

RESOLUTION No. 01-03-2015

A RESOLUTION OF THE SANTAQUIN CITY COUNCIL AUTHORIZING THE EXECUTION OF AN COOPERATIVE AGREEMENT BETWEEN SANTAQUIN CITY AND UDOT REGARDING DRAINAGE IMPROVEMENTS ON MAIN STREET, UDOT PROJECT No. S-0006(168)0

WHEREAS, the City of Santaquin and Utah Department of Transportation (UDOT) desire to coordinate efforts regarding the design and construction of certain improvements to Santaquin City Main Street, in order to improve the delivery time of the service and reduce taxpayer costs; and

WHEREAS, UDOT has determined that this Cooperative Agreement is of mutual benefit to all, and that payment for said work on public right of way is not in violation of the laws of the State or any legal contract with Santaquin City; and


WHEREAS, Santaquin City has already completed the drainage project and this agreement will provide a means by which UDOT can compensate Santaquin City for a portion of the work;

NOW THEREFORE, BE IT RESOLVED BY THE SANTAQUIN CITY COUNCIL THAT:

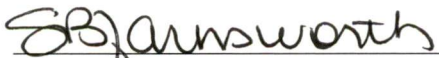
1. The Santaquin City Council approves and authorizes the Mayor to execute the Cooperation Agreement between UDOT and Santaquin city for a Drainage Project known as UDOT Project No. **S-0006(168)0** in Santaquin City, Utah, a copy of which is attached hereto as Exhibit A and incorporated herein.

2. This Resolution shall take effect immediately upon its passage.

PASSED AND APPROVED this 21st day of January, 2015.


Kirk Hunsaker, Mayor

ATTEST:


Susan B. Farnsworth
Santaquin City Recorder



Santaquin Drainage Improvements
 Project No. S-0006(168)0
 2263 Authority No. 71898; Pin 12857
SANTAQUIN CITY
 Federal ID No. 87-6000900

AGREEMENT

THIS AGREEMENT, made and entered into this 17 day of Feb, 2014⁵, by and between the UTAH DEPARTMENT OF TRANSPORTATION, hereinafter referred to as "UDOT", and SANTAQUIN CITY, a Municipal Corporation of the State of Utah, hereinafter referred to as the "CITY",

RECITALS

WHEREAS, it is mutually advantageous to UDOT and the CITY to join together in the construction of drainage improvements along State Highway and CITY right-of-ways within Santaquin City, Utah County, Utah; and,

WHEREAS, the UDOT has determined that this Cooperative Agreement is of mutual benefit to all, and that payment for said work on public right of way is not in violation of the laws of the State or any legal contract with the CITY.

THIS AGREEMENT is made to set out the terms and conditions where under said work shall be performed.

NOW THEREFORE, it is agreed by and between the parties hereto as follows:

1. The CITY, or through its contractor, has constructed designated curb and gutter, sidewalk, approaches and waterways along State Highway and CITY right-of-ways. UDOT will reimburse the CITY for the cost of said work according to the terms of this agreement. The **ONE TIME TOTAL LUMP SUM** reimbursable amount to the CITY is \$27,123.24 (28% of total cost of construction).
2. Upon completion of construction of drainage improvements in each area of work, CITY shall coordinate with UDOT's Region Three East Area District Engineer to inspect and approve said drainage improvements. Upon acceptance of work by UDOT, CITY shall submit to UDOT itemized invoices for the work at each location. Invoices may be submitted separately for individual locations or as a complete project. Expenses incurred by the CITY in excess of \$27,123.24 shall be the sole responsibility of the CITY.
3. UDOT shall have the right to audit all cost records and accounts of the CITY pertaining to this project. For purpose of audit, the CITY is required to keep and maintain its records of work covered herein for a minimum of three (3) years after completion of the project.
4. The CITY shall own and maintain the sump and any portion of other storm drainage system installed by the CITY in perpetuity at no cost to UDOT. Also, UDOT shall have the right to discharge storm water into the above described storm drainage system at no further cost to UDOT.

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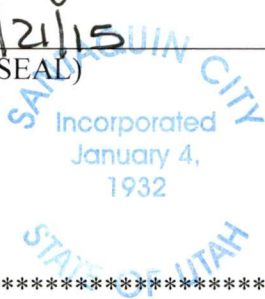
IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by its duly authorized officers as of the day and year first above written.

ATTEST:

SANTAQUIN CITY, a Municipal Corporation
of the State of Utah

By: Susan Bjornsworth
Title: City Recorder
Date: 1/21/15
(IMPRESS SEAL)

By: [Signature]
Title: Mayor
Date: 1/21/15



RECOMMENDED FOR APPROVAL: UTAH DEPARTMENT OF TRANSPORTATION

By: _____
Region 3 Utilities and Railroads Leader
Date: _____

By: _____
Region 3 Director
Date: _____

COMPTROLLER OFFICE

By: _____
Contract Administrator
Date: _____

Santaquin Drainage Improvements
Project No. S-0006(168)0
Authority No. 71898; Pin 12857
SANTAQUIN CITY
Federal ID No. 87-6000900

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ATTEST:

SANTAQUIN CITY, a Municipal Corporation
of the State of Utah

By: Susan Bjornowath

By: [Signature]

Title: City Recorder

Title: Mayor

Date: 4/21/15
(IMPRESS SEAL)

Date: 4/21/15



RECOMMENDED FOR APPROVAL: UTAH DEPARTMENT OF TRANSPORTATION

By: [Signature]
Region 3 Utilities and Railroads Leader

By: [Signature]
Region 3 Director

Date: 2/5/15

Date: 2/17/15

COMPTROLLER OFFICE

By: [Signature]
Contract Administrator

Date: 3-12-15