Minutes of Regular Meeting # 739 Held in the Lake Elmo City Council Chambers
Thursday, October 27, 2005

MANAGERS PRESENT: Dave Bucheck, President; Don Scheel, Secretary; Dale Borash, Treasurer (8:15 p.m.); Duane Johnson, Manager

MANAGERS ABSENT: Lincoln Fetcher, Vice President

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

STAFF ABSENT: None

OTHERS PRESENT: Steve Anderson, Washington County Agriculture Society; Brad and Annette Weiss, Erosion on Property

CALL TO ORDER President Bucheck called the meeting to order at 7:00 p.m.

ANNOUNCEMENTS There were no announcements.

APPROVAL OF MINUTES After discussion of the minutes of the October 13, 2005 meeting, motion was made by Johnson and seconded by Scheel to approve the minutes as distributed. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS Added to the agenda: Under Managers: MAWD Convention; 2005 VBWD Goals; Cancellation of November and December Meetings; District Educator.

PUBLIC FORUM New Building on Washington County Fairgrounds Steve Anderson, with the Washington County Agriculture Society, was present to discuss with the managers the VBWD requirements for constructing an additional exhibit building at the Washington County Fairgrounds.

Secretary Scheel dismissed himself from the discussion because he is a Director on the Board of the Washington County Agriculture Society.

Mr. Anderson distributed copies of a map of the Fairgrounds area where the building would be built. The managers and Mr. Anderson discussed the flooding that occurs in the parking lot near the building area. Mr. Anderson said that it is planned to construct rainwater gardens or a holding pond to remedy the flooding problem. President Bucheck directed Engineer Hanson to work with Mr. Anderson in the construction plans.

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

INSPECTOR=S REPORT Inspector Roemmich reported on his activities since the last meeting.

ATTORNEY=S REPORT Attorney Marshall presented an amendment to the Metropolitan Council=s Grant regarding the Silver Lake Bioretention Pond, which needed President Bucheck=s signature. President Bucheck signed the amendment as the Grantee.

Attorney Marshall also presented an agreement to grant the drainage easement regarding the Lakewood Evangelical Church in Lake Elmo. After the managers reviewed the easement, President Bucheck signed the agreement to grant the drainage easement @.
CHANGE IN ORDER OF AGENDA ITEMS At this time President Buechek authorized a change in the order of agenda items.

ENGINEER’S REPORT Update Weiss Property, Lake Elmo After Brad Weiss attended the last managers= meeting regarding the erosion of his property along a stream, Engineer Hanson was directed to develop a cost estimate to stabilize the stream. At this meeting, Engineer Hanson explained that a Barr Engineering representative met with a contractor and the landowner, to discuss restoration options and costs. He said the cost estimate is $13,210. Motion was made by Scheel and seconded by Johnson to approve the stabilization project on the Brad Weiss property, at an expenditure of $13,210. Motion carried unanimously. President Buechek said the City of Lake Elmo should be contacted, to get their approval of the restoration; and that the contractor should get permission to finish the project this year.

Update Valley Creek Stabilization on Tom Johnson Engineer Hanson reported that he and Secretary Scheel met with DNR staff, and Mr. Tom Johnson on his property to review options to stabilize the erosion of Valley Creek. Mr. Johnson was given a memorandum discussing the options and costs. Engineer Hanson said if he doesn’t hear from Mr. Johnson in two weeks, he will contact him.

Update Axelsson Property, Mahtomedi At the last meeting, Engineer Hanson and Inspector Roemnmich were directed to meet with the contractor of the Wildwood Pines 3rd Addition, and the Mahtomedi City Engineer to discuss the problem of water running onto their property. He has not been able to arrange that meeting because the contractor feels he is in compliance with all of his permits, and is not willing to meet with the City Engineer because meetings involving the City of Mahtomedi cost the developer money. Engineer Hanson said he will continue to try to arrange the meeting and report to the managers at the next meeting.

President Buechek directed Engineer Hanson to inform the developer that the development is causing problems on a neighboring property, and the managers need to talk about it.

Update Park Meadows Pond Outlet, Lake Elmo Engineer Hanson said he has not been able to arrange a meeting with the landowner, as directed to do at the last meeting.

Update Silver Lake Aquatic Plant Management Plan Engineer Hanson had mailed to the managers the results of the Silver Lake Aquatic Plant Questionnaire concerning the plants in Silver Lake. He said he will meet with the DNR staff on Wednesday, November 1st to review the results, and develop a preferred management concept.

Update Eurasian Watermilfoil in Lake Elmo Engineer Hanson had mailed to the managers a draft letter notifying various agency stakeholders of the discovery of Eurasian watermilfoil in Lake Elmo. The managers discussed the letter, and approved the letter and also the attachment, which lays out a proposed work plan for managing the macrophytes in Lake Elmo. Engineer Hanson will mail the letter with President Buechek’s signature.

At this meeting the managers agreed that they should meet with other agencies to discuss the situation. Engineer Hanson was directed to draft a letter to the City of Lake Elmo, with copies to the Metropolitan Council, the Lake Elmo Regional Park, and Washington County. President Buechek said he would like the MnDNR to attend a VBWD managers’ meeting for discussion.

2005-2015 Plan Engineer Hanson reported that the VBWD 2005-2015 Plan was approved at the BWSR (Board of Water and Soil Resources) meeting on Wednesday, October 26th. The managers have not yet been formally informed. Engineer Hanson had mailed a memorandum concerning the adoption and distribution of the Plan. The managers agreed with the plan for distribution.

Rule Revision and Update Engineer Hanson had mailed to the managers a memorandum with a suggested process for updating the VBWD rules and regulations. The managers reviewed the memorandum, and Manager Johnson suggested an additional rule to make development contractors responsible for damage to
Motion was made by Bucheck and seconded by Scheel to ask Barr Engineering and the law firm of Lawson, Marshall, McDonald, Galowitz and Wolle to update the VBWD rules. Motion carried unanimously.

**Sinkhole in Dancing Waters Subdivision, Woodbury** Engineer Hanson had mailed to the managers information on a meeting held Friday, October 21st, to discuss a sinkhole that formed soon after the October 5th heavy rainstorm. Representatives of the City of Woodbury, Department of Health, Minnesota Pollution Control Agency, Washington County, Washington Conservation District, the Department of Natural Resources, the University of Minnesota, the Minnesota Geological Survey and the Dancing Waters Subdivision development were among the approximately 30 meeting attendees.

The sinkhole is within the South Washington Watershed District, but the water entering the sinkhole likely flows to Valley Branch Watershed District via groundwater flow.

Engineer Hanson said the City of Woodbury is taking the lead in notifying the private well owners to get their well water tested. The City of Woodbury will also test the water for coliform bacteria and nitrates.

The managers directed Engineer Hanson to keep them informed.

Treasurer Borash entered the meeting at this time.

**MANAGERS= REPORT Next Meeting - November 10, 2005** The managers expect to have a forum present at the next meeting.

**MAWD Convention** President Bucheck said he has received the voting information for the MAWD Convention, and the managers will decide at the next meeting, who is available to attend the Convention.

**VBWD Goals for 2005** President Bucheck said he had drafted a list of VBWD goals for 2005, and read them to the managers. He will provide a list of the goals to the managers.

**Watershed District Educator** President Bucheck reported that the Watershed District Educator position will be discussed at the Washington County water consortium meeting on November 2nd. He said he would like to attend the meeting, if possible.

**Cancellation of November 24th and December 22nd Meetings Motion** was made by Borash and seconded by Scheel to cancel the November 24, 2005 meeting, and the December 22, 2005 meeting, as is done every year. Motion carried unanimously.

**TREASURER=S REPORT** Treasurer Borash distributed copies of the Administrative and Program Budgets for Fiscal Year 2005 dated 9/30/2005, and the Treasurer’s Report dated October 27, 2005. After discussion, motion was made by Borash and seconded by Scheel to approve the Treasurer’s Report. Motion carried unanimously.

Treasurer Borash said he received a letter from HLB Tautges Redpath, Ltd., offering their services to conduct the annual audit for VBWD at a cost of $6,050. Motion was made by Scheel and seconded by Borash to hire HLB Tautges Redpath, Ltd., to conduct the 2005 audit for VBWD for the amount of $6,050. Motion carried unanimously.

**ADJOURNMENT** Motion made by Johnson and seconded by Borash at 8:40 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,
/s/ Don Scheel, Secretary

Don Scheel, Secretary