Minutes of Regular Meeting # 708 Held in the Lake Elmo City Council Chambers
Thursday, June 10, 2004

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

MANAGER ABSENT: None

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

STAFF ABSENT: None

OTHERS PRESENT: Chuck Taylor, Citizens Advisory Committee

CALL TO ORDER President Bucheck called the meeting to order at 7:05 p.m.

ANNOUNCEMENTS There were no announcements.

APPROVAL OF MINUTES After discussion of the minutes of the May 27, 2004 meeting, motion was made by Fetcher and seconded by Scheel, to approve the minutes as amended. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS Additional items to the agenda: Under Engineer: 5. 50th Street and Hill Trail Erosion; under Managers: 6. Silver Lake Bioretention Project.

PUBLIC FORUM There was no discussion in the public forum segment of the meeting.

CITIZENS ADVISORY COMMITTEE REPORT Chuck Taylor reported on the lake levels in the District. He said that even with all the rain received lately, the lakes are not much higher.

SECRETARY’S REPORT Secretary Scheel reported that he had distributed the mail.

INSPECTOR’S REPORT Inspector Roemmich reported on the inspections he has made since the last meeting. He said there are problems with erosion in some of the projects, because of all the rain that has come lately.

ATTORNEY’S REPORT Attorney Marshall said he had nothing new to report.

TREASURER’S REPORT Treasurer Borash said he had a copy of the draft Annual Audit Report, but had not made copies for the managers. The Recording Secretary was directed to make copies and mail them to the managers.

WASHINGTON CONSERVATION DISTRICT Jeff Berg was not present.

ENGINEER’S REPORT Permit Fees and Cash Sureties At the last meeting Vice President Fetcher had asked the managers to review a memorandum regarding permit fees and cash sureties, which memorandum Engineer Hanson had mailed to the managers.

In the memorandum, Engineer Hanson recommended that the managers revise the permit fee schedule. The current fee schedule was implemented eight years ago, and because standards and issues are typically more
complex now, the fees should be revised. Engineer Hanson provided information on the fees and cash sureties of other metropolitan watershed districts.

At this meeting the managers discussed the issue and compared the VBWD fees and sureties with those of other metropolitan watershed districts. After much discussion, the managers directed Engineer Hanson to check 10 permits, including several with wetland impacts, that have been issued in the past, to see if the fees and cash sureties have been sufficient.

Draft Comments on Oakdale Retail Development EAW Engineer Hanson had mailed his draft letter of comments on the Oakdale Retail Development Environmental Assessment Worksheet (EAW) for the managers to review. After discussing the draft letter, the managers approved the letter and directed Engineer Hanson to sign the letter and mail it to the City of Oakdale.

VBWD Land Ownership At the last meeting, Mr. Ray Lucksinger, VBWD resident from West Lakeland Township, was present to ask the managers about the ownership of certain property located near his home. He had said that the vacant property attracts groups of people who disturb the neighbors with noisy parties. He said he had been told that the VBWD owns the property. The managers were not aware that the property belongs to the District, and asked Engineer Hanson to check the ownership.

At this meeting, Engineer Hanson provided the managers with a map that substantiates that VBWD does own two parcels along Raleigh Creek and two parcels along the former 5th Street North, adjacent to Mr. Lucksinger=s property. The VBWD purchased the property when Project 1007 was constructed. Mr. Lucksinger had expressed an interest in buying the property. In discussion, Attorney Marshall suggested that the property should not be sold. Motion was made by Scheel and seconded by Fetcher that the managers arrange for the appropriate No Trespassing signs to be placed at points of entry to the property. An amendment to the motion was made by Bucheck and seconded by Johnson, to contact Washington County to replace the posts and place signs in the appropriate places, and to make sure that Washington County does not remove the posts and signs. Motion with amendment carried unanimously.

The managers directed Engineer Hanson to talk to Mr. Lucksinger about where to put the posts and also to contact Washington County, since they had removed the posts from the VBWD property. The managers asked Treasurer Borash to contact the auditor with the information about the ownership of the land.

Lake Elmo Outlet Maintenance At a previous meeting, Engineer Hanson had explained that it had been discovered that joints in the Lake Elmo outlet pipe are separated. Engineer Hanson had been directed by the managers to obtain cost estimates to repair the pipe. At this meeting, Engineer Hanson had included in the managers= packet, a proposal by F.F. Jedlicki, Inc., to align and reconnect the joints of the 36" pipe in Lake Elmo for a cost of time and materials, not to exceed $12,000. The work would be done later in the summer when the water is warm.

Motion was made by Scheel and seconded by Fetcher to contract with F. F. Jedlicki, Inc., to align and reconnect the joints in the Lake Elmo 36" outlet pipe in the southeast corner of Lake Elmo at a cost of no more than $12,000. Motion carried unanimously.

Removal of Posts Chuck Taylor asked the managers about the posts that mark the outlet from Olson Lake. He said the posts have been removed, and he feels that it would be dangerous if someone would wander out to the area, not knowing that the outlet might pull them into the pipe. The managers agreed that it could be dangerous, and directed Engineer Hanson to look into the issue.

50th Street and Hill Trail Erosion Engineer Hanson said he thought that Barbara Walsh, Citizens Advisory Committee member, would be present to discuss the City of Lake Elmo project at 50th Street and Hill Trail. She was not present, however. The managers said they had visited the site, upon Engineer Hanson=s suggestion. In discussion of the project, which is not yet completed, Engineer Hanson used a map to show the managers the
The managers directed Engineer Hanson to contact the City by letter and encourage them to install a small pond and to make sure the riprap is sound.

**MANAGERS= REPORT Next Meeting - June 26, 2004**
The managers expect a quorum to be present on June 24th.
Both Secretary Scheel and President Bucheck said they may not be present.

Sunnybrook Lake Before the last meeting, President Bucheck had electronically mailed to the managers a report on his meeting with Mike Regan, manager of the Indian Hills Golf Course. Mike Regan told President Bucheck that he has not come to any conclusion about future development at Indian Hills. At this meeting, President Bucheck suggested that the managers present Mike Regan with a contract for the easement that the District would like to obtain. The managers agreed with this, and they directed Attorney Marshall and Engineer Hanson to draft the contract for the next meeting.

Treasurer Borash suggested that the managers include alternatives other than only the currently planned project in the managers= 2005-2015 Watershed Management Plan. The managers agreed that it would be prudent.

**2003 Annual Report** The recording secretary distributed a final draft of the managers= section of the 2003 Annual Report. She said that she did not yet have a line item list for the 2004 proposed budget. The managers directed her to use the draft Administrative & Program Budgets dated 10/20/03, which includes the 2004 proposed budget figures. She will type that page, and send it to the managers. The managers will review the final draft that had been distributed.

**Mahtomedi/Wildridge Pines 3rd Addition** At the last meeting the permit request for the Wildridge Pines 3rd Addition in Mahtomedi was tabled. At this meeting Vice President Fetcher and Engineer Hanson reported on the meeting that they had with the Mahtomedi City Manager and other staff of the City of Mahtomedi to discuss the permit.

The City of Mahtomedi said they will provide the VBWD a survey of the Echo Lake neighborhood and work with the VBWD to attempt to find a solution to alleviate the problem of the potential flooding of the homes on Echo Lake.

The City also said that they had not directed the Wildridge Pines 3rd Addition engineer to divert runoff to Echo Lake.

Engineer Hanson had prepared and sent a letter to the Wildridge Pines 3rd Addition engineer summarizing the meeting. Vice President Fetcher and the City staff had reviewed and edited the letter prior to it being sent. The managers were given copies of the letter at the meeting.

**Afton Town Meeting** Secretary Scheel and Engineer Hanson reported on the Afton Town Meeting they attended on June 3rd. They said their were fewer people at this Town Meeting than there were two years ago. They did make their presentation and listened to presentations by the City of Lake Elmo and the Afton Planning Commission, with input from Afton Mayor, Charlie Devine.

**Silver Lake Bioretention Project** Vice President Fetcher and Engineer Hanson said the site is not seeping as quickly as desired. Engineer Hanson suggested that a drain tile should be placed in the basin and connected to the main outlet. Vice President Fetcher asked Engineer Hanson to schedule a meeting with the City of North St. Paul staff to discuss the project.

**ADJOURNMENT** Motion made by Fetcher and seconded by Borash at 9:22 p.m. to adjourn the meeting. Motion carried unanimously.
Respectfully Submitted,

Donald Scheel, Secretary