



COUNTY OF ANOKA

Office of County Administration

GOVERNMENT CENTER

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(763) 323-5700

February 28, 2002

TIM YANTOS

Deputy County Administrator
Direct #763-323-5692

MEMO TO: Jon Olson, Public Services Division Manager
FROM: Tim Yantos, Deputy County Administrator *TY*
SUBJECT: County Board Action

For your information and file, please be advised that the Anoka County Board of Commissioners, at the most recent meeting of Tuesday, February 26, 2002, adopted the attached Resolution #2002-26, Resolution Transferring Jurisdiction of County Ditch #43 and County Ditch #66 (#3).

Please take appropriate action to implement the decision of the county board.

Should you have any questions regarding this county board action, please do not hesitate to contact me.

TY:ts

Attachment

cc: Doug Fischer, Director of Highway
Pam McCabe, Assistant County Attorney
Spencer Pierce, Environmental Services Manager

Doug & Louie
Please put one
original in each
Ditch file:
#3(66)
#43

FAX: 763-323-5682

Affirmative Action / Equal Opportunity Employer TDD/TTY: 763-323-5289

BOARD OF COUNTY COMMISSIONERS
Anoka County, Minnesota

DATE: February 26, 2002

RESOLUTION #2002-26

OFFERED BY COMMISSIONER: Berg

**RESOLUTION TRANSFERRING JURISDICTION OF
COUNTY DITCH #43 AND COUNTY DITCH #66 (#3)**

WHEREAS, the Cities of Andover, Anoka, Coon Rapids, and Ramsey have entered into a joint powers agreement pursuant to Minn. Stat. §103B.211 establishing the Lower Rum River Watershed Management Commission, which serves as a watershed management organization with the powers and responsibilities set forth in the Metropolitan Surface Water Management Act, Minn. Stat. § §103B.211-103B.251; and,

WHEREAS, the Lower Rum River Watershed Management Commission by letter dated November 21, 2001, initiated a transfer by requesting the Anoka County Board of Commissioners hold a public hearing to consider the transfer of jurisdiction of County Ditch #43 and County Ditch #66 (#3) to the Lower Rum River Watershed Management Commission; and,

WHEREAS, under Minn. Stat. §103B.211 in conjunction with Minn. Stat. §103D.625, the Anoka County Board of Commissioners is authorized after a public hearing to transfer control of County Ditch #43 and County Ditch #66 (#3) to the Lower Rum River Watershed Management Commission unless it appears that the take over would not serve the purpose of Minn. Stat. Chap. 103D and would not be for the public welfare or be in the public interest; and,

WHEREAS, a public hearing on the transfer of authority for County Ditch #43 and County Ditch #66 (#3) was held on February 26, 2002, pursuant to the requirements of Minn. Stat. §103D.625; and,

WHEREAS, the Lower Rum River Watershed Management Commission in conjunction with the City of Ramsey have developed extensive information relative to water, watercourses and the general water conditions and problems in the areas of County Ditch #43 and County Ditch #66 (#3) and are in the process of developing plans for future projects; and,

WHEREAS, the transfer of County Ditch #43 and County Ditch #66 (#3) would allow expanded options for projects because a watershed management organization has the ability to undertake drainage system projects in a manner that could not be undertaken by the county board acting as a drainage authority; and,

WHEREAS, the transfer of County Ditch #43 and County Ditch #66 (#3) is in the public interest and would be for the public welfare:

NOW, THEREFORE, BE IT RESOLVED that, upon adoption of a resolution by the Lower Rum River Watershed Management Commission to accept the transfer of jurisdiction of County Ditch #43 and County Ditch #66 (#3), the Anoka County Board of Commissioners orders the Lower Rum River Watershed Management Commission to take over the county drainage systems known as County Ditch #43 and County Ditch #66 (#3), together with the right to repair and maintain the drainage systems.

STATE OF MINNESOTA)
COUNTY OF ANOKA) SS

I, John "Jay" McLinden, County Administrator, Anoka County, Minnesota, hereby certify that I have compared the foregoing copy of the resolution of the County Board of said County with the original record thereof on file in the Administration Office, Anoka County, Minnesota, as stated in the minutes of the proceedings of said Board at a meeting duly held on February 26, 2002, and that the same is a true and correct copy of said original record and of the whole thereof, and that said resolution was duly passed by said Board at said meeting.

Witness my hand and seal this 26th day of February 2002.


JOHN "JAY" McLINDEN
COUNTY ADMINISTRATOR

	<u>YES</u>	<u>NO</u>
DISTRICT #1 - BERG	X	_____
DISTRICT #2 - LANG	Absent	_____
DISTRICT #3 - LANGFELD	X	_____
DISTRICT #4 - KORDIAK	X	_____
DISTRICT #5 - MCCAULEY	X	_____
DISTRICT #6 - MCCARRON	X	_____
DISTRICT #7 - ERHART	X	_____