AG Contract No. KR98 2185TRN
ADOT ECS File No. JPA 98-111
Project: Sale of Fuel
Section: Yavapai County

INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE STATE OF ARIZONA
AND
YAVAPAI COUNTY, ARIZONA

THIS AGREEMENT is entered into 4 DECEMBER, 1998, 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 YAVAPAI COUNTY, acting by and through its BOARD OF SUPERVISORS (the "County").

I. RECITALS

1. The State is empowered by Arizona Revised Statutes Section 28-401 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 County is empowered by Arizona Revised Statutes Section 11-251 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 County.

3. The County has a requirement for motor vehicle fuel statewide. The DOT has fueling facilities statewide and has agreed to provide fuel for County vehicles.

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

NO. 22838
Filed with the Secretary of State
Date Filed: 12/04/98
Betsey Bayless
Secretary of State
By Vicky D. Greenewood

II. SCOPE

1. The State will:

a. On a "self-service" basis provide fuel to County vehicles at DOT facilities statewide.

b. No more often than monthly, invoice the County with an itemized statement for fuel dispensed at the prevailing dispenser price plus five cents per gallon.

2. The County will:

a. Provide the State a list of authorized motor vehicles (by vehicle license number, vehicle type and fuel type) and operators, who shall observe all State rules, regulations and safety procedures while entering, refueling and leaving State fueling facilities. Establish a State universal credit card account through the statewide fleet card contract (currently 01676AA), and, when applicable, utilize State fleet cards at DOT automated fuel sites. Insure State fleet cards issued to County drivers contain encoded requirements necessary to interface with automated DOT fuel locations.

b. Insure operators complete an ADOT "Fuel Withdrawal Card" (ADOT Form 23-9315) each time fuel is purchased or comply with established procedures when DOT locations have automated card readers in place.

c. For CNG-equipped vehicles, insure compatibility of vehicle fuel nozzle receptacles with DOT fuel dispenser nozzles, obtaining adapters if necessary. Safeguard CNG fueling facility access codes and keys. Notify the DOT within 24 hours of lost access keys and be responsible for replacement costs at $5.00 each. Return keys to the DOT as vehicles are removed from the County CNG program.

d. Reimburse the DOT for the previous month's invoice for fuel within 30 days after receipt. Coordinate as needed with the DOT, and be responsible for all costs associated with accidents or damages caused by County vehicles to State property.

III. MISCELLANEOUS PROVISIONS

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

2. This agreement shall be in force and effect until cancelled by either party or other competent authority. Either party may terminate this agreement at anytime by giving thirty (30) days written notice to the other party.

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 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
Equipment Services Administrator
2225 South 22nd Avenue
Phoenix, AZ 85009-6997

Yavapai County
County Administrator
1015 Fair Street
Prescott, AZ 86301

7. Attached hereto and made a part hereof is the written determination of each parties 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.

YAVAPAI COUNTY, ARIZONA

By_____
BILL FELDMEIER, Chairman
Board of Supervisors

STATE OF ARIZONA
Department of Transportation

By_____
JOSEPH H. O'NEILL, Administrator
Equipment Services

ATTEST:

By_____
BEV STADDON
Clerk of the Board

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JPA 98-111

RESOLUTION

BE IT RESOLVED on this 14th day of September 1998, that I, the undersigned MARY E. PETERS, 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 Yavapai County for the purpose of defining responsibilities for the sale of fuel to the County.

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

DAVID ALLOCCO, Manager
Engineering Technical Group
for Mary E. Peters, Director

CERTIFIED COPY OF ENTRY IN OFFICIAL MINUTES OF THE YAVAPAI COUNTY BOARD OF SUPERVISORS

YAVAPAI COUNTY)
) ss.
ARIZONA)

Bev Staddon, having been first duly sworn, deposes and says:

I am the duly appointed, qualified and acting Clerk of the Yavapai County Board of Supervisors and in such capacity under the provisions of ARS §11-241 am charged with the responsibilities, among others, of recording all proceedings of the Board and maintaining custody of such records of the Board as are required by law to be maintained. Among the records of which I have custody is the official minute book of the Board of Supervisors which under the provisions of ARS §11-217 is required to be made and kept.

Set forth below is a copy of an entry in the aforesaid minute book of which, as aforesaid, I am the officer having the legal custody. This is my certificate under the provisions of Rule 44(A), Rules of Civil Procedure, and the Uniform Business Records Act, that the said copy is a true and correct copy thereof, to which I attest by my signature subscribed hereunto:

Date of meeting of which the minutes are a record: JULY 20, 1998.

The entry in the said minutes:

Consider approval of items appearing on the Consent Agenda and on the Consent Agenda for Special Districts. **All items were approved by unanimous vote, with no comment from the public. Motion by Supervisor Brownlow, second by Supervisor Davis...**

C.2 Request from Fleet Management for approval of intergovernmental agreement with the Arizona Department of Transportation for fueling at Cordes Junction.

Bev Staddon, Clerk

SUBSCRIBED AND SWORN to before me November 25, 1998

My Commission Expires:

Notary Public

OFFICIAL SEAL
CAROLYN DICUS
Notary Public - State of Arizona
YAVAPAI COUNTY
My Comm. Expires Feb 23 2001

JPA 98-111

APPROVAL OF THE YAVAPAI COUNTY ATTORNEY

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

DATED this 26th day of October, 1998.

County Attorney

ARIZONA DEPARTMENT OF TRANSPORTATION
STATEWIDE FUEL LOCATIONS
LISTED ALPHABETICALLY
SEPTEMBER 1, 1998

AUTOMATED FUEL SITE

CITY/TOWN/ LOCATION	STREET/HWY/ROUTE	PUMP NO. FUEL TYPE D=DIESEL U=UNLEADED	HOURS A.M. - P.M. WINTER SUMMER	PHONE NO.
AVONDALE	1702 N. 10TH STREET	133 D/U*	7:00 - 3:30 6:00 - 2:30	255-8898
CAMP VERDE	SR 260, MP 219.5	321 D/U	7:00 - 3:30 6:00 - 4:30	632-7786
CASA GRANDE	I-8, MP 174.9, TREKELL ROAD	214 D/U	7:00 - 3:30 6:30 - 3:00	836-2240
CHAMBERS	I-40, MP 336 (WESTBOUND FRONTAGE ROAD)	404 D 412 U	8:00 - 4:30 6:30 - 5:00	688-2782 OR 688-2229
COLCORD	SR 260, MP 277	373 D/U	7:00 - 3:30 6:00 - 4:30	478-4244
COOLIDGE	672 N. ARIZONA BLVD	213 D/U	7:00 - 3:30 6:00 - 2:30	723-4438
CORDES JUNCTION	JCT I-17 & SR 69, MP 263.0	319 D/U	7:00 - 3:30 6:00 - 4:30	632-7786
DOUGLAS	2100 "A" AVENUE	236 D/U	7:00 - 3:30 6:30 - 3:00	364-3489 OR 364-3480
FISH CREEK	SR 88, MP 226.5	276 D NO UNLEADED	LOCKED CALL ROOSEVELT	467-2282 ROOSEVELT
FLAGSTAFF	5701 RAILHEAD AVE	400 D/U	ALL YEAR 6:30 - 5:30	526-0915
FLYING-V N. OF SALT RV CYN	US 60, MP 306.1 (WESTBOUND)	414 D/U	24 HOURS CALL AHEAD	537-2333
FORT ROCK	I-40, MP 91.7 (EASTBOUND)	339 D/U	24 HOURS CALL AHEAD	422-3482
FREDONIA	US 89A, MP 610.9	408 D/U	7:00 - 4:00 7:00 - 3:30	643-7249 OR 643-7380
GANADO	SR 264, MP 445.3 (EASTBOUND)	440 D/U	8:00 - 4:30 6:00 - 4:30	755-3579
GILA BEND	1300 E. PIMA	303 D/U*	7:00 - 3:30 6:00 - 3:30	255-7269
GLOBE	US 60, MP 253 (NORTHBOUND)	288 D/U	7:00 - 3:30 6:30 - 3:00	425-3241
GRAY MOUNTAIN	US 89, MP 457.3 (NORTHBOUND)	403 D/U	ALL YEAR 7:00 - 3:30	679-2311
GREY'S PEAK	US 191, MP 186	232 D NO UNLEADED	ALL YEAR 7:00 - 3:30	687-1411 THREE WAY
HOLBROOK	2407 E. NAVAJO BLVD	402 D 405 U	ALL YEAR 7:00 - 3:30	524-6801

*OXYGENATED FUEL OCT. 15 - MAR. 31

ARIZONA DEPARTMENT OF TRANSPORTATION
STATEWIDE FUEL LOCATIONS
LISTED ALPHABETICALLY
SEPTEMBER 1, 1998

AUTOMATED FUEL SITE

CITY/TOWN/ LOCATION	STREET/HWY/ROUTE	PUMP NO. FUEL TYPE D=DIESEL U=UNLEADED	HOURS A.M. - P.M. WINTER SUMMER	PHONE NO.
INDIAN PINE	SR 260, MP 357.7	420 D/U	8:00 - 4:30 7:00 - 3:30	369-3288
KAYENTA	US 163, MP 394.5 (1/4 MILE WEST)	432 D/U	7:30 - 4:00 7:00 - 3:30	697-3558
KEAMS CANYON	SR 264, MP 402	443 D/U	8:00 - 4:30 7:00 - 5:30	738-2285 OR 737-2260
KINGMAN	3660 E. ANDY DEVINE	313 D/U	ALL YEAR 7:00 - 3:30	757-5828 OR 757-3443
LITTLE ANTELOPE	I-17, MP 320.5 AND SCHNEBLY HILL RD. (SOUTHBOUND)	423 D/U	8:00 - 4:30 7:00 - 3:30	286-1260
LITTLEFIELD (BEAVER DAM)	OLD HWY 91, MP 8	411 D/U	ALL YEAR 7:00 - 3:30	679-2311 OR 347-5976
MESA	2409 N. COUNTRY CLUB	115 D/U*	6:30 - 3:00 6:00 - 2:30	255-8112
MESA (SUPERSTITION FWY)	1540 S. RECKER RD	158 D/U*	5:30 - 3:00 5:00 - 2:30	255-6772
NEEDLE MOUNTAIN	N. OF I-40, MP 3, EXIT 2	337 D/U	7:00 - 3:30 6:00 - 2:30	768-4355
NOGALES	1340 N. HOHOKAM DR.	206 D/U	7:00 - 4:30 6:00 - 2:30	287-3771
ORACLE	SR 77, MP 99.9	216 D/U	7:00 - 3:30 6:00 - 2:30	896-9720
PAGE	US 89, MP 551.2	430 D/U	ALL YEAR 7:00 - 3:30	645-2147 OR 645-2412
PARKER	SR 95, MP 143 LOCKED - key at Port of Entry	307 U NO DIESEL	7:00 - 3:30 6:00 - 2:30	927-3611 QUARTZSITE
PARKER CREEK	SR 288, MP 278.3	290 D NO UNLEADED	LOCKED CALL ROOSEVELT	467-2282 ROOSEVELT
PAYSON	200 N. COLCORD	371 D/U	7:00 - 3:30 6:00 - 4:30	472-7231
PHOENIX	2209 W. DURANGO	102 D/U*	7:00 - 4:00 6:00 - 3:00	255-7684
PHOENIX	2501 W. GEORGIA	152 U* NO DIESEL	6:30 - 3:30 6:00 - 3:00	255-8943
PHOENIX	1621 W. JACKSON, ADOT MOTOR POOL CNG AND M85. (FLEX FUELS ONLY)	150 M85,CNG FLEX FUELS ONLY	ALL YEAR 7:00 - 5:20 See page 4 for details	255-7777

* OXYGENATED FUEL OCT. 15 - MAR.31

STATEWIDE FUEL LOCATIONS
LISTED ALPHABETICALLY
SEPTEMBER 1, 1998

AUTOMATED FUEL SITE

CITY/TOWN/ LOCATION	STREET/HWY/ROUTE	PUMP NO. FUEL TYPE D=DIESEL U=UNLEADED	HOURS A.M. - P.M. WINTER SUMMER	PHONE NO.
PRESCOTT	1210 E. SHELDON	316 D/U	ALL YEAR 7:00 - 3:30	775-5079 PRESCOTT VALLEY
QUARTZSITE	I-10, MP 18 (EASTBOUND FRONTAGE RD)	306 D/U	7:00 - 3:30 6:00 - 2:30	927-6311
RIM CAMP	US 89A, MP 390	499 D NO UNLEADED	LOCKED	286-1260 LITTLE ANTELOPE
ROBLES JUNCTION	SR 86, MP 150.1, (THREE POINTS)	202 D/U	7:30 - 4:00 6:30 - 3:00	822-1031
ROOSEVELT	SR 88, MP 244, LAKEVIEW TR PK	284 D/U	6:30 - 5:00 MON - THUR	467-2282
SAFFORD	US 191, MP 118.8	237 U 249 D	ALL YEAR 7:30 - 4:00	428-2909
ST. DAVID	US 80, MP 300.7	245 D 235 U	7:00 - 3:30 6:30 - 3:00	720-4447 OR 720-4751
ST. JOHNS	US 180, MP 369	441 D 489 U	7:00 - 4:30 7:00 - 3:30	337-4913 OR 337-2322
SELIGMAN	I-40, EXIT 121 (NORTHBOUND)	345 D/U	24 HOURS CALL AHEAD	422-3482
SHOW LOW	200 WEST McNEIL	421 D 497 U	ALL YEAR 7:00 - 3:30	537-2333
SPRINGERVILLE	US 60, MP 388.7	434 D/U	ALL YEAR 7:00 - 3:30	333-5460
SUPERIOR	951 MAIN STREET	270 D/U	ALL YEAR 6:30 - 4:00 MON - THUR & EVERY OTHER FRI	689-2366
TEEC NOS POS	US 160, MP 465.8	435 D/U	7:30 - 4:00 7:00 - 3:30	656-3214 OR 697-3558 OR 656-3268
THREE WAY (S OF CLIFTON)	JCT US 191 & SR 75 & SR 78	238 D/U	ALL YEAR 7:00 - 3:30	687-1411 OR 359-2078
TUCSON	1444 W. GRANT (EQUIPMENT SHOP)	223 D 224 U*	7:00 - 3:30 6:30 - 3:00	628-5700 OR 628-5840
TUCSON	3565 S. BROADMONT (REGIONAL MVD SERVICE CENTER)	535 U* NO DIESEL	ALL YEAR 8:00 - 5:00	629-7723
TUCSON	633 E. 22ND STREET	222 U* NO DIESEL	7:30 - VARIES CALL AHEAD	628-5601 OR 628-5180 OR 628-5848

* OXYGENATED FUEL OCT. 15 - MAR. 31

STATEWIDE FUEL LOCATIONS
LISTED ALPHABETICALLY
SEPTEMBER 1, 1998

AUTOMATED FUEL SITE

CITY/TOWN/ LOCATION	STREET/HWY/ROUTE	PUMP NO. FUEL TYPE D=DIESEL U=UNLEADED	HOURS A.M. - P.M. WINTER SUMMER	PHONE NO.
WICKENBURG	US 60, MP 111.3	310 D/U*	ALL YEAR 6:00 - 3:00	684-2131 OR 684-5355
WIKIEUP	US 93, MP 123.5	317 D/U	7:00 - 3:30 6:00 - 2:30	765-2312
WILLCOX	709 S. HASKELL	234 D/U	7:00 - 3:00 6:30 - 2:30	384-2388
WILLIAMS	1-40B, MP 166.5	417 D/U	7:00 - 3:30 6:00 - 2:30	635-4301 OR 635-4240 OR 635-4651
WINSLOW	100 ADOT LANE	458 D/U	7:00 - 3:30 WINTER MON-FRI SUMMER CLOSED FRI 3/1 - 10/1	289-2478
YOUNG	SR 288, MP 309.2	283 D NO UNLEADED	LOCKED CALL ROOSEVELT	467-2282 ROOSEVELT
YUMA	2243 GILA RIDGE RD	311 D/U	ALL YEAR 7:00 - 3:30	317-2170 OR 317-2177

*OXYGENATED FUEL OCT. 15 - MAR 31

COMPRESSED NATURAL GAS (CNG) LOCATIONS:

PHOENIX 1621 W. JACKSON (ADOT MOTOR POOL) 110 C

PHOENIX 2225 S. 22ND AVE (EQUIP. SERVICES YARD) 105 C

PROPANE AND UNLEADED AVAILABLE -1522 W. JACKSON (ADOA MOTOR POOL)
HOURS – SUMMER 4:00 P.M. TO 7:00 P.M. (OPERATION OZONE)
WINTER 7:00 A.M.TO 5:00 P.M.

TRANSPORTATION SUPPORT SERVICES
EQUIPMENT SERVICES
MAP:cjh
FUEL SERVICES
255-6523
258-5193 (FAX)

ALPHA-COUNTY-MA

8/24/98

STATE OF ARIZONA

OFFICE OF THE ATTORNEY GENERAL

1275 WEST WASHINGTON, PHOENIX 85007-2997

GRANT WOODS
ATTORNEY GENERAL

TRN Main: (602) 542-1680
Direct: (602) 542-8837
Fax: (602) 542-3646
MAIN PHONE : 542-5025
TELECOPIER : 542-4085

INTERGOVERNMENTAL AGREEMENT DETERMINATION

A.G. Contract No. KR98-2185TRN, 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.

DATE November 27, 1998.

GRANT WOODS
Attorney General

JAMES R. REDPATH
Assistant Attorney General
Transportation Section

JRR:et/17004

Enc.