

INTERLOCAL COOPERATIVE AGREEMENT

This Agreement made and entered into this ____ day of _____ 2013, by and between the City of Sparks, a political subdivision of the State of Nevada, acting through its Community Services Department (hereinafter called “SPARKS”), and the County of Washoe, a political subdivision of the State of Nevada, acting through its Community Services Department (hereinafter called “COUNTY”).

W I T N E S S E T H:

WHEREAS, NRS 277.180 authorizes one or more public agencies to contract with any one or more public agencies to perform any governmental service, activity or undertaking which any of the public agencies entering into the agreement is authorized by law and refers to such as an Interlocal Contract, hereinafter called an Agreement; and

WHEREAS, the purpose of this Agreement is to develop a Traffic Signal Ownership and Maintenance Agreement for the traffic signals located at the intersection of Pyramid Way (SR445) and Sparks Boulevard and the intersection of Pyramid Way (SR445) and La Posada Drive, and the pedestrian crossing signal located on La Posada Drive eight hundred and fifty (850) feet east of the Pyramid Way (SR445) and La Posada Drive intersection.

WHEREAS, this Agreement sets forth each entity’s respective rights and obligations in connection with this Agreement.

NOW, THEREFORE, pursuant to NRS 277.180 and in consideration of the mutual promises contained herein and for other good and valuable consideration, it is hereby agreed by and between the parties hereto as follows:

SPARKS AGREES

1. SPARKS shall own, operate, maintain, and pay power obligations for the traffic signal located at Pyramid Way (SR445) and Sparks Boulevard. The meter service address for this location is 8500 Pyramid. Refer to EXHIBIT “A” attached hereto.
2. SPARKS shall be responsible for obtaining a new State of Nevada Department of Transportation Right-of-Way Occupancy Permit for the aforementioned intersection.

COUNTY AGREES

1. COUNTY shall own, operate, maintain, and pay power obligations for the traffic signal located at Pyramid Way (SR445) and La Posada Drive. The meter service address for this location is 7665 Pyramid. Refer to EXHIBIT “B” attached hereto.
2. COUNTY shall be responsible for obtaining a new State of Nevada Department of Transportation Right-of-Way Occupancy Permit for the aforementioned intersection.

3. COUNTY shall own, operate, maintain, and pay power obligations for the pedestrian crossing signal located eight hundred-fifty (850) feet east of Pyramid Way (SR445) and La Posada Drive. Refer to EXHIBIT "C" attached hereto.

MUTUALLY AGREED

1. Both SPARKS and COUNTY will work in concert to provide up to date traffic signal coordination timing along the Pyramid Way (SR445) corridor.
2. All work contemplated by this Agreement shall be done in a good and workmanlike manner and to the satisfaction of all parties hereto.
3. This Agreement constitutes the entire agreement of the parties and such are intended as a complete and exclusive statement of the promises, representations negotiations, discussions, and other agreements that may have been made in connection with the subject matter hereof. Unless otherwise expressly authorized by the terms of the Agreement, no modifications or amendments to this Agreement shall be binding upon the parties unless the same is in writing and signed by the respective parties hereto.
4. All notices or other communications required or permitted to be given under this Agreement shall be in writing and shall be deemed to have been duly given if delivered personally in hand , by telephone facsimile with simultaneous regular mail, or mailed certified mail, return receipt requested, postage prepaid on the posted, and addressed to the parties at the address as set forth below:

For CITY: Neil C. Krutz, P.E.
Deputy City Manager
Community Services Department
431 Prater Way
P.O. Box 857
Sparks, Nevada 89432-0857
Phone: (775) 353-2300
Fax: (775) 353-1635

For COUNTY: David M. Solaro, Architect, P.E.
Division Director of Operations and Maintenance
Community Services Department
1001 East 9th Street
P.O. Box 11130
Reno, Nevada 89520-0027
Phone: (775) 328-3624
Fax: (775) 328-3699

