Minutes of Regular Meeting # 648 Held in the Lake Elmo City Council Chambers Thursday, August 9, 2001

MANAGERS PRESENT: Dave Bucheck, President; Dale Borash, Vice President; Don Scheel, Secretary; Lincoln Fetcher, Treasurer; and Duane Johnson, Manager

STAFF PRESENT: John Hanson, Barr Engineering; Ray Marshall, Attorney, and Karen Schultz, Recording Secretary

OTHERS PRESENT: Jeff Berg, Washington SWCD; Chuck Taylor, Citizens Advisory Committee; Jim Palecek, Property Damage Discussion; Jim Almendinger, Report on Valley Creek Monitoring Project

CALL TO ORDER Meeting called to order by President Bucheck at 7:05 p.m.

ANNOUNCEMENTS There were no announcements.

APPROVAL OF MINUTES After discussion of the minutes of the July 26, 2001 meeting, motion was made by Scheel, seconded by Borash, to approve the minutes as corrected. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS Under MANAGERS, was added: MAWD Resolutions; BWSR Challenge Grant for Valley Creek Monitoring.

PUBLIC FORUM No discussion in Public Forum.

CITIZENS ADVISORY COMMITTEE Chuck Taylor was present and distributed the lake levels report to the managers. They discussed his report at this meeting.

SECRETARY’S REPORT Secretary Scheel said the mail has been picked up and distributed.

INSPECTOR’S REPORT Inspector Roemmich reported on inspections he has made since the last meeting. He also reported that the City of Pine Springs has asked him if the culvert south of Hwy. 36 and the Gateway Trail, at the Long Lake Outlet, can be cleaned of debris. It is the responsibility of the LSCVWD, and Engineer Hanson said it can be part of a winter maintenance program. President Bucheck directed Inspector Roemmich to inform the City of Pine Springs Council that it is the responsibility of the District to maintain the culvert and manhole, and that it would be helpful if the City of Pine Springs is able to inform the District when maintenance is needed.

ATTORNEY’S REPORT Attorney Marshall had no new items to report.

TREASURER’S REPORT Treasurer Fetcher distributed copies of the Income Statement: Budget Variance for the period ending June 30, 2001, and also copies of the Schedule of Regular Income and Expenses. Discussion of the budget will follow later in the meeting.

Motion made by Fetcher and seconded by Johnson to accept the Treasurer’s report. Motion carried unanimously.
CHANGE IN ORDER OF AGENDA ITEMS At this time President Bucheck authorized a change in the order of agenda items.

MANAGERS’ REPORT Jim Palecek Property Jim Palecek was present to discuss with the managers the issue of his flooded property and the trees that have been destroyed because of the high water. Previously the managers had considered a number of alternatives to help alleviate flooding of the Palecek property. Mr. Palecek asked the managers to consider just certain alternatives in the list. The managers decided that steaming the culvert when needed during the winter months, would be the least expensive solution to keep the low land from flooding. The managers assured Mr. Palecek that they would add this task to the winter maintenance schedule. The managers also agreed to pay for the removal of certain trees and debris from Mr. Palecek’s property.

BWSR CHALLENGE GRANT Jim Almendinger, with the St. Croix Watershed Research Center of the Science Museum of Minnesota, presented a report on the progress of the monitoring project of Valley Creek. The first phase of the project was completed on June 30th.

The project is funded with 75% from the Metropolitan Council, and 25% from the Lower St. Croix Valley Watershed District. The contract for the next two years needs to be written. Mr. Almendinger suggested that the watershed district contract directly with the Metropolitan Council, then subcontract the work, making it easier to accomplish the paper work. The managers agreed to do this, and Mr. Almendinger will convey this information to the Metropolitan Council, and ask them to write up the contract and send it to Attorney Marshall for approval. Motion was made by Fetcher and seconded by Johnson to make a final payment of $11,000 to the Science Museum of Minnesota for the existing contract.

ENGINEER’S REPORT DDD, LLC, Oak Park Heights - Permit Revision Request Engineer Hanson described a project located east of Memorial Avenue North and north of 55th Street North, in the NW 1/4, Section 6, T29N, R20W. The permit, 2001-03, was approved for the project last spring. The applicant is now requesting a permit revision to add more impervious surfaces. Engineer Hanson said the project will still conform to District Rules.

After discussion, motion was made by Borash and seconded by Scheel to approve the revision request for Permit # 2001-03 with the engineer’s suggested conditions of approval. Motion carried unanimously.

Prairie Hamlet, Lake Elmo - Wetland Bank Certification Engineer Hanson described a project located at the southwest corner of Highway 36 and Keats Avenue North, in the NE 1/4 Section 3, T29N, R21W. In 1997 the Board approved Permit 97-20 for the project. The Technical Evaluation Panel (TEP) of the Wetland Conservation Act has reviewed the created and restored wetland and recommends approving the request to bank the credits. 0.52 acres of New Wetland Credit and 0.49 acres of Public Value Credit are proposed for deposit.

After discussion, motion was made by Fetcher and seconded by Borash to approve the wetland bank certification with the engineer’s suggested special conditions. Motion carried unanimously.

Silver Lake Bioretention Project - Draft Work Plan The managers discussed the draft Work Plan for the Metropolitan Council MetroEnvironment Partnership (MEP) Grant for Bioretention Treatment Implementation and Assessment dated July 20, 2001. Engineer Hanson said a work plan needs to be submitted to the Metropolitan Council in order to receive the grant money. Prior to that, approval is needed from the managers for an additional amount of $9,500 because the original cost estimate didn’t include or anticipate the storm sewer work needed to convey the water from the road to the bioretention area. After discussion of the project, motion was made by Bucheck to approve the additional amount of $9,500. In discussion of the motion, Treasurer Fetcher amended the motion to include approaching the City of North St. Paul for a portion of the cost. The amendment was
seconded by Secretary Scheel. Upon voting on the motion and the amendment, the motion carried as follows: Bucheck, Yes; Borash, No; Johnson, Yes; Scheel, Yes; Fetcher, Yes.

Vice President Borash questioned the fact that the City of North St. Paul is not leaving a 16.5 foot buffer around the lake when mowing the grass. Treasurer Fetcher suggested a letter should be sent to the City of North St. Paul from the managers discussing the mowing around Silver Lake.

**Downs Lake - Topography** At the last meeting Engineer Hanson asked the managers to ratify the action of Engineer Hanson in signing an agreement that the topographic information received from Washington County will not be resold to anyone. At this meeting, Engineer Hanson said that Washington County would like an original signature by President Bucheck on a legal document, stating that the District will not resell the topographic information. President Bucheck signed the appropriate papers and Engineer Hanson will forward them to Washington County. The managers examined the topographic maps of the Downs Lake area and discussed the time frame for the project.

**Sunnybrook Lake Project - Update** Engineer Hanson said that he is continuing work on the wetland delineation and a ground water plan regarding wetland impacts. He said the ground water investigation won’t be started before till September 1st but would like the managers to approve the work plan presented. Motion by Scheel and seconded by Borash to approve the work plan for the Sunnybrook Lake groundwater/surface water investigation. Motion carried unanimously.

**MANAGERS’ REPORT (Cont.) Next Meeting - August 23, 2001** The managers said they do expect to have a quorum at the next meeting.

**2002 Budget** The managers discussed the budget figures for the next year. Treasurer Fetcher will forward the proposed budget figures to Attorney Marshall for publication before the hearing.

**2000 Annual Report and Audit** Treasurer Fetcher distributed the draft copies of the annual audit for the managers to review.

**Resolutions for Minnesota Association of Watershed Districts Annual Meeting** The managers are requested to forward any resolutions they would like discussed at the annual meeting in December.

**ADJOURNMENT** Motion made by Johnson and seconded by Scheel at 10:30 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

Donald Scheel,
Secretary

Minutes Approved by Managers 08/23/01