

MINUTES - ENVIRONMENTAL COUNCIL COMMITTEE MEETING 8/13/09

The special meeting was called to order @ 5:55 PM, Thursday, August 13, 2009, in the North Conference Room @ 21630 11th Avenue South, Des Moines with the following in attendance:

Council Members

Scott Thomasson – Chairman
Bob Sheckler - Mayor
Dave Kaplan

City Staff

Tony Piasecki - City Manager
Lorri Ericson - Asst. City Manager
Grant Fredricks - Director PB&PW
Loren Reinhold - Asst. Dir. Environ. & Utilities
Susan Mahoney – Asst. City Attorney

Meeting Agenda:

Review revised SWM Ordinance for NPDES Permit Requirements: IDDE & NPDES Facility Operation and Maintenance

SWM Draft Ordinance for NPDES Permit Requirements

Chairman Thomasson started the discussion with a review of staff responses to 7 questions and issues raised in his review of the 3rd Draft.

1. Control and treatment Best Management Practices (BMPs) (Section 7 (a)). Staff proposed alternative language for Section (7) (a). The Committee agreed that this revised language better addressed the NPDES permit requirements and asked staff to include this in the Draft Ordinance to be reviewed by Council later in the evening.
2. Application of standards to new construction, (Section 7 (b)). Staff agreed that reference to new development would not be appropriate, and recommended deleting such a reference. The Committee agreed.
3. Organization of Section 7. Staff recommended and Committee agreed to reword the section 7 to clarify its purpose and to create a new section.
4. Placement within the Ordinance of system maintenance (Section 8(c)(v) and (vi)). After discussion, Committee agreed to leave the draft as presented.
5. Access to private facilities. Assistant City Attorney Mahoney reviewed her research on case law affecting public agency staff access to inspect private facilities. Staff agreed to regular reports thru the City Manager's Monthly Report on its experience regarding the inspection and status of maintenance of private storm water facilities. The Committee also asked staff to report to the Committee on the results of its on-going inventory of private drainage facilities throughout the City.
6. Illicit and conditional discharges (Section 6). The Committee agreed with staff recommendation to modify the Ordinance to add connection conveying allowable discharges or conditional discharges to (6) (a).
7. Facility operations and maintenance (Section 8 (a) (i) (3)). Staff agreed to add "or when in the best interest of the City as determined by the City Council".

Adjourned @ 6:40 PM

Respectfully submitted by:
Grant Fredricks, PBPW Director,