Minutes of Regular Meeting # 721 Held in the Lake Elmo City Council Chambers Thursday, January 27, 2005

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

MANAGERS ABSENT: Don Scheel, Secretary

STAFF PRESENT: John Hanson, Barr Engineering; Barb Wolle, Attorney; Karen Schultz, Recording Secretary

STAFF ABSENT: Ray Roemmich, Inspector

OTHERS PRESENT: Jim Almendinger, Science Museum, Valley Creek Water Quality and Flow; Mike and Candice Kraemer, Lyle and Dorothy Doer, Martha Larson, Sunnybrook Lake Residents; Sharon Schwarze, City of Grant Council; Mike Regan, Indian Hills Golf Course; Doug Johnson, Appraiser, Evergreen Land Services

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 January 13, 2005 meeting, motion was made by Johnson and seconded by Borash to approve the minutes as distributed. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS Added to the agenda under Managers, were Silver Lake Bioretention Project Invoice; Mulligan Masters Permit Escrow Return; and MAWD Legislative Breakfast Announcement.

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

SECRETARY=’S REPORT Secretary Scheel was not present, but had distributed the mail previously.

INSPECTOR=’S REPORT Inspector Roemmich was not present. There was no report given.

ATTORNEY=’S REPORT Attorney Wolle said there was nothing new to report.

TREASURER=’S REPORT Treasurer Borash distributed copies of the Administrative and Program Budgets for Fiscal Year 2004 dated 12/31/04, and the Treasurer=’s Report dated January 27, 2005. After discussion, motion was made by Borash and seconded by Johnson to approve 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.

VALLEY CREEK WATER QUALITY AND FLOW MONITORING - Dr. James Almendinger, Science Museum
Dr. Almendinger distributed copies of a memorandum regarding the budget for monitoring Valley Creek. The memorandum contained the inclusive dates of the agreement between VBWD and the St. Croix Watershed Research Station. New agreements will need to be constructed to continue the monitoring operation for the next biennium (July 1, 2005 to June 30, 2007).

Also in the memorandum was information on the long-term monitoring of Valley Creek by the St. Croix Watershed Research Station. Dr. Almendinger verbally reported on the data contained in the memorandum. The managers thanked Dr. Almendinger for the report, and President Bucheck said the managers are very supportive of the work being accomplished in the research of Valley Creek.

Sunnybrook Lake Optimizing Existing Flood Storage Project The managers had invited the landowners in the Sunnybrook Lake area whose land will be appraised for the necessary easements, to attend tonight’s meeting to discuss the appraisal procedure with them. Mike and Candice Kraemer, Lyle and Dorothy Doer, and Martha Larson, Sunnybrook Lake Residents; Mike Regan, Manager of the Indian Hills Golf Course; and Sharon Schwarze, a member of the Grant City Council, attended the meeting for the discussion. Engineer Hanson made a Power Point Presentation to show the landowners the plan for the Sunnybrook Lake Project, and the needed assessments. Doug Johnson, Evergreen Land Services, was introduced to those present. Mr. Johnson will be conducting the appraisals of the land needed for the easements, and he said he will be contacting the landowners soon to make an appointment to meet. Attorney Wolle explained to the landowners the definition of an easement, and that the District isn’t buying the land, but instead, is buying the right to use it.

After the presentation, the managers answered the questions of the audience. President Bucheck thanked them for coming to the meeting, and invited them to come to any future meeting, and to get in contact with them if they have questions.

The meeting was recessed for a short break. At 8:23 p.m. President Bucheck called the meeting back to order.

Letter to Sunnybrook Landowners President Bucheck directed Engineer Hanson to send a letter to the six Sunnybrook landowners who weren’t at this meeting, but who will be contacted regarding an easement on their land, and include a map of the area and needed easements.

Attorney Wolle said she will call Mr. Doug Johnson and ask him to make his first contacts with the landowners who were at this meeting.

ENGINEER’S REPORT Draft Comments on City of Lake Elmo Feasibility Report: Downtown Area Flooding Analysis Engineer Hanson had mailed copies of the Lake Elmo Feasibility Report: Downtown Area Flooding Analysis to the managers for their review, and also a draft copy of a letter to the City of Lake Elmo containing Engineer Hanson’s comments on the City’s Feasibility Report.

Engineer Hanson’s letter to the City of Lake Elmo contained several comments concerning items in the report that should be considered before the City would proceed. The managers approved the letter, and directed Engineer Hanson to send the letter to the City of Lake Elmo.

MANAGERS’ REPORT Next Meeting - February 10, 2005 The managers expect a quorum to be present on February 10th.

Valley Creek Erosion Inventory The managers and Engineer Hanson discussed the report on the erosion occurring in Valley Creek, and the repairs necessary. President Bucheck suggested that they begin working to address the reaches labeled 1A and 1B in the report. Engineer Hanson agreed that these would be good locations to stabilize first. The managers suggested that Engineer Hanson meet with the landowner and ask the landowner if he is interested in sharing in the cost of the repair/stabilization project. Motion by Johnson and seconded by Borash that Engineer Hanson should meet with Secretary Scheel, Molly Shodeen of the MnDNR,
and the landowner, to establish the landowner's interest in making the repairs on the Creek, which are shown as Reach 1A and 1B of the Valley Creek Erosion Plan. Motion carried unanimously.

Silver Lake Bioretention Project Treasurer Borash said he has received an invoice for the work done at the Silver Lake Bioretention Project, and questioned the amount. The managers agreed that Treasurer Borash should pay the full amount of the bill, then send an invoice to the City of North St. Paul for their share of the bill, which is one-third.

Mulligan Masters Permit Escrow Return Treasurer Borash asked the managers if he should return the amount of $9,845.82 to the owners of the Mulligan Masters Permit. He said that Inspector Roemmich has said that it should be returned. Motion by Fetcher and seconded by Johnson that the escrow money for Permit # 2002-10 should be returned to the permit holder. Motion carried unanimously.

MAWD Legislative Breakfast Motion was made by Borash and seconded by Fetcher that expenses and per diem will be paid to any manager who attends the Legislative Breakfast in St. Paul on Thursday, March 24, 2005. Motion carried unanimously.

ADJOURNMENT Motion made by Fetcher and seconded by Borash at 8:48 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

Donald Scheel, Secretary

Minutes Approved by Managers 02/10/05