

FARIBAULT COUNTY  
BOARD OF COMMISSIONERS  
OFFICIAL PROCEEDINGS  
DRAINAGE AUTHORITY MEETING  
JANUARY 17, 2023

The Faribault County Board of Commissioners met at the Courthouse Annex in the City of Blue Earth as the Faribault County Drainage Authority pursuant to the conclusion of the regular session on January 17th, 2023. The following members were present: Tom Loveall, Bruce Anderson, Bill Groskreutz, John Roper, and Greg Young Commissioners. Auditor/Treasurer/Coordinator Darren Esser, Drainage Manager Merissa Lore, and Acting Clerk to the Board Sarah Van Moer also attended.

The meeting was called to order by Chair Anderson.

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Groskreutz/Young motion carried unanimously to approve the agenda of January 17th, 2023.

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Young/Groskreutz motion carried unanimously to approve payment of drainage voucher bills totaling \$9,338.75.

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Loveall/Groskreutz motion carried unanimously to approve Resolution 23-DA01-07 setting the CD52 Redetermination of Benefits Final Hearing for Thursday, February 16th, 2023 at 10:30am at the Ag Center Conference Room. Commissioners Groskreutz, Roper, Young, Loveall, and Anderson voted yes.

**RESOLUTION**

**Findings:**

1. The Faribault County Board of Commissioners is the drainage authority for County Ditch #52.
2. On May 17<sup>th</sup>, 2022, the Drainage Authority ordered a redetermination of benefits for County Ditch #52.
3. The Viewers held an informational meeting on September 15<sup>th</sup>, 2022, after notice to all landowners and public authorities.
4. The Viewers' report was filed with the Faribault County Auditor December 17<sup>th</sup>, 2022.
5. The Faribault County Board of Commissioners met on January 17<sup>th</sup>, 2023, in regular session to determine the date, time, and location for a final hearing on the project.
6. Pursuant to Minn. Stat. § 103E.325, subd. 3 a final hearing must be noticed by publication, posting, and mail.

**Order:**

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Based on the foregoing Findings and the entire record of proceedings before the Board, the Board, acting as the drainage authority for County Ditch #52 hereby orders as follows:

- A. A final hearing on the Viewers' Report shall be held on February 16, 2023, at 10:30 a.m. at the Ag Center Conference Room in 415 South Grove Street Blue Earth, MN 56013.
- B. The Auditor shall publish notice of the final hearing once per week for three successive weeks in a newspaper of general circulation in the area of the proposed project.
- C. The Auditor shall post a printed copy of the final hearing notice at least three weeks before the date of the final hearing at the front door of the courthouse.
- D. Within one week after the first publication of notice, the Auditor shall give notice by mail of the time and location of the final hearing to all property owners and others affected by the proposed drainage project and listed in the viewers' report.

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Loveall/Young motion carried unanimously to approve Resolution 23-DA02-08 setting the CD52 Final Improvement Hearing for Thursday, February 16th, 2023 at 10:30am at the Ag Center Conference Room. Commissioners Groskreutz, Roper, Young, Loveall, and Anderson voted yes.

## **R E S O L U T I O N**

### **Findings:**

- 1. Faribault County Board of Commissioners is the drainage authority for County Ditch #52.
- 2. On July 30<sup>th</sup>, 2021, a petition for improvement to County Ditch #52 was received by the drainage authority.
- 3. On August 17<sup>th</sup>, 2021, the drainage authority adopted findings and an order accepting the petition and appointing Joe Lewis of Houston Engineering, Inc. as the project engineer. Joe Lewis was ordered to prepare a preliminary survey and file a preliminary survey report with the drainage authority.
- 4. The preliminary survey report was filed with the auditor on February 11<sup>th</sup>, 2022.
- 5. On March 28, 2022, a Preliminary Hearing was held on the Preliminary Engineer's Report.
- 6. On May 17, 2022, Findings and Order for a detailed survey and detailed survey report were filed in the Faribault County Auditor's Office approving the Preliminary Engineer's Report, ordering a detailed survey report and appointing viewers for the project and a redetermination of benefits.
- 7. The Viewers held an informational meeting on September 15, 2022 after notice to all landowners and public authorities.

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8. The Final Engineer's Report was filed on December 13, 2022.
9. The Viewers' report was filed with the Faribault County Auditor December 17, 2022.
10. The Faribault County Board of Commissioners met on January 17, 2023 in regular session to determine the date, time, and location for a final hearing on the project.
11. Pursuant to Minn. Stat. § 103E.325, subd. 3 a final hearing must be noticed by publication, posting, and mail.

**Order:**

Based on the foregoing Findings and the entire record of proceedings before the Board, the Board, acting as the drainage authority for County Ditch #52 hereby orders as follows:

- A. A final hearing on the Final Engineer's Report and the Viewers' Report shall be held on February 16, 2023, at 10:30 a.m. at the Ag Center Conference Room in 415 South Grove Street Blue Earth, MN 56013.
- B. The Auditor shall publish notice of the final hearing once per week for three successive weeks in a newspaper of general circulation in the area of the proposed project.
- C. The Auditor shall post a printed copy of the final hearing notice at least three weeks before the date of the final hearing at the front door of the courthouse.
- D. Within one week after the first publication of notice, the Auditor shall give notice by mail of the time and location of the final hearing to all property owners and others affected by the proposed drainage project and listed in the viewers' report.

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Staff reports were presented.

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Groskreutz/Loveall motion carried unanimously to adjourn.  
The Faribault County Drainage Authority was adjourned for January 2023.

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Bruce Anderson, Chair

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Sarah Van Moer, Acting Clerk to the Board