

STA72TOP

TYPE OF RECORD: PERMANENT

CATEGORY OF RECORD: CONTRACT

NAME OF AGENCY OR CONTRACTOR: STATE OF COLORADO, STATE DEPARTMENT OF HIGHWAYS

STREET ADDRESS/PARCEL NAME/SUBDIVISION/PROJECT: TOPICS PROJECT NO. T 7500 (2), INSTR NO. 4287 STATE HIGHWAY, CONSTRUCTION OF FULL WESTBOUND 50 DESIGN STREET BEGINNING AT THE INTERSECTION OF FOURTH AVE AND SOUTH 9TH STREET EXTENDING WESTERLY ALONG 4TH AVE TO EXISTING SOUTHBOUND ONE-WAY RAMP ALONG SOUTHBOUND RAMP TO ENTRANCE OF SOUTH 5TH STREET, ORIGINAL TOWNSITE

CITY DEPARTMENT: PUBLIC WORKS

YEAR: 1972

EXPIRATION DATE: NONE

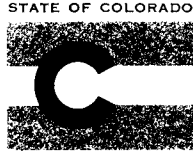
DESTRUCTION DATE: NONE

# STATE DEPARTMENT OF HIGHWAYS

CHAS. E. SHUMATE

EXECUTIVE DIRECTOR

DIVISION OF HIGHWAYS  
LAURENCE C. BOWER  
CHIEF ENGINEER



DISTRICT 3  
R. A. PROSENCE  
DISTRICT ENGINEER

P.O. BOX 2107-606 SO. 9TH ST. • GRAND JUNCTION, COLO. 81501 • (303) 242-2862

I 7500 (2)  
In Grand Junction

April 21, 1972



City of Grand Junction  
P. O. Box 968  
Grand Junction, Colorado 81501

Gentlemen:

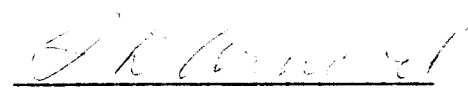
Enclosed is one fully executed copy of agreement dated March 28, 1972, between the City of Grand Junction and the Colorado Division of Highways for TOPICS Project T 7500(2).

The copy is furnished for your records.

Very truly yours,

R. A. PROSENCE  
District Engineer

by



T. D. Arnold  
District Design Engineer

cc: Prosenace w/cy  
Brasher w/cy  
file w/cy

STATE DEPARTMENT OF HIGHWAYS  
DIVISION OF HIGHWAYS - STATE OF COLORADO

AGREEMENT FOR TOPICS PROJECT

THIS AGREEMENT, entered into this 28th day of March,  
1972, by and between the STATE DEPARTMENT OF HIGHWAYS, DIVISION OF  
HIGHWAYS-STATE OF COLORADO, hereinafter referred to as "the Division,"  
and the City of Grand Junction herein-  
(Enter appropriate name)  
after referred to as "the Local Agency."

WITNESSETH THAT:

WHEREAS: This agreement is executed by the Division under the  
authority of Chapter 120, Article 13, Section 44, CRS 1963, as amended,  
and by the Local Agency, pursuant to ~~(ORDINANCE)~~ <sup>XXXXXXXXXX</sup> (RESOLUTION) duly  
(Cross out as appropriate)  
passed and adopted on the 22d day of March, 1972, a copy  
of which is attached hereto and made a part hereof as Exhibit "B"

WHEREAS, pursuant to 23 U.S.C. Section 135 of the Laws of the  
United States of America and the regulations promulgated thereunder  
and Chapter 120, Article 13, Section 1(4), Colorado Revised Statutes  
1963, as amended, of the laws of the State of Colorado, certain Federal  
and State funds have been allocated for the improvement of certain  
streets and highways under a program for urban areas, called "Traffic  
Operations Program to Increase Capacity and Safety," such program being  
hereinafter referred to as TOPICS: and

WHEREAS, pursuant to the aforesaid laws and regulations promulgated  
pursuant thereto, certain streets and highways within the Local Agency  
are eligible to be improved, under the TOPICS program; and

WHEREAS, it is the mutual desire of the Division and the Local  
Agency that the TOPICS improvements, as described in Exhibit "A"

attached hereto and made a part hereof, be made upon the streets and/or highways, also described in said Exhibit "A," and

WHEREAS, the parties hereto desire to agree upon certain responsibilities relating to the construction and improvements as described in Exhibit "A,"

NOW, THEREFORE, in consideration of the mutual covenants set forth hereinafter and the faithful performance thereof, the Division and the Local Agency do hereby covenant and agree as follows:

1. That the Local Agency will designate the specific location of the improvements described in Exhibit "A," attached hereto and made a part hereof, and will prepare all plans and specifications for the project, as described in said Exhibit "A." The preliminary plans, as prepared by the Local Agency, will be refined in detail adequate for construction. Such plans must be approved by the Division, and will thereafter be final, subject to the right of either party to correct discrepancies, and make revisions in detail, provided that the other party agrees in writing to such corrections and changes.

2. The Local Agency will be solely responsible for acquiring, at its own expense, any additional right of way required for the completion of the project.

3. The Division will be responsible for the taking of bids and awarding any construction contracts, and will also be responsible for supervising the construction of the project, all with funds allocated by the Federal Government and the State of Colorado, and without any additional expense to the Local Agency.

4. The Local Agency will provide and mark appropriate detours around the construction area, to prevent any disturbance of the progress of the construction work, due to traffic, and also to protect the traveling public.

5. The Local Agency will maintain and operate, at its own expense, all traffic control devices, and any other street improvements constructed by the Division under this agreement. Such maintenance and operations shall be in accordance with all applicable statutes, ordinances and regulations promulgated thereunder which define the Local Agency's obligation to maintain streets and street fixtures. It is understood that periodic inspection will be made by the Federal Highway Administration and Division personnel to verify that such devices and improvements are being adequately maintained.

6. The Local Agency will enforce all traffic regulations applicable to the street system in the area of this project, whether defined by statute or ordinance. The Local Agency acknowledges that it is aware that pertinent Federal regulations authorizing this project provide that failure of the Local Agency to fulfill its obligations of maintenance of the improvements and enforcement of traffic regulations will constitute grounds for the denial by the Federal Government of future Federal Aid funds to improve streets and highways, on which the Local Agency would have maintenance and enforcement responsibility. It is also understood that Federal funds will be withheld until such time as the operation, maintenance, and enforcement capabilities have been adequately established.

7. The Local Agency agrees that it will maintain a traffic engineering division for the proper maintenance and operation of the completed TOPICS improvement or, in the alternative, will provide other acceptable means, as approved by the Federal Highway Administration and the Division for assuring proper maintenance and operation of the improvements.

THIS AGREEMENT shall not be deemed valid until approved by the Controller of the State of Colorado, or such assistant as he may designate.

IN WITNESS WHEREOF, the parties hereto have caused the foregoing agreement to be executed the day and year first above written.

ATTEST:

STATE DEPARTMENT OF HIGHWAYS  
DIVISION OF HIGHWAYS  
STATE OF COLORADO

*John J. Carr*  
Chief Clerk

By *E. C. Bower*  
E. C. BOWER, Chief Engineer

CITY OF Grand Junction

*W. D. Key*  
City Manager

By *Stanley H. Johnson*  
Title  
President of the City Council

*R. H. Johnson*  
City Engineer

*William Manchester*  
Finance Director-Ex Officio  
City Auditor

APPROVED:

APPROVED AS TO FORM:  
DUKE W. DUNBAR  
Attorney General

*Tommy Mitchell*  
State Purchasing Director

By *Duke W. Dunbar*  
Attorney General

APPROVED: *Herbert C. Dunbar*

APPROVED:

*Herbert C. Dunbar*  
State Controller

*Asst. J. J. ...*  
for the Governor

Project No. T 7500 (2)Location In Grand Junction  
(As shown in Budget)**Details of Location:**

Project is located entirely within the city limits of Grand Junction, Colorado, beginning at the intersection of 4th Avenue and South 9th Street and extending westerly along 4th Avenue to the existing southbound one way ramp, located just west of the railroad overpass structure (H-2-W); thence along the southbound ramp to the entrance of South 5th Street near Noland Avenue.

Project also includes construction of a one-way exit ramp for northbound traffic on South 5th Street, beginning near the intersection of Noland Avenue and extending northerly along the east side of the existing railroad overpass structure (H-2-W) to 4th Avenue.

**Description of Work:**

Project includes grading, drainage, stabilization and paving. Typical sections will match existing street sections. Curb, gutter, and sidewalks to be installed where required.

**Supplemental data applicable to the Project:**

Project utilizes full WB-50 design to facilitate heavy truck movements into and from industrial area.

R E S O L U T I O N

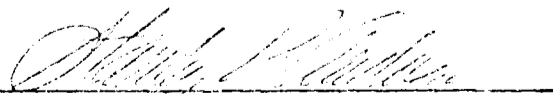
WHEREAS, an Agreement for Topics Project (T7500 (2) between the Division of Highways of State of Colorado and City of Grand Junction has been presented to the City Council for approval; and


WHEREAS, said agreement concerns the construction of a full WB-50 design street to facilitate heavy truck movements into and from the industrial area beginning at the intersection of Fourth Avenue and South Ninth Street and extending westerly along Fourth Avenue to the existing southbound one-way ramp located just west of the railroad overpass structure (H-2W); thence along the southbound ramp to the entrance of South Fifth Street near Noland Avenue; and construction of a one-way exit ramp for northbound traffic on South Fifth Street, beginning near the intersection of Noland Avenue and extending northerly along the east side of the existing railroad overpass structure (H-2 W) to Fourth Avenue; project includes grading, drainage, stabilization and paving, (typical sections will match existing street sections) with curb, gutter and sidewalks to be installed where required. Project has received the thorough consideration of the Administration of the City and the Council;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION:

That the stated agreement for Topics Project T 7500 (2) be, and the same hereby is, approved; and the President of the Council, the City Manager, the City Engineer and the Finance Director, ex officio City Auditor, are hereby authorized to execute the agreement on behalf of the City.

PASSED and ADOPTED this 22nd day of March, 1972.

  
\_\_\_\_\_  
President of the Council

ATTEST:  
  
\_\_\_\_\_  
City Clerk



I DO HEREBY CERTIFY that the foregoing Resolution approving TOPICS Project T 7500 (2) and authorizing the President of the City Council, the City Manager, the City Engineer, and the Finance Director-Ex Officio City Auditor to execute the agreement on behalf of the City was adopted at the adjourned meeting of The City Council of the City of Grand Junction, Colorado, on Wednesday evening, March 22, 1972.

Witness my hand and the official seal of said City this 23d day of March A.D., 1972.

*Neva B. Lockhart*  
Neva B. Lockhart  
City Clerk