

**Quick Look:**

- Devils Lake Plan
- Erosion Study
- Communication and Outreach Items

Devils Lake Water Improvement District
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AGENDA 2010 December 2

Regular Meeting: 6 pm, DLWID Office

- I. Minutes of the Previous Meetings** 6 pm
- II. Financial Report**
- III. Public Comment** (Agenda Items, Please limit comments to 5 minutes per person)
- IV. Unfinished Business** (Agenda Support Item A)
- a. Lake Level
 - b. The Devils Lake Plan
 - i. DEQ 319 Grant
 - ii. Native Vegetation
 - iii. Septic Tank Revitalization Program (Seth Lenaerts)
 - iv. Save our Shoreline Campaign (Seth Lenaerts)
 - v. Vegetation Management
 - vi. Sewer (Brian Green)
 - vii. The Café --- Union 50
 - c. Communications Report
 - d. Safety Report
 - e. Thompson Creek
 - f. Erosion Study RFP
- V. New Business** (Agenda Support Item B)
- a. None
- VI. Non-agenda Items**
- VII. Public Comment** (Non-agenda Items, Please limit comments to 5 minutes per person)
- VIII. Board Comments & Announcements**
- IX. Adjournment**

Meetings of DLWID are handicapped accessible under the ADA.
If special accommodations are needed, please contact the District Office at (541) 994-5330 prior to the meeting.

I. Unfinished Business

- a. **Lake Level:** No incidents regarding the D River clogging with sand occurred in the current period and the lake has been receded sharply. Currently the lake level is 9.8'. On the subject of our water right, I sent an email to Greg Beaman regarding the conditions of the permit this week and await his reply. I copy of the email is posted below.

Hello Greg,

The Devils Lake Water Improvement District as you know has an existing water right for storage of 1360 AF of water on Devils Lake. In that water right is a provision that requires the District to maintain flow out of the lake in the months of August and September at a discharge consistent with what is flowing into the lake. Effectively the District is prohibited from storing any additional water and in fact must release water consistent with water loss due to evaporation as predicted through evaporation modeling. The District is concerned that this new modeling approach limits the District's ability to store water in the drier months, and thus in fact reduces the District's ability to provide the highest level in the lake during some of the peak recreational use periods. While the conditions of the permit are clearly stated, there is question to as why these conditions were placed on the permit in the first place. There are no certificated water users downstream of the dam to our knowledge, and thus the impact to down stream users would seemingly not be an issue as in other systems. Year-round fish passage is already guaranteed by another condition on the permit, and thus in-stream uses are being addressed. This water right is unique in that respect, and thus the District has asked for an exemption to that one clause of the permit. Can you please provide The District a written explanation as to why the inflow/outflow condition was put on the water right to begin with and what has caused the State of Oregon to come to the decision as to not allow such an exemption in this unique watershed? Thank you.

Sincerely,

Paul Robertson, Lake Manager

b. The Devils Lake Plan

- i. **DEQ 319 Grant:** Sent an email offering a meeting to review the database as needed. No reply.
- ii. **Native Vegetation:** Shoreline Planting Guide additions have been finished and are available for merging with the main document. This will take some additional work, but is not an immediate priority as there is no pressing need to reprint the guide at this time. These pages though will be loaded onto the web in the near future. Seth has also been working on a display for inside the office which will feature Devils Lake Most Wanted and Least Wanted Aquatic Plants! This is an idea Randy presented which I felt had a lot of merit, and will provide visitors and attendees of our meetings a visual reminder of what these plants look like.
- iii. **Septic Tank Revitalization Program** (Seth Lenaerts): I will be meeting with City Manager David Hawker after Thanksgiving to check in with the City. An update will be presented at the meeting.
- iv. **Save our Shoreline Campaign** (Seth Lenaerts)

Reimbursement Request Correction: At the November meeting I incorrectly reported that the homeowner who completed a shoreline restoration project was only seeking reimbursement for the Coir logs. This was based on the original email and conversation that I had with the property owner. However, in a later email, when the property owner submitted project costs, he requested reimbursement for all costs. The homeowner's receipts and calculations of their time totals

\$3,155.59. May of these costs are not reimbursable including, travel costs for picking up plants (\$99), time researching regulations (\$1,000) and the labor for the day of planting (\$750).

After reviewing each line item and verifying with receipts, the following materials would be eligible costs for a Save our Shoreline planting.

Item	Cost
Plants	\$275.00
Lumber	\$128.00
Coir Logs	\$262.50
Potting Soil	\$31.17
Burlap Mat	\$29.89
Total	\$726.56

The Save our Shoreline project offers paying 75% of direct project costs. For this project that would equate to a reimbursement of \$544.92, if the Board chooses to update the request. Again, I apologize for this error.

East Devils Lake State Park and Regatta Grounds: I have spent a significant amount of time doing site research and creating site designs for these two parks. I intend on having follow up meetings with OPRD and the City of Lincoln City to discuss the designs and next steps.

- v. **Vegetation Management:** The latest version of the Devils Lake Plan will be presented. The document has been significantly altered since our last meeting thanks to input from David, Brian and Seth. The length is down 30% approximately. The largest reductions are due to eliminating the detail on the Action Plans in favor of a well formatted single page for each of the various items. The detailed version of these plans still exists, but will be used as an internal document similar to the strategic plan for Grass Carp. I believe it is vital however to include the framework of each of the Action Plans as without them, the plan doesn't demonstrate the level of commitment and progress the District has and continues to make on many of the items.

When I met with Bob Buckman of ODFW I recall he specifically mentioned the value of seeing these items explicitly laid out in the plan. This single page approach makes it even simpler for someone reviewing the document to see in plain view the real approaches the District is considering for lake management. Further, having these bare-bones action items and accomplishments to date demonstrate to the reader that the District understands the path and requirements of undertaking such a goal, that it understands the magnitude and involvement required to accomplish such goals, and thus provide additional credibility to the District. With this draft, it is hoped that the District will see it fit for distribution to the public. If so we can proceed with a timeline to vet the document by offering a series of public input processes, and then adopt it formally by early February.

With a well vetted, publicly supported document, the District will have a lake management plan that it can rely for many years to come. This will be a great resource for the District, one that has been a longtime in the making. The Devils Lake Plan will then be similar to a Comprehensive Plan for a city in that it provides the framework for projects for in our case Grass Carp, or a removal/fill permit for Native Vegetation, or for a grant application for stormwater improvement in the watershed.

- vi. **Sewer:** (Brian Green)

vii. The Café --- Union 50: No Update

- c. **Communications Report:** Seth will provide a 5 minute presentation on the types of promotional items and associated costs. Thanks to Raylene, we are able to report that the license plates holders are legal provided they don't prevent the numbers, letters, or stickers from being readable (See ORS 803.550 for more information). I have also contacted two local companies for more information and on pricing.

- d. **Safety Report:** No Incidents
- e. **Thompson Creek:** No Action
- f. **Erosion Study RFP:** Tetra Tech has relayed that aerial photographs for our area would be available for following years: 1939, 1963, 1968, 1973, 1975, 1977, 1986, 1989, 2001. This would greatly augment our dataset which currently is only 2005 and 2007. The additional cost would be \$1495 to add this to the project. They have also provided us a new version of the proposal based on our conversation. I have included an excerpt of their email here describing the changes and have forwarded the actual document on to the board. Ideally we can make a decision on whether or not to move forward on this project at our next meeting.

Hi Paul,

I have updated the following in our proposal:

- Narrative in the Technical Approach to reflect our conversations about available aerial photography, LiDAR, and topo data
- Timeline and Deliverables table (subject to change based on if/when contract negotiated and weather)
- Budget to reflect cost of obtaining aerials and orthorectifying all nine years of aerial images

Overall cost difference between this version and last (Nov 11, 2010) is \$1,495.

Don't hesitate to call or email if I have overlooked something.

Thanks,

Toni Pennington, Ph.D. | **Tetra Tech** | Portland, Oregon | 503-223-5388 x115