VALLEY BRANCH WATERSHED DISTRICT
Minutes of Regular Meeting No. 929
Held in the City of Lake Elmo City Hall
Thursday, November 13, 2014

MANAGERS PRESENT:  David Bucheck, President; Lincoln Fetcher, Vice President; Jill Lucas, Secretary; Dale Borash, Treasurer; and Ed Marchan, Manager

MANAGER ABSENT:  None

STAFF PRESENT:  John Hanson, Engineer, Barr Engineering; Ray Marshall, Attorney, Lawson Marshall McDonald and Galowitz; Ray Roemmich, Inspector; and Melissa Imse, Recording Secretary

STAFF ABSENT:  None

OTHERS PRESENT:  Chuck Taylor, Citizens Advisory Committee; Pete Schiltgen, his real estate representative, and Craig Allen of Gonyea Company for Village Park Preserve Parcel E; Ray Strege, Lake Elmo resident

CALL TO ORDER  President Bucheck called the meeting to order at 7:02 p.m.

ANNOUNCEMENTS  President Bucheck announced that he and Manager Marchan have been re-appointed to the VBWD for another three year term.

APPROVAL OF MINUTES  After discussion, motion was made by Lucas and seconded by Borash to approve the October 23, 2014 meeting minutes. Motion carried unanimously.

ADDITIONAL AGENDA ITEMS  Under Engineer’s report item 16-Afton resident culvert and Under Manager’s report item 7-Lake Elmo City Council.

PUBLIC FORUM  None

CITIZEN ADVISORY COMMITTEE  Chuck Taylor provided the lake level report for October 2014.

SECRETARY’S REPORT  Engineer Hanson distributed the mail.

INSPECTOR’S REPORT  Inspector Roemmich reported on the following projects: Jasmine Hills in Grant, and Hunter’s Crossing in Lake Elmo, and Kwik Trip in Lake Elmo.

ATTORNEY’S REPORT  None

TREASURER’S REPORT  None

WASHINGTON CONSERVATION DISTRICT  None

ENGINEER’S REPORT  Permit Request: Village Park Preserve Parcel E, Lake Elmo  A motion was made by Borash and seconded by Marchan to remove permit 2014-23 from the table. Motion carried unanimously. After discussion, motion was made
by Lucas and seconded by Borash to approve permit 2014-23 with the amended suggest site specific conditions for the Village Park Preserve parcel e in Lake Elmo. Motion carried on a 4 to 0 vote. Manager Fetcher abstained from the vote.

**Potential Wetland Violation at 8180 Hill Trail North, Lake Elmo**  The managers reviewed a draft letter to address a potential wetland violation at 8180 Hill Trail North, Lake Elmo. A **motion** was made by Buecheck and seconded by Borash to approve sending the letter to WCD requesting assistance in the potential violation at 8180 Hill Trail North in Lake Elmo. Motion carried unanimously.

**Wetland Conservation Act Decision Making Process**  After discussion, a **motion** was made Lucas and seconded Marchan to approve Wetland Conservation Act decision making process that requires applicants to submit a VBWD permit application and associated fees for wetland boundary and type decisions concurrent with a wetland delineation report. The Board will make a formal decision on wetland boundary and type prior to submittal of the project plan. Managers Bucheck and Fetcher opposed. Motion carried on a 3 (Lucas, Borash, and Marchan) to 2 (Bucheck and Fetcher) vote.

**Wetland Conservation Approval Request**  After discussion, a **motion** was made by Bucheck and seconded by Marchan to approve five wetland delineation report submittals in the board packet, if there are no negative comments received. Motion carried unanimously.

**Perpetual Storm Sewer Structure Connection Maintenance Agreement with the City of Lake Elmo**  After discussion, a **motion** was made by Lucas and seconded by Marchan to approve the Perpetual Storm Sewer Structure Connection Maintenance agreement with the City of Lake Elmo. Motion carried unanimously.

**Wildflower Shores Wetland Bank**  After discussion, a **motion** was made by Borash and seconded by Fetcher to approve payment of $10,545.21 to the Wildflower Shores Wetland Banking Site. Motion carried unanimously.

**Project 1007 Mowing Payment**  After discussion, a **motion** was made Fetcher and seconded by Lucas to approve payment of $2,080.00 to Buelow Excavating for mowing at Project 1007. Motion carried unanimously. Engineer Hanson reported that he had received a bid from Buelow Excavating to remove downed trees at Raleigh Creek. After discussion, a **motion** was made by Fetcher and seconded by Marchan to approve the removal of the down trees at Raleigh Creek, and not to exceed $1,800.00. Motion carried unanimously.

**Permit Request: Savona Second Addition, Lake Elmo**  The VBWD managers had previously approved this permit. The permit request was for the 2nd addition of the project.

**Permit Request: Koch Pipeline Company HWY 36 Bore Site Pipe Replacement, Lake Elmo, Pine Springs, and Grant**  After discussion, a **motion** was made by Borash and seconded by Marchan to approve permit #2014-26 for the Koch Pipeline Company Highway 36 bore site pipe replacement with the suggested site specific conditions. Manager Fetcher opposed. Motion carried on a 4 (Borash, Marchan, Bucheck, and Lucas) to 1 (Fetcher) vote.

**After-the-Fact Permit Request: Hedlund Shoreline Restoration, North St. Paul**  After discussion, a **motion** was made by Fetcher and seconded by Borash to allow the after-the-fact permit work at the Hedlund shoreline restoration with a permit fee of $500.00 which is one half of the usual after the fact permit fee. Motion carried unanimously.

**8400 DeMontreville Trail/8060 DeMontreville Trail Circle, Lake Elmo**  At the October 9, 2014, the VBWD authorized Barr Engineering to conduct a survey of the site at 8400 DeMontreville Trail and 8060 DeMontreville Trail Circle. The VBWD managers reviewed alternatives that would reduce flooding at 8400 DeMontreville Trail to meet VBWD Rules and Regulations. The managers are proposing a plan to remove all pipe crossings, install one bridge crossing, and assume the homeowner would hire the contractor, oversee construction, and ensure the contractor builds the crossing to meet design specifications. Engineer Hanson will follow up with the homeowner to discuss VBWD project proposal.

**Clean Water Fund Grant: 30th and Trading Post Trail Easements and Appraisals**  After discussion, the managers authorized Barr Engineering to hire an appraiser to determine the cost of the proposed permanent easement for the ravine stabilization at 30th Street and Trading Post Trail and on the Landucci property by Valley Creek Trail.
2015-2025 Watershed Management Plan  The managers reviewed the proposed schedule to complete and submit the draft Watershed Management Plan, and determined to have a workshop meeting on Thursday, December 11 to review the final draft sections of the Plan.

VBWD Watershed Restoration and Protection Strategies: Status Update The managers will be reviewing and discussing the watershed restoration and protection strategies at the December 11th workshop.

Sunnybrook Lake  The Minnesota Pollution Control Agency (MPCA) has requested information regarding the potential water quality impacts to Lake McKusick before the agency would allow an emergency overflow from Sunnybrook Lake to the St. Croix River. The managers authorized Barr to get the Lake McKusick water quality model to estimate the water quality impact from a Sunnybrook Lake emergency overflow.

Afton Resident Culvert  The Afton City Council will be meeting on November 18th to discuss the issue.

MANAGERS’ REPORT

5890 Highlands Trail, Lake Elmo  The City of Lake Elmo Administrator and the Assistant City Engineer were not present to discuss the raingardens at 5890 Highlands Trail.

County Commissioners Meeting  Secretary Lucas is still interested in setting up meetings with the County Commissioners and would like to discuss at next VBWD meeting.

2014 Minnesota Association of Watershed Districts Annual Meeting  President Bucheck and Secretary Lucas plan to attend the 2015 MAWD Annual meeting. A motion was made by Borash and seconded by Marchan to appoint President Bucheck and Secretary Lucas VBWD voting delegates at the 2014 MAWD Annual meeting. Motion carried unanimously.

Consent Calendar  After discussion, motion was made by Bucheck and seconded by Borash to approve the consent calendar. Motion carried unanimously.

Groundwater Management Meeting  Secretary Lucas and Engineer Hanson met with Angie Hong and decided to have the groundwater presentation on Tuesday, March 3rd at the Lake Elmo Nordic Center. They will be having another meeting to finalize the plans for the presentation.

Next Meetings – December 11, 2014 and January 8, 2015  Vice President Fetcher will be absent at the January 8, 2015 meeting. All other managers plan to attend the upcoming meetings.

Lake Elmo City Council  Two new City Council Members contacted President Bucheck to learn more about VBWD and water issues in Lake Elmo. President Bucheck will be organizing an upcoming workshop with the entire Lake Elmo City Council.

OLD BUSINESS
None.

NEW BUSINESS
None.

FUTURE ITEMS
DNR Groundwater Management

ADJOURNMENT
Motion was made by Borash and seconded by Marchan at 9:23 p.m. to adjourn the meeting. Motion carried unanimously.
Respectfully Submitted,

/s/ Jill Lucas

Jill Lucas, Secretary

Minutes approved by managers 12/11/2014

Consent Calendar
Consent calendar items are generally defined as items of routine business not requiring discussion and approved in one vote. The Managers may elect to pull a consent calendar item(s) for discussion and/or separate action.
The following items are presented for Board approval/adoptions:
A. Final payment of $1,000.00 to Jodi Schneider for an Individual Grant to enhance a buffer at 7112 Upper 39th Street North in Oakdale
B. Partial payment of a $500.00 Buckthorn Removal Grant to Thomas Skalbeck at 8879 Jane Road North in Lake Elmo
C. Approval of a Buckthorn Removal Grant to the Stiles Trust for a site at 4773 North McDonald Drive in Baytown Township