

RESOLUTION NO. 14-23

A RESOLUTION ACCEPTING SALT LAKE COUNTY PERFORMANCE BOND AS SECURITY FOR LAND DISTURBANCE PERMIT ISSUANCE FOR THE JORDAN RIVER TRAIL REALIGNMENT UNDER 12400 SOUTH (SR-71).

WHEREAS, the Jordan River Trail is an existing trail system for which Draper City and Salt Lake County have entered into an Interlocal Agreement concerning the development, construction, maintenance, and management of the portions of the trail within Draper City; and

WHEREAS, Salt Lake County desires to obtain a Land Disturbance Permit from Draper City granting authorization to construct the Jordan River Trail Realignment Under 12400 South; and

WHEREAS, Salt Lake County is a governmental agency and as such is requesting the Draper City Council waive the requirement for payment of permit (\$50) and inspection (\$100) fees as required by the Draper City Municipal Code and Consolidated Fee Schedule; and

WHEREAS, Salt Lake County is requesting the Draper City Council accept their 100% construction performance bond between Salt Lake County and CraCar Construction as sufficient security to satisfy the provisions of Draper City Municipal Code Section 18-4-010(c)(3) which requires security in the amount of 110% of the engineer's estimate of probable cost of the project; and

WHEREAS, Salt Lake County has committed to exercise its right under the performance bond to repair or correct any defective work as necessary to meet City standards.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Payment of Land Disturbance Permit and Inspection Fees Waived.

The Draper City Council hereby approves that certain Land Disturbance Permit and Inspection Fees shall not be assessed or required of Salt Lake County for the Jordan River Trail Realignment Under 12400 South Project. The City Engineer is hereby authorized to waive the permit and inspection fee requirement.

Section 2. 100% Construction Performance Bond Satisfies Security Provisions.

The Draper City Council hereby authorizes the acceptance of the 100% construction performance bond between Salt Lake County and CraCar Construction as security to insure the satisfactory restoration and revegetation of the Jordan River Trail Realignment Under 12400 South. The City Engineer is hereby authorized to accept the 100% construction performance bond.

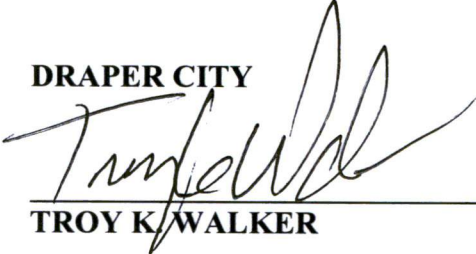
Section 3. Severability. If any section, part or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of the Resolution shall be severable.

Section 4. Effective Date. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF DRAPER CITY, STATE OF UTAH, THIS 18 DAY OF March, 2014.

ATTEST:


CITY RECORDER

DRAPER CITY

TROY K. WALKER

