

**TODD/WADENA COUNTY BOARD OF COMMISSIONERS,
ACTING AS DRAINAGE AUTHORITY
FOR TODD/WADENA JOINT DITCH 5 & 8**

AGENDA

Joint Board Meeting

Tuesday June 7, 2022 @ 8:30 am

Todd County Board Room - Historic Courthouse

215 1st Ave South - Long Prairie, MN 56347

Wadena County Board Members attending via phone call

1. Introductions – *Commissioner Kneisl – 2014 Board Chair*
2. Appoint Board Chair
3. Acknowledge Receipt of Hold Harmless Agreement Petition
 - a. Petition Submitted – HHA – Independent School District 2170
 - i. Hold Harmless Agreement
 - ii. Aerial Photo
4. Board Decision
5. Set Date, Time & Location for Next Meeting
6. Adjourn

Todd/Wadena Counties, MN Joint Board Action Form

Action Requested	
<input checked="" type="checkbox"/> Action/Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Information Item	<input type="checkbox"/> Report <input type="checkbox"/> Resolution <input type="checkbox"/> Other

Title: JD5 & JD8 – Acknowledge receipt - Hold Harmless Agreement Petition, Ditch Maintenance – ISD 2170	
Date of Meeting: June 7, 2022, 8:30am	
Background <input checked="" type="checkbox"/> Supporting Documentation enclosed	
Attachment 1 – Joint Board Agenda Attachment 2 – Hold Harmless Agreement Attachment 3 – Aerial Photo	
Options:	
Recommendation: The Todd/Wadena County Joint Board of Commissioners approves the following by Motion: Acknowledge receipt of a HHA petition from Independent School District 2170 to clean part of JD5 & JD8 on parcel 38-4009100, Staples Twp section 2.	

Action	Voting in Favor	Voting Against
Motion:	<input type="checkbox"/> Kneisl – Todd County	<input type="checkbox"/> Kneisl – Todd County
Second:	<input type="checkbox"/> Erickson – Todd County	<input type="checkbox"/> Erickson – Todd County
<input type="checkbox"/> Passed	<input type="checkbox"/> Becker – Todd County	<input type="checkbox"/> Becker – Todd County
<input type="checkbox"/> Failed	<input type="checkbox"/> Weyer – Wadena County	<input type="checkbox"/> Weyer – Wadena County
<input type="checkbox"/> Tabled	<input type="checkbox"/> Kreklau – Wadena County	<input type="checkbox"/> Kreklau – Wadena County

HOLD HARMLESS AGREEMENT

For Joint Ditch Maintenance/Repair

Whereas, Independent School District 2170 requests permission of the Todd/Wadena County Joint Ditch Authority to maintain/repair a portion of Joint Ditch No. 5 + 8 that runs through their property at their own expense:

Legal description to read as follows:

Parcel number 38-4009100
Section 2 Twp 133 Range 33 Lot 0 Block 0
SE4 NE4 (Behind SE) 40 Acres
Section 2 Township 133 Range 33

Proposed Project Description:

Ditch Maintenance – length of ditch 3064 ft

Private crossing installation/replacement

Include map of project location and project plans

Map Attached
Green Horseshoe Ditch see map
Clean ditch to original width and depth. Remove trees and brush.
Spoil will be hauled to an approved upland site.
5/23/2022 Project description verified with Le Roy Peterson by phone. (RM)
Applicant will have one year from the date of this application approval to complete the proposed project.

Person/Contractor name doing work:

Address:

Contact phone #'s

CLC Heavy Equipment Program
10004 255th Ave Staples, MN 56479
LeRoy Peterson 218-894-5400 School Contact

Whereas, applicant is allowed to maintain the drainage ditch to the original width, depth, and grade. An improvement by lowering or widening the ditch bottom is not allowed. Sediment and vegetation can only be removed to the extent of the original ditch bottom elevation. Spoil must be side cast and leveled, staying within 16.5 feet of the ditch. Culverts can be replaced at the existing elevation. This work will be done at applicant's own expense.

Whereas, APPROVAL OF THIS HOLD HARMLESS AGREEMENT ONLY APPLIES TO THE JOINT DITCH AUTHORITY (MN Rule Chapter 103E). Permits from local, state and federal agencies may be required. Before commencing work in or near wetlands, the application form for Water/Wetland Project must be filled out and mailed to the appropriate agencies; 1. Todd Soil, Water, Conservation, Development Division (SWCDD), 2. Army Corps of Engineers, 3. MN DNR Division of Waters (if Public Waters), 4. Sauk River Water Shed District (if in District.) 5. Board of Water Soil Resources. **Applicant will not do any cleaning/repair of said ditch until approval is received from all agencies.**

Whereas, the applicant and/or contractor agrees to defend, indemnify, and hold the Todd/Wadena Joint Ditch Board, its employees and officials harmless from any claims, demands, actions or causes of action, including reasonable attorney's fees and expenses arising out of any act or omission on the part of the applicant, or its subcontractors, partners or independent contractors or any of their agents or employees in the performance of or with relation to any of the work or services to be performed or furnished by the applicant or the subcontractors, partners, or independent contractors or any of their agents or employees under the agreement.

I do hereby agree to the above terms, I agree to hold the Todd/Wadena Joint Ditch Board harmless and indemnify it and follow all the rules and regulations.

Dated:

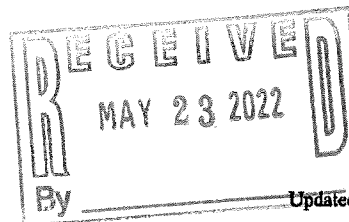
5/19/22

Applicant Signature:

[Signature]

Phone Number:

218-894-5400



Updated 05/16/2022

0 240 480 960 Feet

Staples Township Section 2 Twp 133 Range 33



Joint Ditch 5 & 8
38-4009100
Independent School Dist 2170
905 4th St NE
Staples, MN 56479

Todd County Ditch & Ag Inspector
 44 Riverside Drive
 Long Prairie, MN 56347
 Office (320)533-4651
 nancy.uhlenkamp@co.todd.mn.us
 May 16, 2022

The Todd County GIS Department and Todd CDI has made every effort to provide the most accurate, up-to-date information available in this publication and cannot be held responsible for any unforeseen errors or omissions.