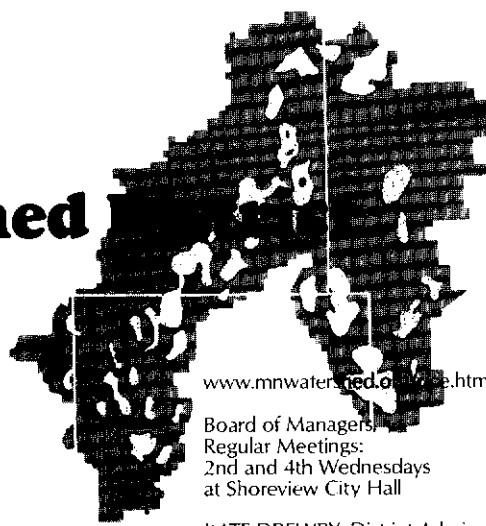


1 Approved at the 5-9-01 Board Meeting.

Rice Creek Watershed

3585 N. LEXINGTON AVENUE, SUITE 330
ARDEN HILLS, MINNESOTA 55126-8056
PHONE (651) 766-4191 • FAX (651) 766-4196



www.mnwatershed.org

Board of Managers
Regular Meetings:
2nd and 4th Wednesdays
at Shoreview City Hall

KATE DREWRY, District Admin.
BONITA TORPE, Admin. Assist.

MINUTES OF REGULAR MEETING OF THE RICE CREEK WATERSHED DISTRICT BOARD OF MANAGERS

Shoreview City Hall Council Chambers
4600 North Victoria Street, Shoreview Minnesota
April 25, 2001

ROLL CALL

Present: 1st Vice-Pres. Waddell, 2nd Vice-Pres. Leroux, Secretary Cardinal, Treasurer Braathen
Absent: None (There is one vacant seat—Anoka County Board is considering an appointment at this time.)
Also Present: Staff: Administrator Drewry, Administrative Assistant Torpe, Program Coordinator Miersch
Consultants: Engineers Emmons and Almer of E & O Resources
Visitors: Tim Gillette, John Oliver Assoc, re: PA#00-68, Tollefson Dev.
Daniel L. Hall, Mermaid, Inc., PA#95-18
Jeff Shopek, Loucks Assoc., re: PA#01-40, Ed Vaughan
John C. Johnson & Susan Fussell, Metro Land Survey, re: PA#01-43
John Waller and Ed Waller, 14010 Homestead Ave. N, Hugo, re: JD2
Aaron Parish, City of Mounds View & JD2
John Hill, Heritage Development re: PA#01-15, Saddle Club
Andrew Goiffon, re JD2 Robin Doege, observing
Heidi Losinski & June Becklin re: 01-42, Oppidan
Loren Hentges John Trost

CALL TO ORDER

Pursuant to due call and notice thereof, a Regular Meeting of the Rice Creek Watershed District Board of Managers was called to order by Vice-President Waddell on April 25, 2001, at 7:05 p.m.

SETTING OF THE AGENDA

Under ACTION ITEMS, Cardinal added Item 4. Reconsider Action on the Original As-Built Plans for Washington JD2. and 5. Re-organization of Board Officers/Positions. Under ITEMS FOR DISCUSSION, there were no additions nor deletions. *The Board adopted the amended Agenda by consensus.*

PUBLIC HEARINGS/SPECIAL PRESENTATIONS

There were none.

READING OF THE MINUTES AND THEIR APPROVAL

1. **Minutes of April 11 2001, Board of Managers Meeting.** *Manager Cardinal moved to dispense with the reading of the minutes and approve them with corrections as follows: Page 2, Line 80: insert after "Ditch 2 the words "As-Built"; at Line 91, insert "of this portion of Washington JD2" between the words "drawing" and "provided" and add a sentence after the vote on Line 92 to indicate that there is a copy of the drawing attached as requested by Mr. Waller. Seconded by Manager Waddell. Carried 4-0.*

PERMIT APPLICATIONS REQUIRING BOARD ACTION

The following Permit Applications were reviewed by District's Staff and Engineer and were presented by Engineer Almer for Board action:

No.	Applicant	#Plan Type	Description/Location	*Recommendation
00-68	Tollefson Development, Inc.	LD WA	Sterling Oaks, 41 SFR & 53 TnHms on 39 A loc. on Glenbrook Ave. N, E of Goodview, Forest Lake Twp.	TWAFAA pro 9 items w/4 Stipulations
<i>Motion to adopt the District Engineer's Findings and Recommendation as contained in the Engineer's Report dated 4-20-01 to TWAFAA PA#00-68 pro 9 items w/4 Stipulations: Cardinal/Leroux. Carried 4-0.</i>				

Manager Leroux requested that the Engineers provide location maps, such as a plat map or a USGS map, with their Report so that managers may get their bearings and also that the presenter wait until the managers get on the same page with full attention before speaking. He also stated that he thinks we need to establish the profile for all ditches in the District before allowing culverts to be laid in them. Drewry explained what she meant at last meeting was that District Office

BOARD OF MANAGERS

A.J. CARDINAL, SR. ANOKA COUNTY TOM WADDELL RAMSEY COUNTY JAMES A. LEROUX WASHINGTON COUNTY ORDEEN J. BRAATHEN RAMSEY COUNTY EUGENE L. PETERSON ANOKA COUNTY

63 has the original profile for many of the ditches, but the District's maintenance program is geared to maintaining official
 64 profiles. Mr. Leroux suggested that there be a downstream investigation before recommendations for approval are made so
 65 that managers may take that into consideration.

No.	Applicant	#Plan Type	Description/Location	*Recommendation
66	95-18 Mermaid Supper Club	RG	Amendment: redevl. comm'l site to incl.bldg/recon. exp. pkg SW of Co.Rd.H & W of 10, Mounds View.	TWAFAA pro 1 item w/1 Stipulation
67	Motion to adopt the District Engineer's Findings and Recommendation as contained in the Engineer's Report dated 4-20-01 to TWAFAA PA#95-18 pro 1 item w/1 Stipulation: Leroux/Braathen. Carried 4-0.			
68	01-40 Ed Vaughan	LD	Pheasant Hills Preserve 12 th , 7 SFR lots on un-specified Ac. ¼ mi. N of Birch St. & E of Ruffed Grouse Rd. on island in Wards Lake, Lino Lakes.	TABLE pro 23 items w/4 Stipulations
69	Motion to adopt the District Engineer's Findings and Recommendation as contained in the Engineer's Report dated 4-20-01 to TABLE PA#01-40 pro 23 items w/4 Stipulations: Leroux/Cardinal. Carried 4-0.			
70	01-43 Walker Prop'ty of Woodbury, LLC	LD WA	The Preserve, 59 SFR, 40 MFR on 60 A loc. ½ mi. S of Scandia Trl & E of Goodview, Forest Lake Twp.	TABLE pro 35 items w/4 Stipulations
71	Motion to adopt the District Engineer's Findings and Recommendation as contained in the Engineer's Report dated 4-20-01 to TABLE PA#01-43 pro 35 items w/4 Stipulations: Cardinal/Braathen. Carried 4-0.			
72	01-15 Heritage Devel. of MN, LLC	LD WA	Saddle Club, 46 SFR lots on 39.8 A loc. south & east of Old Birch St., Lino Lakes.	TWAFAA pro 6 items w/4 Stipulations
73	Motion to adopt the District Engineer's Findings and Recommendation as contained in the Engineer's Report dated 4-20-01 to TWAFAA PA#01-15 pro 6 items w/4 Stipulations: Cardinal/Leroux. Carried 4-0.			
74	01-29 Clear Lake Meadows, LLC	LD WA	Clear Lake Meadows, 13 SFR lots on 9.5 A 1/8 mi. N of 210 th St. N & W of Forest Rd N, Forest Lake.	TWAFAA pro 7 items
75	Motion to adopt the District Engineer's Findings and Recommendation as contained in the Engineer's Report dated 4-20-01 to TWAFAA PA#01-29 pro 8 items: Cardinal/Braathen. Carried 4-0.			

93 **CONSENT AGENDA**

94 It was moved by Manager Cardinal and seconded by Manager Braathen to Approve, Table With Authorization For
 95 Administrative Action, or Table the Permit Applications which follow in accordance with the District Engineer's Findings and
 96 Recommendations, as contained in the Engineer's Report dated 4-20-01:

No.	Applicant	#Plan Type	Description/Location	*Board Action
97	99-25 TJP Construction, Inc.	FSD	"After-the-Fact" Amend: bldg addtn & bituminous-pkg riparian Rice Lake, incl'd'g placing fill adj. Lake 2.5±A loc. S of Lake Dr. E & east of Hwy 49, Lino Lakes.	TWAFAA pro 5 items w/1 Stipulation
98	00-01 SuccBdr, City of Lauderdale	S&UC	Amend Plan to include Phase II (4,550± lin.ft. imprvmnts) on Summer, Spring, & Ione Sts btwn Eustis & Pleasant Sts & Carl St. btwn Larpenteur & Roselawn, Lauderdale.	TWAFAA pro 3 items w/1 Stipulation
99	01-38 SuccBdr, City of Hugo	UC WA	Install 12-in. water main ext. fm Well #3 to existing system west of Hwy 61 & north of terminus of Flay Avenue N, Hugo.	TWAFAA pro 3 items
100	01-39 G.M. Homes	LD	Carriage Oaks, 44 MFR units on 5.0±A loc. 250 ft. east of Old Central & north of Osborne Rd., Spring Lake Park.	TWAFAA pro 4 items
101	01-41 Ch. Of. JC of Latter Day Saints	FSD	Church & pkg lot resulting in 2.9±A of impervious area, 4.9±A N of Co.Rd. E & W of Silver Lake Rd, New Brighton.	TWAFAA pro 9 items
102	01-42 Oppidan	FSD	4-bldg comm'l devel. w/assoc'd bituminous pkg, resulting in 8.1±A of impervious area on 10.1±A S of Co. Rd. E & E of Century Ave. N, Mahtomedi.	TABLE pro 13 items
103	01-44 The Village at Shoreview, LLC	FSD WA	Multi-use comm'l & resid'l bldg & 15 condo units resulting in 2.2±A of impervious area on 4.0±A N of Co.Rd. D & E of Lexington Avenue, Shoreview.	TABLE pro 15 items w/4 Stipulations

125 Motion on the Consent Agenda carried 4-0.

127 #KEY: APW=Approp. of Public Waters LD=Land Development S&UC=Street & Utilities Construction
 128 BC=Bridge Construction NPR=No Permit Required UC=Utility Construction
 129 CC=Culvert Construction PDS=Pub./Priv. Dmng. Sys. UDC=Utility Ditch Crossing
 130 CSM=Comp. Stormwater Mgmt. RG=Rough Grading WA=Wetland Alteration
 131 FSD=Final Site Drainage SA=Shoreland Alteration WB=Wetland Banking
 132 *TWAFAA = Table With Authorization For Administrative Action pro = pending receipt of
 133

134 Chairman Waddell called for a brief intermission at 8:04 p.m.; he reconvened the meeting at 8:09 p.m.
 135

136 OPEN MIKE

137 No person rose for the opportunity to address the Board on non-agenda items.
 138

139 ADDITIONAL ITEMS REQUIRING BOARD ACTION

140 1. **Consider Final Approval of \$1,500 Cost-Share Grant to WaterShed Partners for Van to Transport Watershed**
 141 **Exhibit.** Drewry reviewed an e-mail from Ramsey-Washington Metro WD with the Managers in which Cliff Aichinger
 142 reported that in addition to R-W Metro's \$5,000 they have donations from City of St. Paul at \$2,000, DNR at \$500, and the
 143 pledged \$1,500 from RCWD, which brings the Van Fund to \$9,000. WaterShed Partners has purchased a 1993 Ford
 144 Econoline van for \$3,000, will fit it with \$1,000 in shelving to store the WaterShed exhibit and develop graphics for the
 145 exterior at \$1,000 to be garaged and scheduled at Hamline University. Managers recalled the 1-24-01 meeting (see Line
 146 104 of those Minutes) when a pledge of \$1,500 was made until such time as the Board got more information on future
 147 details about other support and on-going maintenance. Drewry stated that consideration is being given to a user fee to
 148 assist with maintenance costs, with *proviso* that exempts donators. *Manager Braathen moved to make payment to Hamline*
 149 *University in the amount of \$1,500 toward purchase of the WaterShed Partners Van. Seconded by Manager Leroux.*
 150 *Carried 4-0.*
 151

152 2. **Consider Authorization NTE \$500 for District Logo Shirts for Field Personnel.** Administrator displayed a
 153 khaki-colored shirt with RCWD logo embroidered above the left pocket and requested approval of 5 shirts each for three
 154 field personnel and shirts for any of the Managers who want one. *Manager Leroux made a motion to authorize expenditure*
 155 *of NTE \$500 for the shirts. Seconded by Manager Braathen. Carried 4-0.*
 156

157 3. **Consideration of Accounts Payable dated 4-19-01, prepared by Boyum & Barendscheer, CPAs.** *Treasurer*
 158 *Braathen made a motion to adopt the 4-11-01 approval of Checks #10461 through 10472 and Checks 10485 through*
 159 *10520 in the amount of \$108,217.61, and appended Checks #10249, 10344 and 10345 totaling \$65,013.21 Motion*
 160 *seconded by Manager Cardinal. Motion carried 4-0.*
 161

162 4. **Reconsider Formal Action on the Original "As-Built" Profile for Washington Judicial Ditch 2.** *Manager*
 163 *Cardinal moved to reconsider the action regarding the original as-built profile for Washington JD2, which was Tabled at the*
 164 *last meeting. Seconded by Manager Waddell. Carried 4-0. (For original Tabling action, see 4-11-01 Board meeting*
 165 *minutes, Line 107.)*

166 *Motion by Manager Cardinal that we adopt the original profile of Washington Judicial Ditch 2, as kept in the*
 167 *Washington County Court House as the "official as-built profile" of Washington County JD2. Seconded by Manager Leroux,*
 168 *who added to the motion that a certified copy of the original profile be incorporated into these minutes by reference. Motion-*
 169 *maker Cardinal agreed to the addition to his motion. Discussion arose over which of several profiles the Board is acting*
 170 *on. John Waller explained there were four profiles presented at the 4-11-01 RCWD Board meeting: 1) existing ditch bottom*
 171 *profile, 2) as-built profile as calculated by Montgomery Watson (which Waller stated contained two errors later*
 172 *acknowledged by MW), 3) GGG Engineering's profile (plotted original profile based upon soil borings), the same as the*
 173 *original as-built profile, and 4) the mediated profile of 10-3-00, which Waller stated was agreed upon by all the engineers in*
 174 *the presence of Justice Simonet, shown on a drawing dated 11-17-00. Ed Waller approached the dais, with a copy of the*
 175 *original Washington JD2 plan in his hands, and guided Chair Waddell and others in reading the plan. Cardinal inquired of*
 176 *the Administrator whether the RCWD office has a copy of the plan held by Mr. Waller; he received an affirmative reply*

177 *Manager Leroux moved to amend the motion to identify the mediated profile of 10-3-00 (#4 above) as the profile*
 178 *we accept as a District. Discussion followed. Chair asked for a restatement. Leroux moved to change the profile from the*
 179 *original "as-built" profile to the mediated profile of 10-3-00, on drawing dated 11-17-00. Manager Cardinal seconded the*
 180 *amendment. Discussion commenced. Drewry stated that the mediated profile, as drawn by the City of Hugo Engineer*
 181 *GGG, differed. John Waller stated that the mediated profile, as drawn by the City of Hugo Engineer, GGG, Inc., combined*
 182 *the mediated profile of 10-3-00 (later drawn and dated 11-17-00) and the original planned profile of JD2 with head of Ditch*
 183 *and Branches 1 and 2 into a proper engineering format.*

184 *Manager Leroux moved to amend the amendment to adopt the City of Hugo Engineer GGG, Inc.'s drawing. The*
 185 *amendment to the amendment was seconded by Manager Cardinal. The Managers voted 3-1 (Nay: Waddell) to amend the*
 186 *amendment, and so the second amendment carried. Then the Managers voted 3-1 (Nay: Waddell) for the amendment,*
 187 *and so the first amendment carried. The vote on the original motion as amended carried 3-1 (Nay: Waddell) to adopt the*
 188 *10-3-00 mediated profile, as drawn by GGG, Inc. on and dated 11-17-00, as the official as-built profile of Washington*

189 County JD2 and that it is hereby incorporated into these minutes by reference and maintained in the District Office file
190 labeled "Washington Judicial Ditch 2".
191

192 5. **Re-organization of Board Officers/Positions.** *By consensus, this item was deferred to the end of the meeting.*
193

194 **ITEMS FOR DISCUSSION AND INFORMATION**

195 1. **Update on Hugo City Hall Infiltration Demo—Concept Plan.** Managers reviewed a letter dated 4-12-01 from
196 EOR to the Hugo City Administrator on subject of "Feasibility Analysis & Concept Plan for Infiltration and Rain Garden
197 Demonstration Site" for the new City Hall. The letter introduces the RCWD cost-share program to encourage infiltration
198 practices, describes their importance, and confirms that initial discussions with staff and consultants for the City reveal that
199 the new City Hall site is appropriate and feasible for an infiltration demonstration site incorporating rain gardens, depressed
200 infiltration parking lot islands, vegetated swales and storage of roof runoff for irrigation (covered rain barrels). Engineer
201 Emmons reported his presentation to the City Council was well received and they are agreeable to proceeding; everyone at
202 the City seems excited about doing the demonstration project. Manager Leroux forwarded to Emmons comments he has
203 heard regarding the good impressions EOR/Emmons has made at the City. Next steps are for the District to assist in final
204 design of the practices, then develop cost estimates. At that point, the City will discuss cost-share aspects with the RCWD.
205

206 2. **Update on Ditch 53-62 WCA Exemptions Appeal.** Drewry reported that she attended the BWSR Board meeting
207 this morning and heard them uphold the RCWD Board's decisions on 1) the WCA Federal Exemption doesn't apply and 2)
208 the WCA Drainage Exemption does apply and 66 Acres of Type III Wetlands must be replaced. She noted that there is a
209 copy of the BWSR Board Findings and Order copied to each Manager this evening. The BWSR Board's decision may yet
210 be appealed to the Minnesota Court of Appeals.
211

212 3. **Report on Metro MAWD Meeting.** Manager Cardinal attended, along with the Administrator. Cardinal reported
213 that the group is still discussing the expense of engineering costs, and the prospects for standardizing them. The difficulty
214 rises in that no two permits/projects are the same, so costs will vary in accordance. Administrator Drewry reported that the
215 Summer Tour is planned for June 28, 29 and 30 at the Heron Lake Watershed District. Also, MAWD is planning orientation
216 and training for new managers in the fall. She referenced the Legislative Update which was distributed in Agenda packs.
217

218 4. **Billing Report through 4-20-01.** Reviewed informationally.
219

220 5. **May 2001 Meeting Schedule Memo.** Received informationally.
221

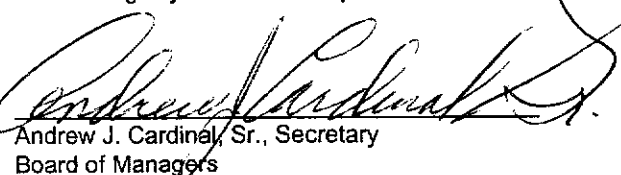
222 6. **May 2 Advisory Committee Meeting Agenda.** Manager Leroux will again serve as Board's Liaison to the AC.
223

224 **ADDITIONAL ITEMS REQUIRING BOARD ACTION**

225 5. **Re-organization of Board Officers/Positions.** Chair Waddell brought forward this deferred item. There was
226 considerable discussion about whether to reorganize the offices/positions at this time, or wait until the Anoka County
227 Commissioners appoint a new manager, expected to occur at either of their 5/8 or 5/22/01 meetings, and who would serve
228 as president of the Board. *By consensus the Managers agreed to wait for the appointment of a new manager from Anoka
229 County and hold an election at that time.*
230

231 **ADJOURNMENT**

232 *Motion to adjourn by Manager Cardinal, seconded by Manager Braathen. Carried 4-0. Vice-President Waddell declared*
233 *the meeting adjourned at 9:15 p.m.*
234

235
236
237 
238 Andrew J. Cardinal, Sr., Secretary
239 Board of Managers
240

241 bct
242 **APPENDED: 1) ORIGINAL PROFILE FOR WASH. CO. JD 2**
243 **TO ORIG. MIN. 2) GGG MEDIATED PROFILE OF 10-3-00, DATED 11-17-00.**
244

245 c: Managers (4), Attorney, EOR Engineers (2), Montgomery Watson (1), Accountant, Advisory Committee (8), Municipalities (29),
246 Blaine Councilman T. Capra, Anoka Co. Commissioners (3), Chair, Anoka Co. Board of Commissioners, Chair, Hennepin Co. Board of
247 Commissioners, Ramsey Co. Commissioners (2), Chair, Ramsey Co. Board of Commissioners, Chair, Washington Co. Board of
248 Commissioners (1), Ramsey Co. DPW, MN Board of Water & Soil Resources, MN Dept. of Natural Resources, David Zappetillo, DNR
249 Fisheries, Anoka Conservation District, Hennepin Conservation District, Ramsey Soil & Water Conservation District, Washington Soil &
250 Water Conservation District (4), St. Paul Water Utility (2), M.Jouseau, Metropolitan Council, MPCA (2), Brown's Creek WD, Capitol Region
251 WD, Comfort/Forest Lake WD, Coon Creek WD, Minnehaha Creek WD, Ramsey-Washington Metro WD, Lower St. Croix Valley WD,
252 White Bear Lake Cons. District, Loren Hentges, Joe Preiner, John Waller, Marisa Agha, *St. Paul Pioneer Press*, Hannah Tilsen, *The
253 Hugonian*, Fran Miron, Krebsbach & Haik, G.Rehbein Cos.