

**TOWN OF PRESCOTT VALLEY
REQUEST FOR COUNCIL ACTION
Date: May 28, 2015**

SUBJECT: Proposed Master IGA w ADOT for Traffic Signal Maintenance

SUBMITTING DEPARTMENT: Public Works

PREPARED BY: Norm Davis, Public Works Director

AGENDA LOCATION: Comments/Communications , Consent , Work/Study ,
New Business , Public Hearing , Second Reading

ATTACHMENTS: (a) Master Maintenance Agreement For Traffic Signals, Roadway Lighting and Electrical Power, and (b) Resolution No. 1920

SUMMARY/BACKGROUND: The Town and the State of Arizona (through ADOT) have previously entered into intergovernmental agreements for construction and maintenance of traffic signals on State Route 69 and 89A. Recently, ADOT has proposed a master IGA for maintenance and electrical power responsibilities for existing and future traffic signals, street lighting and intersection-related pavement markings on state routes located within the Town. In the process, it is hoped this will streamline the addition of future traffic signals to the joint agreement.

State routes are within ADOT jurisdiction and are ultimately under ADOT control. However, municipalities that state routes run through often enter into intergovernmental agreements with ADOT to pay electrical costs or provide other on-going cooperation to encourage ADOT to construct traffic signals at intersections with municipal roadways. The purpose is to help ensure the health, safety and welfare of the motoring public.

OPTIONS ANALYSIS: The Council may adopt Resolution No. 1920 approving this Master IGA w ADOT for traffic signal maintenance, propose changes to the IGA prior to adoption, OR decline to adopt the Resolution approving this IGA.

ACTION OPTION: Motion to authorize the Mayor (or, in his absence, the Vice Mayor) to sign Resolution No. 1920 approving this Master IGA w ADOT for traffic signal maintenance, OR Motion not to approve this IGA w ADOT. **VOTE**

RECOMMENDATION: Staff recommends authorizing signature of this IGA with ADOT for ongoing maintenance of traffic signals in state routes within the Town.

FISCAL ANALYSIS: This master IGA simply carries forward prior agreements with ADOT to share the costs of traffic signal maintenance on state routes located within the Town. However, some changes in language (including removal of contractual indemnification language) may affect arguments in the future as to any joint liability related to such traffic signals. After consulting outside counsel, staff believes the language proposed by ADOT is reasonable and that the parties may rely on common law indemnity rather than contractual indemnity.

REVIEWED BY:

Management Services Director _____

Town Clerk _____

Town Attorney _____

Town Manager _____

COUNCIL ACTION:

Approved Denied Tabled/Deferred Assigned to _____