

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

The Faribault County Board of Commissioners met at the Courthouse in the City of Blue Earth as the Faribault County Drainage Authority at 1:00 p.m. on October 17th, 2023. The following members were present: Tom Loveall, Bruce Anderson, Bill Groskreutz, John Roper, and Greg Young Commissioners. County Coordinator Brian Hov, 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/Loveall motion carried unanimously to approve the agenda of October 17th, 2023.

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No public comment was received.

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Loveall/Young motion carried unanimously to approve payment of drainage voucher bills totaling \$17,669.44.

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Roper/Young motion carried unanimously to approve JD19F open ditch repair change order #1 in the amount of \$8,002.54 to Mensing Construction; JD19F open ditch repair pay application #1 in the amount of \$68,833.33 to Mensing Construction; CD28 branch 1 & 2 repair final payment of retainage in the amount of \$2,263.03 to Sellers Construction; and CD44 east main repair final payment of retainage in the amount of \$4,501.98 to Leland Drainage & Excavating.

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Groskreutz/Loveall motion carried unanimously to move the first drainage authority meeting of December to Thursday, December 7th, 2023 at 1:00pm.

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Roper/Loveall motion carried unanimously to approve Resolution 23-DA39-82, an order directing apportionment of account balances for CD13, CD22, CD35, CD39, and JD13F into new system accounts JD113F, JD213F, JD313F, and JD413F. Commissioners Groskreutz, Roper, Young, Loveall, and Anderson voted yes.

RESOLUTION

Findings:

1. Following a Hearing on July 11, 2023, the Board divided former JD 13F into four systems (JD 113F, 213F, 313F and 413F) and consolidated the CDs 13, 22, 35 and 39 with the newly divided portions of JD 13F (CD 13 with JD 113F; CD35 with JD 213F; CD 22 with JD 313F; and CD 39 with JD 413F).
2. Upon division and consolidation, the Board considered the current balances in drainage system accounts for the newly consolidated and divided systems.
3. Based on the record before it, the Board determines an equitable distribution of current funds be made as follows:
 - Funds remaining in the former CD13 account (IFS #549) shall be transferred to the newly established JD113F account (IFS #779)
 - Funds remaining in the former CD35 account (IFS #587) shall be transferred to the newly established JD213F account (IFS #780)
 - Funds remaining in the former CD22 account (IFS #568) shall be transferred to the newly established JD313F account (IFS #781)
 - Funds remaining in the former CD39 account (IFS #594) shall be transferred to the newly established JD413F account (IFS #782)
 - Funds remaining in the former JD13F account shall be divided among the newly established accounts for JD 113F, 213F, 313F and 413F based on acres of new watershed as follows:

System	Acres	%
JD113F	9,585.01	40.51%
JD213F	3,427.85	14.49%
JD313F	6,333.92	26.77%
JD413F	4,316.05	18.24%

Order:

The County Auditor-Treasurer, or designee, is directed to make the account transfers and distributions as indicated above.

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Loveall/Young motion carried unanimously to approve Resolution 23-DA40-83 an order appointing Wesley Dahl as an additional appointed viewer on all ordered redetermination of benefits. Commissioners Groskreutz, Roper, Young, Loveall, and Anderson voted yes.

RESOLUTION

Findings:

1. The Faribault County Board of Commissioners is the drainage authority for County Ditches (CD) and Judicial Ditches (JD).
2. Several ditch systems have been ordered for a redetermination of benefits. The appointed viewers would like to add an additional viewer to help with the workload.
3. The following systems have been appointed for redetermination of benefits: CD12, CD15, CD26, CD28, CD32, CD33, CD59, CD63, CD69, CD72, CD73, CD79, CD87, CD90, JCD201FM, JD8FM, JD9FBE, JD17F, JD25FM, JD26FM, and JD27FM.
4. The drainage authority held a public meeting on October 17th, 2023, to discuss the need for appointing an additional viewer to all appointed redetermination of benefits ordered.
5. The drainage authority finds that an additional viewer will facilitate redetermination of benefits to get completed and provide an additional resource for landowners with questions and concerns.

Order:

Based on the foregoing Findings and the entire record of proceedings before the Board, the Board, acting as the drainage authority for County Ditches and Judicial Ditches listed above, hereby orders as follows:

- A. The Board has ordered a redetermination of benefits for several County Ditches and Judicial Ditches as outlined in Minn. Stat. § 103E.351.
- B. That Mark Behrends, John Thompson, Robert Hansen, Kendall Langseth, and Bruce Ness have been appointed to complete the redetermination of benefits.
- C. Wesley Dahl is hereby appointed to complete the redetermination of benefits on the ordered County Ditches and Judicial Ditches.
- D. That within 5 days of this Order, the County Auditor-Treasurer shall execute an Order designating a time and location for the first meeting with the viewer and mail to the viewer a copy of the Auditor-Treasurer Order along with a certified copy of this Order.

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Staff reports were presented. Drainage system assessments were discussed.

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Groskreutz/Young motion carried unanimously to adjourn.
The Faribault County Drainage Authority was adjourned for October.

Bruce Anderson, Chair

Sarah Van Moer, Acting Clerk to the Board