

FARIBAULT COUNTY  
BOARD OF COMMISSIONERS  
OFFICIAL PROCEEDINGS  
DRAINAGE AUTHORITY MEETING  
FEBRUARY 6, 2024

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 February 6, 2024. 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, Drainage Inspector Luke Schonborn, and Acting Clerk to the Board Sarah Van Moer also attended. Participating virtually were Faribault County staff A. Sathoff, E. Beske, L. Adams, S. Hauskins, and member of the public M. Steele.

The meeting was called to order by Chair Groskreutz.

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Anderson/Young motion carried unanimously to approve the agenda of February 6th, 2024.

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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 \$3,975.00.

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Anderson/Roper motion carried unanimously to approve payment totaling \$284,119.64:

System	Repair #	Order	Branch	Comm Dist	Twp	Sec	Landowner	Repair Type	Vendor	Contractor	%	Cost
CD46	24-002	1	34+11	1	Emerald	35	Dean Oswald	Tile Replacement	6701	Leland Drainage & Excavating	95	\$12,475.40
CD46	24-004	1	94	1	Emerald	27	Craig Peterson	Tile Replacement	6701	Leland Drainage & Excavating	95	\$28,496.20
CD46	24-008	1	72	1	Emerald	26	Jeff Peterson	Tile Replacement	6701	Leland Drainage & Excavating	95	\$46,204.35
CD40	21-004	3	Main	1	Emerald	23	Kevin Steinhauer	Tile Replacement	6701	Leland Drainage & Excavating	95	\$50,989.48
CD46	24-007	1	Main	1	Emerald	27	George Lincoln	Tile Replacement	6701	Leland Drainage & Excavating	95	\$36,504.21
CD41	24-011	1	Lat 174	1	Elmore	26	Gary Ehrich	Tile Replacement	8522	Sandra Ehrich	100	\$3,532.50
CD46	24-006	1	Main	1	Emerald	35	Dean Oswald	Tile Replacement	6701	Leland Drainage & Excavating	95	\$24,137.49
CD3	21-083	2	Main Trunk	4	Lura	9	Wallace Family Trust	Tree Removal	7678	Krueger Excavating of Albert Lea LLC	95	\$30,400.00
CD74	22-016	1	Main Trunk	5	Brush Creek	31	Claire Olson	Veg Maintenance	7678	Krueger Excavating of Albert Lea LLC	100	\$720.00
CD77	24-010	1	Main Trunk	5	Minnesota Lake	24	Scott Pearson	Tree Removal	7678	Krueger Excavating of Albert Lea LLC	100	\$12,500.00
CD69	20-139	1	1	5	Seely	3	David Klunder	Tile Replacement	6701	Leland Drainage & Excavating	95	\$37,375.76
CD20	23-111	1	A	5	Walnut Lake	5	Kerry Doyle	Tile Hole	5976	Giese Farm Drainage	100	\$784.25

Total: **\$284,119.64**

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Anderson/Loveall motion carried unanimously to approve the following inspection reports and add to the legal record:

System	Comm. Dist.	Report Notes
CD40	1	Extended Main replacement through CR17. Expanded televising showed condition of tile
CD46	1	Excavation and televising of tile near CR17 revealed many issues. Replacements and reroutes around and through CR17 were completed.
CD14	1 & 4	Areas of sediment accumulation, numerous side inlets are in disrepair. Some televising and investigation of tile lines revealed issues.
CD69	5	Erosion and tile holes around the CR23 Main tile crossing. Working with Public Works to alleviate erosion concerns. Replaced Branch 1 tile through CR23.
CD72	5	Bank erosion and tree cover prevalent throughout the system. Repaired numerous gullies and side inlets with ASIs.

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Loveall/Roper motion carried unanimously to adopt Resolution 24-DA05-08 to amend the JCD1BEF 2024 levy to \$34,710.80 payable over 7 years with 4% annual interest rate due to correction in viewers report. Commissioners Loveall, Young, Anderson, Roper, and Groskreutz voted yes.

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

**WHEREAS,** Minnesota Statute 103E.705 subdivision 6, authorizes the County Board to levy assessments to meet the cost of drainage system repair on county, judicial, and joint county ditches;

**WHEREAS,** the County Board on November 21<sup>st</sup>, 2023 levied assessments to meet the cost of drainage system repairs on several county, judicial, and joint county ditches;

**WHEREAS,** after mailing notices to landowners on the levied systems, a mistake was found in the Joint County Ditch #1 viewers report;

**WHEREAS,** after review the County Drainage Manager and County Auditor-Treasurer recommend amending the Joint County Ditch #1 2024 levy;

**THEREFORE, BE IT RESOLVED** that the Joint County Ditch #1 2024 levy is amended to \$34,710.80 with a 4.0% annual rate of interest payable over 7 years.

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

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Anderson/Roper motion carried unanimously to adopt Resolution 24-DA06-09 to set the CD64 repair final acceptance hearing for Tuesday March 5, 2024 at 1:30pm at the Faribault County Courthouse boardroom. Commissioners Loveall, Young, Anderson, Roper, and Groskreutz voted yes.

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

### Findings:

1. The Faribault County Board of Commissioners is the drainage authority for County Ditch #64.
2. A Minnesota Department of Transportation certified bridge inspector inspected a bridge on County Ditch #64 and determined the bridge was in need of replacement.
3. On February 20<sup>th</sup>, 2018, the drainage authority adopted findings and an order accepting the petition and appointing ISG, Inc. as the project engineer. The engineer was ordered to prepare a survey and repair report and file the report with the drainage authority.
4. The repair report was filed with the Faribault County Auditor on April 27<sup>th</sup>, 2023.
5. The repair project was ordered by the Faribault County Board of Commissioners on July 12<sup>th</sup>, 2023.
6. The repair project was advertised for bid and awarded to Leland Drainage and Excavating on September 19<sup>th</sup>, 2023.
7. The final acceptance report and notice that the contract for construction of the bridge repair project on County Ditch #64 is complete was received on December 5<sup>th</sup>, 2023.
8. Pursuant to Minn. Stat. § 103E.555, public hearing must be held and noticed by mail at least 10 days in advance to owners of property and political subdivisions affected by the drainage project.

### 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 #64 hereby orders as follows:

- A. A hearing for final acceptance of the bridge repair project shall be held on March 5<sup>th</sup>, 2024, at 1:30pm at the Faribault County Courthouse Board Room, 415 North Main Street Blue Earth, MN 56013.
- B. At least ten days before the hearing, the County Auditor shall mail notice of the time and location of the hearing to owners of property, and political subdivisions likely to be affected by the drainage project.

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Staff reports were presented.

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The Faribault County Drainage Authority was recessed to February 20, 2024.

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Bill Groskreutz, Chair

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Sarah Van Moer, Acting Clerk to the Board

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