

Le Sueur County Board of Commissioners
EMERGENCY REPAIR OF COUNTY DRAINAGE SYSTEMS

WHEREAS, the County of Le Sueur, Minnesota has sustained severe losses of major proportions, brought on by flood conditions occurring in 2019 and

WHEREAS, Le Sueur County is a public entity within the State of Minnesota; and

WHEREAS, Le Sueur County has received a Presidential Disaster Declaration; and

WHEREAS, Le Sueur County suffered significant damages to county drainage systems, rendering them in need of immediate repair

WHEREAS, immediate repair of flood damaged county ditches is necessary to facilitate recovery and emergency aid efforts, to facilitate effective and timely delivery of emergency services, and to facilitate safe travel for public, government, and business purposes; and

WHEREAS, immediate contracting of emergency ditch repairs, without the requirement of bids, bonds and advertising, is necessary to protect public health, safety and welfare;

NOW, THEREFORE, BE IT RESOLVED, that the Le Sueur County Board of Commissioners, acting on behalf of and for the people of Le Sueur County, hereby declare that, pursuant to Minnesota Statutes 103E.705 Subd. 7 For the Repair and Construction After Disaster: the drainage authority may repair and reconstruct the drainage system without advertising for bids and without regard to the \$1,000 per mile of open ditch or the dollar amount requiring the solicitation of sealed bids under section 471.345, subdivision 3, limitation if:

- (1) A drainage system is destroyed or impaired by floods, natural disaster, or unforeseen circumstances;
- (2) The area where the drainage system is located has been declared a disaster area by the President of the United States and federal funds are available for repair or reconstruction; and
- (3) The public interests would be damaged by repair or reconstruction being delayed.

THEREFORE, BE IT FURTHER RESOLVED, that Le Sueur County is hereby authorized to immediately enter into necessary contracts for emergency repair of damaged and negatively impacted county ditches without the requirement for solicitation of bids, bonds and advertising; said authorization to remain in place until modified or rescinded by this board.