AG Contract No. KR97 0716TRN
ADOT ECS File No. JPA 97-46
Project: Signing Safety Project
Section: SR-10B

INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE STATE OF ARIZONA
AND
THE CITY OF WILLCOX

THIS AGREEMENT is entered into 7 May, 1997, pursuant to Arizona Revised Statutes, Sections 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the CITY OF WILLCOX, acting by and through its MAYOR and CITY COUNCIL (the "City").

I. RECITALS

1. The State is empowered by Arizona Revised Statutes Section 28-108 to enter into this agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has delegated to the undersigned the authority to execute this agreement on behalf of the State.

2. The City is empowered by Arizona Revised Statutes Section 48-572 to enter into this agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this agreement and has authorized the undersigned to execute this agreement on behalf of the City.

3. The State and the City desire to participate in a SR-10B safety project by installing roadway signing on SR-10B from MP 339.70 to MP 340.30 in the City, hereinafter referred to as the Project, for the safety and benefit of the motoring public.

THEREFORE, in consideration of the mutual agreements expressed herein, it is agreed as follows:

NO. 21539
FILED WITH SECRETARY OF STATE
Date Filed 05/07/97
Jane Lee Hull
Secretary of State
By Vicky Greenewold

II. SCOPE OF WORK

1. The State will:

Provide the City with signs and associated signing materials, including hardware.

2. The City will:

Install the roadway signs in the City in strict accordance with Exhibit A, which is attached hereto and made a part hereof, and upon completion of installation, provide maintenance to the signs.

III. MISCELLANEOUS PROVISIONS

1. This agreement shall remain in force and effect until completion of said Project; provided, however, that this agreement, except any provisions herein for maintenance, which shall be perpetual, may be cancelled at any time prior to the commencement of performance under this agreement, upon thirty (30) days written notice to the other party.

2. This agreement shall become effective upon filing with the Secretary of State.

3. This agreement may be cancelled in accordance with Arizona Revised Statutes Section 38-511.

4. The provisions of Arizona Revised Statutes Section 35-214 are applicable to this contract.

5. In the event of any controversy which may arise out of this agreement, the parties hereto agree to abide by required arbitration as is set forth for public works contracts in Arizona Revised Statutes Section 12-1518.

6. All notices or demands upon any party to this agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:

Arizona Department of Transportation
Joint Project Administration
205 South 17 Avenue, Mail Drop 616E
Phoenix, AZ 85007

City of Willcox
City Manager
151 W. Maley
Willcox, AZ 85643

7. Attached hereto and incorporated herein is the written determination of each party's legal counsel that the parties are authorized under the laws of this state to enter into this agreement and that the agreement is in proper form.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year first above written.

CITY OF WILLCOX

By
MARLIN EASTHOUSE
Mayor

STATE OF ARIZONA
Department of Transportation

By
MICHAEL P. MANTHEY
State Traffic Engineer

ATTEST

By
CRISTINA G. WHELAN
City Clerk

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JPA 97-45

RESOLUTION

BE IT RESOLVED on this 10th day of April 1997, that I, the undersigned LARRY S. BONINE, as Director of the Arizona Department of Transportation, have determined that it is in the best interests of the State of Arizona that the Department of Transportation, acting by and through the Intermodal Transportation Division, to enter into an agreement with the City of Willcox for the purpose of defining responsibilities for the installation of traffic signs on SR-10B in the City and the maintenance of same.

Therefore, authorization is hereby granted to draft said agreement which, upon completion, shall be submitted to the State Traffic Engineer for approval and execution.

Dalli B. Saxton

for LARRY S. BONINE
Director

RESOLUTION NO. 97-02

A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA APPROVING THE RECOMMENDATIONS FOR TRAFFIC CONTROL IMPROVEMENTS AS OUTLINED IN THE TRAFFIC ENGINEERING EVALUATION C.L.O.S.E. PROJECT ON STATE ROUTE B-10, AS COMPLETED BY THE ARIZONA DEPARTMENT OF TRANSPORTATION.

WHEREAS, the Arizona Department of Transportation has completed a traffic engineering evaluation; and

WHEREAS, this evaluation has been identified as the C.L.O.S.E. project on State Route B-10 from mile post 339.70 to mile post 340.30; and

WHEREAS, this particular portion of State Route B-10 in located inside of the incorporated city limits of Willcox; and

WHEREAS, the evaluation calls for painting the curbs red for no parking zone areas in conjunction with installation of "NO PARKING" signs, relocation of a "STOP"sign and pavement markings as per improvement diagram; and

WHEREAS, the Arizona Department of Transportation will provide the materials and the City of Willcox will install the proposed improvement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Willcox, Cochise County, Arizona that the Traffic Engineering Evaluation C.L.O.S.E. project on State Route B-10 be approved as presented.

PASSED, APPROVED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA, on this 28TH day of JANUARY, 1997.

Mayor Marlin S. Easthouse

SIGNED: 01-29-97 9:29 a.m.

ATTEST:

Cristina G. Whelan, City Clerk

APPROVED AS TO FORM:

James E. Holland, City Attorney

JPA 97-46

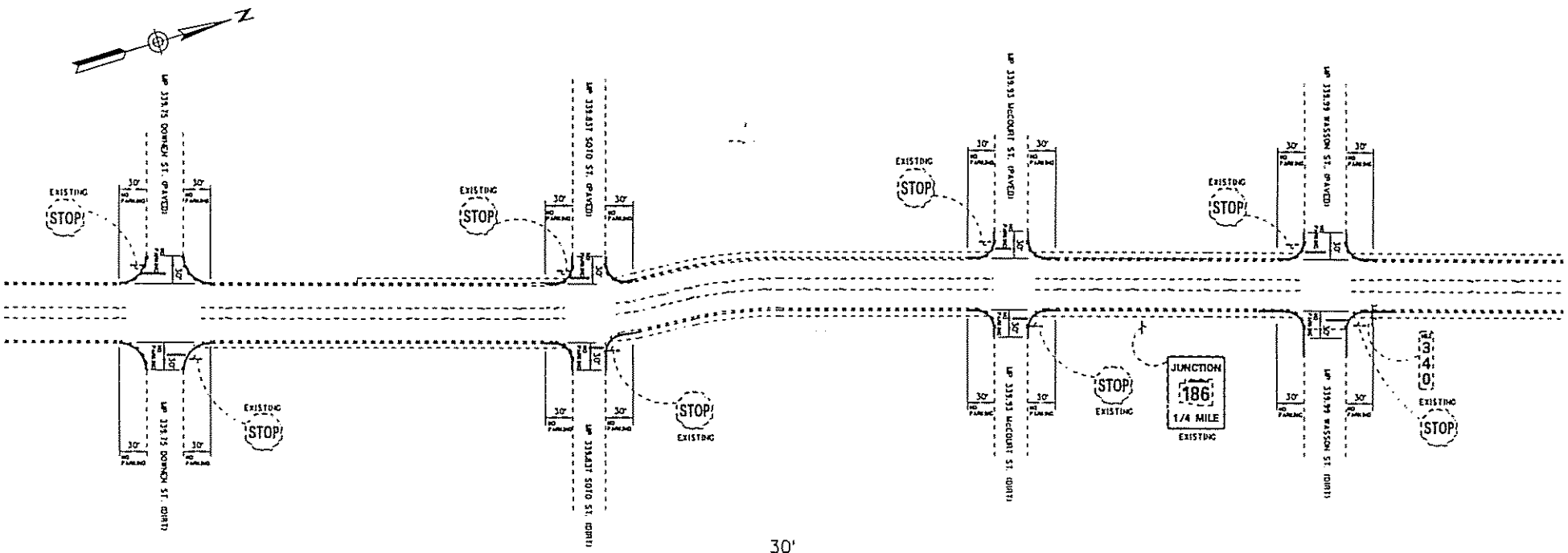
APPROVAL OF THE WILLCOX CITY ATTORNEY

I have reviewed the above referenced proposed intergovernmental agreement, between the DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION, and the CITY OF WILLCOX and declare this agreement to be in proper form and within the powers and authority granted to the City under the laws of the State of Arizona.

DATED this 21 day of April, 1997.

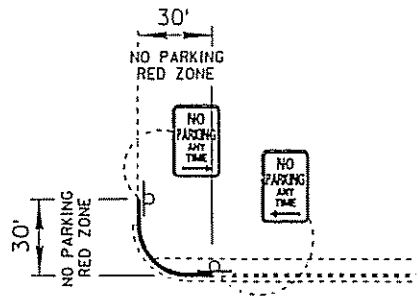
City Attorney

EXIBIT "A"



NOTE:

1. INSTALL STOP BARS ON INDICATED STREETS AS SHOWN ON PLAN.
2. TOP AND FACE OF CURBS TO BE PAINTED RED AS SHOWN ON PLAN.
3. INSTALL NO PARKING SIGNS AS SHOWN ON PLAN.



TYPICAL CORNER DETAIL

	NAME	DATE
DRAWN	SJJ	4/95
CHECKED	REZA KARIMVAND	4/95
REVISED		
CHECKED REVISIONS		
ASST. TRAFFIC ENGR.		
PROJECT NUMBER	C1-46-3(2)	

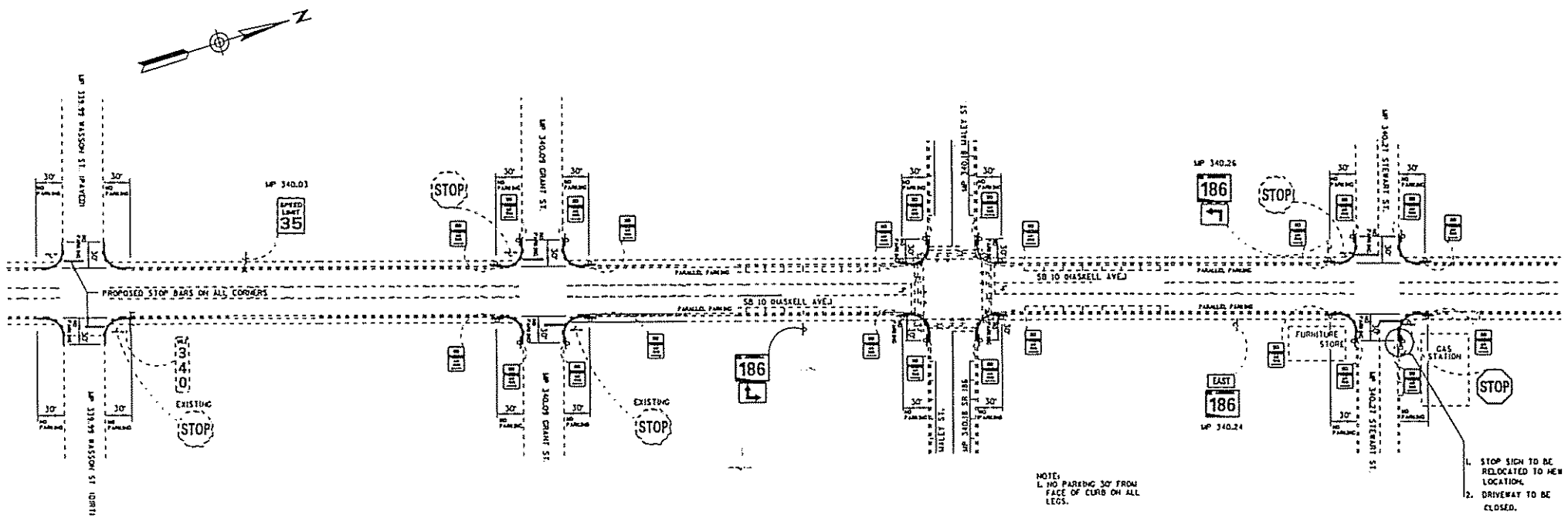
ARIZONA DEPARTMENT OF TRANSPORTATION
INTERMODAL TRANSPORTATION DIVISION
TRAFFIC STUDIES BRANCH

IMPROVEMENT DIAGRAM
WILLCOX, ARIZONA

TRAFFIC ENGINEER
SHEET 2 OF 2

F:\TS3\DIRVIC.DGN VIEW NAME:

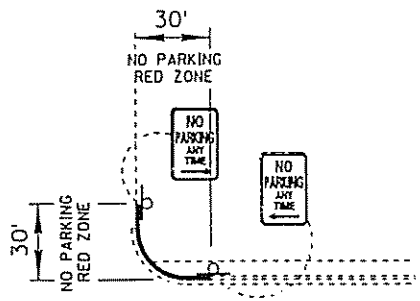
EXIBIT "A"



NOTE:
1. NO PARKING 30' FROM FACE OF CURB ON ALL LEGS.

NOTE:

1. INSTALL STOP BARS ON INDICATED STREETS AS SHOWN ON PLAN.
2. TOP AND FACE OF CURBS TO BE PAINTED RED AS SHOWN ON PLAN.
3. INSTALL NO PARKING SIGNS AS SHOWN ON PLAN.
4. RELOCATE EXISTING STOP SIGN TO NEW LOCATION ON STEWART STREET AS SHOWN ON PLAN.



TYPICAL CORNER DETAIL

	NAME	DATE
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CHECKED	REZA KARRAVANDI	4/96
REVISED		
CHECKED REVISIONS		
ASST. TRAFFIC ENGR.		
PROJECT NUMBER	C(1-46-3(2)	

ARIZONA DEPARTMENT OF TRANSPORTATION
INTERMODAL TRANSPORTATION DIVISION
TRAFFIC STUDIES BRANCH

IMPROVEMENT DIAGRAM
WILLCOX, ARIZONA

TRAFFIC ENGINEER

SHEET 1 OF 2

STATE OF ARIZONA

OFFICE OF THE ATTORNEY GENERAL

1275 WEST WASHINGTON, PHOENIX 85007-2926

GRANT WOODS
ATTORNEY GENERAL

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MAIN PHONE : 542-5025
TELECOPIER : 542-4085

INTERGOVERNMENTAL AGREEMENT DETERMINATION

A.G. Contract No. KR97-0716TRN, an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED April 29, 1997.

GRANT WOODS
Attorney General

JAMES R. REDPATH
Assistant Attorney General
Transportation Section

JRR:et/4999