Minutes of Regular Meeting # 760 Held in the Lake Elmo City Council Chambers
Thursday, October 12, 2006

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

MANAGERS ABSENT: None

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

STAFF ABSENT: None

OTHERS PRESENT: Jay Riggs, Washington Conservation District; Chuck Taylor, Citizens Advisory Committee; Gary Torgerson, Autumn Run 2nd Addition; Mike Murphy, Larson Engineering, Century College Permit; Timothy Freeman, Folz, Freeman, and Erickson; and Steve Anderson, Washington County Agriculture Society

CALL TO ORDER President Fetcher called the meeting to order at 7:08 p.m.

ANNOUNCEMENTS There were no announcements.

APPROVAL OF MINUTES After discussion of the minutes of the September 28, 2006 meeting, motion was made by Scheel and seconded by Borash to approve the minutes as distributed. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS Added to the agenda under Managers: 2007 Budget Presentation to Washington County Board.

PUBLIC FORUM Exhibit Building AD @ at Washington County Fairgrounds Steve Anderson, with the Washington County Agriculture Society, was present to discuss with the managers the project on the Washington County Fairgrounds to build an additional exhibit building. Mr. Anderson said they have made changes to the original plans permitted by VBWD. President Fetcher said the VBWD should be notified of changes, and asked Mr. Anderson to bring the revised plan into the managers as soon as possible for their review. Mr. Anderson indicated that it would be later in the fall.

CITIZENS ADVISORY COMMITTEE Chuck Taylor had mailed his report on lake levels, and discussed it with the managers at this meeting.

SECRETARY=S REPORT Secretary Scheel reported that the mail has been distributed.

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

ATTORNEY=S REPORT Park Meadows Project Attorney Marshall said Joe Bush, the developer of the Park Meadows project, said he will be getting the plat recorded tomorrow, Friday, and will pay the cash surety next week. President Fetcher directed Attorney Marshall to monitor the Park Meadow project and report at the next meeting.

TREASURER=S REPORT The Treasurer=’s report will be made at the next meeting.

WASHINGTON CONSERVATION DISTRICT Jay Riggs, with the Washington Conservation District, invited the managers to participate in a meeting next month to coordinate the cost share programs in Washington
County. He said the meeting has not yet been scheduled, but he will have the invitation sent to Vice President Buchek, since he has been working on the cost share program.

Mr. Riggs asked the managers if Engineer Hanson could help Angie Hong, the Watershed District Educator, to design the AStormwater U@ training, which is intended to teach developers and cities engineers about the VBWD infiltration rules and infiltration design details. The managers agreed with this.

**ENGINEER’S REPORT**

**Permit Request: Autumn Run 2nd Addition, West Lakeland Township** Engineer Hanson presented information on a permit request for a project located north of the 10th Street North (CSAH 10), about 0.3 miles east of Oakgreen Avenue (CR 69) and west of Omaha Avenue, West Lakeland Township in the SW 1/4 of Section 28, Township 29 North, Range 20 West. The purpose of the project is to construct 12 residential lots, about 1100 feet of new roadway for Oldfarm Road, about a 400 feet extension of Oldridge Avenue, about 800 feet of storm sewer, and one stormwater pond.

VBWD managers approved a permit for this development in 2004, but the project was not initiated within one year, and the permit is no longer valid. The landowner is requesting that the permit be re-issued.

After discussion of the water management concerns, the wetland concerns, and the erosion control concerns, **motion** was made by Borash and seconded by Scheel to re-issue the permit as Permit # 2006-33 with the engineer’s suggested site specific conditions, and standard conditions. Motion carried unanimously.

**Permit Request: Century College Learning Resource and Science Center, Mahtomedi** Engineer Hanson presented information on a project located east of Century Avenue and under the pedestrian bridge on the east Century College campus, Mahtomedi, in part of the SW 1/4 of Section 31, Township 30 North, Range 21 West. The purpose of the project is to remove four parking lots and associated access roads, construct one parking lot, and a science and learning center.

After discussion of the runoff from the proposed site, **motion** was made by Fetcher and seconded by Buchek to table the issue until the managers receive a more viable storm water treatment plan that meets VBWD requirements. Motion carried unanimously.

**Permit Request: Roth Development, West Lakeland Township** Engineer Hanson presented information on a permit request for a project located approximately 0.3 miles south of 30th Street North and west of Neal Avenue North, West Lakeland Township in the SE 1/4 of the NE 1/4 Section 19, Township 29 North, Range 20 West. The purpose of the project is to subdivide approximately 40 acres for development of three lots and construct two stormwater management basins.

After discussion of the water management concerns, the wetland management concerns, and the erosion control concerns, **motion** was made by Borash and seconded by Buchek to approve Permit # 2006-32 with the engineer’s site specific conditions, and standard conditions. Motion carried unanimously.

**Letter of Credit: Farms of Lake Elmo** Timothy Freeman was present to request a reduction in the Letter of Credit for the Farms of Lake Elmo project. The managers agreed that certain aspects of the project were not yet completed, and that the Letter of Credit could not be reduced. After discussion, **motion** was made by Fetcher and seconded by Borash to table the issue of Letter of Credit reduction in the Farms of Lake Elmo project until the managers get the as-builds with elevations and sizes of the stormwater management features. Motion carried unanimously.

**Letter of Credit: Discover Crossing** Timothy Freeman was present to request a reduction in the Letter of Credit for the Discover Crossing project. The managers agreed that certain aspects of the project were not yet completed, and that the Letter of Credit could not be reduced. After further discussion, **motion** was made by Borash and seconded by Fetcher to table the issue of Letter of Credit reduction in the Discover Crossing.
project until the managers get the as-builts with elevations and sizes of the stormwater management features. Motion carried unanimously.

**Timothy Freeman: Suggestions for Enforcing Minimum Floor Elevation Rules** Mr. Freeman, with Folz, Freeman, and Erickson, had been invited discuss the enforcement of minimum floor elevation rules in development projects. He suggested that municipalities have this ordinance in place, and merely need to enforce it by reviewing the information that they require. Vice President Bucheck suggested that the managers put together the specifics of the requirements, and provide the information to the cities.

**VBWD Rules** Engineer Hanson had mailed to the managers a draft response letter to the agencies that have provided comments on the draft VBWD rules, and also an updated draft VBWD Rules and Regulations. The managers and Engineer Hanson discussed the suggested changes, and directed Engineer Hanson to make certain changes, including changes to the permit close-out process. The managers directed him to e-mail his revisions of the permit close-out process rule to them for their comments, and after getting their comments, to finalize and send the packets to the stakeholders.

**Valley Creek Stabilization Projects** Engineer Hanson had mailed to the managers the recommendations for the educational/outreach aspects of the Valley Creek restoration projects. The managers discussed the program, and decided not to request any financial commitment from the landowners, to try to implement the projects by the priority list of a previously prepared report, and to require a temporary easement for projects. The managers directed Engineer Hanson to continue to work on the program.

**MANAGERS= REPORT Next Meeting - October 26, 2006** The managers expect to have a quorum present at the next meeting on October 26, 2006. Vice President Bucheck said it is possible that he will be absent.

**Washington County Open Space Referendum** At the last meeting, Justin Fay, the campaign coordinator for the Washington County Land and Water Organization, was present to ask the managers support of a referendum that will be on the November election ballot in Washington County, asking for $20,000,000 for the preservation of water quality and wildlife habitat in Washington County. The managers asked Mr. Fay to provide them with a Resolution so that they could show their support. At this meeting, President Fetcher had received the Resolution, and after discussing it, motion was made by Fetcher and seconded by Bucheck that the VBWD managers support the Washington County Referendum. Motion carried with the following vote: Fetcher, Yes; Bucheck, Yes, Johnson, Yes, Scheel, Yes; and Borash, No.

**VBWD Administrator Discussion** Because of the late hour, President Fetcher postponed the discussion of a VBWD Administrator until the next meeting.

**OLD BUSINESS BMP Cost Share Program** Because of the late hour, President Fetcher postponed the discussion of the BMP Cost Share Program changes until the next meeting.

**ADJOURNMENT Motion** made by Borash and seconded by Scheel at 10:26 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

/s/ Don Scheel, Secretary

Don Scheel, Secretary