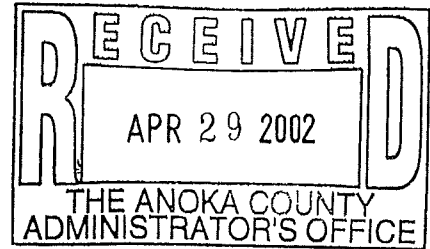


LOWER RUM RIVER WATERSHED MANAGEMENT ORGANIZATION
ANDOVER - ANOKA - COON RAPIDS - RAMSEY
2015 First Avenue • Anoka, MN 55303

April 25, 2002

Ms. Pamela McCabe
Assistant Anoka County Attorney
Anoka County Government Center
2100 Third Avenue
Anoka, MN 55303-2265



Subject: Jurisdiction transfer of County Ditch #43 and County Ditch #66 (#3)

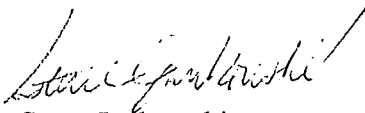
Dear Ms. McCabe:

As requested in your March 5, 2002 letter, enclosed is a copy of LRRWMO Resolution 02-1 relating to the acceptance of the transfer of jurisdiction of County Ditch No. 43 and County Ditch No. 66 aka County Ditch No. 3. This Resolution was adopted by the LRRWMO at its meeting of April 18, 2002.

A copy of the resolution has also been forwarded to Jon Olson, Anoka County Public Services Division Manager.

Please advise of the process that should be followed to complete this jurisdiction transfer. If you would like additional information, or have questions, please do not hesitate to contact me at (763) 427-1410.

Sincerely,


Steve Jankowski
Chair *iw*

Enclosure: Resolution No. 02-1

cc: LRRWMO
Charlie LeFevere, Kennedy & Graven
✓ Jon Olson, Anoka County Public Services Division Manager

RESOLUTION NO. 02-1

STATE OF MINNESOTA
LOWER RUM RIVER WATERSHED MANAGEMENT ORGANIZATION

A RESOLUTION RELATING TO THE ACCEPTANCE OF THE
TRANSFER OF JURISDICTION OF COUNTY DITCH NO. 43
AND COUNTY DITCH NO. 66 AKA COUNTY DITCH NO. 3

WHEREAS, a request was made by the City of Ramsey to the Lower Rum River Watershed Management Organization (LRRWMO) to petition Anoka County for the transfer of jurisdiction of County Ditch No. 43 and County Ditch No. 66, aka County Ditch No. 3, so that such ditches could be maintained and used as a part of the City's storm water management system; and

WHEREAS, the City of Ramsey and the LRRWMO have entered into a Joint Powers Agreement relating to the use and maintenance of such ditches; and

WHEREAS, pursuant to the request of the City of Ramsey and the Joint Powers Agreement referred to above, the LRRWMO petitioned Anoka County for the transfer of jurisdiction of County Ditch No. 43 and County Ditch No. 66, aka County Ditch No. 3, to the LRRWMO, all pursuant to Minnesota Statutes, Sections 103B.211 and 103D.625; and

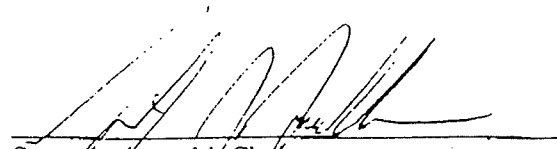
WHEREAS, following due notice and a public hearing, on February 26, 2002, the Anoka County Board adopted Resolution No. 2002-26 determining that the transfer of the ditches referred to above would be in the public interest and for the public welfare, and that County Ditch No. 43 and County Ditch No. 66, aka County Ditch No. 3, would be transferred to the LRRWMO upon the adoption of a resolution by the LRRWMO accepting the transfer of such jurisdiction; and

WHEREAS, the LRRWMO has determined that the transfer of such ditches to the LRRWMO is in the best interests of the public;

NOW, THEREFORE, BE IT RESOLVED By the Board of Commissioners of the Lower Rum River Watershed Management Organization as follows:

1. The transfer of jurisdiction of County Ditch No. 43 and County Ditch No. 66, aka County Ditch No. 3, is hereby accepted.
2. The Commission secretary is directed to forward a certified copy of this Resolution to the Anoka County Attorney.

Adopted the 18TH day of April, 2002.


Steve Jankowski, Chair

Attest:


Todd Haas, Secretary



ANOKA COUNTY ATTORNEY

ROBERT M.A. JOHNSON

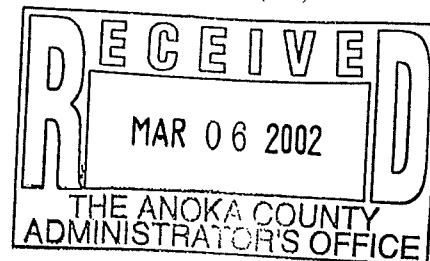
Government Center • 2100 Third Avenue • Anoka, MN 55303-2265
attorney@co.anoka.mn.us

Administration / Civil Division
Family Law & Mental Health Division
(763) 323-5550
(763) 422-7589 Fax

Criminal Division
(763) 323-5586
(763) 422-7524 Fax

Victim-Witness Services
(763) 323-5559
(763) 323-5769 Fax

Juvenile Division
Investigation Division
(763) 323-5586
(763) 323-5651 Fax



March 5, 2002

Steve Jankowski, Chair
Lower Rum River Watershed Management Organization
2015 First Avenue
Anoka, MN 55303

Re: Resolution adopted by Anoka County Board of Commissioners

Dear Mr. Jankowski:

Enclosed is a copy of the resolution transferring jurisdiction of County Ditch #43 and County Ditch # 66 (#3) to the Lower Rum River Watershed Management Commission.

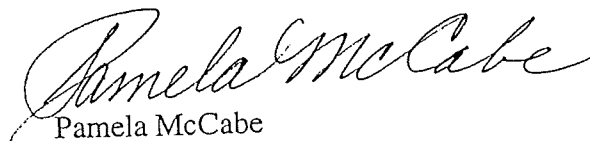
In the recitals section of the resolution, the Anoka County Board of Commissioners indicates that the transfer of County Ditch #43 and County Ditch # 66 (#3) to the Lower Rum River Watershed Management Commission is in the public interest and would be for the public welfare.

Under the terms of the resolution, jurisdiction of these ditches will transfer upon adoption of a resolution by the Lower Rum River Watershed Management Commission accepting jurisdiction of these county drainage systems. When the Lower Rum River Watershed Management Commission accepts jurisdiction of these county ditches, please forward a copy of the resolution to the Anoka County Board of Commissioners.

It would also be helpful if you would send a copy of the resolution to my attention and to Jon Olson, Anoka County Public Services Division Manager.

Thank you.

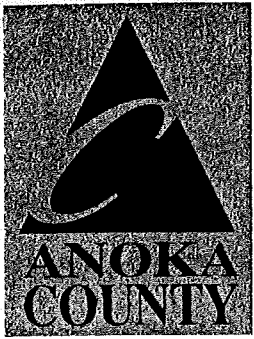
Sincerely,


Pamela McCabe
Assistant Anoka County Attorney

cc: Jay McLinden, Anoka County Administrator
Jon Olson, Anoka County Public Services Division Manager

cc: Doug Fischer
Harry Holm

Affirmative Action / Equal Opportunity Employer



COUNTY OF ANOKA

Office of County Administration

GOVERNMENT CENTER

2100 3rd Avenue • Anoka, Minnesota 55303-2265
(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 *T. Yantos*
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

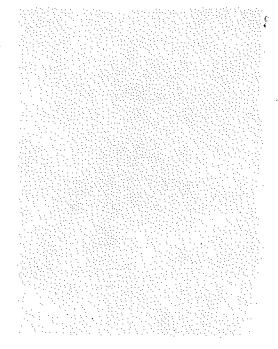
Attachment

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*
[Signature]

COUNTY OF ANOKA

County Clerk
1000 1st Avenue
Anoka, MN 55303
Phone: 763-427-1000



KAVLA
Send Copy of letter
& Two originals of
Resolution Each to
Doug Fisher &
Larry Horn
Returns original letter

County of Anoka, Minnesota
I, the undersigned, County Clerk of Anoka County, Minnesota, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of the County of Anoka, Minnesota.

[Faint handwritten signature]

County Clerk
1000 1st Avenue
Anoka, MN 55303
Phone: 763-427-1000

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

YES NO

1, 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

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	