



REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

June 21, 2017

DEPARTMENT:

City Administration

DIVISION:

Administration

- ☐ Motion
☒ Resolution
☐ Ordinance - Introduction
☐ Ordinance - Adoption
☐ Public Hearing

TITLE:

Intergovernmental Agreement Amendment: State of Arizona - Department of Transportation

SUMMARY RECOMMENDATION:

Authorize and direct the City Administrator to execute a second amendment to an intergovernmental agreement with the State of Arizona - Department of Transportation ("ADOT") for the construction of capacity improvements along Avenue 3E between Interstate 8 and U.S. Highway 95 and pavement rehabilitation along U.S. Highway 95 between Avenue 3E and Araby Road.

REPORT:

On October 7, 2015, Yuma City Council adopted Resolution R2015-043 approving an intergovernmental agreement designated as JPA 15-0005364 (IGA) with ADOT for the construction of capacity improvements along Avenue 3E between Interstate 8 and U.S. Highway 95 and pavement rehabilitation along U.S. Highway 95 between Avenue 3E and Araby Road (Project).

The City Council approved an amendment to the IGA on July 6, 2016, when it adopted Resolution R2016-021 (Amendment One). Amendment One increased the amount of federal funds dedicated to the Project, increased the City's matching amount, and updated the indemnification language.

The State is unable to perform all of the inspection services for the Project, and has requested the City to assist the State by providing inspection services for this Project. The City is willing to provide inspection services for the Project, but before it can do so, the IGA must be amended to permit the City to provide inspection services and set forth the terms and conditions regarding the services.

Under the proposed amendment (Amendment Two) City staff (Inspector) that have successfully completed the ADOT Inspector Training Bootcamp may provide Project inspection services. ADOT shall reimburse the City for the Inspector's labor and equipment costs. The Inspector will remain an employee of the City, but the ADOT Resident Engineer shall act as the Inspector's supervisor until the Project is complete. Amendment Two also requires the Inspector to coordinate with the ADOT Southwest District to ensure all applicable ADOT policies and procedures are followed and met.

Amendment Two also adds a provision that the parties must comply with the applicable requirements of Arizona Revised Statutes § 35-393.01, which prohibit the governmental entities from contracting with companies currently engaged in a boycott of Israel. All other terms and conditions of the IGA and

Amendment One remain in full effect.

By approving this motion, the City Council authorizes and directs the City Administrator to execute Amendment Two, thereby authorizing the City to provide inspection services for the Project.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT:			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="radio"/> Department <input checked="" type="radio"/> City Clerk's Office <input type="checkbox"/> Document to be recorded			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		6/13/2017	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Richard W. Files		6/13/2017	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Ricky Rinehart		6/6/2017		
WRITTEN/SUBMITTED BY:		DATE:		
Czarina Gallegos		6/5/2017		