

RESOLUTION NO. 81-10

RESOLUTION APPROVING CITY-COUNTY AGREEMENT  
FOR CONSTRUCTION OF HUTCHINS STREET -  
HARNEY LANE TRAFFIC SIGNAL

RESOLVED, that the City Council of the City of Lodi does hereby approve Agreement between the City of Lodi and the County of San Joaquin for the Installation and Maintenance of the Hutchins Street and Harney Lane Traffic Signal, a copy of which Agreement is attached hereto and thereby made a part hereof.

BE IT FURTHER RESOLVED, that the City Council of the City of Lodi does hereby authorize the Mayor and City Clerk to execute the subject Agreement on behalf of the City.

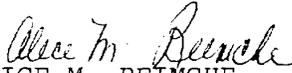
Dated: January 21, 1981

I hereby certify that Resolution No. 81-10 was passed and adopted by the City Council of the City of Lodi in a regular meeting held January 21, 1981 by the following vote:

Ayes: Councilmen - McCarty, Murphy, Hughes, Pinkerton  
and Katnich

Noes: Councilmen - None

Absent: Councilmen - None

  
ALICE M. REIMCHE  
City Clerk

A G R E E M E N T

THIS AGREEMENT, made and entered into this 21st day of January, 1981, by and between the CITY OF LODI, a Municipal Corporation of the State of California, hereinafter referred to as "CITY," and the COUNTY OF SAN JOAQUIN, a Political Subdivision of the State of California, hereinafter referred to as "COUNTY."

W I T N E S S E T H

WHEREAS, the intersection of Hutchins Street and Harney Lane is located partially within the corporate limits of City and partially within the unincorporated area of County and serves both County and City residents; and

WHEREAS, the City Council of the CITY OF LODI and the Board of Supervisors of the County of San Joaquin deem it advisable from a traffic safety standpoint that a traffic actuated signal system be installed at said intersection as a joint project with the cost being paid by City and County in proportions hereinafter set forth.

NOW THEREFORE, it is hereby agreed by and between the City and County as follows:

1. The project to be performed pursuant to this agreement is the installation, at the intersection of Hutchins Street and Harney Lane, of traffic signals with mast arm signal lights, pedestrian lights as needed, full vehicular and pedestrian lights as needed, full vehicular and pedestrian activation and a traffic actuated controller sufficient to perform tasks assigned, and shoulder paving as required on Harney Lane.

2. City shall act as the fiscal agent for the County for the project hereinabove described and shall perform all engineering work necessary, including

the making of all surveys, preparation of the plans and specifications, calling for bids, awarding of the contract, supervision of construction, inspection, and the preparation of progress payments, all auxiliary to the items above, which may be necessary to complete same.

3. Total cost of said project is defined herein to include construction costs, engineering field work, right of way acquisition costs, design, drafting of plans, cost estimates, construction supervision and overhead costs. City shall make available to County all documents showing all costs incurred by City pertaining to said project.

4. Costs of said project shall be shared between City and County in the following ratio:

75% to be paid by City

25% to be paid by County

5. City shall bill County for County's portion of the cost of the joint project. The percentage to be paid City by County shall be paid on progress payments as well as final payment when due.

6. City warrants that the letting of said contract or contracts and construction shall be done pursuant to the laws of the State of California and the rules and regulations of the Department of Public Works of the State of California and as currently in use by the City of Lodi.

7. City warrants to County the completion of said project as set forth in the plans and specifications filed with and approved by the City Council of the City of Lodi.

8. City agrees to accept full responsibility for the supervision of the actual construction of said signal system and to consult and cooperate with

County and to keep them fully advised during the progress of said work.

9. City warrants to County that the contractor or contractors for the construction herein will be required to furnish a Faithful Performance Bond in the amount of one hundred percent (100%) of the contract price and a Labor and Material Bond in the amount of fifty percent (50%) of the contract price. Said contractor will be required by City to carry \$300,000/\$500,000 public liability, property damage, and Workmen's Compensation Insurance to protect said City and County against claims of every nature arising out of the construction of said project hereinabove described up to the time of final completion and acceptance of said project.

10. Operation and maintenance of the traffic signal system will be carried out and supervised by the City of Lodi.

11. All future costs of maintenance and energy shall be shared between City and County in the following ratio until such time that a change in the corporate limits of City alters the ratio of intersection legs:

75% to be paid by City

25% to be paid by County

City shall bill County for its portion of said costs annually.

12. The County Auditor/Controller is hereby directed and authorized to pay said bill for construction of said signal.

13. It is estimated that the completion of said installation will take approximately six (6) months from award of construction contract; that the cost of construction will be approximately seventy-one thousand (\$71,000.00) DOLLARS, and that the cost of furnishing electrical power to the signals will be approximately ONE HUNDRED (\$100.00) DOLLARS per month.

In the event the low bid exceeds 10% of the estimated project cost, the City will consult with the County prior to the award of the contract.

Execution of the foregoing Agreement has been authorized by Resolution No. \_\_\_\_\_ duly passed and adopted by the City Council of the City of Lodi on the \_\_\_\_\_ day of \_\_\_\_\_, 1981, and by Resolution No. \_\_\_\_\_ duly passed and adopted by the Board of Supervisors of the County of San Joaquin, State of California, on the \_\_\_\_\_ day of \_\_\_\_\_, 1981.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first hereinabove written.

CITY OF LODI

CITY OF LODI, a Municipal Corporation,

By Walter J. Katrich  
Mayor

"CITY"

ATTEST:

Alice M. Beards  
City Clerk

Approved as to form:

Ron Stein  
City Attorney

COUNTY OF SAN JOAQUIN

COUNTY OF SAN JOAQUIN, a Political Subdivision of the State of California

By \_\_\_\_\_  
Chairman of the Board of Supervisors

"COUNTY"

APPROVAL RECOMMENDED:

\_\_\_\_\_  
Director of Public Works  
San Joaquin County

ATTEST: JORETTA J. HAYDE, Clerk of the Board of Supervisors of the County of San Joaquin, State of California

By \_\_\_\_\_  
Deputy Clerk

Approved as to form:

\_\_\_\_\_  
Chief Deputy County Counsel