

## **SEVENTEENTH RIDER TO AGREEMENT**

**THIS AGREEMENT**, made this 13th day of July, 2021, by and between the **BOARD OF WATER COMMISSIONERS OF THE CITY OF SAINT PAUL** (“Board”), and the **RAMSEY COUNTY BOARD OF COMMISSIONERS**, (“County”), being the Seventeenth Rider to that certain Agreement made by and between the Board and the County the 6th day of June, 1966, and by this reference incorporated herein and made part hereof and with the same intent, purpose, and effect as if said Agreement were set forth herein verbatim.

**WHEREAS**, the Board is owner of a parcel in the North half of the SW quarter of Section 32, Township 30 North, Range 22 West, Ramsey County, Minnesota, Property Identification Number 32.30.22.22.0002, commonly known as Vadnais Park, the “Premises”; and

**WHEREAS**, the County desires to enter upon certain portions of said Premises to replace the existing 12-inch metal culvert with a 12-inch HDPE culvert; and

**WHEREAS**, the Board is willing to grant said permission to the County consistent with the requirements and safety of the works of the Board.

**NOW, THEREFORE, BE IT AGREED**, in consideration of the mutual promises and agreements of the parties hereto, that subject to all terms and conditions contained in said Agreement between the parties hereto made and entered into the 6th day of June 1966, the Board hereby grants to the County permission to enter upon portions of said Premises and to there within install, maintain, and carry out all Board approved operations in respect to the following and as indicated in Exhibit A, attached hereto and incorporated herein by reference:

**1. Permitted Activity**

Replace existing 12-inch metal culvert with a 12-inch HDPE culvert, as shown on attached Exhibit A as approved by Saint Paul Regional Water Services (SPRWS), incorporated herein by reference, copies of which are retained on file at the offices of the Board and County.

**2. Conditions**

All work shall be performed in accordance with good engineering practices and in accordance with Exhibit A, attached hereto and incorporated herein, subject to approval by Board's Vadnais Supervisor.

**3. Notification**

County or County's contractor shall notify Board's Vadnais Supervisor at least 48 hours in advance of permitted activity to schedule inspection and coordination of work. Board's Vadnais Supervisor may be reached between the hours of 8:00 a.m. and 4:00 p.m. at 651-766-4150.

**4. Insurance**

Pursuant to Section 29 of the June 6, 1966 Agreement, County's contractor shall provide a certificate of insurance naming the Board of Water Commissioners and the City of St. Paul as additional insureds with respect to general liability and automobile insurance. Work shall not commence prior to Board approval of said certificate.

Section 29 of the June 6, 1966 Agreement is hereby amended to require public liability insurance in minimum amounts of \$1,500,000 for any number of claims arising out of a single occurrence, for bodily injury or death, and \$1,500,000 for damages to or destruction of any property.

This section shall not apply when work is performed by County's forces; rather, the provisions of Chapter 466, Minnesota Statutes shall apply to work performed by County and/or its employees.

This Agreement is made and executed pursuant to and under the authority of resolution number 21-1000 adopted by the Board of Water Commissioners of the City of Saint Paul on the

13th day of July 2021, a copy of said Resolution being annexed hereto and by this reference incorporated herein and made a part hereof the same as if set forth verbatim.

*[the remainder of this page left intentionally blank]*

**IN WITNESS WHEREOF**, the parties hereto have executed these presents in triplicate  
the day and year first above written.

Approved:

Recommended by:

\_\_\_\_\_  
Patrick Shea, General Manager  
Saint Paul Regional Water Services

\_\_\_\_\_  
Ted Schoenecker  
Ramsey County Director of Public Works

Approved as to form:

Approved as to form:

\_\_\_\_\_  
Lisa Veith, Assistant City Attorney

\_\_\_\_\_  
James A. Mogen, Assistant County Attorney

**BOARD OF WATER COMMISSIONERS  
OF THE CITY OF SAINT PAUL**

**RAMSEY COUNTY BOARD OF  
COUNTY COMMISSIONERS**

By \_\_\_\_\_  
Mara Humphrey, President

By \_\_\_\_\_  
Ryan T. O'Connor, County Manager

By \_\_\_\_\_  
Mollie Gagnelius, Secretary

By \_\_\_\_\_  
Todd Hurley, Director  
Office of Financial Service