AG Contract No. KR98 2032TRN
ADOT ECS File: JPA 98-155
Project: Stop Sign Beacons
Section: SR-60 @ Vicksburg Road

INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE STATE OF ARIZONA
AND
LA PAZ COUNTY, ARIZONA

THIS AGREEMENT is entered into 26 October, 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 LA PAZ COUNTY, ARIZONA, 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 State and the County desire to participate in the design, construction and maintenance of stop sign beacons on State Route 60 at the intersection of Vicksburg Road (MP 45.85), at an estimated cost of $5,000.00, all at State expense, 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. 22752
Filed with the Secretary of State
Date Filed: 10/26/98
Betsey Bayless
Secretary of State
By Vicky V. Graenewald

II. SCOPE OF WORK

1. The State will:

a. Design and construct the stop sign beacons with State forces., and be responsible for the cost of same, in an amount currently estimated at $5,000.00.

b. Upon completion and provide stop sign beacon maintenance.

2. The County will:

Upon completion by the State, provide electrical energy to operate the stop sign beacons.

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 and electrical energy, which shall be perpetual, subject to State budgeting laws, may be cancelled at any time prior to the award of a construction contract, 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 relating 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

La Paz County
Director of Public Works
1112 Joshua Ave # 207
Parker, AZ 85344

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.

LA PAZ COUNTY

By _____
EUGENE M. FISHER, Chairman
Board of Supervisors

STATE OF ARIZONA
Department of Transportation

By _____
MICHAEL P. MANTHEY
State Traffic Engineer

ATTEST

By _____
DONNA J. HALE
Clerk of the Board

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JPA 98-155

RESOLUTION

BE IT RESOLVED on this 27th day of August 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 La Paz County for the purpose of defining responsibilities for the construction and maintenance of stop sign beacons on SR-60 at Vicksburg Road in the County.

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

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

La Paz County Board of Supervisors

1108 Joshua Avenue
Parker, Arizona 85344

(520) 669-6115 TDD (520) 669-8400 Fax (520) 669-9709

Gene Fisher - District 1
Clifford Edey - District 2
Joyce Barker - District 3

Larry A. Layton - County Administrator
Donna J. Hale - Clerk of the Board

STATE OF ARIZONA)
) ss.
COUNTY OF LA PAZ)

I, *Donna J. Hale, Clerk of the Board of Supervisors*, do hereby certify that I am required by law to maintain custody of the official records of the *La Paz County Board of Supervisors* and that the attached is a true and correct copy of:

A portion of the Minutes of the La Paz County Board of Supervisors September 21, 1998 Regular Meeting relating to Agreement No. JPA 98-155 (SR 60 @ Vicksburg Road).

In Witness Whereof I have hereunto set my hand and affix the official seal of La Paz County this *9th* day of *October, 1998.*

Donna J. Hale, Clerk of the Board
La Paz County Arizona

SUPERVISOR BARKER MOVED to approve the request of the MS Society to utilize the County Park and the Don T. Pavilion on November 8, 1998 for the annual MS 150 Bike Ride, with the stipulations as recommended by the Parks Advisory Committee. Motion seconded by Vice Chairman Edey, passed unanimously.

Approve Intergovernmental Agreement (IGA) between Arizona Department of Transportation and La Paz County

County Administrator Layton presented for approval an Intergovernmental Agreement (IGA) between Arizona Department of Transportation (ADOT) and La Paz County to provide improved safety lighting on Vicksburg Road, at the intersection with State Route 60. He emphasized the concern for the safety of drivers traveling that route who are unable to see the 'Stop' sign because of the poor lighting. He stated that the Arizona Department of Transportation has agreed to fully fund the installation of the safety lighting. La Paz County will pay the monthly electrical charges if any (ADOT may use solar powered lights).

SUPERVISOR BARKER MOVED to approve the Intergovernmental Agreement (IGA) between Arizona Department of Transportation and La Paz County to provide improved safety lighting on Vicksburg Road, at the intersection with State Route 60. Motion seconded by Vice Chairman Edey, passed unanimously.

Approve Final Plat for Rainbow Acres Unit No. 2 Subdivision

Community Development Director Dahl presented for approval the final plat of the Rainbow Acres Unit No. 2 Subdivision. She stated that the concerns of Quartzsite Fire Department had been resolved and all specifications required by La Paz County and Arizona Department of Environmental Quality had been met.

SUPERVISOR BARKER MOVED to approve the final plat of the Rainbow Acres Unit No. 2 Subdivision. Motion seconded by Vice Chairman Edey, passed unanimously.

OFFICE OF THE

La Paz County Attorney

1320 KOFA AVENUE
POST OFFICE BOX 709
PARKER, ARIZONA 85344
(520) 669-6118
Fax (520) 669-2019

R. GLENN BUCKELEW
LA PAZ COUNTY ATTORNEY

MARTIN BRANNAN
SARA PRIESTLEY
DEPUTY COUNTY ATTORNEYS

FRANK HAWS
INVESTIGATOR

PAM VERA
VICTIM WITNESS COORDINATOR

APPROVAL OF THE COUNTY ATTORNEY

I have reviewed the above referenced proposed intergovernmental agreement, between the DEPARTMENT OF TRANSPORTATION, HIGHWAYS DIVISION, and LA PAZ 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 21st Day of September, 1998.

R. Glenn Buckelew
LA PAZ COUNTY ATTORNEY
R. GLENN BUCKELEW

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. KR98-2032TRN, 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 October 16, 1998.

GRANT WOODS
Attorney General

JAMES R. REDPATH
Assistant Attorney General
Transportation Section

JRR:et/16002

Enc.