VALLEY BRANCH WATERSHED DISTRICT
Minutes of Regular Meeting No. 1015
Held in Baytown Township Community Center       APPROVED
Thursday, March 28, 2019       MINUTES

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

MANAGER ABSENT:     None

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

STAFF ABSENT:       Susannah Torseth, Attorney

OTHERS PRESENT:     Link Lavey, Lake DeMontreville; Tara Kline, Washington Conservation District; and Mike
                     Kraemer and Bob and Joyce Kisch, 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)  President Lucas moved the Executive Closed
Session before the adjournment in the Agenda. Additional agenda items: Under the Manager Items-CAC MAWD
Attendance. Under the Engineer Items-PFAS Meeting and Grant Program.

APPROVAL OF AGENDA  A motion was made by Haider and seconded by Marchan to approve the agenda for
March 28, 2019 as amended. Motion carried unanimously.

PUBLIC FORUM        None

CONSENT CALENDAR    President Lucas requested to remove the March 28, 2019 Treasurer’s Report from the
Consent Calendar. A motion was made by Sewell and seconded by Marchan to approve the remaining items in the
Consent Calendar. Motion carried unanimously.

Treasurer’s Report   President Lucas reported that Washington County has requested Barr Engineering (Barr) review
flooding issues at 10th Street using VBWD funds. President Lucas has authorized Barr to complete an initial site visit
using the funds from the VBWD Emergency funds to do so. Any further inspection services from Barr will be funded by
Washington County. President Lucas reported that there is $15,000 in the VBWD budget for the PFC 3M Settlement.
President Lucas reported that there is $5,000 in the VBWD budget for pumping at Indian Hills Golf course. A motion
was made by Fetcher and seconded by Marchan to approve the March 28, 2019 Treasurer’s Report. Motion carried
unanimously.

March 14, 2019 Meeting Minutes
Permit 2019-10: 32nd Street South
City of Afton Local Water Management Plan
City of St. Mary’s Point Local Water Management Plan
UPDATES AND REQUESTS FROM PARTNERS, VOLUNTEERS AND CITIZEN ADVISORY COMMITTEE

Citizen’s Advisory Committee  None


PERMITTING PROGRAM

Inspector Report  Inspector Brower reported on the following: Sunnybrook Lake; Bye Property in Afton; Wee House at Lake Olson; and Highway 36 and Hadley Avenue in Oakdale. President Lucas reported of a culvert plugged with debris in the area of Trading Post and 50th Street South in Afton. She or Inspector Brower will follow-up with the city.

Bentley Village, Lake Elmo  This will be discussed at the next meeting.

Wyndham Village permit  A motion was made by Marchan and seconded by Lucas to deny the Wyndham Village permit until the permit fee is received so that the application can be reviewed. Motion carried unanimously.

ATTORNEY’S REPORT

Resolution 19-03:  Resolution for Project 1007 Emergency Drawdown Action  At the March 14th VBWD board meeting, the managers approved the contract with Buelow Excavating to implement emergency drawdown for the lakes connected to Project 1007. Attorney Winchell prepared resolution 19-03 for approval to formalize the action. A motion was made by Fetcher and seconded by Marchan to adopt Resolution 19-03 for Project 1007 Emergency Drawdown action. Motion carried unanimously.

Release of Maintenance Agreements For Eastview Place and Royal Golf Course:  Attorney Galowitz presented Release of Maintenance agreements for parcels being sold within the Eastview Place and Royal Golf course. A motion was made by Haider and seconded by Marchan to approve releasing the maintenance agreements over small parcels of land in being sold within the Eastview Place in Woodbury and the Royal Golf Club in Lake Elmo. Motion carried unanimously. Attorney Galowitz will process the documents.

ENGINEER’S REPORT

Project 1007 Emergency Drawdown  At the March 14th Board meeting, the managers signed a contract with Buelow Excavating to implement emergency drawdown activities in Project 1007 in the amount not to exceed $20,000. Barr presented a Change Order from Buelow Excavating for the emergency drawdown of Project 1007. The change order does not change the original contract amount. A motion was made by Fetcher and seconded by Marchan to approve the Change Order with Buelow Excavating for the emergency drawdown of Project 1007. Motion carried unanimously. The managers authorized Barr to prepare a memorandum of the Project 1007 drawdown activities and post it to the VBWD website. The managers directed Barr to prepare a prioritized stop log replacement plan with costs.

CSAH 10(10th Street North) Flooding  Engineer Hanson provided an update on flooding issues at CSAH 10 (10th Street North). Washington County requested VBWD assistance in looking at short and long term solutions. President Lucas has authorized Barr to complete an initial site visit and analysis assistance using the funds from the VBWD Emergency funds to do so. Any further services from Barr will need to be funded by Washington County.

Permit 2017-06:  The Royal Golf Club at Lake Elmo, Queens Street and Manning Trail Damage  Discussion was tabled for further investigation and information.

2018 Water Quality Monitoring Results  Barr prepared the VBWD 2018 Water Quality Monitoring reports. The managers reviewed the report and the recommended 2019 water quality monitoring actions. A motion was made by Haider and seconded by Marchan to approve the 2018 Water Quality Monitoring Report and the proposed 2019 water quality monitoring activities listed in Table 3 of the memorandum not to exceed $85,500. Motion carried unanimously.
President Lucas requested that the report be completed sooner, if possible, so that some information would be included in the presentations to the VBWD communities.

**PFAS Meeting and Grant Program**  The MPCA will be meeting with watershed district representatives on Wednesday, April 3, from 1-4. The MPCA has grant program to cover the cost for attending meetings. President Lucas and Engineer Hanson will be attending the meeting.

**MANAGER’S REPORT**

**Sunnybrook Lake Horejsi Right-of-First Refusal**  The VBWD received a Right-of-First-Refusal Property Purchase Agreement Resolution #19-04, from Leonard and Lillian Horejsi for their property located at 6890 Jocelyn Road North in Grant. After discussion, a motion was made by Haider and seconded by Marchan to approve Resolution #19-04, Right-of-First-Refusal for Leonard and Lillian Horejsi for their property at 6890 Jocelyn Road North in Grant. Motion carried unanimously.

**Pumping Agreement with Indian Hills Golf Course**  The managers reviewed the revised pumping agreement with the Indian Hills Golf course for 2019. After discussion, a motion was made by Haider and seconded by Marchan to approve the pumping agreement with Indian Hills Golf course for 2019 with the suggested revisions made to the agreement. Motion carried unanimously. Attorney Galowitz will make changes to the agreement. The managers directed the VBWD attorney and Engineer Hanson to review drainage easement requirements for moving floodwaters from Thueson Pond to Keats Pond.

**Flooding at 5833 Lake Elmo Avenue North, Lake Elmo**  The VBWD was contacted by the property owner at 5833 Lake Elmo Avenue about flooding concerns on his property. The managers directed Engineer Hanson to prepare a list of all the locations where VBWD has received flooding reports and add this site to the list for the managers to review at a future meeting.

**2019 Goals**  The managers reviewed the 2019 VBWD Goals. A motion was made by Haider and seconded by Marchan to approve the 2019 Goals. Motion carried unanimously.

**50th Anniversary**  Secretary Haider reported on the details of the VBWD 50th Anniversary celebration at Lift Bridge Brewery. He will work with Tara Kline and Angie Hong about setting a date for this fall.

**Spring Tour**  The tour will be on April 16, starting at 4 pm at Baytown Township Community Hall. Engineer Hanson will draft an itinerary for the managers to consider. Attorney Galowitz will post the notice.

**CAC MAWD Attendance**  President Lucas is interested in having the Nathan Campbell and Link Lavey, the VBWD CAC members, attend the Minnesota Association of Watershed District (MAWD) Annual Conference this December, and would like the VBWD to cover the cost of the conference registration and hotel accommodations. After discussion, a motion was made by Fetcher and seconded by Lucas to approve the cost of the conference registration and hotel accommodations for Nathan Campbell and Link Lavey, the VBWD CAC members, to attend the MAWD Annual Conference this year. Motion carried unanimously.

**REPORTS**

**Discussion with Afton**  No report.

**FUTURE MEETINGS AND BUSINESS**

**Next Meetings – April 11 and April 25, 2019**  All managers plan to attend the meetings.

**Meetings with Communities:**  President Lucas and Secretary Haider will attend the City of Lake Elmo meeting on April 9th.

**OLD BUSINESS**

None.
NEW BUSINESS
None.

FUTURE ITEMS
None.

Executive Closed Session  At 9:15, the managers suspended the regular board meeting and moved into an executive closed session. The purpose of the closed session was to review nonpublic appraisal data relating to the District's possible purchase of 7150 Jocelyn Road, Stillwater, MN and 6908 Jocelyn Road, Stillwater MN. At 9:57 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 Haider and seconded by Fetcher at 9:58 p.m. to adjourn the meeting. Motion carried unanimously.

Respectfully Submitted,

/s/ Anthony Haider

Anthony Haider, Secretary

Minutes approved by Managers 4/11/2019