



COOPERATIVE AGREEMENT

REXBURG MADISON COUNTY

PARTIES

This agreement is made and entered into this _____ day of _____ 2014, by and between the IDAHO TRANSPORTATION DEPARTMENT, hereafter called the State, and the CITY OF REXBURG, hereafter called the City. The City and the State have formed, along with Madison County and Sugar City, the Madison County Rural Planning Organization to coordinate transportation planning and infrastructure investments by its members. This Cooperative Agreement extends the Charter of that Organization to direct the expenditures of certain State funds by the City.

PURPOSE

The State has need to upgrade the existing pedestrian facilities associated with both state highways (S.H. 33 and U.S. 20) within the City, to study increasing congestion at the intersection of those two highways, and to establish long range plans that coordinate transportation infrastructure improvements within Madison County. This agreement provides for funding certain activities by the City that will meet the State's needs through local projects, studies and plans.

Authority for this agreement is established by Section 40-317, Idaho Code.

The Parties agree as follows:

SECTION I That the State will:

1. Review and approve project submittals, including plans, specifications, proposals, and change orders for the construction of pedestrian improvements, conducting studies and forming plans.
2. Authorize the City to administer the work.



3. Process requests for re-imbursements of costs incurred by the City related to the following work:
 - a. Fifty percent of all costs related to the pedestrian improvements shown on Exhibit 1, up to a maximum of Two Hundred and Fifty Thousand Dollars;
 - b. One Hundred percent of the costs associated with traffic modeling and congestion studies performed in support of the City of Rexburg & Madison County Transportation Study and Master Plan update;
 - c. One Hundred and Forty Five Thousand Dollars to support the Envision Madison long range community planning process.

SECTION II That the City will:

1. Provide opportunity to the State to approve the design of upgrades to the pedestrian facilities prior to the beginning development of those projects.
2. Provide for the design of and award contracts for construction of said improvements.
3. Submit all plans, specifications, proposals, and any change orders to the State for review and approval.
4. Acquire permits from the State for all work by local contractors within the State's Right of Way.
5. Following completion of the work, submit an itemized statement to the State requesting reimbursement as outlined in Section I.
6. Negotiate with the State to update the City-State Memorandum of Understanding for Maintenance of State Facilities.
7. Maintain the improved pedestrian facilities in accordance with that Agreement.
8. Update the City of Rexburg & Madison County Transportation Study and Master Plan, and submit an itemized statement to the State requesting reimbursement as outlined in Section I.
9. Oversee expenditures in the Envision Madison long range community planning process, then submit a statement to the State requesting reimbursement as outlined in Section I.
10. Incorporate the City of Rexburg & Madison County Transportation Study and Master Plan update and the Envision Madison long range community planning process into their transportation and capital investment plans.

SECTION III General:

1. This Agreement shall become effective on the first date mentioned above, and shall remain in full force and effect until amended or replaced upon the mutual consent of the State and the City.



EXECUTION

This Agreement is executed for the State by its Chief Engineer, and executed for the City by the Mayor, attested to by the City Clerk, with the corporate seal of the City of Rexburg.

IDAHO TRANSPORTATION DEPARTMENT

APPROVED BY:

Chief Engineer

APPROVED AS TO FORM:

Deputy Attorney General

RECOMMENDED:

District Engineer

CITY OF REXBURG

Mayor

ATTEST:

City Clerk



RESOLUTION 2014 – 08

WHEREAS, the Idaho Transportation Department, hereafter called the STATE, has submitted an agreement stating obligations of the STATE and the CITY OF REXBURG, hereafter called the CITY, to provide funding to the City for certain infrastructure and planning expenditures, and

WHEREAS, the STATE is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made to the Federal-aid Highway System when there is federal participation in the costs; and

WHEREAS, the parties have agreed to participate in the costs of such improvements as outlined in this Cooperative Agreement.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Agreement is hereby approved.
2. That the Mayor and the City Clerk are hereby authorized to execute the Agreement on behalf of the CITY.
3. That duly certified copies of the Resolution shall be furnished to the Idaho Transportation Department.

CERTIFICATION

I hereby certify that the above is a true copy of Resolution 2014 – 08 passed at a *regular*, called special meeting of the City Council, City of Rexburg, held on April 16th, 2014.

City Clerk

(Seal)