

VALLEY BRANCH WATERSHED DISTRICT
Minutes of Regular Meeting No. 832 Held in the
Lake Elmo City Council Chambers
Thursday, February 11, 2010

APPROVED
MINUTES

MANAGERS PRESENT: David Bucheck, President; Lincoln Fetcher Vice President; Dale Borash, Treasurer; Donald Scheel, Secretary; and Ray Lucksinger, Manager

MANAGER ABSENT: None

STAFF PRESENT: John Hanson, Engineer, Barr Engineering; Ray Marshall, Attorney, Lawson Marshall McDonald Galowitz and Wolle; Ray Roemmich, Inspector; Melissa Imse, Recording Secretary

STAFF ABSENT: None

OTHERS PRESENT: Jill Lucas, Jeff Berg, Roger Johnson and Chuck Taylor, CAC Members; Tim Freeman, Folz, Freeman and Erickson for the Rustad Addition; and Rusty Schmidt, Washington Conservation District.

CALL TO ORDER President Bucheck called the meeting to order at 7:03 p.m.

ANNOUNCEMENTS None

APPROVAL OF MINUTES After discussion of the January 28, 2010 meeting minutes, **motion** was made by Scheel and seconded by Borash to approve the minutes as amended. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS None

PUBLIC FORUM There was no discussion in the Public Forum segment of the meeting.

CITIZEN ADVISORY COMMITTEE Chuck Taylor reported on lake levels. Jill Lucas reported that the CAC held its first meeting on February 11th, prior to the Board meeting. The members reported to the managers their interest, and asked for guidance on what they would like them to start working on. The managers decided to review the work plan and determine possible tasks they'd like the CAC to accomplish.

SECRETARY'S REPORT Secretary Scheel had distributed the mail.

INSPECTOR'S REPORT No report was given.

ATTORNEY'S REPORT

2010 Washington Conservation District Agreement

Attorney Marshall reviewed the 2010 Washington Conservation District Agreement and recommended approval of the contract.

Baytown Oakridge Development Attorney Marshall reported that he put together an agreement between VBWD and the Oakridge developer. The developer has not responded back to Attorney Marshall.

2010 Inspector Roemmich Contract Attorney Marshall drafted an agreement for Inspector Roemmich's 2010 contract. After discussion, **motion** was made by Fetcher and seconded by Borash to approve the 2010 contract for Ray Roemmich to provide inspection services for VBWD. Motion carried unanimously.

Raleigh Creek Project Attorney Marshall provided the managers an affidavit of publication for the Raleigh Creek project.

VBWD New Boundary Attorney Marshall informed the managers that Washington County will prepare the new boundary determination after the mediation meeting.

Wildflower Shores Wetland Bank Attorney Marshall provided a draft copy of the agreement and will continue to work with Barr to finalize the agreement and wetland banking plan. Attorney Marshall and Engineer Hanson will be meeting with the Wildflower Shores Homeowners association to review the agreement and wetland banking draft.

TREASURER'S REPORT Treasurer Borash stated that he had a check for the Long Lake Water Quality Improvement Project in the amount of \$32,361.48. After discussion, **motion** was made by Borash and seconded by Fetcher for payment of the Long Lake water quality improvement project in the amount of \$32,361.48. Motion carried unanimously.

WASHINGTON CONSERVATION DISTRICT Rusty Schmidt gave a summary presentation on the VBWD Best Management Practices grants program for 2009. He also distributed to the managers a current list of BMP grant projects and costs. Mr. Schmidt provided a 2010 service agreement with the Washington Conservation District. After discussion, **motion** was made by Fetcher and seconded by Borash for approval of the 2010 service agreement with the Washington Conservation District, not to exceed \$35,000.00. Motion carried unanimously.

ENGINEER'S REPORT

Permit Request: I-694 Reconstruction, Oakdale After project review and discussion, **motion** was made by Borash and seconded by Fetcher to approve permit 2010-3 for the I-694 reconstruction project. Motion carried unanimously.

Permit Request: Rustad Addition, Grant Mr. Tim Freeman was present and requested that the managers consider not requiring drainage easements on the parcels until development starts on the property. VBWD prefers to obtain easements to address any potential issues. After discussion, **motion** was made by Borash and seconded by Fetcher to approve permit 2010-02 for the Rustad Addition. Motion carried unanimously. After discussion, **motion** was made by Borash and seconded by Scheel to amend the previous motion to remove the conditions requiring drainage easements (condition number 2 and 4) for permit 2010-02 for the Rustad Addition. Motion carried unanimously.

Payment Application: Goose Lake, Goetschel Pond, and long Lake Ravine Stabilization Project The managers did not approve the payment application, based on Engineer Hanson's recommendation to wait until the contractor submits a form.

MANAGERS' REPORT

Invasive Aquatic Species Prevention and 2009 Habitat Monitoring President Bucheck reviewed and summarized the reports. After discussion, the managers would like to have Barr explain the reports in further detail, and to answer any questions. President Bucheck directed Engineer Hanson to arrange a time with Barr to give a presentation to the managers.

Financial Project and Program Planning The managers will discuss this item at the next Board meeting. President Bucheck and Engineer Hanson will meet to discuss 2010 goals and budget.

Washington County Mediation After discussion, **motion** was made by Borash and seconded by Lucksinger to approve VBWD participation in mediation, not to exceed \$2,000.00, and to have President Bucheck be the VBWD designated spokesperson. Motion carried unanimously. President Bucheck instructed Engineer Hanson to prepare a mediation notice and send it to the VBWD communities.

Next Meeting - February 25, 2010 Secretary Scheel will be absent. All other managers plan to attend.

OLD BUSINESS

None.

NEW BUSINESS

None.

FUTURE ITEMS

Karen Schultz Memorial Engineer Hanson will contact St, Mark's Church in North St. Paul regarding a Karen Schultz memorial on Monday, February 15, 2010.

ADJOURNMENT

Motion was made by Borash and seconded by Fetcher at 10:20 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

/s/ Donald Scheel

Donald Scheel, Secretary

Minutes approved by Managers on 2/25/2010