

**City of Tumwater**  
**Barnes Lake Management District**  
**Steering Committee Meeting Minutes**

February 10, 2010  
6 p.m. – 8 p.m.

**Tumwater City Hall – Main Conference Room**  
**555 Israel Road SW, Tumwater, WA 98501**

**I. Call to order**

Chair Peterson called to order the regular meeting of the Barnes Lake Steering Committee (BLMD-SC) at approximately 6:00 p.m. on February 10, 2010 at Tumwater City Hall.

**II. Roll call**

The following members were present for the Steering Committee: Chair Kathy Peterson, Vice-Chair Ron Lumaguip, Bill Baxter, Gary Bodeutsch, Dana Day, Bob Hayes, John Swander and Staff Representative Smith. Judith Loft was excused. Northwest Aquatic Eco-Systems Doug Dorling also attended.

**III. Additions to Meeting Agenda**

None.

**IV. Approval of Minutes**

The January 13, 2010 meeting minutes were unanimously approved as written.

**V. Open Items**

**a) Lake Treatment Update**

Doug Dorling reviewed his report on recommendations and potential costs associated with the floating mat removal process. There was no treatment activity to report since the last meeting.

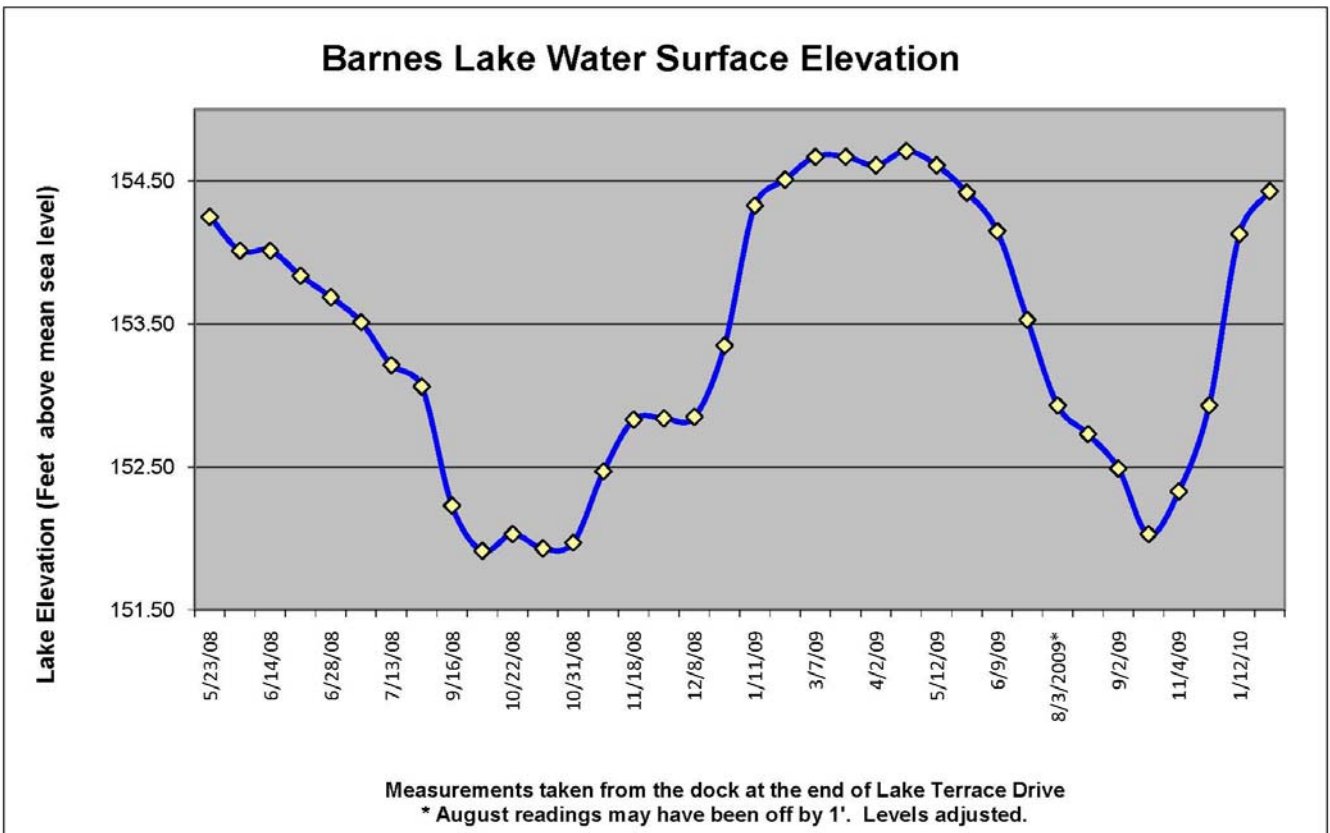
Substantial discussion ensued relating to the options and costs for mechanical removal of the floating mats that have developed on the lake. Dorling provided costs for two equipment options for the 2010-2011 mat removal project, including permit preparation and oversight. Cost estimates ranged from ~\$35,000 for the “Aquamog” to ~\$45,000 for the “Crane Barge”. It was discussed that one option needs to be approved by the Steering Committee so that NWA and staff can begin preparation of the permit application. Smith will facilitate the permitting process through the City’s review by Development Services once the permit application is developed. NWA will take the lead on completing the permit applications once a technology is approved and a location is secured for access. Smith recommended that one or more of the Committee members participate in the planning process, although it was not absolutely necessary.

The Steering Committee stated its goal of having the permits completed (received) and construction of the boat launch complete by September 2010, although they acknowledged that the permitting process can take up to a year to get through. Dorling suggested that if all the necessary reports are completed in advance, it reduces the potential of having the permits returned for further study. Dorling is communicating with others capable of preparing the necessary reports.

Steering Committee will meet again in March to finalize direction for NWA and City.

**b) Lake Level Update**

Bill Baxter continues to provide periodic reports of lake levels, the latest recorded on 2/06/10 with an elevation of approximately 154.43 feet above mean sea level.



**c) 2010 Budget and Assessment Update**

As of 2/10/2010, assessments have been mailed. Smith stated that there have been no changes to the budget since January and no revenues or expenses reported.

Smith reported the draft budget was reviewed by the Public Works Committee on January 22, 2010 and approved by the City Council on February 2<sup>nd</sup>.

**d) 2010 Work Plan Review**

The Steering Committee briefly reviewed the 2010 work plan. All elements to date are either completed or in progress.

Smith reported that the draft work plan was reviewed by the Public Works Committee on January 22, 2010 and approved by the City Council on February 2<sup>nd</sup>.

## **VI. New Items**

### **a) 2010 Membership Outreach Letter**

Chair Peterson reviewed a draft outreach letter with the committee. Discussion about timing of the letter's distribution followed. The Steering Committee decided to hold off on distribution until a known action and schedule for the mat removal project was in place.

The Steering Committee reviewed the time line for submitting a permit application and completing the project. Given the review schedule for acquiring permits, the Steering Committee requested a "special meeting" on March 31, 2010, to provide additional guidance to staff and NWA for developing the permits. The purpose of this meeting will be to review legal questions pertaining to development of private property and finalizing cost approvals for the project.

### **b) Legal Questions**

1. Can the LMD seek an easement from a property owner for access and maintenance of a "boat launch"?
2. If the LMD was to develop a boat launch, would this constitute a beneficial improvement of private property? Can LMD funds be used in such a manner (i.e., funding the improvement of private property, where the improvement would remain after the LMDs need for it ended)?
3. Is it appropriate/legal for the LMD to recommend City Council reduce assessments for private property owners that participate in the project?
4. Who maintains liability for a boat launch? The LMD? The City? The private property owner?
5. Following on #4, if the liability rests with someone other than the LMD, would that revert to the property owner once the LMD is finished with it?
6. Would the LMD be required to ensure a restrictive covenant was put in place to limit access to the facility?

## **VII. Adjourn**

Chair Peterson adjourned the meeting at approximately 8:00 p.m. The next steering committee will meet next on March 31, 2010, at Tumwater City Hall.

Minutes submitted by: Dan Smith, Staff Representative

Minutes approved by: Barnes Lake Management District Steering Committee