



# CITY OF FERNLEY

## CITY COUNCIL AGENDA REPORT

Meeting Date: August 5, 2020

**REPORT TO:** Mayor and City Council  
**REPORT THRU:** Daphne Hooper, City Manager  
**REPORT FROM:** Jessica Dover, Senior Project Manager  
**REVIEWED BY:** Brandi Jensen, City Attorney  
**REVIEWED BY:** Denise Lewis, City Treasurer

**FINANCIAL IMPACT:**

Yes:  No:

**CURRENTLY BUDGETED:**

Yes:  No:

**FUND/ACCOUNT:**

100-475-422

**ACTION REQUESTED:**  Consent  Ordinance  Resolution  Motion  Receive/File

**AGENDA ITEM: Staff Report (For Possible Action): Possible Action to Approve and Enter into an Interlocal Agreement (Agreement) with the Nevada Department of Transportation (NDOT), to establish roles and responsibilities for ownership, maintenance, operation and repair of the traffic signal systems (Signal Systems) located within the City of Fernley (City).**

**Agenda Item Brief:**

This Agreement updates and supersedes existing traffic signal system Agreements between the City and NDOT. This Agreement will allow the City to operate, maintain and repair all Signal Systems (and all related ancillary components required to safely operate and maintain the Signal Systems), that govern traffic movements along NDOT's State Maintained Highways and Routes. The Agreement establishes reimbursement responsibilities between the City and NDOT.

**Recommended Motion:**

**"I move to Approve and Enter into an Interlocal Agreement (Agreement) with the Nevada Department of Transportation (NDOT), to establish roles and responsibilities for ownership, maintenance, operation and repair of the traffic signal systems (Signal Systems) located within the City of Fernley (City)."**

**Business Impact (per NRS Chapter 237):**

- A Business Impact Statement is Attached.
- A Business Impact Statement is not required because this is not a rule (term excludes vehicles by which legislative powers are exercised under NRS Chapters 271, 278, 278A, or 278B).

See attached report for background, analysis, alternatives.

## **ALTERNATIVES:**

1. City Council may approve the Agreement
2. City Council may reject the proposed Agreement and provide additional direction to the City Manager

## **PROJECT SUMMARY:**

The proposed Agreement updates and supersedes existing traffic signal system Agreements between the City and NDOT. This Agreement will allow the City to operate, maintain and repair all Signal Systems (and all related ancillary components required to safely operate and maintain the Signal Systems), that govern traffic movements along NDOT's State Maintained Highways and Routes.

In general, the Agreement establishes the following reimbursement responsibilities between the City and NDOT:

- The City shall invoice NDOT for 100% of replacement/repair costs for all Signal System equipment replaced or repaired due to incidental damages, provided replacement/repair costs per signalized intersection exceed \$1,500 and are unrecoverable by insurance or other means
- The City shall invoice NDOT for 100% of emergency replacement or repair costs without prior written agreed upon costs associated with the Signal Systems. All invoices submitted for emergency costs per signalized intersection (unrecoverable by insurance) shall contain documentation that fully describes the emergency situation and justification for the claim
- City shall notify NDOT in writing and obtain written approval prior to completing unforeseen work not otherwise explained per the Agreement
- City shall provide a list of anticipated maintenance and/or repair items to the NDOT District Engineer, following the process described per Article I, Paragraph 7, to be included in the City and NDOT's annual budget considerations

## **BACKGROUND:**

NDOT is updating traffic signal agreements with various Local Public Agencies (LPAs) that maintain Signal Systems located within NDOT Right-of-Way. The intent of the update is to promote uniformity in agreement format among jurisdictions to which the agreement may apply. There is also a potential administrative benefit for NDOT to accommodate the addition and deletion of Signal Systems relative to individual Agreements without the necessity of undergoing the formal amendment process. These agreements are currently being updated by NDOT Traffic Operations Division by virtue of current Project need.

NDOT Project No. 74261 includes the installation of a new signal system at the intersection of US-50A and River Ranch Road. Due to the addition of a new Traffic Signal System located in City limits, and within NDOT Right-of-Way, NDOT Traffic Operations Division contacted the City to develop the updated proposed Interlocal Agreement. The City received the first draft of the Agreement in February 2019; Staff has been working with NDOT to finalize the Agreement.

The following Signal Systems are anticipated to be included on the listing of Signal Systems eligible for maintenance/repair work to be completed by the City and reimbursed by NDOT:

- US-50A/95A and US-50A intersection
- Fremont ST/Chisholm TRL and US-95A intersection
- Newlands DR and US-95A intersection
- US-50A and River Ranch RD intersection, (Proposed: Advertisement for Bids tentatively scheduled late summer/fall 2020)

## **LEGAL IMPLICATIONS:**

## **FINANCIAL IMPLICATIONS:**

Appropriations related to operation, maintenance and repair of the Signal Systems are included in the approved FY 2021 Budget, Streets and Storm Drains (SSD) Division:

- \$25,000 (100-475-422), Contract-Traffic Light Maintenance (Page 161)

This amount has been budgeted to fund potential improvements/repairs of the Signal Systems during FY 2021. Upon completion of the Work, City will submit all eligible costs to NDOT for reimbursement following the process outlined per the Agreement.

**ATTACHMENTS:**

- 1.) NDOT Traffic Signal Systems, Interlocal Agreement