



CITY COUNCIL TRANSMITTAL

Patrick Leary, Chief of Staff

David Litvack, Deputy Chief of Staff

Date Received:

9/12/2019

Date sent to Council:

9/12/2019

TO: Salt Lake City Council
Charlie Luke, Chair

DATE: July 22, 2019

FROM: Jennifer McGrath, Director Department of Community & Neighborhoods

SUBJECT: Amendment to Interlocal Cooperation Agreement between Salt Lake County and Salt Lake City

STAFF CONTACT: Matt Cassel, City Engineer, matthew.cassel@slcgov.com, 535-6140

DOCUMENT TYPE: Resolution (Salt Lake County)

RECOMMENDATION: Authorize the Mayor of Salt Lake City to sign the interlocal agreement for the City.

BUDGET IMPACT: Per the agreement, \$2,600,000 of County Transportation Funds are available on a reimbursement basis to the City. The original source of the funds are SB277.

BACKGROUND/DISCUSSION: The project is for new City road construction in the Northwest Quadrant of Salt Lake City. The original interlocal agreement included only 5750 West and 5960 West from 150 South to 300 South. The final cost for these two roads was less than the \$2,600,000. This amendment to the agreement adds 150 South between 5600 West and 6000 West to the agreement. The City did not construct the roads, rather Stadler executed the project.

PUBLIC PROCESS: Not Applicable

EXHIBITS:

- 1.) Draft Salt Lake City Resolution
- 2.) Resolution 27 of 2018
- 3.) Resolution of Salt Lake County Council Approving the Amendment to the Interlocal Cooperation Agreement.

RESOLUTION _____ OF 2019

Authorizing approval of an Interlocal Cooperation Agreement between Salt Lake City Corporation and Salt Lake County providing for the transfer of County transportation funds for certain transportation projects within Salt Lake County and Salt Lake City relating to Northwest Quadrant construction.

WHEREAS, Utah Code Title 11, Chapter 13 allows public entities to enter into cooperative agreements to provide joint undertakings and services; and

WHEREAS, the attached agreement has been prepared to accomplish said purposes;

THEREFORE, BE IT RESOLVED, by the City Council of Salt Lake City, Utah as follows:

1. It does hereby approve the execution and delivery of the following:

AN AMENDMENT NO. 1 TO INTERLOCAL COOPERATION AGREEMENT BETWEEN SALT LAKE CITY CORPORATION AND SALT LAKE COUNTY, EFFECTIVE ON THE DATE IT IS SIGNED BY ALL PARTIES, PROVIDING FOR THE TRANSFER OF COUNTY TRANSPORTATION FUNDS FOR CERTAIN TRANSPORTATION PROJECTS WITHIN SALT LAKE COUNTY AND SALT LAKE CITY RELATING TO NORTHWEST QUADRANT CONSTRUCTION.

2. Jacqueline Biskupski, Mayor of Salt Lake City, Utah or her designee is hereby authorized to approve, execute, and deliver said agreement on behalf of Salt Lake City Corporation, in substantially the same form as now before the City Council and attached hereto, subject to such minor changes that do not materially affect the rights and obligations of the City thereunder and as shall be approved by the Mayor, her execution thereof to constitute conclusive evidence of such approval.

PASSED by the City Council of Salt Lake City this _____ day of _____, 2019.

SALT LAKE CITY COUNCIL

CHAIRPERSON

ATTEST:

CITY RECORDER

APPROVED AS TO FORM:


Salt Lake City Attorney's Office
Boyd Ferguson

RESOLUTION 27 OF 2018

Authorizing approval of an Interlocal Cooperation Agreement between Salt Lake City Corporation and Salt Lake County providing for the transfer of County transportation funds for certain transportation projects within Salt Lake County and Salt Lake City.

WHEREAS, Utah Code Title 11, Chapter 13 allows public entities to enter into cooperative agreements to provide joint undertakings and services; and

WHEREAS, the attached agreement has been prepared to accomplish said purposes;

THEREFORE, BE IT RESOLVED, by the City Council of Salt Lake City, Utah as follows:

1. It does hereby approve the execution and delivery of the following:

AN INTERLOCAL COOPERATION AGREEMENT BETWEEN SALT LAKE CITY CORPORATION AND SALT LAKE COUNTY, EFFECTIVE ON THE DATE IT IS SIGNED BY ALL PARTIES, PROVIDING FOR THE TRANSFER OF COUNTY TRANSPORTATION FUNDS FOR CERTAIN TRANSPORTATION PROJECTS WITHIN SALT LAKE COUNTY AND SALT LAKE CITY.

2. Jacqueline Biskupski, Mayor of Salt Lake City, Utah or her designee is hereby authorized to approve, execute, and deliver said agreement on behalf of Salt Lake City Corporation, in substantially the same form as now before the City Council and attached hereto, subject to such minor changes that do not materially affect the rights and obligations of the City thereunder and as shall be approved by the Mayor, her execution thereof to constitute conclusive evidence of such approval.

PASSED by the City Council of Salt Lake City this 12th day of June, 2018.

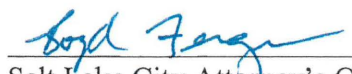
SALT LAKE CITY COUNCIL


CHAIRPERSON

ATTEST:


CITY RECORDER

APPROVED AS TO FORM:


Salt Lake City Attorney's Office
Boyd Ferguson 6-4-18





CONTRACT SUMMARY PAGE (INTERNAL USE)

Contract Number: 0000001891 Version: 2 Desc: ORD New Road Const.Northwest Qu
Supplier Name: SALT LAKE CITY
Comments: ORD- Interlocal - In accordance with Senate Bill 277 County to transfer up to \$2,600,000.00 from the County Transportation Funds to the City to reimburse the City for certain costs incurred by the City for their New Road Construction Projects in the Northwest Quadrant of Salt Lake City (See Exhibit A), as long as the costs are allowable uses for County Transportation Funds described in Subsection 63B-27-102(2) of the Utah Code. Term to the earlier of (i) the date the City has been disbursed the Maximum Reimbursable Amount, (ii) the date the agreement is terminated, or (iii) 06/30/2020 (may be extended after this date at County's discretion)// Amendment #1 Agreement & Exhibit A amended to include new roadway construction: 150 S from 5600 W to 6000 W
Contract Amount: \$2,600,000.00
Agency Name: Rgnl Trans, Housng & Econ Dev
Period Performance from 6/7/2018 to 6/30/2020
Procurement Type: EXI Exempt Interlocal Reason Code: AMENDMENT
Buyer: RMatthes



June 4, 2019

COUNTY COUNCIL

Richard Snelgrove,
Chair
At-Large B

Shireen Ghorbani
At-Large A

Jim Bradley
At-Large C

Arlyn Bradshaw
District #1

Michael Jensen
District #2

Aimee Winder Newton
District #3

Ann Granato
District #4

Steve DeBry
District #5

Max Burdick
District #6

Ms. Antigone Carlson
Contracts Administrator
Contracts & Procurement Division
Rm. N4-600, Government Center
Salt Lake City, Utah

Dear Ms. Carlson:

The Salt Lake County Council, at its meeting held this day, approved the attached RESOLUTION NO. 5580 authorizing execution of an AMENDMENT to the INTERLOCAL AGREEMENT between Salt Lake County and **Salt Lake City** – Transfer of County Transportation Funds.

Salt Lake County and Salt Lake City will amend the interlocal agreement to include a new roadway construction project on 150 South from 5600 West to 6000 West.

All terms of this agreement shall remain in full force and effect.

Pursuant to the above action, you are hereby authorized to effect the same.

Respectfully yours,

SALT LAKE COUNTY COUNCIL

SHERRIE SWENSEN, COUNTY CLERK

By Linda Duffy
Deputy Clerk

ld

pc: Darrin Casper/Mayor's Office



SALT LAKE COUNTY

2001 So. State Street
Salt Lake City, Utah 84114

Agenda Item

File #: 19-686

Topic/Discussion Title:

A resolution of the Salt Lake County Council approving execution of an amendment to the Interlocal Cooperation Agreement with Salt Lake City providing for the Transfer of County Transportation Fund for Certain Transportation Projects within Salt Lake County

Description: Salt Lake City has added a third street to the transportation project being funded by SB 277 (2017). The source of SB 277 (2017) funding was a one-time allocation from a General Obligation Bond issued by the State.

Requested Action: Consent

Presenter(s): Helen Peters

Time Needed: Consent

Time Sensitive: No

Specific Time(s): Enter text here - if important to schedule at a specific time, list a few preferred times.

Requesting Staff Member: Helen Peters

Will You be Providing a PowerPoint: No

Please attach the supporting documentation you plan to provide for the packets. Agenda items must be approved by Wednesday at 11:00 am. While not ideal, if PowerPoint presentations are not yet ready, you can submit them by 10 am the Friday morning prior to the COW meeting. Items without documentation may be withheld from consideration for that COW meeting.

RESOLUTION NO. 5580 June 4, 2019

A RESOLUTION OF THE SALT LAKE COUNTY COUNCIL APPROVING EXECUTION OF AN AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT WITH THE SALT LAKE CITY PROVIDING FOR THE TRANSFER OF COUNTY TRANSPORTATION FUNDS FOR CERTAIN TRANSPORTATION PROJECTS WITHIN SALT LAKE COUNTY.

WITNESSETH

WHEREAS, Salt Lake County (the "County") and Salt Lake City (the "City") are "public agencies" as defined by the Utah Interlocal Cooperation Act, Utah Code Ann. §§ 11-13-101 *et seq.*, and, as such, are authorized by the Cooperation Act to each enter into an interlocal cooperation agreement to act jointly and cooperatively on the basis of mutual advantage;

WHEREAS, During the 2018 General Session, the State Legislature passed SB136, which amended Section 59-12-2219 of the Revenue and Taxation Code, Utah Code Ann. §§ 59-12-101 *et seq.*, to provide for implementation of a .25% increase in the County Sales Tax to be used by the County for certain transportation purposes (hereinafter "County Transportation Funds"); and

WHEREAS, the County desires to use the County Transportation Funds to regional transportation by financing all or a portion of the costs of a regionally significant transportation facilities or public transit projects of regional significance throughout the County in accordance with Utah Code Ann. §59-12-2219(11)(a)(ii) and all other applicable federal, state and local laws, rules and regulations;

WHEREAS, on or about July 10, 2018, County and City entered into an Interlocal Cooperation Agreement ("Agreement") for Northwest Quadrant Street Construction.

WHEREAS, the County and City desire to amend the Agreement to include reconstruction of an additional street;

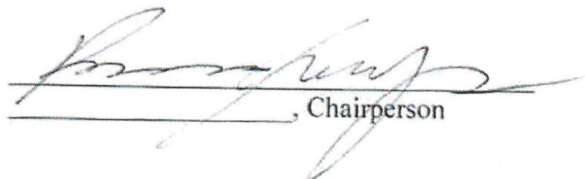
RESOLUTION

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the County Council of Salt Lake County:


1. The Amendment No. 1 to the Agreement between Salt Lake County and the City is approved, in substantially the form attached hereto as **ATTACHMENT A**, and that the Salt Lake County Mayor is authorized to execute the same.

[Signature Page to Follow]

APPROVED AND ADOPTED in Salt Lake City, Salt Lake County, Utah, this 4th
day of June, 2019.


_____, Chairperson

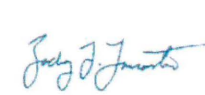
ATTEST:


Sherrie Swensen
Salt Lake County Clerk

Voting:

Council Member Bradley	<u>"Aye"</u>
Council Member Bradshaw	<u>"Aye"</u>
Council Member Burdick	<u>Absent</u>
Council Member DeBry	<u>Absent</u>
Council Member Granato	<u>"Aye"</u>
Council Member Jensen	<u>Absent</u>
Council Member Winder Newton	<u>Absent</u>
Council Member Snelgrove	<u>"Aye"</u>
Council Member Ghorbani	<u>"Aye"</u>

APPROVED AS TO FORM:


Digitally signed by
Zachary Lancaster
Date: 2019.04.25
14:08:14 -06'00'

Deputy District Attorney

County Contract No.
0000001891
DA Log No. 19-13561

AMENDMENT NO. 1
of the
INTERLOCAL COOPERATION AGREEMENT
between
SALT LAKE COUNTY
and
SALT LAKE CITY
For
Northwest Quadrant Street Construction

This Amendment No. 1 to the Interlocal Cooperation Agreement (this "Amendment") is entered between **SALT LAKE COUNTY**, a body corporate and politic of the State of Utah (the "County") and **SALT LAKE CITY**, a municipal corporation of the State of Utah (the "City"). The County and the City may each be referred to herein as a "Party" and collectively as the "Parties."

RECITALS

A. On or about July 10, 2018, the Parties entered into an Interlocal Cooperation Agreement ("Agreement") (County Contract No. 0000001891, DA No. 17-09805).

B. The Parties desire to amend the Agreement to include reconstruction of an additional street.

NOW, THEREFORE, in consideration of the mutual representations, warranties, covenants and agreements contained herein, the sufficiency of which is hereby acknowledged, the Parties represent and agree as follows:

1. The Agreement, Exhibit A – Project Description, is amended to include the following new roadway construction: 150 South from 5600 West to 6000 West.
2. All terms of the Agreement, not modified by Amendment No. 1, shall remain in full force and effect.

IN WITNESS WHEREOF, each Party hereby signs this Agreement on the date written by each Party on the signature pages attached hereto.

[Intentionally Left Blank - Signature Page Follows]

INTERLOCAL AGREEMENT - SIGNATURE PAGE FOR THE COUNTY

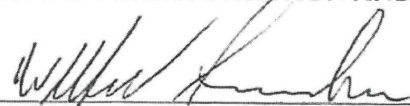
SALT LAKE COUNTY

By 
Mayor or Designee

Dated: 6/10, 2019

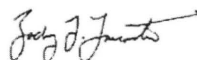
Approved by:

REGIONAL TRANSPORTATION AND PLANNING

By: 
Wilf Sommerkorn

Dated: 5-22, 2019

Approved as to Form and Legality:



Digitally signed by
Zachary Lancaster
Date: 2019.04.25
14:07:34 -06'00'

INTERLOCAL AGREEMENT – SIGNATURE PAGE FOR CITY

SALT LAKE CITY

By _____

Name: _____

Title: _____

Dated: _____, 20____

Attest:

_____, City Recorder

Date signed: _____

Approved as to Proper Form and Compliance with Applicable Law:

CITY ATTORNEY

By _____

Name: _____

Dated: _____, 20____