

BOARD of COMMISSIONERS

COUNTY OF CARBON • STATE OF MONTANA

Post Office Box 887
Red Lodge, MT 59068

Phone: (406) 446-1595
Fax: (406) 446-2640

Inter-local agreement; Carbon County and City of Red Lodge Cooperative Infrastructure Projects and, Realignment, reconstruction, and pavement of Airport Road

WHEREAS, The Red Lodge Road District of Carbon County and the City of Red Lodge each have various pieces of equipment and manpower for the maintenance of roads and bridges and it is in the best interest of each jurisdiction to work cooperatively to promote greater efficiencies of services, and

WHEREAS, MCA 7-11-104 thru 7-11108 provides the statutory authority for public agencies to enter into said agreements, and

WHEREAS, THE City of Red Lodge and Carbon County have each historically cooperated in emergency situations and projects that either agency may have had equipment or materials that could be made available to the other agency, and

WHEREAS, each agency desires to keep a financial record of assistance to each other and will maintain a ledger of all cooperative projects to be reviewed at the end of each fiscal year to assure a reasonable equality in expenditures,

WHEREAS, Carbon County and the City of Red Lodge will be provided asphalt millings from the Montana Department of Transportation the Spring or Summer of 2014 in sufficient amounts to pave roads within the City limits of Red Lodge and on Carbon County Roads within the immediate area, and

WHEREAS, the City of Red Lodge and Carbon County are willing to cooperatively improve the Airport Road for their mutual benefit, and

NOW THEREFORE BE IT RESOLVED, Carbon County and the City of Red Lodge may cooperatively participate in the provision or maintenance of infrastructure facilities and will maintain a financial accounting of each project and will review that accounting at the end of each fiscal year to assure a reasonable equality of expenditures by each party, and

NOW THEREFORE BE IT FURTHER RESOLVED, as an example of the type of mutually beneficial infrastructure project, the following scope of work be completed by the respective parties

Carbon County:

1. Will assist the City of Red Lodge in the realignment and reconstruction of the Airport Road with equipment and manpower.
2. Will provide a road grader, 20 ton roller, and work force to accept and apply the asphalt millings from the contractor doing the work on US Highway 212 for the Montana Department of Transportation.
3. The estimated cost to Carbon County is <\$6000.

City of Red Lodge:

1. Will have the alignment of the Airport Road surveyed and staked out by a certified land surveyor.
2. Will prepare the road surface for the application of the asphalt millings.
3. Will provide an asphalt conditioning product such as Reclamite to be applied to the asphalt millings as they are delivered and applied. Estimated cost is \$20,000.
4. Will provide traffic control for the project.

Liability Provisions

The liability of the parties, their agents, employees or volunteers, for acts occurring within the course and scope of their duties, shall be governed by 2-9-101 et. seq., MCA. Each party hereto agrees to indemnify and hold harmless the other for claims arising within the liability area of each.

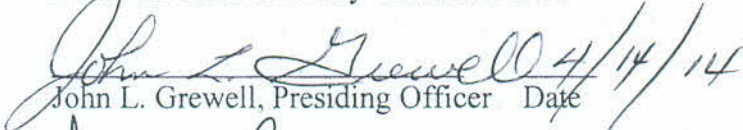
Any liability that arises due to negligent maintenance of the equipment shall be the primary responsibility of the entity providing the equipment. The amount of insurance carried shall be \$1,500,000 aggregate and \$750,000 each occurrence as per 2-9-108, MCA and a certificate of insurance shall be provided to each entity.

Termination

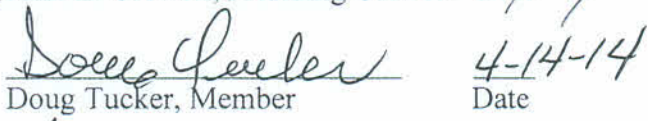
Either party may terminate this Agreement 30 days prior to the intended termination date, upon written notice to the other party.

Board of Carbon County Commissioners

City of Red Lodge


 John L. Grewell, Presiding Officer Date 4/14/14

Ed Williams, Mayor Date


 Doug Tucker, Member Date 4-14-14


 John E. Prinkki, Member Date 4-14-14