

**BOARD OF WATER AND SOIL RESOURCES  
520 LAFAYETTE ROAD N.  
LOWER LEVEL CONFERENCE ROOM  
ST. PAUL, MINNESOTA 55155  
WEDNESDAY, JUNE 22, 2016**

**BOARD MEMBERS PRESENT:**

Patty Acomb, Jill Crafton, Jack Ditmore, Chris Elvrum, MDH; Rebecca Flood, MPCA; Kathryn Kelly, Tom Loveall, Brian Napstad, Dave Schad, DNR; Tom Schulz, Rob Sip, MDA; Faye Sleeper, MES; Steve Sunderland, Gene Tiedemann, Gerald Van Amburg, Paige Winebarger

**BOARD MEMBERS ABSENT:**

Joe Collins  
Doug Erickson  
Neil Peterson  
Sandy Hooker

**STAFF PRESENT:**

Mary Jo Anderson, Angie Becker Kudelka, Dave Copeland, Travis Germundson, Tom Gile, Jim Haertel, John Jaschke, Al Kean, Melissa Lewis, Jeff Nielsen, Bill Penning, Gwen Steel, Doug Thomas, Pete Waller, Dave Weirens, Marcey Westrick, Wayne Zellmer

**OTHERS PRESENT:**

Jason Garms and Judy Schulte, DNR  
Julie Blackburn, RESPEC  
Bob and Pat Tammen, WAG  
Ben Baglio, AMC

**Chair Napstad called the meeting to order at 9:04 a.m.**

#### **PLEDGE OF ALLEGIANCE**

**\*\* 16-39 ADOPTION OF AGENDA** – Chair Napstad reported that the agenda is revised to include “Method for Establishing Native Prairie Bank Payment Rates under Committee Recommendations, Administrative Advisory Committee. Moved by Kathryn Kelly, seconded by Jill Crafton, to adopt the agenda as revised. ***Motion passed on a voice vote.***

**\*\* 16-40 MINUTES OF MAY 25, 2016 BOARD MEETING** – Moved by Gerald Van Amburg, seconded by Tom Schulz, to approve the minutes of May 25, 2016 as presented. ***Motion passed on a voice vote.***

#### **PUBLIC ACCESS FORUM**

- Jill Crafton commented on the City of Waukesha Diversion Project. Jill thanked DNR for the open process. She distributed copies of comments from the Great Lakes Coalition.

#### **CONFLICT OF INTEREST DECLARATION**

- FY 2017 Buffer Law Funding Allocations
- FY 2016 & 2017 Clean Water Fund Non-Competitive Grants to SWCDs for Local Capacity Services and TSAs for Enhanced Shared Technical Services
- FY17 SWCD Programs & Operations and Non-Point Engineering Assistance Grant Allocations
- Proposed FY 2017 Natural Resources Block Grant
- Red River Basin Commission 2016 Funding
- USDA-NRCS Regional Conservation Partners Program (RCPP) Project

Chair Napstad read the statement:

*“A conflict of interest, whether actual, potential, or perceived, occurs when someone in a position of trust has competing professional or personal interests and these competing interests make it difficult to fulfill professional duties impartially. At this time, members are requested to declare conflicts of interest they may have regarding today’s business.”*

#### **INTRODUCTION OF NEW EMPLOYEES**

- Jeff Nielsen introduced Dave Copeland, Board Conservationist, in Rochester. Chair Napstad welcomed Dave to BWSR.

John Jaschke recognized Jim Haertel on his retirement, as an outstanding employee that will be missed by BWSR. John thanked Jim for his years of service. John stated that Kevin Bigalke has been hired to replace Jim Haertel. John also recognized Jeff Nielsen on his retirement and thanked Jeff for his years of service. Kathryn Kelly stated that Jeff has consistently been a great asset in the Southern Region and although Jeff will be gone soon, he has scheduled Southern Region Committee meetings into fall! Jack Ditmore stated that he has had the pleasure of working with Jim and Jeff and both are deeply dedicated staff; he congratulated them on their retirement.

#### **REPORTS**

**Chair & Administrative Advisory Committee** – Brian Napstad thanked board members and staff for their work and participation in the extraordinary number of committee meetings lately. The EQB meeting was held last week; Brian was unable to attend as he attended a meeting in Thief River Falls.

Chair Napstad reported that the Governor's office appointed Nathan Redalen, replacing Sandy Hooker as the township representative on BWSR. Nathan will replace Sandy on BWSR Committees. John Jaschke will contact Nathan and provide board member orientation.

Chair Napstad reported that the Administrative Advisory Committee (AAC) met this morning; the Committee's recommendations are on the agenda later today.

**Executive Director's Report** – John Jaschke stated that a special legislative session has not yet been scheduled. John reviewed the information in board members' packets. John will provide board members with an updated staff org chart.

**Dispute Resolution Committee** – Travis Germundson provided a brief overview of the appeals filed with BWSR, currently there are 11 appeals pending. The DRC hearing is scheduled for August 22. Travis thanked Paige Winebarger for agreeing to attend the hearing as a substitute board member. Chair Napstad also thanked Paige for her temporary assignment.

**Grants Program & Policy Committee** – Steve Sunderland reported that the Committee has eight recommendations on the agenda later today.

**Water Management & Strategic Planning Committee** – Jack Ditmore reported that an update is in board members' folder today. The Committee met via conference call on June 14; recommendations are on the agenda later today.

**Buffers, Soils & Drainage Committee** – Chair Napstad reported that the Committee recommendation is on the agenda later today. The Committee met in St. Cloud, a good meeting location.

**Drainage Work Group** – Tom Loveall reported that the Drainage Work Group met on June 9, 2016. Al Kean provided a brief overview of the meeting. Dave Schad, DNR, stated that noted in the DWG meeting summary is frustration expressed regarding the time it's taking DNR to provide a full draft regarding drainage work in public waters. Dave reported that this is a complex issue; interpreting and understanding the intersections of drainage law, public water law and buffer law has taken time. DNR wants to do what is right to achieve the clarification that is necessary. Discussion followed.

Chris Elvrum arrived at 9:45 AM. Rebecca Flood left the meeting at 9:50 AM.

## **COMMITTEE RECOMMENDATIONS**

### ***Administrative Advisory Committee***

**Petition for Termination of the Thirty Lakes Watershed District** – Travis Germundson reported that Crow Wing County submitted a petition on behalf of numerous residents to terminate the Thirty Lakes Watershed District pursuant to Minn. Stat. §103D.271. Statute requires that the BWSR Board conduct a hearing on the Termination Petition within the watershed district. The Thirty Lakes Watershed District has undertaken a comprehensive evaluation of the effectiveness and efficiency of the District's programs and services and concluded that the District should be dissolved. Travis stated that a very transparent process was utilized. The Administrative Advisory Committee met this morning and recommends the Board order a public hearing be held on the Petition for Termination of the Thirty Lakes Watershed District. The public hearing to be held at the Lake Edward Town Hall located in Nisswa. Chair Napstad reported that the AAC reviewed the document and unanimously recommend approval of

\*\* the order to recommend a hearing. Moved by Chair Napstad, seconded by Tom Loveall, the Board hereby orders a public hearing be held on the Petition for Termination of the Thirty Lakes Watershed District to be presided over by the Northern Regional Committee at a date, time, and location to be determined by the Executive Director. Jack Ditmore stated that the Findings of Fact on page, item #2, second line should read 'signatures'. **Motion passed on a voice vote.**

16-41

**Method for Establishing Native Prairie Bank Payment Rates** – Bill Penning reported that MS 84.96 subd. 5b requires the BWSR Board to establish easement payment rates for the DNR's Native Prairie Bank Program (NPB). The statute makes reference to using "65 percent of the permanent marginal agricultural land payment rate" to establish NPB payment rates. Unfortunately, there is no fiscal data set available that is linked to marginal agricultural land. BWSR has long used data collected by County Tax Assessors in determining RIM rates and has used 65% of the RIM cropland rate as a proxy for determining NPB payment rates. Since last year's Board Resolution (15-38) on this subject DNR has continued to analyze data and refine data on NPB rates. Bill reported that DNR desires an update to the method being used to calculate NPB payment rates. The new method will use only non-cropland rates in developing a proxy for the marginal agricultural land rate based upon the following formula: NPB Payment Rate = 65% RIM Non-Crop Rate. The Administrative Advisory Committee met this morning and recommends updating the method used to determine Native Prairie Bank easement payment rates. Bill stated that the Board Resolution memorializes the transition and allows BWSR staff to provide non-cropland rates to DNR staff for their use in calculating the NPB easement payment rate. Chair Napstad reported that the AAC met to review this, determined the legislative intent, and unanimously

\*\* recommends approval. Moved by Brian Napstad, seconded by Gerald Van Amburg, to authorize staff to provide non-cropland rates to DNR staff who will use the following formula to determine NPB easement payment rates that best approximate 65 percent of the permanent marginal agricultural land. NPB Payment Rate = 65% RIM Non-Crop Rate. John Jaschke stated that DNR requested BWSR staff review and recommend approval. Discussion followed. **Motion passed on a voice vote.**

16-42

#### **Northern Region Committee**

**Clearwater County Comprehensive Local Water Management Plan Amendment** – Gene Tiedemann reported that Clearwater County adopted a resolution on January 20, 2015, to complete the BWSR Board Order requiring a five-year amendment to the Clearwater County 2010-2020 Comprehensive Local Water Management Plan. A properly noticed public hearing for the amendment was held on April 19, 2016. The County submitted the Plan amendment and required documents to the BWSR on May 17, 2016. The Northern Regional Committee met June 8, 2016, to review the Plan amendment and recommends approval of the BWSR Board Order required five-year amendment of the Clearwater County Comprehensive Local Water Management Plan. The Plan remains in effect until May 26, 2020.

\*\* Moved by Gene Tiedemann, seconded by Tom Schulz, to approve the Clearwater County Comprehensive Local Water Management Plan Amendment. Jack Ditmore questioned the date of written comments received. John Jaschke stated that staff will review the dates. Staff reviewed the Order, the dates are correct. **Motion passed on a voice vote.**

16-43

#### **Buffers, Soils, and Drainage Committee**

**Buffer Program Policies: Authorizing Public Review and Comment** – Dave Weirens reported that the Buffers, Soils and Drainage Committee has met several times following the March Board meeting and recommends the Board authorize public review and comment for the 7 program policies that are under development. Tom Gile reviewed the policies which are: (1) Draft Buffer Compliance Determination Policy (*Parcel and Bank Approach*); (2) Draft Buffer Law Reporting and Progress Tracking Policy; (3) Draft MS4 Exemption Policy; (4) Draft Alternative Practices Implementation Policy; (5) Draft Alternative

Practices Approved by the Board Policy; (6) Draft Local Water Resources Riparian Protection Policy (*Other Watercourses*); and (7) Draft Non-Implementation Policy.

Jill Crafton mentioned the level of watershed districts' involvement and representation. Discussion followed. Tom Gile stated that LGU Water Roundtable sessions will be conducted statewide, a communication effort with consistent messaging. Dave Weirens stated that broad communication is the intent. Dave Schad stated that statute states that DNR have mapping done by July; they are on task with that with a series of updates to the maps and continual maintenance to the maps in the future. Chair Napstad stated that Committee meetings are open meetings, if watershed districts and others are interested in attending they are welcome to do so. Dave Weirens stated that he and Tom are meeting with LGUs as much as possible. Dave provided an overview of the resolution, Buffer Program Policies: Authorizing Public Review and Comment. Dave explained the comment period process; comments will be received via U.S. mail and e-mail. Jack Ditmore stated that the third WHEREAS in the Resolution has duplication, 'adjacent to water body' the error will be corrected in the Resolution signed by Chair Napstad.

\*\* Moved by Brian Napstad, as chair of the Buffers, Soils, and Drainage Committee, seconded by Steve Sunderland, to make the correction in the third WHEREAS of the Resolution, and authorize staff to request comments on the preliminary policies attached to the Resolution. Gene Tiedemann commented that Policy #4 states "103F.48 must be applied to each bank within a parcel and must:" Gene stated that *must* is an impossibility that should be looked at carefully during the public comment period. Discussion followed. ***Motion passed on a voice vote.***

16-44

Chair Napstad called for a break in the meeting at 10:45 AM. The meeting reconvened at 11:00 AM. Gene Tiedemann left the meeting at 11:00 AM to attend the MAWD Board meeting in Winona. Rebecca Flood returned to the meeting at 11:00 AM.

Conflict of Interest Disclosure Forms were distributed to board members for the upcoming agenda item USDA-NRCS Regional Conservation Partners Program (RCPP) Project.

Chair Napstad stated that board members have submitted their completed Conflict of Interest Disclosure forms; the documents will be filed for the grant decision items. All board members are eligible to vote on the grant items.

#### ***Grants Program & Policy Committee***

**FY2017 Buffer Law Funding Allocations** – Doug Thomas reported that the Laws of 2015 included new state policy for required buffers on public waters and public drainage systems. The 2015 legislature also appropriated Clean Water Funds to BWSR to support local implementation of the new buffer law in FY 2016 and 2017. The Grants Program and Policy Committee met on May 20, 2016 and recommends approval of: 1) non-competitive grant allocations to support SWCD implementation of new buffer law; 2) not require a local match; 3) be awarded as a up front lump sum payments; 4) only require annual and final eLINK reporting; 5) authorize staff to finalize, distribute and promote a SWCD request for funding to implement the FY 2017 Buffer Law program; and 6) authorize staff to execute grant agreements with individual SWCDs after receipt and approval of requests for funding not to exceed grant allocation amounts approved by the Board. Moved by Steve Sunderland, seconded by Faye Sleeper, to approve the Grants Program & Policy Committee recommendation of the following FY 2017 SWCD Buffer Implementation Funding Allocations:

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**Category 1 - \$3,000** (Lake, Cook and Ramsey)

**Category 2 - \$5,000** (South St. Louis, Koochiching, Itasca, North St. Louis and Carlton)

**Category 3** - \$10,000 (Anoka, Hennepin, Aitkin, Hubbard, Crow Wing, Scott, Cass, Kanabec, Washington, Lake of the Woods, Mille Lacs, Pine, Sherburne, Isanti, Chisago and Wadena)

**Category 4** - \$20,000 (Clearwater, Benton, Carver, Beltrami, Wright, Mahnommen, Root River, Winona, Rice, McLeod, Dakota, Todd, Douglas, Nicollet, Wabasha, Waseca and Red Lake)

**Category 5** - \$25,000 (Morrison, Steele, Dodge, Big Stone, Pipestone, Meeker, Watonwan, Le Sueur, Becker, East Otter Tail, Olmsted, Rock, Sibley, Pope, Lincoln, Grant, Pennington, West Otter Tail, East Polk and Goodhue)

**Category 6** – \$30,000 (Chippewa, Traverse, Stevens, Brown, Jackson, Kandiyohi, Freeborn, Fillmore, Swift, Cottonwood, Mower, Lyon, Blue Earth, Faribault, Lac Qui Parle and Murray)

**Category 7** - \$35,000 (Nobles, Martin, Yellow Medicine, Wilkin, Roseau, Clay, Stearns, Kittson, Redwood and Norman)

**Category 8** - \$45,000 (Renville, West Polk and Marshall)

16-45 **Motion passed on a voice vote.** Tom Loveall abstained from voting.

**FY 2016 & 2017 Clean Water Fund Non-Competitive Grants to SWCDs for Local Capacity Services and TSAs for Enhanced Shared Technical Services** – Doug Thomas reported that the CWF appropriations in Laws of 2015 included new state funding to support SWCD services and enhanced delivery of engineering and technical services. On May 20, 2016 the Grants Program and Policy Committee met and recommend approval of: 1) FY 2016 and 2017 CWF non-competitive grant allocations that have been developed to support SWCD local capacity to implement their authorities in Minn. Stat. sections 103C.321 and 103C.331 and to enhance technical assistance to deliver essential engineering and technical services through TSAs; 2) authorize staff to finalize, distribute and promote a SWCD and TSA request for funding to implement the remaining FY 2016 local capacity services funds for matching grants and the FY 2017 payments and matching grants to soil and water conservation districts for the purposes of Minn. Stat. sections 103C.321 and 103C.331; 3) grants for enhanced technical assistance to TSAs with the provisions of appropriations enacted in 2015, Minn. Stat. section 103B.3369; and 4) authorize staff to execute grant agreements with individual SWCDs and TSAs after receipt and approval of requests for funding not to exceed grant allocation amounts approved by the Board. Discussion followed.

Faye Sleeper left the meeting at 11:20 AM.

\*\* Moved by Steve Sunderland, seconded by Tom Schulz, to approve the Grants Program & Policy Committee recommendations and adopt the resolution and allocations as presented. A typo on page one of the resolution, the seventh WHEREAS, the word *unanimously* was misspelled; the resolution will be corrected for Chair Napstad's signature. **Motion passed on a voice vote.**

16-46

**Proposed FY '17 SWCD Programs and Operations Grants Allocations** – Wayne Zellmer reported that the Grants Program & Policy Committee met on May 20, 2016, reviewed the proposed SWCD grant allocations and recommend approval of the FY17 allocations for the Conservation Delivery, Easement Delivery, Non Point Engineering Assistance, and Cost Share Grant Programs. Wayne presented the Committee recommendations:

1. Staff to allocate grant funds to individual SWCDs up to the amounts listed below and as provided on the attached allocation spreadsheet, *Proposed FY '17 SWCD Programs and Operations Grants*:

State Cost Share Grants	\$1,197,434
Conservation Delivery Grants	\$1,765,001
Easement Delivery Grants	\$291,004

Wayne noted a correction on the Resolution under #2. It should read, “SWCDs, to use all or part of their state cost-share grant” – delete the word allocation, see below. The Resolution will be corrected for Chair Napstad’s signature.

2. SWCDs, to use all or part of their ~~allocation~~ state cost-share grant for technical assistance, when the following conditions exist:
  - i. Other non-state funds will be leveraged and they couldn’t do the project otherwise; Or,
  - ii. Funds are used on a project(s) that is State Cost Share Program or EQIP eligible and their 2015 Financial Report indicates less than an 18-month fund balance; And
  - iii. Board Conservationist approval.
  
3. The allocation of the Non Point Engineering Assistance Grants to joint powers boards up to the \$1,060,000, as listed below:

NPEA Area	Base Grant	Host/Fiscal Agent SWCD	Equipment	Total Grant
1	\$120,000	\$10,000	\$0	<b>\$130,000</b>
2	\$120,000	\$5,000	\$20,000	<b>\$145,000</b>
3	\$120,000	\$10,000	\$0	<b>\$130,000</b>
4	\$120,000	\$5,000	\$0	<b>\$125,000</b>
5	\$120,000	\$10,000	\$20,000	<b>\$150,000</b>
6	\$120,000	\$5,000	\$0	<b>\$125,000</b>
7	\$120,000	\$10,000	\$0	<b>\$130,000</b>
8	\$120,000	\$5,000	\$0	<b>\$125,000</b>

Discussion followed. John Jaschke clarified that state match components are not duplication, as funds are being paired. Moved by Steve Sunderland, seconded by Paige Winebarger, to approve the Grants Program & Policy Committee recommendations and adopt the funding allocations as presented.

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16-47 **Motion passed on a voice vote.**

**Proposed FY 2017 Natural Resources Block Grant** – Wayne Zellmer reported that the Natural Resources Block Grant (NRBG) provides assistance to local governments to implement state natural resource programs. These programs are: Comprehensive Local Water Management, the Wetland Conservation Act, the DNR Shoreland Management, and the MPCA Subsurface Sewage Treatment Systems. Wayne reported that the Grants Program & Policy Committee recommends approval of the Proposed FY17 Natural Resources Block Grant allocations. Wayne presented the allocations.

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Moved by Steve Sunderland, seconded by Patty Acomb, to authorize staff to allocate individual grants amounts to counties meeting the NRBG Program requirements, as indicated on the attached spreadsheet *PROPOSED FY’17 NATURAL RESOURCES BLOCK GRANTS*, for grant programs funded by BWSR appropriations, as determined by the BWSR and DNR, and totaling:

LWM	\$1,139,152
WCA	\$1,906,479
DNR Shoreland	\$384,950

To approve the Local Water Management, Wetland Conservation Act, and DNR Shoreland Programs, Local Governmental Units have the flexibility of determining the amount of grant and required match of

16-48 these three BWSR Programs, to allocate to each of their programs locally; and authorizes staff to allocate individual grants amounts to counties, for funds appropriated to and allocations determined by the MPCA, for the MPCA SSTS Program Grant. Discussion followed. **Motion passed on a voice vote.**

**Red River Basin Commission 2016 Funding** – Jim Haertel reported that the Red River Basin Commission (RRBC) is an international organization which receives financial support from the states of North Dakota, Minnesota, and the province of Manitoba. BWSR is the Minnesota state agency that reviews and approves the annual reports and work plans of the RRBC; and the Minnesota grant is processed by BWSR. The Grants Program and Policy Committee recommends approval. Jim stated that Jeff Lewis, Executive Director of the RRBC, will present the 2015 annual report and 2016 work plan and budget of the RRBC at the August meeting in East Grand Forks. Moved by Steve Sunderland, seconded by Kathryn Kelly, to approve the Grants Program & Policy Committee recommendation to approve the Red River Basin Commission 2015 report, 2016 work plan and budget, and grant of \$100,000 to the RRBC for its 2016 operations. John Jaschke stated that the RRBC recently updated its bylaws and completed an audit, both reasons to be assured of the funding being used well. **Motion passed a voice vote.**

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16-49

**Erosion Control and Water Management Program Policy Amendment** – Pete Waller reported that the Erosion Control and Water Management Program is more commonly known as the State Cost Share Program. Legislation in 2015 necessitated changes to the BWSR Erosion Control and Water Management Program Policy. The BWSR Cost Share Work Group recommended changes consistent with the 2015 Legislation to the BWSR Grants Team and the BWSR Senior Management Team. The Grants Program and Policy Committee met on May 20, 2016 to review the draft Policy and unanimously recommended approval. Pete provided an overview of the policy amendments. Discussion followed. Moved by Gerald Van Amburg, seconded by Kathryn Kelly, to approve the Grants Program & Policy Committee recommendation to adopt the amendments to the Erosion Control and Water Management Program Policy, effective July 1, 2016 for the 2017 Fiscal Year and beyond. **Motion passed on a voice vote.**

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16-50

**USDA-NRCS Regional Conservation Partners Program (RCPP) Project** – Al Kean reported that the Lower Mississippi River Feedlot Management in Minnesota Project will be leveraging State funding from BWSR to provide a match for the Natural Resources Conservation Service Regional Conservation Partnership Program (RCPP) project. BWSR will provide technical and financial assistance to plan and design projects to mitigate feedlot runoff from smaller open lot feedlots in southeastern Minnesota. BWSR will provide \$1.6M over the duration of the RCPP project as will the NRCS. BWSR funds will be from a combination of the General Fund and the Clean Water Fund. Al provided an overview of the RCPP project. The Grants Program and Policy Committee met on May 20 and recommend approval. Discussion followed. Moved by Rebecca Flood, seconded by Steve Sunderland, to:

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1. Approves providing 1:1 match for the RCPP Project over five (5) State fiscal years (FY 2016, 2017, 2018, 2019, 2020) up to a total contribution of \$1,600,000, as defined below; and
2. Approves allocations from the FY 2016 and FY 2017 General Fund Feedlot Water Quality Management grants for a total of \$520,000 to be provided as match for the RCPP Project; and
3. Approves the allocation of \$300,000 from Clean Water Funds in FY 2017 to be provided as match for the RCPP Project; and
4. Approves that the Board will provide up to \$260,000 per year in FY 2018, FY 2019, and FY 2020 from the General Fund or the Clean Water Fund as match for the RCPP Project, subject to availability of applicable appropriations; and
5. Authorizes the Board's Executive Director to sign the Partnership Agreement MOU between the USDA-NRCS and the Board for the RCPP Project.

16-51 **Motion passed on a voice vote.**

**FY 2017 CWF Competitive Grants Program Authorization** – Marcey Westrick reported that the FY17 Clean Water Fund Competitive Grants Program includes four BWSR grant programs (1. Projects and Practices; 2. Accelerated Implementation; 3. Community Partners; and 4. Multipurpose Drainage Management), Minnesota Department of Health Well Sealing Grants and Minnesota Department of Agricultural AgBMP loans. The proposed application period is June 27 to August 8, 2016. The application scoring process will be conducted by staff from DNR, MDA, MDH, PCA and BWSR as has been the case in previous years. Marcey provided an overview of the amendments. Marcey reported that the Grants Program and Policy Committee met on April 26, 2016 to review the Clean Water Fund Competitive Grants Program Policy developed by staff and recommends approval. Discussion followed. Chair Napstad stated that ranking criteria is reviewed by BWSR Committees. Moved by Kathryn Kelly, seconded by Jill Crafton, to authorize staff to finalize, distribute and promote Request For Proposals (RFP) for the FY2017 Clean Water Fund Competitive Grants Program consistent with the provisions of appropriations enacted in 2015, Minn. Stat. 103B.3369 and adopts the FY2017 Clean Water Fund Competitive Grants Policy as presented. **Motion passed on a voice vote.**

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16-52

#### **Water Management and Strategic Planning Committee**

**One Watershed, One Plan Transition Plan** – Melissa Lewis reported that the adoption of a One Watershed, One Plan Transition Plan (Plan) by BWSR by June 2016 is a requirement of 2015 statute. The Water Management and Strategic Planning Committee reviewed drafts of the Plan at the September and December 2015 and January 2016 Committee meetings. The Committee recommended and the Board approved a public comment period on the Plan in March 2016; this comment period was held March 23 – May 4, 2016. On May 24, 2016, the Committee reviewed the comments received and changes made to the Plan, and recommend adoption of the Plan. Moved by Jack Ditmore, seconded by Tom Loveall, to approve the One Watershed, One Plan Transition Plan. Discussion followed. John Jaschke stated that this is a really good outcome for an extensive multi-year process. **Motion passed on a voice vote.** Chair Napstad thanked Melissa on the great job, as well as the Committee on their efforts. Jack stated that he's proud to be a part of the team.

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16-53

**Local Water Plan Extensions and Amendment Policy** – Melissa Lewis reported that the primary purposes of the Local Water Plan Extension and Amendment policy are to facilitate the transition to One Watershed, One Plan and allow for effective participation in and use of WRAPS, while maintaining eligibility in applying for and receiving grants. Legislative action in the 2016 session removed a requirement to incorporate the summary of watercourses associated with the Buffer Law into water plans through plan amendment, which was also addressed in the policy. Melissa reported that the Water Management and Strategic Planning Committee met on May 24, 2016 to review the revision to the Local Water Plan Extension and Amendments Policy that removes reference to Minnesota Statutes §103F.48 and recommends approval. John Jaschke stated that the change allows for the amendment without a process. Moved by Jack Ditmore, seconded by Kathryn Kelly, to approve the Water Management and Strategic Planning Committee's recommendation to adopt the Local Water Plan Extensions and Amendments Policy dated June 22, 2016. Discussion followed. **Motion passed on a voice vote.**

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16-54

**Nonpoint Priority Funding Plan (NPPF)** – Marcey Westrick reported that the Water Management & Strategic Planning Committee recommends approval of the 2016 Nonpoint Priority Funding Plan and to direct staff to post to the website by July 1, 2016. Marcey provided an overview of the resolution. Jack Ditmore stated that the public comment period ended on June 6; the Committee met on June 14, 2016 via conference call to review public comments and prioritize responses. Moved by Steve Sunderland, seconded by Jill Crafton, to approve the Water Management & Strategic Planning Committee's

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16-55 recommendation that the 2016 NPFP will be used to prioritize potential nonpoint restoration and protection actions for which money from the Clean Water Fund is proposed to be used and state agencies allocating such funds are required to target money according to priorities identified in the 2016 NPFP. **Motion passed on a voice vote.**

Rebecca Flood left the meeting at 12:45 PM.

#### **AGENCY REPORTS**

**Minnesota Department of Agriculture (MDA)** – Rob Sip reported that this is National Pollinators Week, in celebration, he distributed a pollinator seed mix to board members. Rob also distributed a flyer for the Field Day tomorrow, in Rothsay, sponsored by Nordick Farms, MDA, Minnesota Corngrowers, and Wilkin SWCD.

**Minnesota Department of Natural Resources (DNR)** – Dave Schad reported that DNR received an appropriation for forestry management, grants to SWCDs and other private forest landowners, funding will be available July 1 to hire staff.

Dave reported that DNR is working on a rule for non-conforming use in the Mississippi River critical zone in the metro area, a controversial process. DNR staff are working with communities to understand their concerns; public meetings held, public comment period is open, local communities to update local ordinances when the rule is finalized in a few months.

#### **UPCOMING MEETINGS**

- BWSR Tour and Meeting, August 24-25, 2016, East Grand Forks. Hotel reservations will be made at the Fairfield Inn in East Grand Forks; RSVP to Mary Jo Anderson by August 10. Carpooling options will be available departing from St. Paul. More information will be provided next month as the tour itinerary and logistics are finalized.

\*\* 16-56 Moved by Jack Ditmore, seconded by Steve Sunderland, to adjourn the meeting at 12:58 PM. **Motion passed on a voice vote.**

Respectfully submitted,



Brian Napstad  
Chair