

RESOLUTION NO. 4553

**A RESOLUTION AUTHORIZING ACCEPTANCE OF OWNERSHIP AND
MAINTENANCE RESPONSIBILITY OF STREET AND PEDESTRIAN
ILLUMINATION (ILLINOIS CORRIDOR) AND MAINTENANCE
RESPONSIBILITY OF NOYES SLOUGH BRIDGE SURFACES**

WHEREAS, the City and the Alaska Department of Transportation & Public Facilities (DOT&PF) entered into a Maintenance Agreement on December 21, 2007, regarding the Illinois Street Reconstruction Project # 63102; and

WHEREAS, a substantial portion of the Illinois Street Project was completed during the past calendar year; and

WHEREAS, the continuing work on the project raised several issues related to the 12/7/07 Maintenance Agreement, which are addressed in Amendment 1 to the Maintenance Agreement (attached hereto); and

WHEREAS, Amendment 1 to the Maintenance Agreement resolves these issues in a manner satisfactory to both parties; and

WHEREAS, FGC Sec. 70-134 requires that the Council approve by resolution any agreement whereby the City accepts legal title to or assumes maintenance or improvement obligations of any new street, public or private or other thoroughfare in the City.

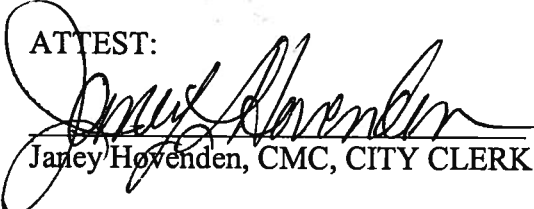
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, that Mayor Jerry Cleworth is hereby authorized to execute Amendment 1 to the Maintenance Agreement Between DOT&PF and the City of Fairbanks for the Illinois Street Reconstruction Project.


PASSED and APPROVED this 10th Day of December 2012.



JERRY CLEWORTH, MAYOR

AYES: PASSED and APPROVED on the Consent Agenda
NAYS:
ABSENT:
APPROVED: December 10, 2012

ATTEST:

Jarley Hovenden, CMC, CITY CLERK

APPROVED AS TO FORM:


Paul J. Ewers, CITY ATTORNEY

Amendment 1
to the
Maintenance Agreement
Between
The State of Alaska Department of Transportation & Public Facilities
(DOT&PF)
AND
The City of Fairbanks
(CITY)
for the
Illinois Street Reconstruction Project

The above parties agree to amend the Maintenance Agreement between DOT&PF and the CITY executed on December 21, 2007, regarding the Illinois Street Reconstruction Project # 63102. This agreement supersedes portions of earlier agreements to provide maintenance and operational clarifications between the DOT&PF and the CITY. The parties agree to the following modifications:

1. The City assumes ownership and maintenance responsibility of street and pedestrian illumination along the Illinois corridor.
2. The City assumes maintenance responsibility of the Noyes Slough bridge surfaces.
3. The City agrees that the traffic signals at 1st Avenue and Cushman Street and 1st Avenue and Barnette Street remain the City's responsibility.

In return for the above, DOT&PF agrees to the following:

1. The City would not be responsible for any landscaping associated with the Project.
2. The State would assume the City's current obligation for maintenance and operation of street lighting on Phillips Field Road, including Chena Landing Loop, previously assigned to the City under the terms of a Letter of Agreement for Phillips Field Road Illumination Improvements Project # 64802.

3. The State approves the City's request to replace the current street lights on Trainor Gate Road, Old Steese Highway, and Lathrop Street (17th to Van Horn) with LED lights designed to standards of the DOT Preconstruction Manual for Highways, provided the City submits documentation to DOT's regional Preconstruction Engineer that specifically demonstrates how the proposed design meets the requirements of the Preconstruction Manual.

4. The State agrees to pay for the cost of street lighting on 3rd Street (Old Steese to Hamilton Avenue). This is a State road, but the City is paying for street lights. This will be accomplished by way of computation, with the circuit changed out (City to State) when the 3rd Street project is constructed.

Steve Titus, P.E., Regional Director
Dept. of Transportation and Public Facilities

Date

Jerry Cleworth, Mayor
City of Fairbanks

Date