

**Le Sueur County Drainage Authority  
Le Sueur County Justice Center  
435 East Derrynane Street  
Le Center, MN 56057**

**County Ditches 22, 35, 48 and 49**

**January 15, 2020 at 1:00 P.M.**

1. Call The Meeting To Order
2. Agenda Review And Approval
3. Findings And Orders
  1. County Ditch 22 Findings and Order
  2. County Ditch 35 Findings and Order
  3. County Ditch 48 Findings and Order
  4. County Ditch 49 Findings and Order

Documents:

[CD 22 FINDINGS AND ORDER - DEFECTIVE NOTICE.PDF](#)  
[CD 35 FINDINGS AND ORDER - DEFECTIVE NOTICE.PDF](#)  
[CD 48 FINDINGS AND ORDER - DEFECTIVE NOTICE.PDF](#)  
[CD 49 FINDINGS AND ORDER - DEFECTIVE NOTICE .PDF](#)

4. Continue The Hearing To April 9, 2020

**STATE OF MINNESOTA  
LE SUEUR COUNTY BOARD OF COMMISSIONERS  
DRAINAGE AUTHORITY FOR LE SUEUR COUNTY DITCH 22**

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The matter of the Redetermination of Benefits  
for Le Sueur County Ditch 22

**Findings and Order Continuing  
Public Hearing Due to Defective  
Notice**

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At a public hearing conducted by the Le Sueur County Board of Commissioners, Drainage Authority for Le Sueur County Ditch 22 (CD 22), on January 15, 2020, Commissioner \_\_\_\_\_ moved, seconded by Commissioner \_\_\_\_\_ for adoption of the following Findings and Order:

**Findings:**

1. The final hearing regarding redetermination of benefits for CD 22 was set for January 15, 2020.
2. The Drainage Authority prepared Property Owners' Reports and mailed them to the owners of property identified in the Viewers' Report on November 27, 2019.
3. Notice of the final hearing was posted on the County's website on November 27, 2019; posted at the Le Sueur County Courthouse on December 23, 2019; and posted at the Le Sueur County Justice Center on December 23, 2019.
4. Notice of the final hearing was mailed on November 27, 2019, to owners of properties identified in the Viewers' Report, governmental units affected by the project and the commissioner of the Minnesota Department of Natural Resources.
5. Drainage Authority staff contacted the *Le Sueur County News* and requested that the final hearing notice be published the weeks of December 23 and 30, 2019, and January 6, 2020.
6. On December 12, 2019, Drainage Authority staff reviewed the "proof" of the final hearing notice received from staff at the *Le Sueur County News* and contacted staff at the *Le Sueur County News* to approve it for publishing.
7. On December 31, 2019, Drainage Authority staff realized that the final hearing notice wasn't published as requested.
8. On January 6, 2020, Drainage Authority staff mailed a postcard to owners of properties identified in the Viewers' Report, governmental units affected by the project and the

commissioner of the Minnesota Department of Natural Resources informing them of the “notice” issue and the April 9, 2020, continued hearing.

**Order:**

- A. Due to the defective error in publishing, the Board is continuing this hearing until April 9, 2020, at 1:00 p.m. at the Le Sueur County Justice Center, EOC Training Room (lower level), 435 E Derrynane St., Le Center.
- B. Pursuant to Minnesota Statutes, section 103E.035, Drainage Authority staff does not need to mail notice of the continued hearing since mailed notice of this hearing was not defective.
- C. Drainage Authority staff shall prepare a final hearing notice regarding the April 9, 2020, final hearing and work with staff at the *Le Sueur County News* to have it published according to statute.
- D. Drainage Authority staff shall arrange for notice of the April 9, 2020, final hearing to be posted in its normal fashion and in the timeframe required by statute.

After discussion, the Board Chair called the question. The question was on the adoption of the foregoing findings and order and there were \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ absent, and \_\_\_\_\_ abstentions as follows:

	Yea	Nay	Absent	Abstain
GLISZINSKI	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
O'KEEFE	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ROHLFING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
WETZEL	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Upon vote, the Board Chair declared the Resolution passed and the findings and order adopted.

Dated this \_\_\_ day of \_\_\_\_\_, 2020.

LE SUEUR COUNTY BOARD OF COMMISSIONERS,  
SEATED AS DRAINAGE AUTHORITY UNDER  
STATUTES CHAPTER 103E FOR LE SUEUR COUNTY  
DITCH 22.

By \_\_\_\_\_  
Chairperson

\* \* \* \* \*

I, Pam Simonette, Le Sueur County Auditor-Treasurer, do hereby certify that I have compared the above motion; Findings and Order with the original thereof as the same appears of record and on file with the Le Sueur County Board of Commissioners and find the same to be a true and correct transcript thereof. The above Order was filed with me, Le Sueur County Auditor-Treasurer on \_\_\_\_\_, 2020.

IN TESTIMONY WHEREOF, I hereunto set my hand this  
\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Pam Simonette

**STATE OF MINNESOTA  
LE SUEUR COUNTY BOARD OF COMMISSIONERS  
DRAINAGE AUTHORITY FOR LE SUEUR COUNTY DITCH 35**

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The matter of the Redetermination of Benefits  
for Le Sueur County Ditch 35

**Findings and Order Continuing  
Public Hearing Due to Defective  
Notice**

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At a public hearing conducted by the Le Sueur County Board of Commissioners, Drainage Authority for Le Sueur County Ditch 35 (CD 35), on January 15, 2020, Commissioner \_\_\_\_\_ moved, seconded by Commissioner \_\_\_\_\_ for adoption of the following Findings and Order:

**Findings:**

1. The final hearing regarding redetermination of benefits for CD 35 was set for January 15, 2020.
2. The Drainage Authority prepared Property Owners' Reports and mailed them to the owners of property identified in the Viewers' Report on November 27, 2019.
3. Notice of the final hearing was posted on the County's website on November 27, 2019; posted at the Le Sueur County Courthouse on December 23, 2019; and posted at the Le Sueur County Justice Center on December 23, 2019.
4. Notice of the final hearing was mailed on November 27, 2019, to owners of properties identified in the Viewers' Report, governmental units affected by the project and the commissioner of the Minnesota Department of Natural Resources.
5. Drainage Authority staff contacted the *Le Sueur County News* and requested that the final hearing notice be published the weeks of December 23 and 30, 2019, and January 6, 2020.
6. On December 12, 2019, Drainage Authority staff reviewed the "proof" of the final hearing notice received from staff at the *Le Sueur County News* and contacted staff at the *Le Sueur County News* to approve it for publishing.
7. On December 31, 2019, Drainage Authority staff realized that the final hearing notice wasn't published as requested.
8. On January 6, 2020, Drainage Authority staff mailed a postcard to owners of properties identified in the Viewers' Report, governmental units affected by the project and the

commissioner of the Minnesota Department of Natural Resources informing them of the “notice” issue and the April 9, 2020, continued hearing.

**Order:**

- A. Due to the defective error in publishing, the Board is continuing this hearing until April 9, 2020, at 1:00 p.m. at the Le Sueur County Justice Center, EOC Training Room (lower level), 435 E Derrynane St., Le Center.
- B. Pursuant to Minnesota Statutes, section 103E.035, Drainage Authority staff does not need to mail notice of the continued hearing since mailed notice of this hearing was not defective.
- C. Drainage Authority staff shall prepare a final hearing notice regarding the April 9, 2020, final hearing and work with staff at the *Le Sueur County News* to have it published according to statute.
- D. Drainage Authority staff shall arrange for notice of the April 9, 2020, final hearing to be posted in its normal fashion and in the timeframe required by statute.

After discussion, the Board Chair called the question. The question was on the adoption of the foregoing findings and order and there were \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ absent, and \_\_\_\_\_ abstentions as follows:

	Yea	Nay	Absent	Abstain
GLISZINSKI	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
O'KEEFE	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ROHLFING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
WETZEL	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Upon vote, the Board Chair declared the Resolution passed and the findings and order adopted.

Dated this \_\_\_ day of \_\_\_\_\_, 2020.

LE SUEUR COUNTY BOARD OF COMMISSIONERS,  
SEATED AS DRAINAGE AUTHORITY UNDER  
STATUTES CHAPTER 103E FOR LE SUEUR COUNTY  
DITCH 35.

By \_\_\_\_\_  
Chairperson

\* \* \* \* \*

I, Pam Simonette, Le Sueur County Auditor-Treasurer, do hereby certify that I have compared the above motion; Findings and Order with the original thereof as the same appears of record and on file with the Le Sueur County Board of Commissioners and find the same to be a true and correct transcript thereof. The above Order was filed with me, Le Sueur County Auditor-Treasurer on \_\_\_\_\_, 2020.

IN TESTIMONY WHEREOF, I hereunto set my hand this  
\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Pam Simonette

**STATE OF MINNESOTA  
LE SUEUR COUNTY BOARD OF COMMISSIONERS  
DRAINAGE AUTHORITY FOR LE SUEUR COUNTY DITCH 48**

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The matter of the Redetermination of Benefits  
for Le Sueur County Ditch 48

**Findings and Order Continuing  
Public Hearing Due to Defective  
Notice**

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At a public hearing conducted by the Le Sueur County Board of Commissioners, Drainage Authority for Le Sueur County Ditch 48 (CD 48), on January 15, 2020, Commissioner \_\_\_\_\_ moved, seconded by Commissioner \_\_\_\_\_ for adoption of the following Findings and Order:

**Findings:**

1. The final hearing regarding redetermination of benefits for CD 48 was set for January 15, 2020.
2. The Drainage Authority prepared Property Owners' Reports and mailed them to the owners of property identified in the Viewers' Report on November 27, 2019.
3. Notice of the final hearing was posted on the County's website on November 27, 2019; posted at the Le Sueur County Courthouse on December 23, 2019; and posted at the Le Sueur County Justice Center on December 23, 2019.
4. Notice of the final hearing was mailed on November 27, 2019, to owners of properties identified in the Viewers' Report, governmental units affected by the project and the commissioner of the Minnesota Department of Natural Resources.
5. Drainage Authority staff contacted the *Le Sueur County News* and requested that the final hearing notice be published the weeks of December 23 and 30, 2019, and January 6, 2020.
6. On December 12, 2019, Drainage Authority staff reviewed the "proof" of the final hearing notice received from staff at the *Le Sueur County News* and contacted staff at the *Le Sueur County News* to approve it for publishing.
7. On December 31, 2019, Drainage Authority staff realized that the final hearing notice wasn't published as requested.
8. On January 6, 2020, Drainage Authority staff mailed a postcard to owners of properties identified in the Viewers' Report, governmental units affected by the project and the



commissioner of the Minnesota Department of Natural Resources informing them of the “notice” issue and the April 9, 2020, continued hearing.

**Order:**

- A. Due to the defective error in publishing, the Board is continuing this hearing until April 9, 2020, at 1:00 p.m. at the Le Sueur County Justice Center, EOC Training Room (lower level), 435 E Derrynane St., Le Center.
- B. Pursuant to Minnesota Statutes, section 103E.035, Drainage Authority staff does not need to mail notice of the continued hearing since mailed notice of this hearing was not defective.
- C. Drainage Authority staff shall prepare a final hearing notice regarding the April 9, 2020, final hearing and work with staff at the *Le Sueur County News* to have it published according to statute.
- D. Drainage Authority staff shall arrange for notice of the April 9, 2020, final hearing to be posted in its normal fashion and in the timeframe required by statute.

After discussion, the Board Chair called the question. The question was on the adoption of the foregoing findings and order and there were \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ absent, and \_\_\_\_\_ abstentions as follows:

	Yea	Nay	Absent	Abstain
GLISZINSKI	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CONNOLLY	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
WETZEL	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ROHLFING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Upon vote, the Board Chair declared the Resolution passed and the findings and order adopted.

Dated this \_\_\_ day of \_\_\_\_\_, 2020.

DRAINAGE AUTHORITY FOR LE SUEUR AND RICE COUNTIES, SEATED AS DRAINAGE AUTHORITY UNDER STATUTES CHAPTER 103E FOR LE SUEUR COUNTY DITCH 48.

By \_\_\_\_\_  
Chairperson

\* \* \* \* \*

I, Pam Simonette, Le Sueur County Auditor-Treasurer, do hereby certify that I have compared the above motion; Findings and Order with the original thereof as the same appears of record and on file with the Le Sueur County Board of Commissioners and find the same to be a true and correct transcript thereof. The above Order was filed with me, Le Sueur County Auditor-Treasurer on \_\_\_\_\_, 2020.

IN TESTIMONY WHEREOF, I hereunto set my hand this  
\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Pam Simonette

**STATE OF MINNESOTA  
LE SUEUR COUNTY BOARD OF COMMISSIONERS  
DRAINAGE AUTHORITY FOR LE SUEUR COUNTY DITCH 49**

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The matter of the Redetermination of Benefits  
for Le Sueur County Ditch 49

**Findings and Order Continuing  
Public Hearing Due to Defective  
Notice**

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At a public hearing conducted by the Le Sueur County Board of Commissioners, Drainage Authority for Le Sueur County Ditch 49 (CD 49), on January 15, 2020, Commissioner \_\_\_\_\_ moved, seconded by Commissioner \_\_\_\_\_ for adoption of the following Findings and Order:

**Findings:**

1. The final hearing regarding redetermination of benefits for CD 49 was set for January 15, 2020.
2. The Drainage Authority prepared Property Owners' Reports and mailed them to the owners of property identified in the Viewers' Report on November 27, 2019.
3. Notice of the final hearing was posted on the County's website on November 27, 2019; posted at the Le Sueur County Courthouse on December 23, 2019; and posted at the Le Sueur County Justice Center on December 23, 2019.
4. Notice of the final hearing was mailed on November 27, 2019, to owners of properties identified in the Viewers' Report, governmental units affected by the project and the commissioner of the Minnesota Department of Natural Resources.
5. Drainage Authority staff contacted the *Le Sueur County News* and requested that the final hearing notice be published the weeks of December 23 and 30, 2019, and January 6, 2020.
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commissioner of the Minnesota Department of Natural Resources informing them of the “notice” issue and the April 9, 2020, continued hearing.

**Order:**

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After discussion, the Board Chair called the question. The question was on the adoption of the foregoing findings and order and there were \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ absent, and \_\_\_\_\_ abstentions as follows:

	Yea	Nay	Absent	Abstain
GLISZINSKI	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
O’KEEFE	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ROHLFING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
WETZEL	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Upon vote, the Board Chair declared the Resolution passed and the findings and order adopted.

Dated this \_\_\_ day of \_\_\_\_\_, 2020.

LE SUEUR COUNTY BOARD OF COMMISSIONERS,  
SEATED AS DRAINAGE AUTHORITY UNDER  
STATUTES CHAPTER 103E FOR LE SUEUR COUNTY  
DITCH 49.

By \_\_\_\_\_  
Chairperson

\* \* \* \* \*

I, Pam Simonette, Le Sueur County Auditor-Treasurer, do hereby certify that I have compared the above motion; Findings and Order with the original thereof as the same appears of record and on file with the Le Sueur County Board of Commissioners and find the same to be a true and correct transcript thereof. The above Order was filed with me, Le Sueur County Auditor-Treasurer on \_\_\_\_\_, 2020.

IN TESTIMONY WHEREOF, I hereunto set my hand this  
\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Pam Simonette