



MINUTES OF THE BOARD OF DIRECTORS – October 2020 REGULAR BOARD MEETING  
 October 28<sup>th</sup>, 2020

Attendance		Present	Absent
Jim Lindner, Chair	City of Gem Lake	X	
Marty Long, Vice Chair	City of North Oaks	X	
Rob Rafferty, Secretary-Treasurer	City of Lino Lakes		X
Ed Prudhon	White Bear Township	X	
Dan Jones	City of White Bear Lake	X	
Patricia Youker	City of Vadnais Heights	X	
Phil Belfiori	Administrator	X	
Brian Corcoran	Water Resources Mgr.	X	
Dawn Tanner	Program Development Coord.	X	
Nick Voss	Education & Outreach Coord.	X	
Tyler Thompson	GIS Watershed Tech.	X	

**Others in attendance:** Martin Johnson, Ed & Dianne Haddon, Troy Kunze, Erinn & Ralph Robovsky, Jeff Moore (VH residents); Grant Johnson (Re/Max Results); Emily Jennings (SEH); Bob Larson (VLAWMO TEC); Mark Houge (North Oaks Company).

**I. Call to Order**

The meeting was called to order at 7:00 pm by Chair Lindner. Lindner: present, Long: present, Rafferty: absent, Prudhon: present, Jones: present, Youker: present via Zoom.

**II. Approval of Agenda**

The agenda for the October 28, 2020 Board meeting was presented for approval, Chair Lindner asked for any additions or corrections. There were 2 proposed changes: move item V. B. 5. to the Consent Agenda as IV. B. 5. and the addition of item IV. B. 6. Payment of Workers Comp. Premium to LMCIT to the Consent Agenda.

A motion was made by Long and seconded by Jones to approve the October Board meeting agenda, as amended. Vote: all aye. Motion passed.

**III. Visitors and Presentations**

**A. Public Visitors – non-agenda items**

Edward Haddon (532 Bear Ave North, Vadnais Heights) brought forth concept plans for the extension of Bear Ave North in Vadnais Heights. Haddon expressed that some of the residents have no interest in changes to their development and questioned if such plans could be approved by VLAWMO.

Lindner noted that VLAWMO will have to go through the proper legal process for project approval or disapproval of the potential project. Haddon thanked them for their time. Troy Kunze (500 Bear Ave North, Vadnais Heights) noted the original development was platted in 1937 and residents have concern about water issues and sedimentation that may come with the development.

**B. TEC Report and Financial – October**

Belfiori briefly overviewed the October TEC Report to the Board and Finance Report.

**IV. Consent Agenda**

Chair Lindner asked if any Board members wished to speak on the project updates; none.

**A. Approval of Minutes: August 26, 2020**

The minutes from the August 26<sup>th</sup>, 2020 Board meeting are placed on the agenda for approval, as presented. No comments from the Directors.

A motion was made by Jones and seconded by Lindner to approve the August 26, 2020 Board meeting minutes, as presented. Vote: all aye. Motion passed.

**B. Project Reports and Updates**

Staff prepared updates for projects and programs in the October Board meeting packet. Belifori noted that while these were placed on the Consent Agenda, they provide some excellent reports and would encourage the Board to review them.

**1. S.E.H. Wetland Inventory Report Sucker/Vadnais Subwatershed**

Summary in October 28, 2020 Board packet.

**2. Pleasant Lake Sedimentation/Internal Load Study**

Summary in October 28, 2020 Board packet.

**3. Wilkinson Feasibility Study**

Summary in October 28, 2020 Board packet.

**4. Small Watershed 319 Process (Wilkinson Subwatershed)**

Summary in October 28, 2020 Board packet.

**5. Watershed Partner Award call for nominations**

Voss gave a brief overview that the nominations for Watershed Partner Award are live.

**6. Payment of workers compensation premium due to annual audit**

Summary in October 28, 2020 Board packet.

A motion was made by Prudhon and seconded by Jones to approve the October 2020 Board meeting consent agenda, as amended. Vote: all aye. Motion passed.

**V. Business**

**A. Administration**

**1. Consider storm sewer utility certification lists for 2021 – Resolution 06-2020**

Belfiori presented the proposed 2021 storm sewer utility parcel summary and lists for consideration and approval of Resolution 06-2020, certifying storm sewer utility charges to the County Auditor to be assessed on real estate taxes payable in 2021. Staff recommended approval.

**Discussion:** None.

A motion was made by Jones and seconded by Prudhon to approve Resolution 06-2020, approving VLAWMO's Storm Sewer Utility Certification Lists for Anoka and Ramsey Counties for 2021. Vote: Lindner: aye, Long: aye, Prudhon: aye, Jones: aye, Youker: aye. Motion passed.

**RESOLUTION 06-2020**

**A RESOLUTION CERTIFYING STORM SEWER UTILITY CHARGES TO THE COUNTY AUDITOR TO BE ASSESSED ON REAL ESTATE TAXES PAYABLE IN 2021.**

WHEREAS, Minnesota Law 2008, Chapter 366, Article 6, Section 47 provides that the Vadnais Lake Area Water Management Organization may certify to the County Auditors the amounts of storm sewer utility charges to be collected on said premises the ensuing year; and

WHEREAS, the Storm Sewer Utility (SSU) Rule of the Vadnais Lake Area Water Management Organization, provides that the watershed may certify to the County Auditors the amounts of unpaid utility charges to be collected as part of the tax levy/special assessments on said premises the ensuing year;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE VADNAIS LAKE AREA WATER MANAGEMENT ORGANIZATION, AS FOLLOWS:

1. Attachments 1 and 2 attached hereto and made a part thereof by reference is a list of parcels of real property lying within the VLAWMO limits of which have surface water runoff and on which there are service charges payable in 2021.
2. The Board hereby certifies said list and requests the Ramsey County Auditor and Anoka County Auditor to include in the real estate taxes/assessments due the amount set forth in Attachments 1 and 2 with taxes/assessments due and payable in 2021.
3. The VLAWMO Administrator is directed to tender a certified copy of this Resolution to the Ramsey and Anoka County Departments of Property Records and Revenue.

The question was on the adoption of the resolution and there were 5 yeas and 0 nays as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>
<i>Dan Jones</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Ed Prudhon</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Rob Rafferty</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Marty Long</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Patricia Youker</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Jim Lindner</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\_\_\_\_\_ Board Chair Date

\_\_\_\_\_ Attest Date

James Lindner, Chair

\_\_\_\_\_ Date

VADNAIS LAKE AREA WATER MANAGEMENT ORGANIZATION

I, the undersigned, Administrator of the Vadnais Lake Area Water Management Organization, hereby certify that I have carefully compared and attached the foregoing extract of minutes of a regular meeting of the Board of Directors of said watershed held on the 28th day of October 2020, with the original thereof on file in my office.

WITNESSED BY the Watershed Administrator this 28th day of October 2020.

\_\_\_\_\_  
Phil Belfiori, Administrator

**2. 2021 – 2023 Office space lease agreement**

Belfiori presented a lease Agreement for continued partnership for renting office space at the Vadnais Heights City Hall. This comes after negotiations to renew VLAWMO’s space lease, with terms that were recommended by the Policy & Personnel Committee, and proposed agreement would see an annual average increase in costs just under 3% over the next 3 years. The Vadnais Heights City Council voted to approve the proposed lease

Agreement at their Oct. 20, 2020 meeting. Staff recommended approval and adoption of Resolution 11-2020.

**Discussion:** None.

A motion was made by Youker and seconded by Lindner to move the approval of the 2021-2023 VLAWMO lease Agreement with the City of Vadnais Heights, as presented, and approval of Resolution 11-2020. Vote: Lindner: aye, Long: aye, Prudhon: aye, Jones: aye, Youker: aye. Motion passed.

**Resolution 11-2020**  
Of the Vadnais Lake Area Water Management Organization (VLAWMO)  
**Office Lease**

Resolution 11-2020 was moved by Director Youker and seconded by Director Lindner :

A RESOLUTION FOR APPROVAL OF THE 2021 – 2023 OFFICE LEASE with the City of Vadnais Heights.

**Whereas**, VLAWMO must maintain an office, with required facilities within the VLAWMO jurisdiction and the accommodations within the Vadnais Heights city hall meet those needs, and

**Whereas**, VLAWMO finds the location, accommodations and personnel at city hall to be a good fit with VLAWMO needs,

**Therefore be it resolved** to approve the 2021 – 2023 lease agreement with the City of Vadnais Heights with any non-material changes and upon advice of Counsel.

The question was on the adoption of the resolution and there were 5 yeas and 0 nays as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>
<i>Dan Jones</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Ed Prudhon</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Rob Rafferty</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Marty Long</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Patricia Youker</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Jim Lindner</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\_\_\_\_\_ Board Chair Date

\_\_\_\_\_ Attest Date

**B. Projects**

**1. Lambert Lake Meander and Sheetpile Replacement Project**

**a. Consider contract award for the Lambert Lake Project – Res. 07-2020**

Tanner presented that after the bid closing and opening for the Lambert Lake project, 10 bids for construction were received. SEH has completed a tabulation and review of all bids, and is recommending Sunram Construction, Inc for the bid award in the amount of \$539,976.90, and is also the lowest bidder. SEH and staff are recommending authorization to select Sunram for bid selection, along with authorization of the VLAWMO Administrator to sign into contract with the selected bidder. Staff recommends the Board ratify and approve signing of Resolution 07-2020 formally approving the bid recommendation, approve notice of award, authorize SEH to prepare the conformed contract, and authorize signature of the contract by the VLAWMO Administrator.

**Discussion:** Jones mentioned the Engineer’s Estimate and asked about the range of project bids. Jennings noted that the unit prices varied between the bidders and spoke to the range, and the complexity of the type of work. Jennings spoke of Sunram’s experience with prior wetland work in the winter, being comparable to the Lambert Lake project, and submitted 3 project examples, including stream restoration projects. Lindner noted that being wary of change orders and low bidding. Belfiori noted the change order cap of 15% for the project. Prudhon asked about contingencies for change orders. Jennings noted a 10% reserve was set aside for any changes in materials.

A motion was made by Prudhon and seconded by Jones for the approval of Resolution 07-2020 authorizing the selection of bid recommendation to Sunram Construction, Inc.; approves the notice of award; authorizes SEH to prepare the conformed contract; and authorizes the VLAWMO Administrator to sign the contract upon receipt from Sunram Construction, Inc. and upon advise from counsel. Vote: Lindner: aye, Long: abstains, Prudhon: aye, Jones: aye, Youker: aye. Motion passed.

**Resolution 07-2020**

Of the Vadnais Lake Area Water Management Organization (VLAWMO)

**Order recommended bid; approve the notice of award; authorize SEH to prepare the conformed contract; and authorizes the VLAWMO Administrator to sign contract upon receipt from contractor for Lambert Lake Pond sheetpile replacement and meander construction**

Resolution 07-2020 was moved by Director Prudhon and seconded by Director Jones :

**Whereas**, the Board of the Vadnais Lake Area Water Management Organization (the “Board”) is proceeding with the Lambert Lake VLAWMO Bacteria, Sediment, and Nutrient Reduction Project as agreed upon in the grant and loan contracts agreed upon and signed with MPCA in 2019;

**Whereas**, the sheetpile replacement and meander construction portions of the project are referenced as “Lambert Lake Improvements” in the formal request for bids and project specification;

**Whereas**, the Board has reviewed anticipated project costs as part of the June, 2020, Board meeting; reviewed the plans and a summary of specifications during the August, 2020, Board meeting; authorized solicitation of bids for Lambert Lake Improvements during the August, 2020, Board meeting;

**Whereas**, in accordance with applicable legal requirements, VLAWMO duly advertised for sealed bids for construction of the Lambert Lake Improvements, and on October 1, 2020 via QuestCDN, bids were opened and read aloud, with 10 bids being received for the Project;

**Whereas**, SEH has submitted a memorandum dated October 13, 2020, in which it reports that the low bid was submitted by Sunram Construction, Inc., in the amount of \$539,824.00, that the bid is responsive and that Sunram Construction, Inc., is a responsible bidder, and recommends awarding the bid accordingly;

**Therefore** be it resolved that the VLAWMO Board that:

1. The contract for the Lambert Lake Improvement Project is awarded to Sunram Construction, Inc. for the contract price of \$539,824.00;
2. The VLAWMO Board authorizes SEH to sign and transmit the Notice of Award, SEH to prepare the conformed contract, the VLAWMO Administrator to sign the construction agreement and issue the notice to proceed on advice of SEH and counsel and when prerequisites for issuance have been met by the contractor;

3. The VLAWMO Board authorizes the VLAWMO Administrator to sign change orders increasing the contract price in an aggregate net amount not exceeding 15 percent of the contract price

The question was on the adoption of the resolution and there were 4 yeas and 0 nays as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>
<i>Dan Jones</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Ed Prudhon</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Rob Rafferty</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Marty Long</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Patricia Youker</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Jim Lindner</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\_\_\_\_\_ Board Chair Date

\_\_\_\_\_ Attest Date

**b. Consider SEH construction inspection scope of work**

Staff is recommending the Board authorize a not-to-exceed amount of \$41,750 for a contract for scope of work for construction oversight, inspection, and documentation for the length of the Lambert Lake project. Staff requests that the Board approve the scope of work and not-to-exceed total of \$41,750 for construction services including oversight, inspection, and documentation. Staff also requests that the Board authorize signing the Supplemental Letter Agreement by the VLAWMO Administrator for SEH construction services. Tanner noted that more oversight by SEH is more likely to keep the project budget from fewer overruns. Addition of drone flights is also included in the contract price.

**Discussion:** none

A motion was made by Jones and seconded by Prudhon for the approval of the scope of work and not-to-exceed total of \$41,750 for contract and hiring of SEH for construction services including oversight, inspection, and documentation, and authorizes signing the Supplemental Letter Agreement by the VLAWMO Administrator for SEH construction services. Vote: Lindner: aye, Long: abstains, Prudhon: aye, Jones: aye, Youker: aye. Motion passed.

**2. Consider VLAWMO Cost Share Program Policy Update**

Thompson presented the proposed Policy updates for the VLAWMO Cost Share Program via PowerPoint presentation and thanked those involved for their time and consideration on the effort. At their 10/9/20 meeting, the VLAWMO TEC recommended to the Board the approval of “Option 1” for updated of the VLAWMO Cost Share and Community Blue Grant Programs. Staff recommends the Board consider approval of the Program Policy updates, and ratification of Resolution 08-2020 implementing these updates.

**Discussion:** Lindner asked about marketing for the Program and Thompson noted that the Education & Outreach Program will continue to do a great job of promoting the Program.

A motion was made by Jones and seconded by Long for the authorization of “Option 1” for updating of the VLAWMO Cost Share Program, and approving ratification of VLAWMO

Resolution 08-2020. Vote: Lindner: aye, Long: aye, Prudhon: aye, Jones: aye, Youker: aye. Motion passed.

**Resolution 08-2020**

Of the Vadnais Lake Area Water Management Organization (VLAWMO)

**To clarify and update the use of VLAWMO Cost Share & Community Blue Program Funds**

Resolution 08-2020 was moved by Director Jones and seconded by Director Long :

**Whereas**, The VLAWMO Board established a Cost-share program to contribute funding to eligible projects where an application has been approved by the VLAWMO Board or VLAWMO Technical Commission, and

Whereas the VLAWMO cost share program has been subsequently updated with past resolutions 08-2009, 02-2012, and 01-2014, to become the current Program, which currently includes the rain barrel, Landscape Level 1, and Landscape Level 2 grant programs, and

**Whereas**, Funds for the Cost Share Program are established and budgeted on an annual basis, with projects recommending \$5,000.00 or more in VLAWMO grant funds require approval from the VLAWMO Board of Directors, and grant funding in lesser amounts requiring approval from the VLAWMO Technical Commission, and

**Whereas**, at the June 2020 VLAWMO Board meeting, the Directors discussed the need to review the current VLAWMO cost share policy and related program budget, and

**Whereas**, at the August 2020 VLAWMO Board meeting, the Board authorized a Cost Share Program Policy Review & Update Subcommittee creation and agreed to schedule a subcommittee meeting in September 2020, and

**Whereas**, the Cost Share Program Policy Review Subcommittee met on Sept. 23, 2020 and reach unanimous consensus to pursue “option 1” which included proposed program changes to clarify and update the eligibility for the VLAWMO Landscape Cost Share Grant Program, Level 1 & Level 2, as well as the partial program and funding integration of VLAWMO Education and Outreach Community Blue Education Grant Program to create the Soil Health Grant, and

**Whereas**, at the October TEC meeting the Commissioners approved the Cost Share Program Policy Review Subcommittee Recommendation to the VLAWMO Board, and

**Whereas**, The Board intends to evaluate these Program changes after one year.

**Therefore, be it resolved:** The VLAWMO Board of Directors adopts the attached language and documents dated 10-28-2020 to update the VLAWMO Cost Share & Community Blue Grant Programs eligibilities and funding amounts as presented and with non-material changes to Program documents allowed, upon approval.

The question was on the adoption of the resolution and there were 5 yeas and 0 nays as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>
<i>Dan Jones</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Ed Prudhon</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Rob Rafferty</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Marty Long</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Patricia Youker</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Jim Lindner</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\_\_\_\_\_ Board Chair Date

\_\_\_\_\_ Attest Date

### **3. Consider East Goose Lake Adaptive Lake Management Public Engagement**

Belfiori overviewed the most recent East Goose Lake Adaptive Management strategy, as well as recent efforts on public engagement. A presentation was given to City of White Bear Lake City Council at their 10/13/20 meeting, and no reservations were voiced to future partnership on public engagement or building of a financial partnership to implement possible draft management activities. Staff is recommending the Board authorize staff to proceed with scheduling the East Goose Lake Neighborhood Conversation for Dec. 1, 2020 at 6:30 pm and authorize the distribution of the invitation letter for this meeting with any non-material changes. Belfiori presented the included presentation in the meeting packet.

**Discussion:** Prudhon asked about the scope of the residents that were reached out to. Belfiori answered that it would be landowners around the Lake. Jones mentioned he would like to see more outreach to the businesses and organizations invited and asked for their input, interest and assistance. Jones and Long expressed interest in asking the SPRWS for assistance in lake management. Belfiori noted that the bigger businesses and agencies will be scoped for inclusion.

A motion was made by Prudhon and seconded by Jones for the authorization to proceed with scheduling the East Goose Lake Neighborhood Conversation for Dec. 1, 2020 at 6:30 pm and authorize the distribution of the invitation letter for this meeting with any non-material changes. Vote: all aye. Motion Passed.

### **4. Consider Ditch 14 Maintenance Project E. Vadnais Lake to Oak Creek Dr.**

Corcoran presented the continued work on the proposed maintenance work on 700 linear feet of lower Ditch 14 (Lambert Creek), downstream of Oak Creek Drive W and into East Vadnais Lake. Work would include dredging of material down to the ACSIC elevation profile and lowering of the downstream culvert. Progress is being made on the permit process with the DNR, SPRWS, Ramsey County, and BWSR. Due to the unique timing of pending permits and work schedule, staff is recommending approval and authorization of the Administrator for signing of the contract with Scandia Trucking for proposed work, authorize the Administrator to sign liability waivers with Ramsey County and SPRWS, and authorization to move up 2021 budget funds (up to \$15,000) for possible 2020 construction.

**Discussion:** Belfiori thanked Youker for her help in moving towards this project, as well as the Board pursuing this project. Lindner asked about potential maintenance of this work. Corcoran noted the possible upstream ditch work to keep flow open. Prudhon asked about moving the funds from 2021 to 2020. Belfiori outlined pulling funds from budgeted maintenance 2020 funds if the project is completed this fall.

A motion was made by Youker and seconded by Jones for the authorization to proceed with the above three (3) actions; contract with Scandia Trucking for Ditch 14 maintenance project with any non-material changes and upon advice of Counsel; the VLAWMO Administrator to sign liability waivers with Ramsey County and St. Paul Regional Water Service; authorization to move up 2021 budgeted work into 2020 budget for possible construction yet this year and increase authorized spending up to \$15,000 for project costs. Vote: all aye. Motion Passed.

## **C. Operations**

### **1. Consider Birch Lake Animal Hospital Buffer Variance Request**

Corcoran presented the request of a wetland buffer variance for the Birch Lake Animal Hospital to expand parking space and reduce off-street parking. As part of the request, the requester will add an infiltration basin to reduce runoff to the effected wetland. Staff is recommending the Board approves the wetland buffer variance request, contingent on the installation of the proposed infiltration basin, and ratification of Resolution 09-2020 granting this variance.

**Discussion:** Lindner asked if the TEC had recommended approval. Corcoran noted that the request had come in after TEC and due to timing constraints, there is no TEC

recommendation at the time of the Board meeting. Jones questioned whether the infiltration basin has a maintenance plan, and is not in favor of the request if there is no available information. Belfiori asked about the purpose of the variance, is it strictly for the infiltration basin or solely for VLAWMO's buffer rules. Corcoran clarified that the City normally arranges a maintenance agreement, and there is not information yet on an agreement, but noted a contingency may be placed on the variance for the basin maintenance. Corcoran also noted that this decision is strictly based upon VLAWMO's buffer rules. Jones discussed the possibility of tabling the agenda item. Lindner noted that without the TEC's recommendation, a motion to table the agenda item for the December meeting would seem beneficial to gather more information.

A motion was made by Jones and seconded by Prudhon to seek more information and table the hearing of the Birch Lake Animal Hospital Buffer Variance Request to the December 9, 2020 Board meeting. Vote: all aye. Motion Passed.

## **2. Consider Moore's Vincent Estates (Staeheli) Buffer Variance Request – Res. 10-2020**

Corcoran presented a VLAWMO wetland buffer variance request submitted for a proposed 22 unit development in Vadnais Heights, named Moore's Vincent Estates. A total of 111 square feet of structure, a raised deck, would be within the wetland buffer. The applicant has made changes in development designs to allow for maximum reduction of impervious surface and stormwater volume reduction. Staff is recommending approval of the wetland buffer variance request on unit 22 (111.3 sq ft) for the Moore's Vincent Estates, and ratification of Resolution 10-2020 approving this wetland buffer variance.

**Discussion:** Lindner and Prudhon questioned the effects of the proposed development design based on the proximity to the wetland and the possible future implications. Jones asked for clarification on the two wetland buffer lines shown on plan and Corcoran provided clarification. Lindner asked how the proposed development would be effected without a granted Variance. Jeff Moore answered that a possible deletion of unit 22 would need to be analyzed to determine financial feasibility of the development project if the VLAWMO Board does not approve, though the development size may decrease. Prudhon asked about the guarantee of engineering for the building, noting concerns about soils, building integrity, and the assumption of risk. Moore noted that the buildings will be engineered properly and meet all state codes, and the adjacent wetland has ample elevation from the proposed development. Jones thanked Moore for his explanation and clarification. Prudhon noted his hesitation on approval of the proposed wetland buffer variance.

A motion was made by Jones and seconded by Youker for the authorization of the wetland buffer variance to Moore's Vincent Estates, unit 22, and ratification of Resolution 10-2020 granting this variance. Vote: Lindner: aye, Long: aye, Prudhon: aye, Jones: aye, Youker: aye. Motion passed.

### **Resolution 10-2020**

Of the Vadnais Lake Area Water Management Organization (VLAWMO)  
**Buffer Variance Moore's Vincent Estates**

Resolution 10-2020 was moved by Director Jones and seconded by Director Youker :

**Whereas**, the Board of the Vadnais Lake Area Water Management Organization has considered the buffer variance request for Moore's Vincent Estates (Staeheli) as presented by VLAWMO staff. The variance request and documents are attached to this Resolution, and

**Whereas**, Moore's Vincent Estates (Staeheli) are proposing a variance to the VLAWMO wetland buffer of a max of 10' (111.3 sq ft) on unit 22 for a deck and enclosed porch, please see attached buffer exhibit. A Manage 2 wetland is

adjacent to the proposed 22 unit development. Buffer impact has been reduced by narrowing road and cul-de-sac as well as clustering townhomes to reduce previous surface,

**Therefore** be it resolved that the Buffer Variance for Moore’s Vincent Estates (Staehele), dated 10-28-2020 is approved.

The question was on the adoption of the resolution and there were 5 yeas and 0 nays as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>
<i>Dan Jones</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Ed Prudhon</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Rob Rafferty</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Marty Long</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Patricia Youker</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Jim Lindner</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\_\_\_\_\_ Board Chair Date

\_\_\_\_\_ Attest Date

**3. Anderson Woods Replacement Plan Amendment**

Corcoran presented a proposed wetland replacement plan for the Anderson Woods South development in North Oaks. The replacement plan proposes .1925 acres of permanent impact to one wetland, and would be replaced by withdrawing .3850 acres of wetland credit from the North Oaks Company wetland bank, Account #170. The project has been designed to minimize wetland impacts to the extent practicable and include construction practices to reduce or eliminate secondary wetland impacts. Staff is recommending to the Board for the approval of the wetland impact amendment for Anderson Woods South of an additional 0.0142 acre of permanent wetland impact, replacement at 2:1 via wetland bank credits will increase from 0.3850 (acres) to 0.4134 (acres), a 7.4 percent increase from original June 24th, 2020 approved replacement plan.

**Discussion:** Lindner clarified this is an amendment to an earlier approved action in June. A motion was made by Long and seconded by Jones for the authorization and approval of the wetland impact amendment for Anderson Woods South of an additional 0.0142 acre of permanent wetland impact, replacement at 2:1 via wetland bank credits will increase from 0.3850 (acres) to 0.4134 (acres). Vote: all aye. Motion Passed.

**VI. Discussion/Updates – Meeting Format Discussion**

Lindner addressed the current state of meeting format and needing the decision for moving to electronic meetings for the near future. Belfiori noted the Board would need to justify moving back to electronic meetings with a document. Prudhon asked about ease of visitors and presentations. Lindner supported moving back to the electronic format again, as the VLAWMO attorney advised deciding on a meeting format, one way or the other. Lindner and Prudhon noted that their cities are meeting in person, Jones and Long noted that Zoom has worked well for their cities. Lindner acknowledged his intent to sign the electronic meeting disclosure document, and noticed that the December 2020 Board meeting will be virtual.

**VII. Administration Communication**

**A. MAWD Annual meeting**

Belfiori noted the MAWD annual meeting will be held electronically.

**VII. Adjourn**

A motion was made by Prudhon and seconded by Jones to adjourn at 8:59 pm. Vote: all aye. Motion passed.  
Minutes compiled and submitted by Tyler Thompson.