



**AGENDA
DITCH BOARD / JOINT DITCH BOARD MEETING
SCOTT COUNTY, MINNESOTA
AUGUST 24, 2022
2:00 PM**

2:00 PM

(1) CONVENE

The members of the Scott County Ditch Board 10 met at the Belle Plaine City Hall in Belle Plaine, Minnesota, and convened at 2:00 p.m. The following members were present: Scott County Commissioner Weckman Brekke, Scott County Commissioner Wolf, and Scott County Commissioner Beer. Scott County Commissioner Beard was absent and Scott County Commissioner Ulrich was in attendance remotely but not voting. Scott County Commissioner Wolf presided.

The following were also in attendance:

1. Cindy Geis, Community Services Director
2. Kristin Lage, Operations Analyst

Guests:

1. 7 landowners
2. Aaron Goemann, H2Over Viewers
3. Dawn Meyer, Belle Plaine City Administrator
4. Derek Ebertowski
5. John Kolb, Rinke Noonan
6. Ken DeGier, H2Over Viewers
7. Scott Henderson, H2Over Viewers

(2) APPROVE MINUTES

- 2.1 August 2, 2022 Scott County Ditch Board 10 Minutes

Motion by Commissioner Weckman Brekke, seconded by Commissioner Beer. The motion carried unanimously on a roll call vote with Commissioner Ulrich abstaining. Commissioner Beard was absent.

(3) NON-CONSENT

- 3.1 Open the Public Hearing to Receive Information on the Purpose of the Hearing, the Viewing Process, and Allow for Public Comment On the Redetermination of Benefits on Scott County Ditch 10

Open the public hearing: 2:02 p.m. Motion by Commissioner Weckman Brekke, seconded by Commissioner Beer. The motion carried unanimously on a roll call vote with Commissioner Ulrich abstaining. Commissioner Beard was absent.

Operations Analyst and Ditch 3 Administrator Kris Lage presented the item.

Contracted attorney, John Kolb of Rinke Noonan, informed the Board and those present on the purpose of the hearing and the viewing process on the redetermination of benefits on Scott County Ditch 10.

Chair Wolf opened the floor for public comment. Upon hearing no public comment, Commissioner Wolf asked for a motion to close the public hearing.

Close the Public Hearing at 2:36 p.m. Motion by Commissioner Weckman Brekke, seconded by Commissioner Beer. The motion carried unanimously on a roll call vote with Commissioner Ulrich abstaining. Commissioner Beard was absent.

3.2 Receive Information on the Purpose of the Hearing and Procedural Requirements

The contracted attorney for County Drainage Ditch Proceedings, John Kolb from Rinke Noonan, informed the Board on the purpose and requirements of the final hearing for Scott County Ditch 10.

3.3 Enter Into the Minutes the Record of Notice Requirements for Informing all Benefitted Owners on Scott County Ditch 10

Kristin Lage read the following, "The purpose of this agenda item is to Enter Into the Minutes the Record of Notice Requirements for Informing all Benefitted Owners on Scott County Ditch 10.

Pursuant to Minn. Statute §103E.323, the property owners report was mailed on June 23, 2022 to all owners of properties identified in the Viewers' Report, governmental units affected by the project and the commissioner of the Minnesota Department of Natural Resources (MDNR). An informational landowner meeting was held at the Belle Plaine City Hall on July 5, 2022, in order to get input and answer questions from benefitted property owners.

Pursuant to Minn. Statute §103E.325, notice of the final hearing was mailed on August 4, 2022 to all owners of properties identified in the Viewers' Report, as well as all owners of properties identified in the Viewers Report for Joint Scott LeSueur County Drainage Ditch No. 3, because of an outlet causing impacts to CD 10, governmental units affected by the project and the commissioner of the MDNR. The notice was also published in the Jordan Independent on August 4, 2022, August 11, 2022, & August 18, 2022. In addition, the notice was posted in the atrium of the Scott County Government Center on August 4, 2022. The notice was published in LeSueur County's official newspaper on August 4, 2022, August 11, 2022, & August 18, 2022. The notice was also posted in the LeSueur County Government Center on August 3, 2022."

3.4 Receive Information from H2OverViewers on the Process and Result of the Redetermination Efforts on Scott County Ditch 10 (CD10) and Receive Public Comment on the Findings

Staff from H2Over Viewers presented information on the process and their findings for the Redetermination of Benefits Effort.

3.5 Approve Resolution 2022-201; Adopting amended Findings and Redetermination of Benefits and Ordering Establishment of Scott County Ditch 10 as Redetermined

Commissioner Weckman Brekke moved, seconded by Commissioner Beer. The motion carried unanimously on a roll call vote with Commissioner Ulrich abstaining. Commissioner Beard was absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

(4) ADJOURN

On a motion by Commissioner Weckman Brekke, seconded by Commissioner Beer, the meeting adjourned at 2:40 p.m.