

**Nobles/Jackson Joint Board of Commissioners
Acting as Drainage Authority for
Joint County Ditch 20, Judicial Ditch 1, Judicial Ditch 4 and Judicial Ditch 76
Redetermination of Benefits Hearings
Minutes
Monday, December 20, 2021**

Commissioners Present: Gene Metz, Bob Paplow, Justin Ahlers, Scott McClure, Robert Demuth Jr.

Staff Present: Nobles County-Joyce Jacobs, Zach Reker, Jackson County-Kelly Rasche, H2Over Viewers-Bryan Murphey, Aaron Goeman, Attorney-Kurt Deter

Attorney Deter established that a chair and vice chair was needed for Nobles/Jackson County Ditches 10 and Judicial Ditch 1. Commissioner Demuth nominated Justin Ahlers as chair, nominations ceased and all yes, Ahlers chair of CD 10 and JD 1. Commissioner Ahlers nominated Commissioner McClure as vice chair of Nobles/Jackson CD 10 and JD 1, nominations ceased and all yes, McClure vice chair of CD 10 and JD 1.

Chair Ahlers opened the hearing for CD 10 and JD 1

Deter explained the purpose of the hearings – the Redetermination was ordered by the board to bring the value of the drainage system up to current day values.

General Overview of the Viewing Process: Representatives of H2OverViewers shared a presentation of the viewing process for Redetermination of Benefits. These systems were redetermined because they no longer reflect the current value of the system.

Record of Notice Requirements: Auditor Joyce Jacobs stated notices were appropriately posted and mailed as statute required for all hearings to be held today, December 20, 2021.

Nobles/Jackson County Ditch 10 – Redetermined information (as adjusted from this hearing input): Acres 3773.30 (Nobles County = 3,744.34 ~ Jackson County = 28.96), Benefits \$3,805,053.25 (Nobles County = \$3,786,027.56 ~ Jackson County = \$19,025.69), City of Round Lake .32%. Damages amount \$19,778.98. Damages are the purchase of the open ditch grass buffer one rod easements.

Public Comments: Klay Walinga shared private tile information that required approximately 5 acres of parcel 08-0092-000 to be removed from Nobles/Jackson CD 10 and placed into Nobles CD 1 drainage system. The viewers will make this adjustment.

The commissioners found the following:

1. The Viewers' Report has been made and other proceedings have been completed under Minnesota Statutes 103E.
2. The reports made or amended are complete and correct
3. The benefits and damages have been properly determined

Finding all three above correct, a motion to approve the Redetermination of Benefits for Nobles/Jackson CD 10 was made by Commissioner Demuth with a second by Commissioner McClure. All voted in favor, motion carried.

Motion to establish/rename County Ditch 10 as Nobles/Jackson Joint County Ditch 10 (JCD 10) made by Commissioner Ahles with a second by Commissioner Demuth. All voted in favor, motion carried.

Nobles/Jackson Judicial Ditch 1 – Redetermination information: Acres 1,212.32 (Nobles County = 1,204.03 ~ Jackson County = 8.29), Benefits \$2,023,522.08 (Nobles County \$2,020,947.11 ~ Jackson County = \$2,574.97). There are no buffer damages on this system, it is an all tile system.

Public Comments: None

The commissioners found the following:

1. The Viewers' Report has been made and other proceedings have been completed under Minnesota Statutes 103E.
2. The reports made or amended are complete and correct
3. The benefits and damages have been property determined

Finding all three above correct, a motion to approve the Redetermination of Benefits for Nobles/Jackson Judicial Ditch 1 made by Commissioner Paplow with a second made by Commissioner Robert Demuth. All voted in favor, motion carried.

Chairman Metz opened the hearings for Redeterminations of Nobles/Jackson Judicial Ditch 4 and Judicial Ditch 76

Nobles/Jackson Judicial Ditch 4 – Redetermination information: Acres 1,497.54 (Nobles County = 1,438.53 ~ Jackson County = 59.01), Benefits \$2,208,392.56 (Nobles County = \$2,084,284.79 ~ Jackson \$124,107.77), City of Brewster 38.2%. No damaged, tile only system.

Public Comments: None

The commissioners found the following:

1. The Viewers' Report has been made and other proceedings have been completed under Minnesota Statutes 103E.
2. The reports made or amended are complete and correct
3. The benefits and damages have been property determined

Finding all three above correct, a motion to approve the Redetermination of Benefits for Nobles/Jackson Judicial Ditch 4 was made by Commissioner Paplow with a second by Commissioner Ahlers. All voted in favor, motion carried.

Nobles/Jackson Judicial Ditch 76 – Redetermination information: 10,232.73 acres (Nobles County = 6,539.01 ~ Jackson County = 3,693.72), Benefits \$15,174,628.50 (Nobles County = 9,020,339.62 ~ Jackson County = 6,154,288.88), damages \$199,362.33 for buffer. This system has a unique situation 01.009.0100 (Alba Grain) is in both JD 76 and JD 44. This parcel will pay benefits into both systems. JD 76 has outlet benefits for JD 3.

Public Comments: Metz asked if extra benefit is received by Alba Grain by being in two systems. Their benefit is 60% in both systems total of 120%.

The commissioners found the following:

1. The Viewers' Report has been made and other proceedings have been completed under Minnesota Statutes 103E.
2. The reports made or amended are complete and correct
3. The benefits and damages have been property determined

Finding all three above correct, a motion to approve the Redetermination Benefits for Nobles/Jackson Judicial Ditch 76 was made by Commissioner McClure with a second by Commissioner Ahlers. All voted in favor, motion carried.

Motion to close all hearings and adjourn at 2:13 p.m. made by Commissioner Paplow with a second by Commissioner McClure. All voted in favor, motion carried.

Respectfully Submitted by
Kelly Rasche