorney Kolb.

President Preiner re-opened the workshop.

Attorney Kolb stated the workshop was closed for the purpose of having attorney-client discussions related to the damage issue on the Morell petition to repair Branch 1 of ACD 10-22-32. During the discussion the Board decided by consensus that it would like some additional information from its engineer. Attorney Kolb invited a member of the Board to articulate what that additional information is for the engineer.
Manager Bradley stated that the Board requests our engineer to evaluate the cost of materials, time, and equipment to add 3 tenths of a foot of fill over the entire floodplain of the Morell property.

The Board by consensus agreed.

District Engineer Otterness requested clarification in “3 tenths of a foot of separation” the Board is referring to, is intended to mean the difference between what the 100-year flood plain is now vs. what the 100-year flood plain would be with the as constructed condition in place. District Engineer Otterness stated that he believed that difference is closer to 32 hundredths of a foot and that he was simply looking for clarification for the record.

The Board by consensus agreed with that interpretation.

The workshop was adjourned at 3:23 p.m.