

PERCENT BASED CONSERVATION PRACTICE ASSISTANCE CONTRACT

General Information

Organization South St. Louis SWCD	Contract Number SSL-099	Other federal or other state funds? Yes ☐ No ☒	Amendment ☐ Board meeting date(s):	Canceled ☐ Board meeting date:
--------------------------------------	----------------------------	--	--	--

* If contract amended, attach amendment form(s) to this contract.

Applicant

Land Occupier Name City Of Duluth	Address 411 W. First Street, Room 211	City/State Duluth, Minnesota	Zip code 55802
--------------------------------------	--	---------------------------------	-------------------

* If a group contract, this must be filed and signed by the group spokesperson as designated in the group agreement and the group agreement attached to this form.

Conservation Practice Location

Township Name City Of Duluth	Township 50 N	Range 14 W	Section 11	1/4, 1/4 NW, NE
---------------------------------	------------------	---------------	---------------	--------------------

Contract Information

I (we), the undersigned, do hereby request cost share assistance to help defray the cost of installing the following practice(s) listed on the second page of this contract. It is understood that:

1. The land occupier is responsible for full establishment, operation, and maintenance of all practices and upland treatment criteria applied under this program to ensure that the conservation objective of the practice is met and the effective life, a **minimum of 10 years**, is achieved. The specific operation and maintenance requirements for the conservation practice listed are described in the operation and maintenance plan prepared for this contract by the organization technical representative.
2. Should the land occupier fail to maintain the practice during its effective life, the land occupier is liable to the State of Minnesota for the amount up to 150% of the amount of financial assistance received to install and establish the practice unless the failure was caused by reasons beyond the land occupier's control, or if conservation practices are applied at the land occupier's expense that provide equivalent protection of the soil and water resources.
3. If title to this land is transferred to another party before expiration of the aforementioned life, it shall be the responsibility of the land occupier who signed this contract to advise the new owner that this contract is in force and to notify other parties to the contract of the transfer.
4. Practice(s) must be planned and installed in accordance with technical standards and specifications of the: **Area 3 SWCD Technical Service Area Engineer and South St Louis SWCD.**
5. Increases in the practice units or cost must be approved by the organization board through amendment of this contract as a condition to increase the cost-share payments.
6. This contract, when approved by the organization board or council, will remain in effect unless canceled or amended by mutual agreement, except where installations of practices covered by this contract have not been installed by **12/31/2017**, this contract will be automatically terminated on that date.
7. Items of cost for which reimbursement is claimed are to be supported by invoices/receipts for payments and will be verified by the organization board as practical and reasonable. The organization board has the authority to make adjustments to the costs submitted for reimbursement.

Applicant Signatures

The land occupier's signature indicates agreement to:

1. Grant the organization's representative(s) access to the parcel where the conservation practice will be located.
2. Be responsible for the operation and maintenance of conservation practices applied under this program in accordance with an operation and maintenance plan prepared by the organization technical representative.
3. Not accept cost-share funds, from state sources in excess of 100 percent, or state and non-state sources that when combined are in excess of 100 percent of the total cost to establish the conservation practice.

Date: _____	Land Occupier City of Duluth By: _____ Mayor Attest: _____ City Clerk
Date	Landowner, if different from applicant Address, if different from applicant information:

Conservation Practice

The primary practice for which cost-share is requested is Streambank and Shoreland Protection

Practice standards or eligible component(s) Critical Area Planting - #342 Streambank and Shoreline Protection - #580 Tree/Shrub Establishment- #612	Engineered Practice ☒ yes or ☐ no Ecological practice ☒ yes or ☐ no	Total Project Cost Estimate \$40,000.00
---	--	--

Technical Assessment and Cost Estimate

I have the appropriate technical expertise and have reviewed the site where the above-listed practice is to be installed and find it is needed and that the estimated quantities and costs are practical and reasonable.

Date	Technical Representative
------	--------------------------

Amount Authorized for Financial Assistance

The organization board or council has authorized the following for financial assistance, total not to exceed 100 percent of the total cost to establish the conservation practice.

Amount	Program Name	Fiscal Year
\$40,000.00	Flood Disaster Recovery Funds	2012

Board Meeting Date	Authorized Signature	Total Amount Authorized \$
--------------------	----------------------	-------------------------------