

8:00 AM - Public Hearing was called to order by Commissioner Fenske. Members of the Joint Ditch Authority present: Commissioners Bob Fenske and Phil Nelson of Lyon County; Commissioners Bill Sauer and Kevin Vickerman of Murray County; and Commissioner Brian Kletscher of Redwood County. Others Present: James and Jeanine Vandendriessche (Petitioners), Kurt Deter (Petitioners' Attorney), Todd Hammer (Lyon County Ditch Inspector/Asst. Planning & Zoning Administrator), Loren Stomberg (Lyon County Administrator), and Tom Steffes (Asst. to Administrator).

Fenske explained that the composition of the Joint Ditch Authority was elected by the fifteen commissioners of Lyon, Murray, and Redwood Counties during a phone conference held on Tuesday, September 5, 2006, at 10:15 AM. The purpose of the Authority is to hear the Petition for Improvement of a Portion of Joint Ditch #20.

Fenske requested nominations for Chair. Kletscher nominated Fenske. There were no other nominations. Hearing none, Fenske asked for a vote on Fenske as Chair. All voted in favor - Fenske was elected as Chair of the Joint Ditch Authority.

Fenske stated the petition was valid and there was a letter from Lyon County Attorney Rick Maes which indicated its validity.

Deter requested Bolton & Menk, Inc. to be appointed as engineers. Deter stated that Duane Hansel would be the preferred Bolton & Menk engineer. Hammer said Lyon County had worked with Bolton & Menk before on CD 62.

Sauer moved, seconded by Vickerman to approve Bolton & Menk, Inc. as engineers to complete a preliminary survey and report. All voted in favor.

James Vandendriessche described problems with water backing up onto his land from the tile.

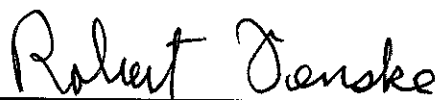
Hammer discussed upstream and downstream effects of the proposed improvement.

Vickerman asked if it would be possible for others to add to this petition. Deter said a friendly amendment would be ok, but it may be easier to do a separate petition instead.

Vickerman asked how an assessment of this improvement would work. Deter explained there would first be a preliminary hearing where a proposal and an analysis of benefits would be presented. Three viewers would need to be appointed to determine the benefits, and a preliminary report of the project would be issued to the joint board.

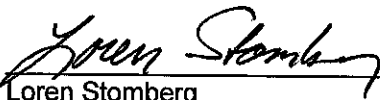
Nelson asked if costs were to be limited to benefactors as opposed to the entire ditch. Deter – Yes.

Fenske adjourned the hearing at 8:27 AM.



Robert Fenske, Chair
Joint Ditch Authority – JD 20 LMR

Attest:



Loren Stomberg
Lyon County Administrator