

Minutes of the 139th Port Ludlow Drainage District
Regularly Scheduled Meeting
Thursday April 8, 2010 10:00 a.m.

~ Approved ~

Call to order: The 139th regularly scheduled meeting of the Port Ludlow Drainage District (PLDD) was called to order by Chairman Commissioner Leland Amundson at 10:00 a.m.

Attendance: Present were Chairman Commissioner Leland Amundson, Commissioner Walter Cairns, and Commissioner Secretary James Laker.

Minutes: PLDD Commissioners approved as written the Minutes of the regularly scheduled March 11, 2010 meeting.

Expenses:

By a motion made and carried the PLDD Commissioners approved Drainage District expenses that accrued from 10 March, 2010 to 7 April, 2010 for the total amount of \$3,088.79. A breakdown of this total is shown below:

VOUCHER#	VENDOR	AMOUNT
10-028	LEE AMUNDSON	646.96
10-029	OLYMPIC TREE SERVICE	325.20
10-030	LMC	316.68
10-031	WALT CAIRNS	90.00
10-032	SUSAN BARTKUS	137.37
10-033	VIRGINIA BROWN	230.00
10-034	L&I	6.63
10-035	SETON CONSTRUCTION	1,335.95

Public Forum:

- No issues were brought to the Commissioners attention during the public forum portion of this meeting

Old Business:

1. (2:03)The **Rainier to Oak Bay Greenbelt Drainage** project was discussed briefly. Engineer Lockett brought to the meeting an application for a Public Work Trust Fund (PWTF) loan, due to be submitted prior to May 10, 2010. This loan would be for \$646,935.00 at ½% interest, with a total project cost of \$836,000.00 for the construction portion of the project. Commissioner Cairns recalled that Engineer Barry Baker had previously informed the PLDD that funding for the Oak Bay project could be included, Engineer Lockett said that this could be done, though the application would need to be amended and the PWTF board would need to be asked about this. Upon Engineer Lockett's request PLDD Commissioners signed the application as prepared with the understanding that it would be amended if necessary. Ms. Lockett also brought to this day's meeting a 2010 Greenhouse Gas Emission Reduction Resolution (in accordance with Washington State RCW 70.235) for Commissioners to sign, this document states that *"In conducting the business of Port Ludlow Drainage District, the following steps shall be taken to reduce greenhouse gas emissions: Maximize the reduction of vehicle*

miles traveled: Limit resources required to conduct business, including electricity and structures.: Minimize the use of printed materials to the extent possible.: Incorporate natural drainage features and low-impact development practices to the extent possible. By a motion made, seconded and unanimously approved, Commissioners signed this Resolution; a copy will be included with the PWTF loan application.

2. (8:00) Previously, Commissioner Walter Cairns requested that there be a study to investigate the **Water Flow into the Bioswales and the Detention Pond**; he became concerned because he hadn't observed any water coming down into the area, suspecting that there must be an obstruction with the water going somewhere else. Engineer Lockett reported that she was able to obtain the original Detention Pond plans from Larry Smith, president of Olympic Water & Sewer (OWS) and she was able to make usable copies, but she was still trying to obtain the original drainage design report, which is needed before any steps are taken to correct failures. The area had been modified, possibly after the play area was moved there sometime in the 1990's.
3. (11:00) Commissioners and engineer Lockett recently conducted site visits regarding an issue with runoff on lot # 2-3-205, belonging to **Clarence and Catherine Garrison, owners of lot #'s 2-3-205 and 2-3-206, 33 Adventurer Lane**. Mr. Garrison's recently revised request may involve runoff coming from an adjacent reserve area, down the slope and onto his lot. In February 2010, Commissioner Cairns reported that the Ludlow Maintenance Commission (LMC) Greenbelt Committee (GBC) notified the PLDD of this situation; Mr. Garrison brought to the Commissioners attention a matter of runoff coming onto his property from his neighbors' property, lot # 2-3-190. Commissioners determined at that time, by looking at the Platt map that there is no green belt or easement between lots 206 and 190, there is a sewer easement adjoining lots 190, 191 and 205; therefore since this situation involves private property runoff, the PLDD could not address correcting the matter. Though Mr. Garrison had surveyors establish boundaries, which indicated an easement, there are in fact none. Commissioners and engineer Lockett advised Mr. Garrison to either contact the County for a legal description, or access it online. Commissioners discussed the current situation, and methods to resolve the matter. During the March PLDD meeting, Commissioner Cairns read a 1997 letter from attorney Karen Willie regarding surface water being "the common enemy", and that you must use due care when managing it, also citing a January 10, 2000 Washington State Supreme Court decision. Commissioner Laker stated that we have two sources of water going onto the Garrison's property, that being from the Greenbelt and from the uphill neighbors discharge. Commissioner Cairns suggested that the PLDD could pay for a berm (as that is on community property, namely the Greenbelt) and possibly the uphill neighbors could be persuaded to pay for the drainage pipe to alleviate runoff coming onto the Garrison's from their property. It was also noted that the original drainage plan from the uphill neighbor property included drywells, which had been changed at the location at some point with no documentation submitted. Commissioners asked engineer Lockett to analyze the issue and see what would be needed. During this day's meeting prolonged discussions were held about this matter, with owner Catherine Garrison, Engineer Lockett, PLDD Commissioners and small works roster contractor Joe Thompson, each party provided information. Many causes for the water accumulation, as well as many solutions were presented. All parties agreed to visit the site after the meeting to further

analyze the matter. An issue that concerned many was that no public funding be used for private matters. This matter will be revisited during the May 2010 PLDD meeting.

4. (47:23) Engineer Lockett reported that prior to the March 2010 PLDD meeting, she and Commissioner Cairns went up to **Machais Loop** after receiving a call from Ms. Orchanian that there had been standing water in the reserve area, in spite of the recently finished project. Ms. Lockett noted that it now appears that water is running along the peaty area of the property and is potentially circumventing the pipe. Ms. Lockett spoke with Paul from Seton Construction; he recommended waiting for dryer weather so as not to get it all muddy, as this will take some excavation to put a "T" in for the drain, Seton employee's also noted that they observed water just spurting out of the pipe. By a motion made, seconded and unanimously approved, Commissioners directed engineer Lockett to provide a change order to Seton to take care of the Machais Loop project. During this day's meeting Engineer Lockett brought a change order and reported that Seton will put a flared end on the end of the pipe, the change is estimated to cost \$7,235.00. By a motion made, seconded and unanimously approved Commissioners accepted the change order. Engineer Lockett and Commissioners will talk with Ms. Orchanian after this day's meeting to address her displeasure with the landscape restoration. Ms. Lockett also reported meeting with Mr. Fuller on Warbler Lane, who took care of the straw left from the work done near his home, he asked that topsoil and seed be provided for the restoration, Seton will comply.
5. (56:51) Discussion was held during the March, 2010 PLDD meeting regarding a retaining wall that was requested of the LMC Architectural Control Committee (ACC), by Mr. Webber, son of Helen Weber who owns property on Harms Lane (lot # 2-3-160). The ACC requested that Mr. Webber submit copies of his plans to the PLDD for their review of how this wall may affect drainage, prior to their committee approving the construction of the wall. Engineer Lockett was requested by the Commissioners to review these plans (which were prepared by engineer Barry Baker a few years ago) and Ms. Lockett agreed that the plans were acceptable.
6. (60:00) Engineer Lockett prepared a **Comprehensive Water Quality Monitoring Plan** to be done during the late fall and early spring. Ms. Lockett reported that this had been done in March and April of 2003, with water being collected from five sites, factors measured at that time were site tests for turbidity, dissolved oxygen, and ph levels. Samples were also sent to a lab for fecal coli form. Ms. Lockett stated the PLDD is not obligated to do this, but it would enable data to be collected and see after a few years if there is a change. This would determine if there are any changes and if any improvements or changes are indicated. Ms. Lockett surmised that it would require two (2) people to conduct the testing, and sending a sample to a lab, this would be at an estimated cost of \$2,000.00. Commissioners discussed the benefit to the community and how this data would be helpful in measuring water quality. By a motion made, seconded and unanimously approved Commissioners assigned Engineer Lockett to arrange freshwater Water Quality Testing during the fall of 2010 and spring of 2011.

New Business:

- (74:00) **RV Lot Clearing** ~ Commissioner Cairns reported that due to recent vandalism and theft in the RV area the LMC Greenbelt Committee and Operations Committee are

considering clearing vegetation (primarily alder trees) within fifteen (15) feet of the fencing, this would allow for possible surveillance and/or security monitoring. After speaking with members of these committees, Commissioner Cairns addressed some questions regarding tree clearing requirements, he anticipates that they will soon be submitting a Tree removal plan.

- (120:00) **Downed Tree Disposal on Oak Bay Road Ditch to Bay** ~ Chairman
Commissioner Amundson reported that a tree blew over near Condon Lane where the ditch had been worked on; he visited the site then called Joe Thompson to take care of the tree for a fee not to exceed \$200.00. By a motion made, seconded and unanimously approved Commissioners agreed to pay Mr. Thompson for the work he performed to take care of the downed tree.

The next regularly scheduled meeting of the Port Ludlow Drainage District will be held on Thursday May 13, 2010 at 10:00 a.m., at the Beach Club in the Bay View Room.

The April 08, 2010 regular meeting of the Port Ludlow Drainage District adjourned at 12:00 p.m.

Respectfully Submitted:

Approved:

Approved:

James Laker
Drainage District
Secretary

Walter Cairns
Drainage District
Commissioner

Lee Amundson
Drainage District
Chairman & Treasurer