VALLEY BRANCH WATERSHED DISTRICT
Minutes of Regular Meeting No. 1022
Held in Baytown Township Community Center           APPROVED
Thursday, July 11, 2019    MINUTES

MANAGERS PRESENT: Jill Lucas, President; Lincoln Fetcher, Vice President; Anthony Haider, Secretary; and Ed Marchan, Treasurer

MANAGER ABSENT: Dave Sewell, Manager

STAFF PRESENT: John Hanson, Engineer, Barr Engineering; Susannah Torseth and Tracy Galowitz, Attorney, Galowitz Olson; Jeff Brower, Inspector; and Melissa Imse, Recording Secretary

STAFF ABSENT: None

OTHERS PRESENT: Andy Herring, Redpath and Company; Candice Kraemer, Sunnybrook Lake; Doug Killian, Lake Elmo; Larry Lanoux, Grant; and Vic and Phyllis Klindt, Sunnybrook Lake

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

ANNOUNCEMENTS
None

ADDITIONAL AGENDA ITEMS (Additions/Deletions/Corrections) None

APPROVAL OF AGENDA
A motion was made by Haider and seconded by Marchan to approve the agenda for July 11, 2019. Motion carried unanimously.

PUBLIC FORUM
Doug Killian was present to request VBWD cost share in the removal of his warming house on Downs Lake. The warming house is located on a wetland that flooded during the Downs Lake drawdown and floated and moved approximately 50 feet.

Mr. Larry Lanoux was present to clarify the terms of the pumping agreement to be a lump sum of $20,000 versus $4,000/month. Mr Lanoux left an invoice for $20,000. The managers directed Attorney Torseth and Barr Engineering to work with Mr. Lanoux on the agreement.

CONSENT CALENDAR
Vice President Fetcher requested to remove the Permits: Four Corners in Lake Elmo, Manning Park and Ride in Lake Elmo, and the Mogren Lot Split in Grant.

Permit: Four Corners, Lake Elmo
After discussion, a motion was made by Fetcher and seconded by Marchan to approve Permit 2019-05, the Four Corners project in Lake Elmo to include the site specific conditions. Motion carried unanimously.

Permit: Manning Park and Ride, Lake Elmo
After discussion, a motion was made by Fetcher and seconded by Marchan to approve Permit 2019-21, the Manning Park and Ride project in Lake Elmo to include the site specific conditions. Motion carried unanimously.

Permit: Mogren Lot Split, Grant
After discussion, a motion was made by Fetcher and seconded by Marchan to approve Permit 2019-22, the Mogren Lot Split in Grant to include the site specific conditions. Motion carried unanimously.

A motion was made by Lucas and seconded by Marchan to approve the remaining items on the Consent Calendar. Motion carried unanimously. Consent Calendar items included:

- June 27, 2019 Draft Meeting Minutes
• Final Payment of $1,125 to Heidi Kassenborg for an individual Grant project at 14141 44th St S, Afton

UPDATES AND REQUESTS FROM PARTNERS, VOLUNTEERS AND CITIZEN ADVISORY COMMITTEE  None

PERMITTING PROGRAM
Inspector Report  Inspector Brower reported on the following projects: North St. Paul Streets, and Kiesling Residence.
Rockpoint Church, Lake Elmo  The infiltration basin is full of water and there are still vegetation establishment issues in the west swale and east slope. The engineers for Rockpoint Church are requesting the surety be released. They would like to have an agreement to fix the issue when the parking lot is expanded. The managers directed Barr Engineering to notify the engineering firm that VBWD would not be releasing the surety and the cash surety could be exchanged with a letter of credit.

ATTORNEY’S REPORT
Updating Documents with Per Diem Change  The managers will review the bylaws at the next meeting. President Lucas will send her comments to Barr Engineering. After the managers review the bylaws, Attorney Torseth will prepare a resolution regarding the bylaw and the managers’ compensation policy.

ENGINEER’S REPORT  None

MANAGER’S REPORT
Downs Lake  Mr. Killian the owner of the warming house was present at the meeting and made a formal request to VBWD during the Public Forum to cost share the expense with VBWD for removing the warming house. After discussion, a motion was made by Fetcher and seconded by Haider to authorize payment for the removal and disposal of the Killian’s warming house for up to $1500. Motion carried unanimously. President Lucas will provide Barr Engineering the names of companies/individuals who could possibly do the work.

2018 Financial Audit  Andy Herring with Redpath and Company attended the meeting to review the audit with the managers.

Sunnybrook Lake  The pumping at Indian Hills golf course will be ending as the disposal sites for the water are reaching capacity. The managers directed Attorney Torseth to update the agreement with Larry Lanoux’s company, and Barr Engineering to investigate the costs of purchasing the pumps currently in use (or equivalents). Barr Engineering will review the Indian Hills Golf Club agreement and send suggested revisions to Attorney Torseth and then plan to meet with Mike Regan this fall.

Discussion with George Eilertson of Northland Securities Regarding Bonding Process and Options to use for Potentially Purchasing Homes in the Sunnybrook Lake Neighborhood  The managers reviewed and discussed the bonding process and options. After discussion, a motion was made by Fetcher and seconded by Lucas to approve the issuance of $2,040,000 General Obligation Drainage bonds based upon non-rated interest rate for a 10-year term with an annual debt service amount of $238,595. Motion carried on a 3 to 1 vote with Treasurer Marchan opposed.

50th Anniversary  The 50th Anniversary event will be at Lift Bridge Brewery on September 12, 2019. Secretary Haider, President Lucas, Barr Engineering, and Recording Secretary Imse with work on the details for the event. The event will include a short educational program. Secretary Haider will check with Angie Hong on her availability.

REPORTS

FUTURE MEETINGS AND BUSINESS
Valley Branch Watershed District Meetings: July 25 and August 8, 2019  President Lucas and Vice President Fetcher will be absent at the July 25th meeting. All other managers plan to attend.
OLD BUSINESS
None.

NEW BUSINESS
None.

FUTURE ITEMS
None.

Executive Closed Session  At 8:41 p.m., the managers suspended the regular board meeting and moved into an executive closed session. The managers discussed a counter-offer from potential property seller in Sunnybrook Lake area. The managers authorized District attorney to prepare a counter-offer and negotiate purchase agreement terms with potential property Seller. At 9:25 p.m., a motion was made by Fetcher and seconded by Marchan to conclude the executive closed session and reconvene the regular board meeting. Motion carried unanimously.

ADJOURNMENT
Motion was made by Fetcher and seconded by Marchan at 9:26 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

/s/ Anthony Haider

Anthony Haider, Secretary

Minutes approved by managers 8/8/2019