

**SPECIAL SESSION OF THE FREEBORN MOWER COUNTIES
JOINT DITCH BOARD FOR JOINT DITCH NUMBER #5**

September 10, 2013

The Freeborn Mower Counties Joint Ditch Board in and for the Counties of Freeborn and Mower, Minnesota, met in Special Session September 10, 2013 at 11:07 a.m. at the Government Center in Austin, Minnesota.

Members present, viz: Tim Gabrielson, Chair
 Mike Ankeny
 Dan Belshan
 Polly Glynn
 Jerry Reinartz, Vice-Chair
 Craig Oscarson, County Coordinator

Also present: Cody Fox, Mower County Ditch Inspector
 Justin Hanson, Mower County SWCD
 Pat Martinson, Freeborn County Auditor

A Public Hearing was held to consider the Petition for the impounding, rerouting and diverting of drainage system waters, pursuant to Minnesota Statutes 103E.227 and the partial abandonment of a portion of Mower-Freeborn Joint Ditch #5, which is located in Mower and Freeborn Counties. Justin Hanson, Mower County Soil & Water Conservation District, provided information on the progress of the Penkava/Ault Wetland Restoration Project that had been approved to date and the next phase of the project that is the purpose of the hearing. Tom Wenzel, BWSR Senior Water Resources Engineer, provided the engineering report. One landowner requested clarification on a portion of the project. No one spoke for or against the project.

Motion made by Commissioner Reinartz, seconded by Commissioner Belshan to approve the impounding, rerouting or diverting drainage system waters for a partial abandonment of Branch "E" and "E1" located in the North ½ of the Northwest ¼ of Section 17, Lansing Township as outlined in the Kenneth and Susan Penkava Petition dated July 11, 2013, and finds that the installation will be of public or private benefit and will not impair the utility of the ditch or deprive affected landowners of its benefit. Motion carried.

Cody Fox, Ditch Inspector, proposed budget and levy recommendations for the ditch system. A discussion followed.

Date: September 10, 2013

Res. #64-13

RESOLUTION

On motion of Commissioner Ankeny, seconded by Commissioner Reinartz, the following Resolution was passed and adopted by the Freeborn Mower Counties Joint Ditch Board of Commissioners at a meeting held September 10, 2013 at the Government Center, Austin, Minnesota.

WHEREAS, the ditch inspector for Mower County has reported that repairs are necessary, or may be necessary, on certain ditches, and

WHEREAS, the Ditch Authority for Mower County finds there are sufficient funds to the credit of such drainage systems.

NOW, THEREFORE BE IT RESOLVED AND ORDERED that

1. The cost of said repairs or levy be apportioned and assessed pro rata upon all lands, corporations and/or municipalities which have participated in the total drainage benefits are therefore determined on the joint ditch #5 and in the following amount for estimated annual repairs to be levied as special assessment for payable 2014 tax year:

Mower County	\$20,000.00
Freeborn County	5,000.00

2. Set the annual 2014 budget at \$21,517.00 for Mower County expenditures. A full and complete copy of the budget is on file with the County Auditor/Treasurer.

Passed and approved this 10th day of September, 2013.

THE FREEBORN MOWER COUNTY JOINT DITCH BOARD

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion made by Commissioner Belshan, seconded by Commissioner Ankeny to approve the minutes of today's meeting subject to review and approval of the chair. Motion carried.

Motion by Commissioner Ankeny, seconded by Commissioner Reinartz to adjourn the meeting at 12:01 p.m. Motion carried.

THE FREEBORN MOWER COUNTY JOINT DITCH BOARD

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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