Minutes of Regular Meeting # 733 Held in the Lake Elmo City Council Chambers
Thursday, July 28, 2005

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

MANAGERS ABSENT: None

STAFF PRESENT: John Hanson, Barr Engineering; Tracey Galowitz, Attorney; Ray Roemmich, inspector

STAFF ABSENT: Karen Schultz, Recording Secretary

OTHERS PRESENT: David Perrin, Terry & Colleen Bouthilet, Jim Moline, Scott Knudson, Pam Bailey, all for Lake Elmo water levels; Pat Block (St. Croix Farms), Greg Moris (ProTerra Design), and Joe Moris (Landowner), all for Tapestry at Charlotte's Grove; Jeff Berg

CALL TO ORDER President Bucheck called the meeting to order at 7:06 p.m.

ANNOUNCEMENTS There were no announcements.

APPROVAL OF MINUTES After discussion of the minutes of the June 23, 2005 meeting, motion was made by Fetcher and seconded by Borash to approve the minutes as distributed. Motion carried unanimously.

After discussion of the minutes of the July 14, 2005 meeting, motion was made by Scheel and seconded by Borash to approve the minutes as revised. Motion carried unanimously.


PUBLIC FORUM President Bucheck allowed several lakeshore property owners from along the north side of Lake Elmo to speak. Jim Moline, Scott Knudson, Terry Bouthilet, and others spoke about the difficulties they have in getting access to the lake with their boats when the water levels are low. They asked several questions, including how many structures and septic systems are within the current 100-year floodplain, whether any recent modeling has been done to verify the established 100-year flood level, why there is a datum discrepancy, and if something could be done to raise the outlet elevation. After much discussion, the managers directed Engineer Hanson to 1) consider alternatives for modifying the Lake Elmo outlet, and to perform simple calculations to get an idea of the impacts the modifications would cause on Lake Elmo and upstream and downstream waters, 2) investigate the feasibility and costs of dredging the north bay of the lake, 3) investigate the locations of direct storm sewer discharges into the north end of the lake and the feasibility of constructing ponds or other features to reduce the amount of sediment entering the lake, 4) ask the Washington Conservation District to install a staff gage on the north side of the lake, and 5) use topographic maps and aerial photographs to identify the structures that are within the 100-year floodplain of Lake Elmo. President Bucheck invited the residents to return to the managers= August 11th meeting to review the information Engineer Hanson will provide.

SECRETARY=S REPORT Secretary Scheel reported that he had distributed the mail.
INSPECTOR= REPORT Inspector Roemmich reported on his activities since the last meeting. Vice President Fetcher reported on some road re-construction work in Oakdale near Patio Town.

ATTORNEY= REPORT Attorney Galowitz had nothing new to report.

TREASURER= REPORT Treasurer Borash distributed copies of the Administrative and Program Budgets for Fiscal Year 2005 dated June 30, 2005, and the Treasurer=s Report dated July 28, 2005. After discussion, motion was made by Borash and seconded by Fetcher to approve the Treasurer=s Report. Motion carried unanimously.

ENGINEER= REPORT Permit Revision Request: Tapestry at Charlotte=s Grove, Lake Elmo Engineer Hanson presented information on a permit application for a project located southwest of Julep Avenue North and 45th Street North in Lake Elmo. The purpose of the request is to revise the drainage patterns on the west side of the site.

After discussion of the water management concerns, wetland concerns, and erosion control concerns, motion was made by Borash and seconded by Fetcher to approve changes to the plans associated with Permit Number 2004-26. Motion carried unanimously.

DNR Request for Comments Engineer Hanson presented information on a Minnesota Department of Natural Resources (DNR) request for comments from the VBWD. Washington Conservation District staff have requested an amendment to their DNR general permit to cover all of Washington County for certain activities in or adjacent to DNR public waters. After much discussion, motion was made by Fetcher and seconded by Scheel to respond to the DNR stating that VBWD supports the request by the Washington Conservation District to obtain a general permit from the DNR for the authorities stated, except for activities on DNR trout streams (Valley Creek). Motion carried as follows: Bucheck, Yes; Fetcher, Yes; Scheel, Yes; Borash, No; and Johnson, No.

Hudson Road Reconstruction, Woodbury Engineer Hanson reported that the City of Woodbury is planning to reconstruct a portion of Hudson Road between the WalMart and Gander Mountain businesses. The city=s consultant has obtained permits from the other permitting agencies, but forgot to obtain a permit from the VBWD. The consultant provided Engineer Hanson information this afternoon, and Engineer Hanson reported that it appears to be in conformance with the VBWD rules and regulations and with the assumptions made in the Gander Mountain permit. However, he has not been able to review the proposal thoroughly. After much discussion, motion was made by Borash and seconded by Scheel to approve a permit for the work under the condition that Engineer Hanson determines it meets the requirements and conforms to VBWD rules and regulations. Motion carried unanimously.

VBWD Plan Engineer Hanson distributed a memorandum from Karen Chandler and comment letters from the Board of Water and Soil Resources (BWSR), DNR, Minnesota Department of Agriculture, and the Metropolitan Council. The managers discussed the information and directed Engineer Hanson to schedule a meeting with BWSR to review their comments. President Bucheck and possibly Secretary Scheel will attend the meeting.

MANAGERS= REPORT Next Meeting - August 11, 2005 The managers expect a quorum to be present on August 11, 2005. Manager Johnson will not be present.

Sunnybrook Lake President Bucheck said that Doug Johnson, the appraiser hired in the Sunnybrook Lake project, had indicated that he would have the appraisals completed by the end of July. At the last meeting, the managers agreed to present information to the Grant City Council on the Sunnybrook Lake project at a Grant City Council meeting. Since then, Candice Kraemer, Grant City Councilperson, sent an e-mail to the managers indicating that the presentation should be made during the Council=s August 2nd meeting. The managers agreed with the date, and Vice President Fetcher said he will make the presentation.
Silver Lake Secretary Scheel and Engineer Hanson reported on a meeting held on July 20th to discuss the aquatic plants in Silver Lake. Another meeting will be held on August 10th to develop a questionnaire and how to distribute it.

2006 Budget Treasurer Borash reported that he has started to prepare a preliminary 2006 budget. The managers discussed the new law affecting per diem rates, and how the rates might impact the 2006 budget.

Washington County Fair President Bucheck reported that the fair will be August 3-7. People are needed to staff the watershed booth, especially over the weekend.

Stormwater Pond Maintenance Treasurer Borash reported that a resident of West Lakeland Township within the West Lakeland Bluffs subdivision would like to excavate material from a stormwater pond, and might be willing to accept fill from excavation of Project 1007.

2004 Annual Report President Bucheck informed the managers that the 2004 Annual Report has been printed and distributed. He thanked Recording Secretary, Karen Schultz for her efforts.

ADJOURNMENT Motion made by Borash and seconded by Scheel at 9:58 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

/s/ Don Scheel, Secretary

Don Scheel, Secretary

MINUTES APPROVED BY MANAGERS 08/11/05