



Long Creek Watershed Management District Governing Board

Agenda – December 9, 2014 – 9:00 a.m. meeting

Location: Scarborough Town Office, Council Chambers B

1. **Call to order:** Mr. Bacon called the meeting to order at 9:10 a.m.
2. **Roll call:** Dan Bacon, Curtis Bohlen, John Branscom, Brian Goldberg, Ed Palmer (late), Adam Pitcher (absent), Tom Raymond, Doug Roncarati, Michael Vail (absent), Fred Dillon (late), Peter Newkirk (absent).
3. **Minutes:**
 - a. Mr. Roncarati made a motion to approve the October minutes. Mr. Bohlen seconded the motion and the motion was unanimously approved.
4. **Treasurer's Report:**
 - a. The Treasurer's report was presented by Mr. Bohlen.
 - b. A review of the FY 2014 audited Profit and Loss and the 2014 Budget was presented. Several projects needed to be carried forward in to the FY 2015 Budget, therefore the Finance Committee recommended several changes to the FY 2015 budget. Mr. Bohlen made a motion to approve the FY 2015 Budget as presented. Mr. Raymond motioned to approve and the motion carried unanimously.
5. **Projected construction projects 2015-2020:**
 - a. The Executive Director gave a presentation that focused on the Expert Review Panel process and how the staff is working collaboratively with DEP and EPA to use the information gathered to update the management plan.
 - b. It has been clarified that the criteria we are being held to for restoration is aquatic life (bugs). Our monitoring plan includes surface water chemistry in order for us to have additional measures, aside from just pass/fail with the bugs.
 - c. Main Stem
 - Retrofits have reduced the impervious cover from 19% to 14%. Based on this information and the habitat data we know that our additional efforts need to be focused on restoring the stream habitat to provide areas for the bugs to live and restore the flood plain to provide an area for the stream to dissipate its energy during storm events. The existing Plan includes:
 - (1) 2015 chop and drop near Sampling Site 5 (above the Maine Turnpike),
 - (2) 2016 In stream work behind Guitar Center and Upper Main Stem,
 - (3) 2017 in stream work behind Cornerbrook.
 - d. The following changes are proposed:

- Do not pursue the chop and drop near sampling site 5;
 - Continue with the instream work behind Guitar Center and Cornerbrook.
- e. North Branch
- Installed retrofits have reduced the impervious cover from 41% to 32.5%.
 - The remaining project scheduled is for 2018 to retrofit a culvert for fish passage and address eroding stream banks.
 - The Expert Review Panel told us that before money is spent on fish passage and addressing eroding stream banks, we need to get a handle on the toxics issues. The bug community in the North Branch is representative of a very toxic environment, yet the chloride concentrations in the North Branch, while high, are still lower than in the South Branch. We need to compile additional data to determine what the toxic issue is, before we can move forward on restoration in this section.
 - To help us make an informed decision we are asking the Board to request information from DEP. There is report at the Commissioner's office that provides guidance and standards for evaluating issues in urban streams. This report is currently sitting in the Commissioner's office, we are hoping that if business entities request the report it will be released.
 - **Mr. Goldberg made a motion to have Mr. Katsiaficas contact the Commissioner's office requesting a copy of the report if the Executive Director's request for a copy of the report is denied. Mr. Roncarati seconded the motion and the motion carried.**
- f. South Branch
- Retrofits will reduce the impervious cover from 55% to 35%. The projects are:
 - (1) 2009 Double Tree retrofits,
 - (2) 2009 Philbrook Ave,
 - (3) 2010 Main Mall Road pervious pavement,
 - (4) 2015 Main Mall basin and parking lot retrofits,
 - (5) 2019 Hannaford Basin retrofit,
 - (6) 2020 culvert retrofit near Home Depot
 - We know the toxicity issue here is chloride. We know that the mall contractor has implemented many practices to reduce salt use. Damon Yakovleff is working to figure out the percentages of loading from different impervious services that are being treated with salt. This will help us target our efforts for salt reduction (i.e., changing treatment practices on sidewalks).
 - Recommendation is to hold off on making decisions about the Hannaford basin retrofit and the culvert retrofit near Home Depot.
- g. We are looking at other retrofits that have been installed and future retrofits that could provide additional treatment in both the South and North Branches.

- h. As we continue compiling stream data we know that we need to look at the projects scheduled for 2017 and after to determine if they are still needed or if we should consider other tasks to meet our water quality goals.
- i. Current budget impacts will include an increase in the 2016 budget for monitoring in order to do some targeted investigations in the North and South Branches. It will also be important to move forward with the design of instream and floodplain restoration on the Main Stem behind Guitar Center and Cornerbrook. While the existing management plan identifies the area behind Guitar Center and the area behind Cornerbrook as separate projects, they are the same section of stream and should be explored as a comprehensive project.

6. Discussion of board member representation:

- a. One of the Board Members raised a concern that there is very limited business representation on the Board of landowners who actually write the checks for Long Creek. There are two current openings for the South Portland representation and two openings in Westbrook as well.
 - South Portland seats are one nonprofit and one municipal. The potential exists that the nonprofit seat can be filled by a nonprofit business representative that is a participating landowner such as the South Portland/Cape Elizabeth chamber.
 - The Westbrook open seats are Business and Municipal representation. We have been working with Westbrook to find a representative from a business. If we would like to change the director positions too, we would need to change the by-laws and the Interlocal agreement would need to be changed as well.
- b. To simplify the appointments from Westbrook, it would be helpful if someone from the Board would contact the Mayor to recommend appointments. Mr. Goldberg will reach out to the Mayors of Westbrook and South Portland.
- c. Ms. Pinard will send Mr. Goldberg a list of the businesses and contacts for Westbrook.
- d. Mr. Palmer offered to talk to John Jennings regarding selecting a representative from South Portland.
- e. The Board will focus on recruitment before looking at changing the by-laws and Interlocal Agreement.

7. Executive Director's report:

- a. 100 Foden Road, stream restoration: We have video and photos of the restoration work. The project installation went smoothly. The installed roughness of the stream bank channel allows for the stream to naturally finish the process.
- b. Maine Mall: Test pits need to be completed as the next step in the design process. This is scheduled to take place in January.
- c. Maintenance RFQ/RFP: We are looking at creating a more responsive maintenance process in the future. We are hoping that creating standards for contractor selection will get us a pool of contractors who will be on the sites in a timely manner. The RFQ will refine who can apply for the RFP process.

- d. Coal tar sealants: There is bill being sponsored to ban coal tar sealants in Maine. We may request support from the Board when this goes to the Natural Resources Committee for a public hearing.
- e. Permit renewal: Damon is currently working on the Plan update and will have it complete in March. We have not seen the draft permit, Tamara has made several requests and will continue to reach out to DEP. The public comment period is slated for February.

8. Public comments: None

9. Next meeting: The next meeting will be January 21 or 22, the focus of the meeting will be the FY 2016 Budget, Coal Tar Sealants, and Annual Meeting Planning.

10. Adjourn: Mr. Roncarati made a motion to adjourn the meeting at 11:02. Mr. Palmer seconded the motion and the motion carried.