

Appendix Item # 22a.  
Date 12-18-2019

**Interlocal Cooperation Agreement  
Between the  
North Bend Drainage District and Dodge County**

WHEREAS, both of the parties hereto are political subdivisions of the State of Nebraska, and

WHEREAS, the Interlocal Cooperation Act, Neb. Rev. Stat. §13-801 to §13-827, permits local governmental units to make the most efficient use of their powers to enable them to cooperate with other governmental units in an effort to provide services and facilities in a manner that will accord with the needs of their local communities; and

WHEREAS, it would be in the best interest of the North Bend Drainage District, that in emergency situations such as snow, tornados, floods, etc. that Dodge County may assist the North Bend Drainage District in the removal of snow, debris, and/or other emergency clean up or repairs in such a manner as to facilitate returning the North Bend Drainage District to as close to normal conditions as practical, using the equipment and resources of either entity as may be agreed, and with the County Board Chairperson being the administrator of this agreement, and

WHEREAS, Dodge County will assist, when able, the North Bend Drainage District upon the request of the District's representative and will perform assistance under the supervision, direction and control of the District although county employees will remain county employees at all times during the emergency assistance to the North Bend Drainage District, and

WHEREAS, the North Bend Drainage District agrees to indemnify and hold harmless, protect and defend Dodge County and its elected and appointed officials, employees, agents, and representatives against any and all claims, demands, suits, actions, payments and judgments, including any and all costs and expenses connected therewith, legal cost or otherwise, for any damages which may be asserted, claimed, or recovered against or from Dodge County or its insurers, because of personal injury, including bodily injury or death, or on account of property damage, including loss of use thereof, sustained by any person or persons which arises out of, is in any way connected with, or results from any and all work or activity associated with the services provided under this agreement unless such damages are the direct and sole result of Dodge County's gross negligence, and

WHEREAS, this agreement will continue, until either entity withdraws from said agreement or terminates the same upon written notification to the other party.

WHEREAS, no separate legal entity is created by this Agreement.

NOW THEREFORE BE IT RESOLVED that the North Bend Drainage District and Dodge County agree to the contents of the above agreement.

Witness our hand and seal as set forth in duplicate original agreements.

**NORTH BEND DRAINAGE DISTRICT, NEBRASKA**  
**District Board**

Resolution Number 19-6 Dated 11-26-19

Chuck moved and Justin seconded the motion to approve and adopt said interlocal agreement and resolution.

Motion: Carried 4-0  
Garrett Ruyshak  
Chairman, North Bend Drainage District

ATTEST: Fal Ball  
Clerk

**DODGE COUNTY, NEBRASKA**  
**Dodge County Supervisors**

Resolution Number \_\_\_\_\_ Dated \_\_\_\_\_

\_\_\_\_\_ moved and \_\_\_\_\_ seconded the motion to approve and adopt said interlocal agreement and resolution.

Motion: \_\_\_\_\_  
\_\_\_\_\_  
Chairman, Dodge County  
Board of Supervisors

ATTEST: \_\_\_\_\_  
Dodge County Clerk