

FARIBAULT COUNTY  
BOARD OF COMMISSIONERS  
OFFICIAL PROCEEDINGS  
DRAINAGE AUTHORITY MEETING  
FINAL HEARING REDETERMINATION OF BENEFIS COUNTY DITCH 3  
MARCH 27, 2018

The Faribault County Board of Commissioners met at Hamilton Hall in the City of Blue Earth as the Faribault County Drainage Authority for County Ditch 3 at 9:00 a.m. for the final hearing on the redetermination of Benefits on CD 3. The following members were present: Bill Groskreutz, Tom Loveall, John Roper, Tom Warmka, and Greg Young Commissioners. Auditor/Treasurer/Coordinator John Thompson, Drainage Manager Merissa Lore and Viewers Mark Behrends and Bob Hanson also attended.

The meeting was called to order by Chair Young.

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Warmka/Groskreutz motion carried unanimously to accept the affidavit of mailing, affidavit of posting and the affidavit of publication into the record as presented by Auditor-Treasurer-Coordinator Thompson.

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The viewers report was presented by Mark Behrends. Robert Hanson also attended. It was stated that two informational meetings had been held before the final hearing. The viewers explained how benefits and damages were calculated, damages, benefits, percent of benefits, required grass buffer strips and construction easements and uses. CD#3 is comprised of 77,450 feet of open ditch, 8,052 acres of farmland and building sites, 115.98 acres in the City of Easton, 193.75 acres of state, county and township roads, and 22.75 acres of railroad for a total of 8,390.70 acres. 41.30 acres of Buffer strips were purchased at a rate of \$7,725 per acre for a total of \$319,043. Tree acres were determined at \$73 per acre for a total of \$5,264. 160.00 acres of construction easement were purchased at \$386 per acre for a total of 62,015. The estimated assessment in the viewer's tabular was set at \$386,321.00. 10.45 Acres of grass strips were purchased in 2015 and 38.65 acres of construction easement were purchased in 2015 on several parcels. Systems out letting into CD3 and the percentage of costs allocated to them from CD#3 repairs and maintenance are as follows: JD9 - .9%, CD43 - 1.8%, CD7 - 8.9%, CD16 - 2.2%, CD20 - 24.6%, CD10 - 3.5% and CD70 - 1.8% for a total of 44.0%. Total benefits for the system were \$15,300,629 and total easement damages were \$386,321.

Board discussion was held on the report. Commissioner Loveall questioned the number of acres before the redetermination of benefits and after the redetermination of benefits. Commissioner Warmka questioned the viewers on their confidence that all acres draining into CD 3 were given benefits. Viewer Behrends stated that they were confident that acres were allocated to one system or another and that all lands within the watershed received benefits.

The hearing was opened for public comment. David Ward questioned the number of acres in the entire watershed of CD 3 and those system out letting into CD 3. Viewer Behrends commented that approximately 42,880 acres were included in the overall watershed. Bruce Halverson questioned how many acres in Blue Earth County drained into CD 3. The viewers stated that approximately 1,500 acres drained into JD 9F&BE and would share in the outlet fee to that system.

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Loveall/Warmka motion carried with all members voting yes to make the following findings

- a. That the viewer's report has been made and other proceedings have been completed under Minnesota Statutes 103E.
- b. The viewer's report made or amended are complete and correct.
- c. The damages and benefits have been properly determined and shall be paid on October 1, 2018.
- d. The redetermined benefits and damages and benefitted and damaged areas as found in the viewers report shall be used in the place of the original benefits and damages on all subsequent proceedings related to County Ditch 3.
- e. That the outlet fees as presented in the viewers report are approved.

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There was a short discussion of a repair petitioned recently filed.

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The hearing was adjourned.

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Greg Young, Chair

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John Thompson, Auditor/Treasurer/Coordinator