



WEST HAVEN CITY COUNCIL AGENDA

WEDNESDAY, JULY 17, 2024 6:00 PM
City Council Chambers
4150 South 3900 West, West Haven, UT 84401

NOTICE IS HEREBY GIVEN THAT ON **July 17, 2024** THE COUNCIL OF WEST HAVEN CITY WILL HOLD THE FOLLOWING PUBLIC MEETINGS: **5:00 PM: COUNCIL WORKSHOP** **6:00 PM: REGULAR WEDNESDAY CITY COUNCIL MEETING**. JOIN US DIGITALLY FOR THE WORK SESSION AND COUNCIL MEETING AT [HTTPS://US06WEB.ZOOM.US/J/81581435918](https://us06web.zoom.us/j/81581435918). WATCH LIVE AT [HTTPS://WWW.YOUTUBE.COM/CHANNEL/UCeeQNQBTFZJWtGOPHMCNCBA](https://www.youtube.com/channel/UCeeQNQBTFZJWtGOPHMCNCBA).

5:00 Council Workshop – In City Council Chambers

NO ACTION CAN OR WILL BE TAKEN ON ANY CITY COUNCIL MEETING AGENDA ITEMS DISCUSSED DURING PRE-COUNCIL WORKSHOP - DISCUSSION OF SUCH ITEMS IS FOR CLARIFICATION OF AGENDA ITEMS.

MEETING TO ORDER: MAYOR VANDERWOOD

REPORTS AND DISCUSSION AS FOLLOWS:

1. DISCUSSION-COUNCIL UPDATES
2. DISCUSSION-REVIEW OF POSSIBLE GRANT PROJECTS

6:00 PM REGULAR CITY COUNCIL MEETING

1. MEETING CALLED TO ORDER-MAYOR VANDERWOOD
2. OPENING CEREMONIES
 - A. PLEDGE OF ALLEGIANCE-COUNCILMEMBER MORSE
 - B. PRAYER/MOMENT OF SILENCE-COUNCILMEMBER DIXON
3. PUBLIC PRESENTATION: Resident(s) attending this meeting will be allotted 2 minutes to express a concern or ask a question about any issue that **IS NOT ON THE AGENDA** No action can or will be taken on any issue(s) presented.
4. UPCOMING EVENTS
Senior Lunch Bunch-July 31, 2024-11:30 AM
Arts Festival-September 21, 2024-5:00 PM
5. COUNCIL UPDATES

AGENDA ACTION ITEMS

6. ACTION ON CONSENT AGENDA
 - A. CITY COUNCIL MINUTES-MEETING HELD-JULY 3, 2024
 - B. STAKER PARSON COMPANIES-\$55,052.74-INV #213886-3
7. ADVICE AND CONSENT OF: ONE (1) PLANNING COMMISSION MEMBER APPOINTMENT SUBMITTED BY MAYOR VANDERWOOD TO FILL ONE, REMAINDER OF A 4-YEAR TERM POSITION AVAILABLE DUE TO THE VACANT TERM LEFT BY MATT NECE. THE TERM WILL BE FROM JULY 17, 2024 THRU DECEMBER 31, 2026
8. PRESENTATION-CITY MANAGER QUARTERLY FINANCIAL AUDIT REPORT
9. PRESENTATION-2024 WEST HAVEN DAYS FINANCIAL REPORT-SHERI BINGHAM
10. BID AWARD-2024 ROAD MAINTENANCE PROJECT

11. ACTION ON RESOLUTION 30-2024-INTERLOCAL AGREEMENT BETWEEN HOOPER CITY AND WEST HAVEN CITY REGARDING THE IMPROVEMENT OF 5100 W

12. ADJOURNMENT

Emily Green

Emily Green, City Recorder

In compliance with the Americans with Disabilities Act, persons needing special accommodations, including auxiliary communicative aids and services, for this meeting should notify the city recorder at 731-4519 or by email: emilyg@westhavencity.com at least 48 hours in advance of the meeting.

CERTIFICATE OF POSTING

The undersigned, duly appointed city recorder, does hereby certify that the above notice and agenda has been posted in the West Haven City Recorder's office; at the West Haven City Complex on the Notice Board and at westhavencity.com; emailed to the Standard-Examiner with a request that it be posted in their Wednesday night meeting section, mailed and emailed to the West Haven City Mayor and each West Haven City Council Member who has email capacity and to the city attorney



WEST HAVEN CITY COUNCIL MEETING MINUTES

July 03, 2024 6:00 PM
City Council Chambers
4150 South 3900 West, West Haven, UT 84401

1. MEETING CALLED TO ORDER-PRO TEM MORSE

*The council met at their regularly scheduled meeting held in the council chambers.
Pro Tem Morse called the meeting to order at 6:01 pm. and welcomed those in attendance.*

2. OPENING CEREMONIES

A. PLEDGE OF ALLEGIANCE-COUNCILMEMBER CALL

B. PRAYER/MOMENT OF SILENCE-COUNCILMEMBER SWAPP

3. PUBLIC PRESENTATION: Resident(s) attending this meeting will be allotted 2 minutes to express a concern or ask a question about any issue that **IS NOT ON THE AGENDA** No action can or will be taken on any issue(s) presented.

Karen Wisner said the area behind her house has not been well maintained and the weeds are choking out the wild flowers. She asked when the city will be taking this area over.

4. UPCOMING EVENTS

Arts Festival-September 21, 2024-5:00 PM

The Senior Lunch Bunch will be July 31, 2024 at 11:30 AM.

5. COUNCIL UPDATES

Councilmember Dixon said that her neighborhood is working with the Fire Department to do their yearly firework show on July 21, 2024.

*** AGENDA ACTION ITEMS ***

6. ACTION ON CONSENT AGENDA

A. CITY COUNCIL MINUTES-MEETING HELD-JUNE 5, 2024

B. CITY COUNCIL SPECIAL MEETING MINUTES-MEETING HELD-JUNE 13, 2024

C. JACOBSEN BUILDING SERVICES-\$93,000-INV#724-119-01

Councilmember Swapp asked where we are at in the construction process for the docks at the Green Farm pond.

Emily Green was not sure where the construction process is but that we would be receiving a grant for the Jacobsen Building Services bill for reimbursement of about \$70,000.

Carrie Call made a motion to approve. Kim Dixon seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon
NAYS:	Councilmember Swapp
RECUSED:	

7. **ACTION ON PLANNING COMMISSION MEETING RECOMMENDATION(S)**

A ACTION ON ORDINANCE 23-2024-AMENDMENT TO THE ACCESSORY DWELLING UNIT ORDINANCE

Alika Murphy went over the changes to the accessory dwelling unit ordinance.

Kim Dixon made a motion to adopt ordinance 23-2024. **Ryan Swapp** seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon, Councilmember Swapp
NAYS:	
RECUSED:	

8. **ACTION ON RESOLUTION 25-2024-PROFESSIONAL SERVICES AGREEMENT BETWEEN WEST HAVEN CITY AND JOAN TOONE FOR LEGAL ASSISTANT SERVICES**

Carrie Call made a motion to adopt resolution 25-2024. **Ryan Swapp** seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon, Councilmember Swapp
NAYS:	
RECUSED:	

9. **ACTION ON RESOLUTION 26-2024-LOCAL TRANSPORTATION FUNDING AGREEMENT AMENDMENT BETWEEN WEBER COUNTY AND WEST HAVEN CITY FOR 3300 S/5100 W PROJECT**

Edward Mignone went over the changes to the agreement.

Kim Dixon made a motion to adopt resolution 26-2024. **Carrie Call** seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon, Councilmember Swapp
NAYS:	
RECUSED:	

10. **ACTION ON RESOLUTION 27-2024-TO TERMINATE THE PROFESSIONAL SERVICES AGREEMENT WITH WALL CONSULTANT GROUP AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT BETWEEN WEST HAVEN CITY AND AVENUE CONSULTANT FOR PROPERTY ACQUISITION**

Edward Mignone went over the new contract.

Carrie Call made a motion to adopt resolution 27-2024. **Kim Dixon** seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon, Councilmember Swapp
NAYS:	
RECUSED:	

11. **AWARD CONTRACT-ACTION ON RESOLUTION 28-2024-CONTRACT BETWEEN WEST HAVEN CITY AND KPD VENTURES, LLC FOR CLEANING SERVICES**

Councilmember Call expressed some concerns about modifying the schedule for cleaning based off of events and rentals. She said when she discussed this with the City Manager and he felt the company would be amenable to it. She also expressed concerns about how many times the community center would be cleaned because we do not currently know what kind of use it will have.

Kim Dixon made a motion to adopt resolution 28-2024. **Carrie Call** seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon, Councilmember Swapp
NAYS:	
RECUSED:	

12. **ACTION ON RESOLUTION 29-2024-ACCEPTANCE OF STAKER FARM PARK**

Councilmember Call expressed concern over accepting the park because it was not quite completed yet. She said she discussed with staff and they felt confident taking it over.

Ryan Swapp made a motion to adopt resolution 29-2024. **Carrie Call** seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon, Councilmember Swapp
NAYS:	
RECUSED:	

13. **ADJOURNMENT**

Carrie Call made a motion to adjourn at 6:31 PM. **Kim Dixon** seconded the motion.

AYES:	Councilmember Call, Councilmember Morse, Councilmember Dixon, Councilmember Swapp
NAYS:	
RECUSED:	

Emily Green
City Recorder

Date Approve:

STAFF REPORT

TO: Mayor and City Council

FROM: Shawn Warnke, City Manager

DATE: July 17, 2024

SUBJECT: City Manager Quarterly Audit Report – 4th Quarter FY 2024



Background

According to Section 36.22(B) of the West Haven City Purchasing Policy, it states,
(A) The City Manager shall be responsible for conducting an audit of all purchases made for the city for compliance with the requirements of this chapter.

(B) On the first City Council meeting following the end of each fiscal quarter, the City Manager shall provide a written report to the City Council with detailed findings regarding those purchases made in that fiscal quarter that total between \$10,000.00 and \$50,000.00.

The below purchases were made in the 4th quarter within the parameters outlined by the City Council

Report Criteria:

Detail report.

Invoices with totals above \$0.00 included.

Only paid invoices included.

[Report] Amount Paid = {between}10000-50000

Report dates: 4/1/2024-6/30/2024

Vendor	Vendor Name	Invoice Number	Description	GL Account Number	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
10-4253									
7831	WEBER COUNTY ANIMAL SERV	53661	ANIMAL SERVICES	10-4253	06/01/2024	12,969.00	12,969.00	06/13/2024	
7831	WEBER COUNTY ANIMAL SERV	53662	ANIMAL SERVICES	10-4253	06/01/2024	15,085.00	15,085.00	06/13/2024	
Total 10-4253:						28,054.00	28,054.00		
10-4540									
349	ANDERSEN ASPHALT LLC	5984	4250 S 4800 W	10-4540	06/07/2024	43,005.25	43,005.25	06/13/2024	
2778	GREEN SOURCE	23958	PARKS SUPPLIES	10-4540	04/11/2024	12,350.30	12,350.30	04/18/2024	
Total 10-4540:						55,355.55	55,355.55		
10-4621									
1039	BROKEN HEART RODEO CO.	7251	2024 WEST HAVEN DAYS	10-4621	06/16/2024	14,950.00	14,950.00	06/18/2024	
2543	FIRE WORKS WEST INTERNATI	06222024	FIREWORKS WEST HAVEN DAY	10-4621	06/10/2024	15,277.54	15,277.54	06/13/2024	
Total 10-4621:						30,227.54	30,227.54		
10-4744									
7623	UTAH JAZZ	JJ561	BASKETBALL	10-4744	05/01/2024	16,210.00	16,210.00	05/30/2024	
Total 10-4744:						16,210.00	16,210.00		
10-5161									
7625	UTAH LEAGUE OF CITIES & TO	2024-2025 ME	2024-2025 MEMBERSHIP	10-5161	03/14/2024	14,723.10	14,723.10	04/04/2024	
Total 10-5161:						14,723.10	14,723.10		
10-6037									
7814	WASTE MANAGEMENT	2133950-2682-	GARBAGE SERVICES	10-6037	04/01/2024	34,705.42	34,705.42	04/18/2024	
7814	WASTE MANAGEMENT	2135586-2682-	GARBAGE SERVICES	10-6037	05/01/2024	35,897.70	35,897.70	05/16/2024	
7814	WASTE MANAGEMENT	2137179-2682-	GARBAGE SERVICES	10-6037	06/03/2024	36,053.62	36,053.62	06/13/2024	
7844	WEBER COUNTY TRANSFER S	022-01576945-	GARBAGE SERVICES	10-6037	03/31/2024	22,854.50	22,854.50	04/18/2024	
7844	WEBER COUNTY TRANSFER S	022-01587485-	GARBAGE SERVICES	10-6037	04/30/2024	34,386.00	34,386.00	05/16/2024	

Vendor	Vendor Name	Invoice Number	Description	GL Account Number	Invoice Date	Net Invoice Amount	Amount Paid	Date Paid	Voided
7844	WEBER COUNTY TRANSFER S	022-0160468-0	GARBAGE SERVICES	10-6037	05/31/2024	37,441.50	37,441.50	06/13/2024	
Total 10-6037:						201,338.74	201,338.74		
13-4515									
9023	YOUNG IN MORGAN	1254593	VEHICLE	13-4515	04/12/2024	49,986.00	49,986.00	04/18/2024	
Total 13-4515:						49,986.00	49,986.00		
13-4532									
5377	NILSON HOMES CONSTRUCTI	RELEASE RE	GREEN FARM COMMUNITY CE	13-4532	05/01/2024	41,061.03	41,061.03	05/02/2024	
Total 13-4532:						41,061.03	41,061.03		
13-6080									
29	A-TRANS ENGINEERING	3804	TRAFFIC MASTER PLAN UPDAT	13-6080	02/07/2024	19,720.00	19,720.00	05/02/2024	
2644	GARDNER ENGINEERING	0424181	3300 S 5100 W	13-6080	04/25/2024	10,036.50	10,036.50	05/30/2024	
2644	GARDNER ENGINEERING	0424186	2700 W	13-6080	04/25/2024	10,663.75	10,663.75	05/30/2024	
9475	GREAT WESTERN LANDSCAPE	26843	JR HIGH ROAD LANDSCAPE	13-6080	04/26/2024	22,829.00	22,829.00	05/16/2024	
Total 13-6080:						63,249.25	63,249.25		
13-6083									
2644	GARDNER ENGINEERING	0324145	2700 W PH2	13-6083	03/29/2024	12,860.50	12,860.50	04/18/2024	
Total 13-6083:						12,860.50	12,860.50		
51-4450									
7012	SWEEP N UTAH INC	26706	STORM DRAIN MAINTENANCE	51-4450	05/06/2024	10,456.25	10,456.25	05/30/2024	
Total 51-4450:						10,456.25	10,456.25		
Grand Totals:						546,521.96	546,521.96		

Payment Approval Report - Payment Approval For Qtrly Review
Report dates: 4/1/2024-6/30/2024

Vendor	Vendor Name	Invoice Number	Description	GL Account Number	Invoice Date	Net Amount	Amount Paid	Date Paid	Voided
						Invoice Amount			

Dated: _____

Mayor: _____

City Council: _____

City Recorder: _____

Report Criteria:

Detail report.

Invoices with totals above \$0.00 included.

Only paid invoices included.

[Report].Amount Paid = {between}10000-50000

WEST HAVEN DAYS FINANCIAL SUMMARY 2024
Updated 7/10/2024

Category	2023 Expenses	2024 Expenses	2023 Income	2024 Income
Aquatic Center	Didn't have	\$2000.00		
Baby Show	\$232.52	(Expenses not submitted)	\$188.36	\$149.79
Banners	\$2206.99	\$62.50		
Bike Ride				
Breakfast	\$557.69	\$19.08	\$557.69	
Bus	\$5480.00	Didn't have		
Car Show	\$4786.48	\$4859.81	\$6720.46	\$6450.00
Concert	\$1250.00	\$9,350.00 - stage \$1500.00 - band		
Dinner	\$ 3290.58	Kents - pulled pork, baked beans - \$3,202.24 Sam's Club - Paper goods, chips, buns - \$913.44 Permit - \$65.00	\$ 1,120.00- tickets \$ 2,469.00- CTC \$3,589.00	Tickets - \$657.00 CTC- \$1000
Fireworks	\$30,000.00	\$30,555.09		
General	\$12,210.95 Road paint, tents, tables, chairs, Honey Bucket, barricades Website	\$8,279.28 <i>Diamond events</i> \$2,703.80, tables, chairs, tents, <i>Canyon Toilets</i> - \$1600.00, <i>HERC</i> \$2178.08 - equipment,		

		<i>Interstate Barricades - \$1,090.00 Website, \$257.40, Historical Society \$646.84</i>		
Line Dancing		\$300.00 (paid from Art Council fund)		
Misc.		\$15.00 (Arts Council) \$212.00 - Ace Printing \$61.99 - Steve Taylor		
Movie	\$ 685.00	Not this year		
Parade		0		
Pepsi		Didn't use	\$138.00	
Permits	\$480.00	<i>Mass gathering</i> \$450.00		
Pickleball	\$69.10	\$329.86	\$576.20	\$694.80
Programs	\$2778.15	Didn't do		
Queen	\$5243.70	\$4051.21	\$4665.00	\$6,448.67
Quilt	\$150.00	Not this year		
RAMP			\$36,000.00	\$14,000.00
Rodeo	\$18571.55	\$19,234.54 (Livestock charge still needed)	\$3305.52- Entry fees & Concessions	\$3152.94 Entry fees
Sponsor T-Shirts	\$4501.79	\$4517.80		
Sponsors			\$43,869.00	\$32,200.00

Cash				
Sponsors In-kind			\$13,300.00 (125 cans)	\$10,500.00 (125 cans)
Staff T-shirts	\$1234.00	\$1752.01		
Sunrise Run (Color Run 2023)	\$1265.97	\$1052.21		\$902.36
Swag Bags	\$910.00	\$471.90 - Glow sticks		
Youth Games	\$551.42	\$631.50 - Youth Council \$120.48		
Vendors			\$ 5095.00	\$5770.00
Total	\$110,817.81	\$92,178.80	\$118,951.07	\$73,925.56

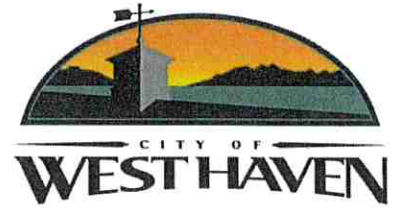
STAFF REPORT

TO: Shawn Warnke
City Manager

FROM: Ed Mignone, City Engineer
Scott Venstra, Public Works Director

DATE: July 9, 2024

SUBJECT: Recommendation Award of Contracts
2024 Road Maintenance Projects



Background

The City received bids on July 10, 2024 annual road maintenance projects. The bids were divided into two (2) schedules: Schedule A – Chip Sealing and Schedule B – Road Overlays. Attached is a plan set that shows an overall map showing the roads to be treated and drawings specific to the treatment of each segment.

Three (3) companies bid on Schedule A and eight (8) companies bid on Schedule B.

The lowest responsive and responsible bidder for Schedule A is Staker Parsons of \$150,309.00
The lowest responsive and responsible bidder for Schedule B is C&B Asphalt.

An itemized bid summary is attached.

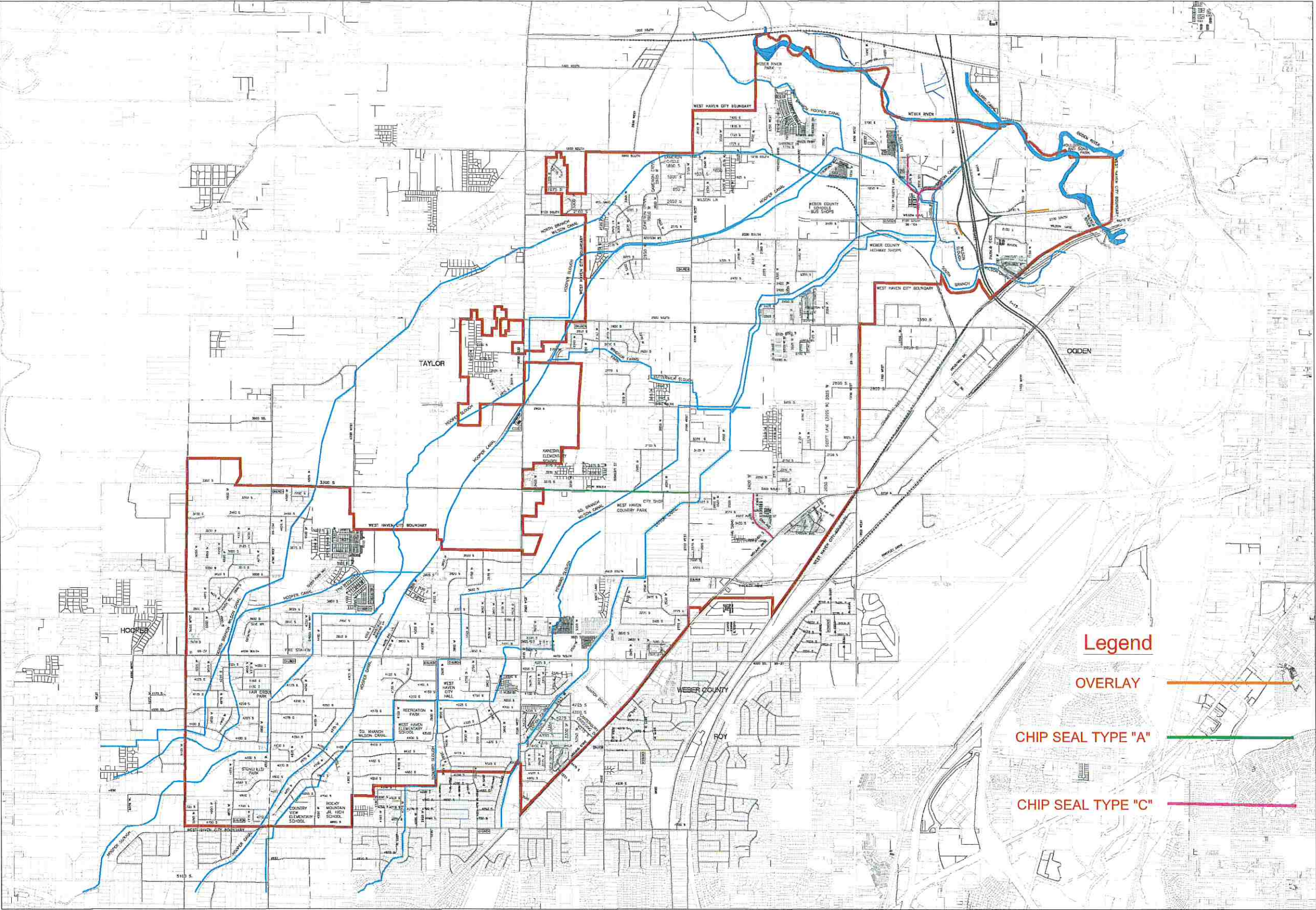
Recommendation

Staff recommends that the Council approve two (2) separate contracts:

Award to Staker Parsons in the amount of \$150,309.00 for chip sealing
Award to C&B Asphalt in the amount of \$132,617.20 for pavement overlays.

EJM/ejm
Attachments: 2024-2025 Road Maintenance Project Plan Set
Itemized Bid Summary

2024 Road Maintenance Project

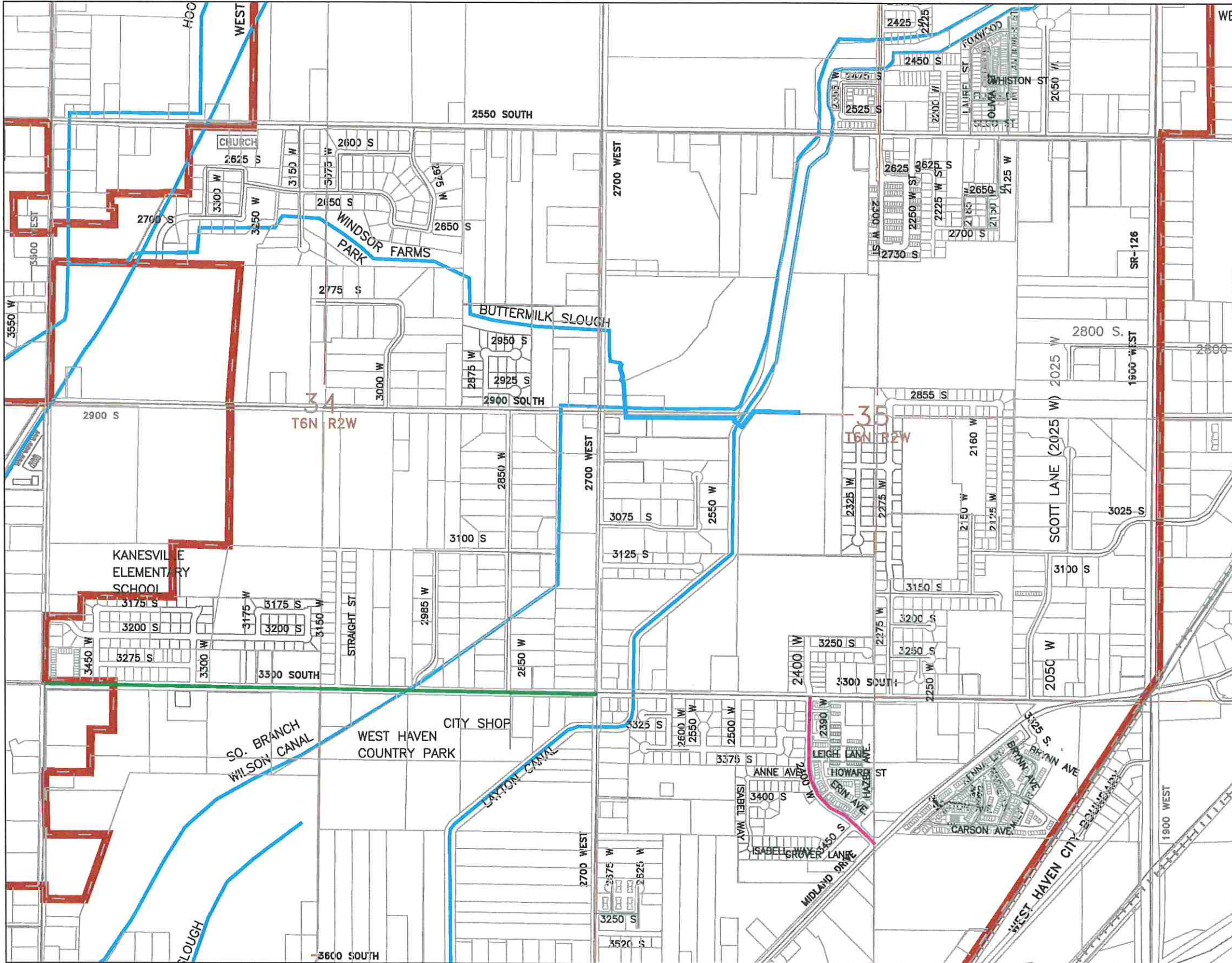


WEST HAVEN CITY
ROAD MAINTENANCE PROJECT
OVERVIEW
WEST HAVEN CITY, UTAH

Revisions		Date	Description
Date:		7/5/2023	
Scale:			
Designed:		RC	
Drafted:		LZ	
Checked:		RC	

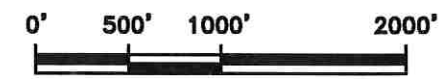


5150 SOUTH 375 EAST - OGDEN UT, 84405 - 801.476.0202



CHIP SEAL

- 3300 S (TYPE "C")
- 2400 W (TYPE "A")



Scale in Feet
1" = 1000'



WEST HAVEN CITY ROAD MAINTENANCE PROJECT ROAD MAINTENANCE 2 WEST HAVEN CITY, UTAH

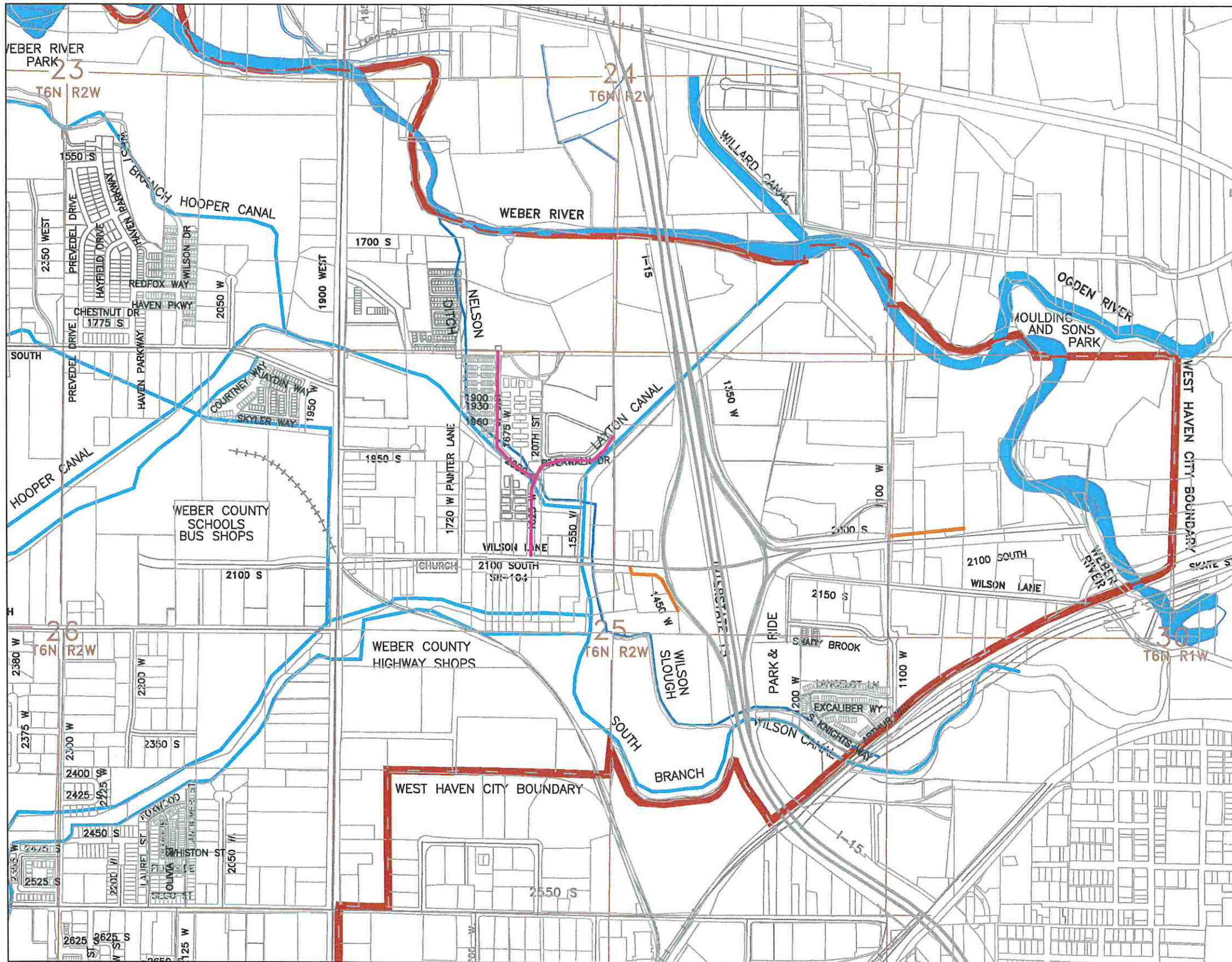
650 SOUTH 875 EAST - OGDEN UT, 84403 - 801.476.0802

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Revisions	
Date	Description

Date: 7/5/2023
Scale: 1" = 1000'
Designed: RC
Drafted: LZ
Checked: RC

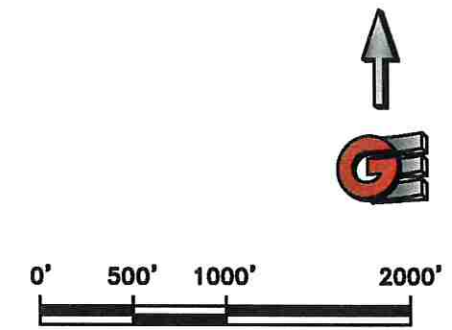


OVERLAY

- TRAILER PARK (SEE PAGE 4)
- GENEVA ROAD (SEE PAGE 5)

CHIP SEAL

- 1675 W (TYPE "A")
- 2000 S (TYPE "A")
- 1625 W (TYPE "A")
- RIVERWALK DR (TYPE "A")



Scale in Feet
1" = 1000'

Revisions		Date	Description



WEST HAVEN CITY
ROAD MAINTENANCE PROJECT
ROAD MAINTENANCE 3
WEST HAVEN CITY, UTAH

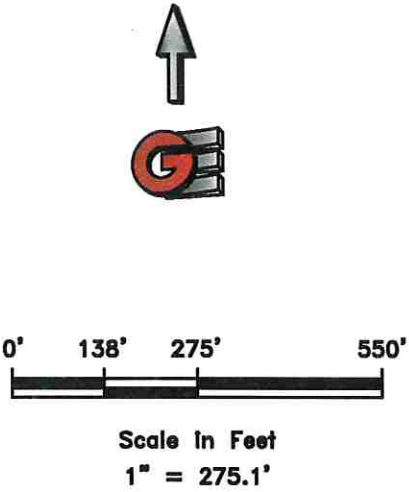




TRAILOR PARK/Century Lane					
#	ITEM	QUAN	UNIT	PRICE	TOTAL
1	4" Asphalt Overlay	172	TON	\$ -	\$ -
2	2" Asphalt Overlay	147	TON	\$ -	\$ -
3	Rotomill	697	SY	\$ -	\$ -
4	3" Base	125	TON	\$ -	\$ -
5	Leveling Course	26	TON	\$ -	\$ -
6	Traffic Control	1	LS	\$ -	\$ -
7	Mob/Demob/SWPPP	1	LS	\$ -	\$ -
Project TOTAL					

Asphalt Surface Treatment

-  FULL ROTOMILL (697 SY) AND 4" ASPHALT OVERLAY (172 TON)
-  2" ASPHALT OVERLAY (147 TON)



Revisions

Date	Description

Date: 7/5/2023
Scale: 1" = 275.1'
Designed: RC
Drafted: LZ
Checked: RC

Path:



WEST HAVEN CITY

ROAD MAINTENANCE PROJECT

OVERLAY - CENTURY LANE

WEST HAVEN CITY, UTAH



GARDNER
ENGINEERING

CIVIL • LAND PLANNING
MUNICIPAL • LAND SURVEYING

920 SOUTH 575 EAST - OGDEN UT, 84405 - 801.476.0002

4/5

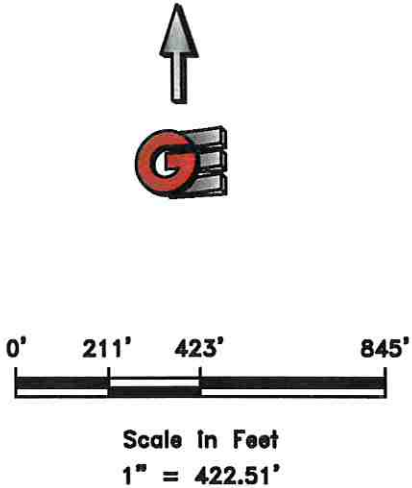


GENEVA ROAD (FRONTAGE N. OF 2100 S)					
#	ITEM	QUAN	UNIT	PRICE	TOTAL
1	4" Asphalt Overlay	572	TON	\$ -	\$ -
2	Rotomill	2,311	SY	\$ -	\$ -
3	3" Base	415	TON	\$ -	\$ -
4	Traffic Control	1	LS	\$ -	\$ -
5	Mob/Demob/SWPPP	1	LS	\$ -	\$ -
Project TOTAL					

Asphalt Surface Treatment

A 650'x32' SECTION ON GENEVA FRONTAGE ROAD (NORTH OF 2100 S/WILSON LANE).

 FULL ROTOMILL (2,310 SY) AND 4" ASPHALT (572 TON)



Revisions

Date	Description

Date: 7/5/2023
Scale: 1" = 422.51'
Designed: RC
Drafted: LZ
Checked: RC

Path:



WEST HAVEN CITY
ROAD MAINTENANCE PROJECT
OVERLAY - GENEVA ROAD
WEST HAVEN CITY, UTAH



**GARDNER
ENGINEERING**
CIVIL • LAND PLANNING
MUNICIPAL • LAND SURVEYING
680 SOUTH 575 EAST - OGDEN UT, 84405 - 801.478.0082

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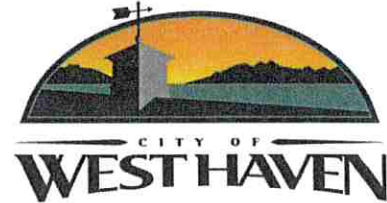
2024 Road Maintenance Proejct																			
West Haven City				Staker Parson		C&B		Granite		Asphalt Construction		Advanced Paving		Post		Kilgore		Kilgore	
Item	Description	QTY	Unit of Measure	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
SCHEDULE A - CHIP SEAL				Schedule A		Schedule A		Schedule A		Schedule A		Schedule A		Schedule A		Schedule A		Schedule A	
1	Light Weight Chip Seal (Type "A") With Fog Application	22,039	SY	\$ 2.80	\$ 61,709.20	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3.60	\$ 79,340.40	\$ -	\$ -	\$ -	\$ -	\$ 4.76	\$ 104,905.64
1	Light Weight Chip Seal (Type "C") With Fog Application	33,304	SY	\$ 2.30	\$ 76,599.20	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3.60	\$ 126,555.20	\$ -	\$ -	\$ -	\$ -	\$ 5.24	\$ 174,512.96
2	Traffic Control	1	LS	\$ 8,000.60	\$ 8,000.60	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00	\$ -	\$ -	\$ -	\$ -	\$ 9,350.00	\$ 9,350.00
3	MOB and DEMOB	1	LS	\$ 4,000.00	\$ 4,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10,104.40	\$ 10,104.40	\$ -	\$ -	\$ -	\$ -	\$ 11,730.00	\$ 11,730.00
				Total	\$ 150,309.00	Total	\$ -	Total	\$ -	Total	\$ -	Total	\$ 226,000.00	Total	\$ -	Total	\$ -	Total	\$ 300,498.60
SCHEDULE B - ASPHALT OVERLAY				Schedule B		Schedule B		Schedule B		Schedule B		Schedule B		Schedule B		Schedule B		Schedule B	
1	Leveling Course	26	TONS	\$ 204.00	\$ 5,304.00	\$ 123.00	\$ 3,198.00	\$ 175.00	\$ 4,550.00	\$ 143.75	\$ 3,737.50	\$ 130.00	\$ 3,380.00	\$ 150.00	\$ 3,900.00	\$ 266.00	\$ 6,916.00	\$ 128.52	\$ 3,341.52
2	2" Asphalt Overlay	147	TONS	\$ 110.00	\$ 16,170.00	\$ 98.00	\$ 14,406.00	\$ 112.00	\$ 16,464.00	\$ 103.50	\$ 15,214.50	\$ 105.00	\$ 15,435.00	\$ 130.00	\$ 19,110.00	\$ 153.00	\$ 22,491.00	\$ 128.52	\$ 18,892.44
2	4" Asphalt Overlay	744	TONS	\$ 94.00	\$ 69,936.00	\$ 97.00	\$ 72,168.00	\$ 110.00	\$ 81,840.00	\$ 97.75	\$ 72,726.00	\$ 105.00	\$ 78,120.00	\$ 100.00	\$ 74,400.00	\$ 112.00	\$ 83,328.00	\$ 128.52	\$ 95,618.88
	3" Base	540	TONS	\$ 25.00	\$ 13,500.00	\$ 35.50	\$ 19,170.00	\$ 33.00	\$ 17,820.00	\$ 27.60	\$ 14,904.00	\$ 30.00	\$ 16,200.00	\$ 40.00	\$ 21,600.00	\$ 43.00	\$ 23,220.00	\$ 36.74	\$ 19,839.60
3	Rotomill	3,008	SY	\$ 5.00	\$ 15,040.00	\$ 5.65	\$ 16,995.20	\$ 7.00	\$ 21,056.00	\$ 5.58	\$ 16,784.64	\$ 4.25	\$ 12,784.00	\$ 7.50	\$ 22,560.00	\$ 8.00	\$ 24,064.00	\$ 11.70	\$ 35,193.60
7	Traffic Control	1	LS	\$ 7,000.00	\$ 7,000.00	\$ 3,680.00	\$ 3,680.00	\$ 17,275.00	\$ 17,275.00	\$ 2,875.00	\$ 2,875.00	\$ 2,000.00	\$ 2,000.00	\$ 10,000.00	\$ 10,000.00	\$ 11,000.00	\$ 11,000.00	\$ 12,750.00	\$ 12,750.00
9	MOB and DEMOB	1	LS	\$ 6,000.00	\$ 6,000.00	\$ 3,000.00	\$ 3,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,550.00	\$ 6,550.00	\$ 6,081.00	\$ 6,081.00	\$ 10,000.00	\$ 10,000.00	\$ 13,700.00	\$ 13,700.00	\$ 11,730.00	\$ 11,730.00
				Total	\$ 132,950.00	Total	\$ 132,617.20	Total	\$ 165,005.00	Total	\$ 132,791.64	Total	\$ 134,000.00	Total	\$ 161,570.00	Total	\$ 184,719.00	Total	\$ 197,366.04

2024 Road Maintenance Proejct																			
West Haven City				Staker Parson		C&B		Granite		Asphalt Construction		Advanced Paving		Post		Kilgore		Kilgore	
Item	Description	QTY	Unit of Measure	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL	UNIT COST	TOTAL
SCHEDULE A - CHIP SEAL				Schedule A		Schedule A		Schedule A		Schedule A		Schedule A		Schedule A		Schedule A		Schedule A	
1	Light Weight Chip Seal (Type "A") With Fog Application	22,039	SY	\$ 2.80	\$ 61,709.20	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3.60	\$ 79,340.40	\$ -	\$ -	\$ -	\$ -	\$ 4.76	\$ 104,905.64
1	Light Weight Chip Seal (Type "C") With Fog Application	33,304	SY	\$ 2.30	\$ 76,599.20	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3.80	\$ 126,555.20	\$ -	\$ -	\$ -	\$ -	\$ 5.24	\$ 174,512.96
2	Traffic Control	1	LS	\$ 8,000.60	\$ 8,000.60	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10,000.00	\$ 10,000.00	\$ -	\$ -	\$ -	\$ -	\$ 9,350.00	\$ 9,350.00
3	MOB and DEMOB	1	LS	\$ 4,000.00	\$ 4,000.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 10,104.40	\$ 10,104.40	\$ -	\$ -	\$ -	\$ -	\$ 11,730.00	\$ 11,730.00
				Total	\$ 150,309.00	Total	\$ -	Total	\$ -	Total	\$ -	Total	\$ 226,000.00	Total	\$ -	Total	\$ -	Total	\$ 300,496.60
SCHEDULE B - ASPHALT OVERLAY				Schedule B		Schedule B		Schedule B		Schedule B		Schedule B		Schedule B		Schedule B		Schedule B	
1	Leveling Course	26	TONS	\$ 204.00	\$ 5,304.00	\$ 123.00	\$ 3,198.00	\$ 175.00	\$ 4,550.00	\$ 143.75	\$ 3,737.50	\$ 130.00	\$ 3,380.00	\$ 150.00	\$ 3,900.00	\$ 266.00	\$ 6,916.00	\$ 128.52	\$ 3,341.52
2	2" Asphalt Overlay	147	TONS	\$ 110.00	\$ 16,170.00	\$ 98.00	\$ 14,406.00	\$ 112.00	\$ 16,464.00	\$ 103.50	\$ 15,214.50	\$ 105.00	\$ 15,435.00	\$ 130.00	\$ 19,110.00	\$ 153.00	\$ 22,491.00	\$ 128.52	\$ 18,892.44
2	4" Asphalt Overlay	744	TONS	\$ 94.00	\$ 69,936.00	\$ 97.00	\$ 72,168.00	\$ 110.00	\$ 81,840.00	\$ 97.75	\$ 72,726.00	\$ 105.00	\$ 78,120.00	\$ 100.00	\$ 74,400.00	\$ 112.00	\$ 83,328.00	\$ 128.52	\$ 95,618.88
	3" Base	540	TONS	\$ 25.00	\$ 13,500.00	\$ 35.50	\$ 19,170.00	\$ 33.00	\$ 17,820.00	\$ 27.60	\$ 14,904.00	\$ 30.00	\$ 16,200.00	\$ 40.00	\$ 21,600.00	\$ 43.00	\$ 23,220.00	\$ 36.74	\$ 19,839.60
3	Rotomill	3,008	SY	\$ 5.00	\$ 15,040.00	\$ 5.65	\$ 16,995.20	\$ 7.00	\$ 21,056.00	\$ 5.58	\$ 16,784.64	\$ 4.25	\$ 12,784.00	\$ 7.50	\$ 22,560.00	\$ 8.00	\$ 24,064.00	\$ 11.70	\$ 35,193.60
7	Traffic Control	1	LS	\$ 7,000.00	\$ 7,000.00	\$ 3,680.00	\$ 3,680.00	\$ 17,275.00	\$ 17,275.00	\$ 2,875.00	\$ 2,875.00	\$ 2,000.00	\$ 2,000.00	\$ 10,000.00	\$ 10,000.00	\$ 11,000.00	\$ 11,000.00	\$ 12,750.00	\$ 12,750.00
9	MOB and DEMOB	1	LS	\$ 6,000.00	\$ 6,000.00	\$ 3,000.00	\$ 3,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,550.00	\$ 6,550.00	\$ 6,081.00	\$ 6,081.00	\$ 10,000.00	\$ 10,000.00	\$ 13,700.00	\$ 13,700.00	\$ 11,730.00	\$ 11,730.00
				Total	\$ 132,950.00	Total	\$ 132,617.20	Total	\$ 165,005.00	Total	\$ 132,791.64	Total	\$ 134,000.00	Total	\$ 161,570.00	Total	\$ 184,719.00	Total	\$ 197,366.04

BID RESULTS FOR WEST HAVEN CITY			
2024 Road Maintenance Project			
Schedule A - B			
July 10, 2024			
COMPANY			
1	Staker Parsons	\$ 150,309.00	\$ 132,950.00
2	C&B Asphalt	--	\$ 132,617.20
3	Granite	--	\$ 165,005.00
4	Asphalt Construction and Excavating	--	\$ 132,791.64
5	Advanced Paving	\$ 226,000.00	\$ 134,000.00
6	Post	--	\$ 161,570.00
7	Kilgore	--	\$ 184,719.00
8	Consolidated Paving	\$ 300,498.60	\$ 137,336.00

STAFF REPORT

TO: Mayor and City Council
FROM: Shawn Warnke, City Manager
DATE: July 17, 2024



SUBJECT: Interlocal Cooperation Agreement between Hooper and West Haven City to share costs associated with the road improvements to 5100 West

The Weber School District is building a new elementary school on the corner of 3300 S. and 5100 W. in West Haven. The 5100 West Street, between 4000 South and the elementary school, will be one of the main entrances to the elementary school and is the dividing line between West Haven and Hooper.

Both West Haven and Hooper desire to improve 5100 W by increasing its size and providing gutters and sidewalks to create a safe and easy-to-use area to approach the school by car or on foot. To improve 5100 West, West Haven City submitted several applications to the Weber Council of Governments (WACOG), which has agreed to provide grant funding of approximately \$4,798,00 for road improvements to 5100 West. Additionally, WACOG has decided to provide grant funding of roughly \$900,000 for intersection improvement at the 4000 South 5100 West intersection associated with a future traffic light, to be installed by the Utah Department of Transportation.

The WACOG grant funding requires matching funds. West Haven and Hooper have agreed to equally contribute a matching amount needed for the grant funding to facilitate the aforementioned improvements. This Interlocal Agreement formalizes both cities' commitment to provide matching grant funds. More specifically, the cities agree to the following matching funds:

- The widening of 5100 W. and sidewalk improvement requires a total match of \$500,000, which equates to \$250,000 from each City.
- Increased scope of the original project to widen 5100 W and sidewalks to include from 3500 S to 4000 S requires a total match of \$80,000, which equates to \$40,000 from each City.
- Intersection improvements at 5100 W. 4000 S. in anticipation of future traffic signal installation require a total match of \$100,000, which equates to \$50,000 from each City.

As set forth above, each of the cities to this Agreement will have a financial obligation of \$340,000 to meet the total match requirement of \$680,000 as required by these grants.

Since the school will be opened in August 2024, the Weber County School District asked the cities to consider installing a temporary pedestrian access on the east side of 5100 W. The path is expected to accommodate Hooper City school children crossing 3575 S from the west and West Haven school children walking from the south. Exhibits B and C of the Interlocal Agreement depict the path location and construction details.

The path will remain until permanent improvements are made through the WACOG grant agreements. The total cost of the temporary path construction is estimated at \$3,500, and realized costs will be split evenly between the Cities.

This Interlocal Agreement is made under and complies with the statutory requirements of the Interlocal Cooperation Act contained in the Utah Code. This is the purpose of the Interlocal Agreement is stated within this Act (See Utah Code 11-13-102) as follows (emphasis added with underlined text):

(1) to permit local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and under forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities; and

(2) to provide the benefit of economy of scale, economic development, and utilization of natural resources for the overall promotion of the general welfare of the state.

Resolution No. 30-2024

RESOLUTION OF WEST HAVEN CITY AUTHORIZING ADOPTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF HOOPER AND THE CITY OF WEST HAVEN REGARDING THE IMPROVEMENT OF 5100 WEST; AUTHORIZING THE CITY MAYOR TO SIGN THIS RESOLUTION; AND AUTHORIZING THE CITY MANAGER TO SIGN THE INTERLOCAL AGREEMENT ON BEHALF OF THE CITY; AND, PROVIDING FOR AN EFFECTIVE DATE.

SECTION I – RECITALS:

WHEREAS, the City Council of West Haven City (herein "City") is a municipal corporation duly organized and existing under the laws of the State of Utah; and,

WHEREAS, in conformance with the provisions of UCA § 10-3-717, the governing body of the City may exercise all administrative powers by resolution including, but not limited to entering into agreements with regarding protecting the health, safety, and welfare of the public; and,

WHEREAS, 5100 West needs to be upgraded and widened to deal with traffic circulation and also provide safety measures for school children along that road; and

WHEREAS, 5100 West borders both the City and the City of Hooper; and

WHEREAS, both cities recognize the need to improve 5100 West and wish to work together regarding these improvements; and

WHEREAS, both cities applied for grant money from WACOG to help with part of the cost of the 5100 West improvements and was granted money from WACOG for this project; and

WHEREAS, the cities wish to set forth their respective rights and duties regarding working together on this project and also each city's respective responsibilities regarding payment of costs associated with the project that are not covered by the WACOG grant money; and

WHEREAS, the City Council feels that the best way to accomplish these goals is to enter into an Interlocal Agreement ("Agreement") with Hooper, which is attached as Attachment "A" to this Resolution; and

WHEREAS the City Council now desires to adopt this Agreement by accepting the terms thereof; and,

WHEREAS, the City finds that the public convenience and necessity requires the actions herein contemplated,

NOW, THEREFORE, BE IT RESOLVED by the City of West Haven as follows:

SECTION II. AGREEMENT :

1. That the Interlocal Agreement between West Haven City and Hooper City, a copy of which is attached as Attachment "A" to this Resolution, regarding the improvements to 5100 West is hereby adopted by the City Council.
2. That the City Manager is authorized to sign any and all documents necessary to affect this Agreement, including signing the Agreement itself.
3. That the Mayor is authorized to sign this Resolution adopting the Agreement.

The foregoing recitals are fully incorporated herein.

SECTION III. PRIOR ORDINANCES AND RESOLUTIONS:

The body and substance of any and all prior Resolutions, together with their specific provisions, where not otherwise in conflict with this Resolution, are hereby reaffirmed and readopted.

SECTION IV. REPEALER OF CONFLICTING ENACTMENTS:

All orders, and Resolutions with respect to the changes herein enacted and adopted which have heretofore been adopted by the City, or parts thereof, which are in conflict with any of the provisions of this Resolution, are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

SECTION V - SAVINGS CLAUSE:

If any provision of this Resolution shall be held or deemed to be or shall, in fact, be invalid, inoperative, or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative, or unenforceable to any extent whatever, this Resolution and the provisions of this Resolution being deemed to be the separate independent and severable act of the City Council of West Haven City.

SECTION VI. DATE OF EFFECT

This Resolution shall be effective immediately upon its passage on the 17th day of July 2024.

PASSED AND ADOPTED BY THE CITY COUNCIL OF WEST HAVEN CITY, STATE OF UTAH, on this 17th day of July 2024.

WEST HAVEN CITY

Mayor Rob Vanderwood

ATTEST:

Emily Green, City Recorder

Mayor Rob Vanderwood
Councilmember Carrie Call
Councilmember Kim Dixon
Councilmember Nina Morse
Councilmember Ryan Saunders
Councilmember Ryan Swapp

Yes _____	No _____
Yes _____	No _____
Yes _____	No _____
Yes _____	No _____
Yes _____	No _____
Yes _____	No _____

ATTACHMENT “A”

**ATTACHMENT TO RESOLUTION 30-2024
INTERLOCAL AGREEMENT BETWEEN THE CITY OF WEST HAVEN AND THE
CITY OF HOOPER REGARDING THE IMPROVEMENTS TO 5100 WEST**

DRAFT

INTERLOCAL COOPERATION AGREEMENT

BETWEEN

WEST HAVEN CITY

- AND -

HOOPER CITY

THIS INTERLOCAL COOPERATION AGREEMENT ("Agreement") is made and entered into the ____ day of _____, 2024, by and between Hooper City ("Hooper"), a municipal corporation in the State of Utah, and West Haven City ("West Haven"), a municipal corporation in the State of Utah. Hooper and West Haven may be referred to collectively as the "Cities" or the "Parties" and may be referred to individually as "City" or "Party."

WITNESSETH:

WHEREAS, the Weber School District is building a new elementary school located on the corner of 3300 S. and 5100 W. in West Haven, Utah, a short distance from the West Haven-Hooper City line; and

WHEREAS, 5100 West Street in Weber County, Utah, between 4000 South and the elementary school will be one of the main entrances to the elementary school; and

WHEREAS, 5100 West Street is also the dividing line between West Haven and Hooper; and

WHEREAS, the current state of 5100 West Street in that designated area is not constructed as a major thoroughfare and is more of a country road; and

WHEREAS, both Hooper and West Haven would like to improve the road by increasing the size and providing gutters and sidewalks, for the purpose of creating a safe and easy to use area to approach the school by car or on foot; and

WHEREAS, the Weber Council of Governments (WACOG) has agreed to provide grant funding of approximately \$4,798,00 for road improvements to 5100 West for the facilitation of the safety of children and all others to approach the school; and

WHEREAS, the WACOG has also agreed to provide grant funding of approximately \$900,000 for intersection improvement at the 4000 South 5100 West intersection associated with a future traffic lights to be installed by the Utah Department of Transportation; and

WHEREAS, Hooper and West Haven have agreed to equally contribute a matching amount required by the grant funding in order to facilitate and carry out their part of the grant arrangement.

NOW THEREFORE, in consideration of the promises and covenants hereinafter contained, the Parties agree and stipulate as follows:

1. **Scope of Work and Cost Breakdown.** The following is the breakdown of costs for each portion of the project:
 - (a) Widening of 5100 W. and sidewalk improvement requires a total match of \$500,000 which equates to \$250,000 from each City.
 - (b) Increased scope of the original project to include from 3500 S to 4000 S requires a total match of \$80,000, which equates to \$40,000 from each City.
 - (c) Intersection improvements at 5100 W. 4000 S. in anticipation of future traffic signal installation require a total match of \$100,000, which equates to \$50,000 from each City.
 - (d) Construction of Temporary Pathway on 5100 West. Since the school will be opened in August 2024, the Weber County School District asked the Cities to consider the installation of a temporary pedestrian access on the east side of 5100 W. for a distance that parallels an existing open drainage ditch between 3575 S and 3500 S. The path is

expected to accommodate Hooper City school children crossing 3575 S from the west and West Haven school children walking from the south. The path will be installed along the frontage of properties owned by the Utah Department of Transportation (UDOT). The UDOT property is fronted by an existing fence that partially needs to be removed and replaced to accommodate the area necessary for the path. Exhibits B and C depict the path location and construction details and summarize the construction sequence. The path will remain until permanent improvements are made in accordance with the WACOG grant agreements. Both Cities agree to work jointly towards installing the said pathway as follows:

Item	Quantity	Estimated Cost***	Responsible Party
Temporary Fence**	375 FT	\$1,000	WHC/HC
Permanent Fence**	400 FT	\$2,500	WHC/HC
Path Grading**	2,648 FT	In-Kind	HC
Path Surface Install**	2,648 FT	In-Kind	WHC/HC

(e) The total match requirement is \$680,000, which equates to \$340,000 from each City. The total for the temporary path construction is estimated at \$3,500, and realized costs will be split evenly between the Cities.

2. **Payment Responsibility.** As set forth above, each of the Parties to this Agreement will have a financial obligation of \$340,000 to meet the total match requirement of \$680,000 as required by the grant Agreements, (which are attached in Exhibit "A," hereto and made a part hereto by reference). Additionally, each Party agrees to equally split the actual final cost associated with the construction of the pathway and fencing.

3. **Timing for Payment.** Each of the Parties to this Agreement will pay their financial obligation as set forth above, in the manner and timeframe as required by the grant agreements between WACOG and West Haven City.
4. **Supervision of Project.** Any required engineering, bidding of this construction project, awarding of the construction contract, and construction management of the project will be the responsibility of West Haven City. Each of the Parties' Public Works Directors or City Engineers will coordinate as needed or otherwise requested to consult on the progress of the project and completion of each Party's commitment contained in this Agreement.
5. **Crossing Guards.** Hooper City will provide at its sole expense a new crossing guard at the intersection of 3575 S 5100 W. Hooper City may elect to have a crossing guard at the intersection of 5100 W 3300 S. In providing these crossing guards, Hooper City may request that West Haven City assist in providing crossing guards for these intersections. If West Haven City has available crossing guards, the West Haven City Manager may choose to provide crossing guards, and Hooper City agrees to provide reimbursement to West Haven City for the expense of these crossing guards, including the cost of wages, supplies, and other direct costs.
6. **Governmental Immunity.** The Cities are governmental entities and subject to the Governmental Immunity Act of Utah, Utah Code Ann. § 63G-7-101, et seq. ("Act"). Subject to the provisions of the Act, the Cities agree to indemnify and hold harmless the other Party, its agents, officers, and employees from and against any and all actions, claims, lawsuits, proceedings, liability damages, losses, and expenses (including attorney's fees and costs) arising out of or resulting from the

performance of this Agreement to the extent the same are caused by any negligent or wrongful act or omission of that Party, its officers, agents, and employees. Nothing in this Agreement shall be deemed a waiver of any rights, statutory limitations on liability, or defenses applicable to the Cities under the Act.

7. **Legal Compliance.** The Parties, as part of the consideration herein, shall comply with all applicable federal, and state laws.
8. **Interlocal Agreement.** In satisfaction of the requirements of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (“Interlocal Act”), in connection with this Agreement, the Parties further agree as follows:
 - (a) This Agreement shall be approved by each Party, pursuant to §11-13-202.5 of the Interlocal Act;
 - (b) This Agreement shall be reviewed as to proper form and compliance with applicable law by a duly authorized attorney on behalf of each Party, pursuant to § 11-13-202.5 of the Interlocal Act;
 - (c) A duly executed original counterpart of the Agreement shall be filed with the keeper of records of each Party, pursuant to § 11-13-209 of the Interlocal Act;
 - (d) Each Party shall be responsible for its own costs of any action done pursuant to this Agreement and for any financing of such costs; and
 - (e) No separate legal entity is created by the terms of this Agreement.
 - (f) To the extent that this Agreement requires administration other than as set forth herein, it shall be administered by the City Mayor/Manager and Public Works Director of both Cities, acting as a joint board.

(g) No real or personal property shall be acquired jointly by the Parties as a result of this Agreement. To the extent that a Party acquires, holds, and disposes of any real or personal property for use in the joint or cooperative undertaking contemplated by this Agreement, such Party shall do so in the same manner that it deals with other property of such Party.

(h) Any infrastructure or improvement created by this project shall belong to the City upon which the improvement is located.

9. **Counterparts.** This Agreement may be executed in counterparts by the Cities.

10. **Governing Law.** This Agreement shall be governed by the laws of the State of Utah both as to interpretation and performance.

11. **Integration.** This Agreement, with attached exhibits, embodies the entire agreement between the Parties and shall not be altered except in writing, signed by both Parties.

IN WITNESS WHEREOF, the Parties have executed this Agreement on the day and year first above written.

HOOPER CITY

By: _____
MAYOR

ATTEST:

Hooper City Recorder

Approved as to form and compliance
with applicable law:

Hooper City Attorney

Date: _____

WEST HAVEN CITY

By: _____
CITY MANAGER

ATTEST:

West Haven City Recorder

Approved as to form and compliance
with applicable law:

West Haven City Attorney

Date: _____

DRAFT

EXHIBIT "A"

WACOG GRANT AGREEMENTS

DRAFT

EXHIBIT "B"- Temporary Pathway



Construction Sequence: Work to be completed between August 5th -15th.

- Install fence (400 ft) along UDOT property line to make room for temporary path. Relocate existing gate.
- Grade area for new path (7 ft wide) / Install 6' wide path (5" depth compacted rotomill)
- City to install permanent fence along the existing UDOT property line. Existing gate will also be relocated.
- Install safety fence on t-posts to protect the existing open ditch (375 ft).