Minutes of Regular Meeting # 814 Held in the Lake Elmo City Council Chambers
Thursday, April 9, 2009

MANAGERS PRESENT: Lincoln Fetcher, President; Dave Bucheck, Vice President; Don Scheel, Secretary; Dale Borash, Treasurer; and Ray Lucksinger, 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: Paul and Jeff Swan, Silver Lake Improvement Association; Stuart Krahn, Century College; Jeremy Walgrave, CSAH 18 Permit; Kathy Simon and Glen Peterson, BMP Project

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

ANNOUNCEMENTS There were no announcements.

APPROVAL OF MINUTES After discussion of the minutes of the March 26, 2009 meeting, motion was made by Bucheck and seconded by Fetcher to approve the minutes as corrected. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS Added to the agenda: Under Engineer: Silver Lake; Century College; BMP Grant.

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

CITIZENS ADVISORY COMMITTEE Chuck Taylor was absent, but had sent his report on lake levels for the managers' discussion.

SECRETARY'S REPORT Secretary Scheel reported that he had picked up the mail and distributed it.

INSPECTOR'S REPORT Inspector Roemmich reported on inspections he had made since the last meeting.

ATTORNEY'S REPORT Attorney Marshall presented the Stormwater Quality Treatment Facility Maintenance Agreement with Washington Ag Society for signature. The agreement had been approved previously, and President Fetcher and Secretary Scheel signed the agreement.

TREASURER'S REPORT The Treasurer's report will be given at the second meeting of the month.

Washington Conservation District No one was present representing the Washington Conservation District.

CHANGE IN ORDER OF AGENDA ITEMS At this time President Fetcher authorized a change in the order of agenda items.
Engineer Report Request for Funds from Silver Lake Improvement Association

Paul and Jeff Swan were present to request from the managers funds for the next herbicide treatment of curlyleaf pondweed in Silver Lake.

President Fetcher relinquished the gavel to Vice President Bucheck for the discussion because his home is on Silver Lake.

In discussion, Vice President Bucheck said that it is appropriate for the VBWD to be concerned with lake quality, and curlyleaf pondweed can negatively affect water quality. The VBWD has some responsibility, and the District shouldn’t make an exception with Silver Lake.

President Fetcher said that the Cities of Maplewood and North St. Paul are expected to contribute to the cost. Treasurer Borash asked if the City of North St. Paul has been maintaining the Bioretention Site and if the City and residents are establishing vegetative buffers around the lake. After more discussion, motion was made by Bucheck and seconded by Scheel, that the VBWD will be prepared to contribute one half of the $36,000 needed for herbicide treatment for Silver Lake. Motion carried, with the following vote: President Fetcher abstained; Scheel, Yes; Bucheck, Yes; Lucksinger, Yes; and Borash, No. President Fetcher asked Paul and Jeff Swan to continue to ask cities for financial help.

Jeff and Paul Swan thanked the managers, and they said the Silver Lake Improvement Association is thankful.

Vice President Bucheck returned the gavel to President Fetcher.

Old Business Permit Request: CSAH 18 Reconstruction, Afton

Engineer Hanson presented information on a project located at 40th Street/Afton Boulevard from Manning Avenue (TH 95) to St. Croix Trail (CR 21), Afton, in parts of sections 19-22 and 28-30 of Township 28 North, Range 20 West.

The purpose of the project is to reconstruct the highway and construct 32 rainwater gardens within the right-of-way of the VBWD portion of the project to treat storm water runoff.

The managers had tabled discussion of this permit application at a previous meeting, until further data was available regarding stormwater management calculations. At this meeting, Engineer Hanson reported that he has received information on a new culvert system. He said this information appears to address the managers' concern regarding stormwater rates.

After discussion of the stormwater management, the wetland management and buffers, the floodplain management, motion was made by Borash and seconded by Bucheck to approve Permit # 2009-05 with the engineer’s suggested site-specific conditions and applicable standard conditions. Motion carried unanimously.

Engineer Report (Cont.) Permit # 2009-06 - Revision Request: Century College West Campus Parking Lot Reconstruction, White Bear Lake

At the March 12, 2009 meeting, the managers approved Permit # 2009-05. At that meeting, Stewart Krahn from Bonestroo Engineering, asked the managers about any grant program available for the project. Vice President Bucheck had told Stewart Krahn that there are funds available, and that the managers would be setting the rules for the availability of the grants.

Stewart Krahn was at this meeting to describe to the managers the stormwater management alternatives of the project. Vice President Bucheck reviewed the BMP Rules with Stewart Krahn, and the managers agreed that the project would meet the requirements of the BMP cost share for special projects grant program. Motion was made by Fetcher and seconded by Scheel to commit to support the Century College West Campus Parking Lot Reconstruction for best management practices (BMPs), up to $50,000, that go above and
beyond those required by the VBWD as presented, possibly to be reduced if there is other funding that is made available, including conditions that all five of the described BMPs be installed, the college monitor the effectiveness of the BMPs, and the college include signage mentioning the VBWD contribution. Motion carried unanimously.

BMP Grant Kathy Simon and Glen Peterson were present to ask the managers for assistance in a BMP Grant for work they accomplished on their property. They said they had several conversations with Rusty Schmidt, but weren’t able to meet with him because of his busy schedule before having to make some decisions and implementing some features on their land. They wanted to make the managers aware of their situation. The managers explained to them that a BMP grant is awarded before the work is started. Vice President Bucheck said he will contact Rusty Schmidt about the issue. He asked the couple to complete the Grant application forms.

Permit Request: CSAH 12 and CSAH 9 Left Turn Lane, Grant Engineer Hanson presented information on a project located at the CSAH 12 (75th St. N.) & CSAH 9 (Jamaca Ave. N.) Intersection, Grant, in parts of Sections 27 and 28 of Township 30 North, Range 21 West.

The purpose of the project is to construct center left turn lane at the intersection. The project involves creating 5,903 square feet of new impervious surfaces, filling 8,735 square feet of wetland, and extending an existing culvert under CSAH 12. No new stormwater runoff management facilities are proposed.

After much discussion of the stormwater management, wetland management and buffers, the floodplain management, motion was made by Fetcher and seconded by Scheel to approve Permit # 2009-11 with the engineer’s comments and applicable standard conditions. Motion carried with the following vote: Fetcher, Yes; Scheel, Yes, Bucheck, Yes, Lucksinger, Yes; and Borash, No.

Permit Request: 50th Street North Trail, Oakdale Engineer Hanson presented information on a project located at 50th Street North from Hadley Avenue to Helmo Avenue, Oakdale along the north line of the NW quarter of Section 8, Township 29 North, Range 21 West.

The purpose of the project is to construct a 2,110 foot long, 8-foot wide trail, and 260 feet of curb and gutter, extend existing culverts, and add new catch basins and storm sewer. The project involves creating 17,900 square feet of new impervious impacts. Because the project is linear, the engineer was not able to find a feasible way to treat the runoff produced from the new impervious surface. Instead, a 650 square foot infiltration basin is proposed to treat existing untreated runoff from Helena Road, which is in the same drainage area as the project.

After much discussion of the stormwater management, wetland management and buffers, the floodplain management, motion was made by Borash and seconded by Bucheck to approve Permit # 2009-10 with the engineer’s additional comments, suggested site-specific conditions, and applicable standard conditions. Motion carried unanimously.

Permit Request: 2009 Oakdale Street Improvements Engineer Hanson presented information on a project located at Hadley Avenue (TH 36 to 50th St. N.), Upper 35th St. N. (Gresham Ave. N. to Hadley Ave. N.), Upper 28th St. N. (Henslow Ave. N. to 150’ W.), Upper 26th St N. (Hilo Ave. N. to 150’ E.), 26th St. N. (From 200’ W. to Henslow Ave. N.), 25th St. N. (From 550’ W. to Henslow Ave. N.), Hilo Ave. N. (Hillvale Tr. N. to Stillwater Blvd.), Hillvale Court N. (Hilo Ave N. To CDS), Hillvale Trl N. (Hilo Ave. N. to Upper 28th St. N.), Henslow Ave. N. (26th St. N. to Stillwater Blvd.), Hayward Ave. N. (From 900’ S. to Stillwater Blvd.), Stillwater Way (Stillwater Blvd. to Stillwater Blvd.) in parts of Sections 6, 18, and 20 of Township 29 North, Range 21 West.

The purpose of the project is to mill and overlay or reclaim several roads throughout the city. Some storm sewer will be added or replaced, but less than 6,000 square feet of subgrade will be disturbed so no volume controls are required by VBWD.
After much discussion of the stormwater management, wetland management and buffers, the floodplain management, motion was made by Bucheck and seconded by Borash to approve Permit # 2009-12 with the engineer’s applicable standard conditions. Motion carried unanimously.

Lake Elmo Village AUAR Engineer Hanson had mailed to the managers a draft comment letter dated April 10, 2009, addressed to City of Lake Elmo regarding the Lake Elmo Village Area Final AUAR. After discussion, motion was made by Fetcher and seconded by Borash to approve the letter. Motion carried unanimously.

City of Lake Elmo Draft Local Surface Water Management Plan Engineer Hanson had mailed to the managers a draft comment letter dated April 10, 2009, addressed to TKDA regarding the City of Lake Elmo’s Local Surface Water Management Plan. After discussion, motion was made by Fetcher and seconded by Borash to approve the letter. Motion carried unanimously.

Draft 2009 VBWD Rules Update Because of time constraints, the managers agreed to place this item on the agenda for the next meeting.

Stormwater Pond Maintenance Request Engineer Hanson had mailed to the managers a Change Order No. 1 regarding the 2008 Pond Maintenance VBWD Project No. 23/82-406. The following change was made in the Contract Documents for the VBWD project: A Extension of grading at the south end of the EC9 West Pond and forbay construction near the outlets of EC9 West Pond and East Pond. After discussion, motion was made by Fetcher and seconded by Bucheck to approve the Change Order No. 1 in the 2008 Pond Maintenance VBWD Project No. 23/82-406.

Engineer Hanson had also mailed to the managers a Payment Application No. 3 for the VBWD 2008 Pond Maintenance Project in Mahtomedi and Oakdale, Minnesota, dated March 1, 2009 through March 26, 2009. Motion was made by Fetcher and seconded by Scheel to approve Payment Application No. 3 in the amount of $14,187.30 to Nadeau Excavating, Inc. Motion carried unanimously.

Lower St. Croix Watershed Management Organization Engineer Hanson distributed copies of electronic mail that he and President Fetcher had received on April 9, 2009 (today). The managers were informed in the e-mail that the City of Woodbury is in opposition to the method of dividing the Lower St. Croix WMO regarding the dissolution of the WMO. The City of Woodbury is requesting a meeting with the communities, watershed districts, and Washington County, prior to the public hearing, which will be held on April 22nd. The managers provided dates that they are available for the meeting, and directed Engineer Hanson to contact personnel at Washington County, who are organizing the meeting.

MANAGERS’ REPORT Next Meeting - April 23, 2009 The managers expect to have a quorum at the next meeting.

Second Draft of 2008 Annual Report Recording Secretary Karen Schultz distributed the second draft of the 2008 annual report and asked the managers to have comments and changes ready for the next meeting.

ADJOURNMENT Motion made by Borash and seconded by Bucheck at 9:38 pm to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

/s/ Don Scheel

Don Scheel, Secretary