Minutes of Regular Meeting No. 823 Held in the Lake Elmo City Council Chambers APPROVED
Thursday, August 27, 2009 MINUTES

MANAGERS PRESENT: Lincoln Fetcher, President; Dave Bucheck, Vice President; Don Scheel, Secretary; Dale Borash, Treasurer; and Ray Lucksinger, Manager

MANAGER ABSENT: None

STAFF PRESENT: John Hanson, Engineer, Barr Engineering; Barbara Wolle, Attorney, Lawson Marshall McDonald Galowitz and Wolle; Ray Roemmich, Inspector

STAFF ABSENT: None

OTHERS PRESENT: Bob Barth of Bonestroo for Century College East Parking Lot

CALL TO ORDER President Fetcher called the meeting to order at 7:15 p.m.

ANNOUNCEMENTS There were no announcements.

APPROVAL OF MINUTES After discussion of the minutes of the August 13, 2009 meeting, motion was made by Fetcher and seconded by Borash to approve the minutes as corrected. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS Item added to the agenda under Engineer: Century College East Parking Lot. Item added to the agenda under Managers: MAWD Leadership Training.

PUBLIC FORUM There was no discussion in Public Forum.

SECRETARY'S REPORT Secretary Scheel had distributed the mail. He also reported that he delivered the note to the Lake Elmo Post Office workers regarding allowing VBWD officials to obtain the mail without a key and the post office worker found it satisfactory.

INSPECTOR'S REPORT Inspector Roemmich reported that the Tablyn Park project had started.

ATTORNEY'S REPORT Attorney Wolle reported that the Rockpoint Church project is complete and requested that the managers close out the permit and return the remaining letter of credit. Motion was made by Borash and seconded by Bucheck to close out the Rockpoint Church project, Permit 2006-09, and release the remaining letter of credit. Motion carried unanimously.

Attorney Wolle presented a agreement between the City of Lake Elmo and the VBWD regarding the Lake DeMontreville Ravine Stabilization Project. President Fetcher signed the agreement.

Attorney Wolle presented a maintenance agreement for the Century College Truck Training Facility project in Afton. President Fetcher and Secretary Scheel signed the agreement.

Attorney Wolle reported that Attorney Marshall had sent the Minnesota Board of Water and Soil Resources (BWSR) a letter requesting clarifications on actions required of the VBWD for the VBWD enlargement. A letter response has not yet been received.
TREASURER'S REPORT Treasurer Borash distributed copies of the Administrative and Program Budgets for Fiscal Year 2009 dated July 31, 2009, and the Treasurer's Report dated August 27, 2009. After discussion, motion was made by Borash and seconded by Scheel to approve the Treasurer's Report. Motion carried unanimously.

Treasurer Borash reported that he had received notice that the post office will eliminate the VBWD post office box because the rental payment had not been made, but Treasurer Borash has never received a bill. Secretary Scheel will research the problem.

Treasurer Borash had received a letter from the VBWD insurance provider regarding terrorism coverage. After discussion, motion made by Fetcher and seconded by Borash to authorize President Fetcher to sign the form rejecting terrorism coverage. Motion carried unanimously.

Treasurer Borash had received a bid from HLB Tautges Redpath to prepare the 2009 financial audit. After discussion, motion made by Fetcher and seconded by Borash to approve HLB Tautges Redpath bid of $9,075 to prepare the 2009 financial audit. Motion carried unanimously.

WASHINGTON CONSERVATION DISTRICT No report was given.

ENGINEER’S REPORT Permit Revision Request: Century College East Parking Lot, Mahtomedi Bob Barth of Bonestroo, an engineering consultant for the college, requested a revision Permit 2009-19 to allow a new 48,600 square foot gravel parking lot at the northeast corner of the east campus. Mr. Barth reported that Century College just learned earlier this week that fall enrollment at the college will be up 1000 students from last year and additional parking is needed when school starts on September 8. The proposed gravel parking lot will be temporary (up to a year) and the contractor for college would like to start work tomorrow.

Because the project is needed before the managers’ next meeting, the managers discussed the request and issues regarding the proposal, including stormwater rate control, volume control, and sediment tracking.

Public Project Hearing: Raleigh Creek Stabilization Project At 8:03 p.m., motion made by Borash and seconded by Fetcher to suspend the regular meeting and open the public project hearing for the Raleigh Creek Stabilization Project. Motion carried unanimously. Hearing no comments, President Fetcher closed the public hearing and resumed the regular meeting at 8:06 p.m.

Motion made by Fetcher and seconded by Borash to approve the Century College request to amend Permit 2009-19 for a 48,600 square foot gravel parking lot with the following stipulations:

a. A swale will be built to handle as much water as possible and as far down from the parking lot as possible.

b. Vegetation will be encouraged to grow between the gravel parking lot and the swale.

c. The college is required to do everything possible to reduce sediment from tracking off the lot.

d. This parking lot will cease to operate in this condition by July 1, 2010.

e. The work on this parking lot can begin immediately, but the college must inform and provide detailed plans to the VBWD engineer and inspector.

Motion carried unanimously.
Permit Request: Afton Hills Drive Mill and Overlay, Afton

Engineer Hanson had mailed the managers a permit review memorandum regarding a proposed project located on Afton Hills Drive, Afton Hills Lane, and Afton Hills Court, Afton, in parts of the south half of Section 15, Township 28 North, Range 20 West. The purpose of the project is to mill and overlay the existing pavement.

After discussion, motion was made by Bucheck and seconded by Borash to approve Permit # 2009-25 with the applicable standard conditions. Motion carried unanimously.

Maplewood Local Water Management Plan

Engineer Hanson had mailed to the managers a draft letter that approved the Maplewood Local Water Management Plan with conditions. Motion was made by Fetcher and seconded by Borash to approve the letter. Motion carried unanimously.

Wetland Functional Assessment Plan

Engineer Hanson had mailed the managers a memorandum summarizing the results of the wetland functional assessment project and suggested next steps. After discussion, the managers authorized Barr to meet with technical evaluation panel members and other wetland scientists to discuss the findings, the significance of the findings, a possible revision to the classification system, and future actions.

2009 Stormwater Pond Maintenance

Engineer Hanson had mailed the managers a memorandum regarding the results of a more detailed investigation of five stormwater ponds previously suggested for further study and possible maintenance. After discussion, the managers agreed to have Barr contact the Cities of Oakdale and Lake Elmo to perform maintenance at Ponds EPL 15-1, GOS 2-3, and EPL 9-2.

2008 Stormwater Pond Maintenance

Engineer Hanson had mailed a draft memorandum to property owners around stormwater pond EC-9. After discussion, the managers directed Engineer Hanson to make revisions and have President Fetcher review the letter prior to sending it.

MANAGERS' REPORT

Karen Schultz Remembrance

President Fetcher reported on his meeting with officials at former VBWD Recording Secretary Schultz's church. After discussion, the managers agreed that remembrance of Karen should include a plaque and if the plaque is not feasible on the church grounds, the managers should investigate other sites. The managers indicated their preference in remembering Karen by planting a tree, rather than installing a rainwater garden.

2010 Budget and Levy

The managers reviewed a draft 2010 budget and levy that would keep the 2010 levy the same as the 2009 levy. The managers came to a consensus that keeping the levy flat was appropriate and that the managers would attempt to obtain worthwhile grants to do additional work.

BWSR Performance Review and Assistance Program

The managers agreed to discuss the responses at their next meeting.

Resolutions to Minnesota Association of Watershed Districts (MAWD)

President Fetcher agreed to talk with Ray Bohn of MAWD regarding possibly submitting a resolution to clarify the permitting and communication requirements of state agencies. Resolutions are due by October 9.

Valley Creek Conservation Celebration

President Fetcher reported on a celebration held this afternoon.

Next Meeting - September 10, 2009

The managers expect to have a quorum at the next meeting and will be meeting with Citizen Advisory Committee candidates at the 6 p.m. workshop.

MAWD Leadership Training Motion

Motion made by Fetcher and seconded by Bucheck to cover the costs of any VBWD manager who wants to attend the MAWD Leadership Training workshop on September 11-12 in Alexandria, Minnesota. Motion carried unanimously.
ADJOURNMENT Motion made by Bucheck and seconded by Borash at 9:50 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,
/s/ Don Scheel
Don Scheel, Secretary