



Date: November 23, 2020

To: Weber County Board of County Commissioners

From: Sean Wilkinson, AICP *sw*
Director, Community Development Department

Subject: **Request for approval of a \$16,509.31 donation of "Prop 1 Funds" to Trails Foundation of Northern Utah for trail crossing signage on Highway 158 and North Ogden Divide**

Agenda Date: December 1, 2020

Documents: Exhibit A: Trails Foundation of Northern Utah Request Letter
Exhibit B: Project Map
Exhibit C: Signage Information
Exhibit D: Project Cost Proposal
Exhibit E: Memorandum of Understanding

Summary:

Trails Foundation of Northern Utah (TFNU) is requesting a \$16,509.31 donation of "Prop 1 Funds" for trail crossing signage on Highway 158 and North Ogden Divide. The project consists of purchasing and installing eight solar powered flashing beacon signs with push button activation and eight standard warning signs. The warning signs will be placed in both directions prior to the flashing beacon signs. The intent of the project is to provide enhanced safety measures for both pedestrians and drivers at the following locations: Bonneville Shoreline Trailhead (North Ogden Divide), Ben Lomond/Skyline Trailhead (North Ogden Divide), Skyline Trailhead near Windsurfer Beach (Highway 158), and North Arm Trailhead (Highway 158).

The County Engineer's Office has reviewed the cost estimate and agrees that it is appropriate for the scope of work to be performed. The requested donation will come from the County option sales and use tax for highways and public transit, also known as "Prop 1 funds." Weber County is authorized to use Prop 1 funds for specific transportation-related purposes described in state law, including "the development, construction, maintenance, or operation of" certain thoroughfares and trails.

On February 4, 2020, the County Commission approved a memorandum of understanding (MOU) with TFNU (under its former business name, Weber Pathways) for all future Prop 1 Fund donations. This MOU eliminates the need for a separate agreement with each donation request. TFNU will apply to the County for future Prop 1 Fund donations and reference this MOU as the basis for compliance and approval.

Recommendation:

Approve the donation of \$16,509.31 from the Prop 1 Fund for trail crossing signage at the following locations: Bonneville Shoreline Trailhead (North Ogden Divide), Ben Lomond/Skyline Trailhead (North Ogden Divide), Skyline Trailhead near Windsurfer Beach (Highway 158), and North Arm Trailhead (Highway 158).

Fiscal Impact:

Weber County allocated \$200,000 of the 2020 Prop 1 Fund budget for pathway maintenance. This request will leave the remaining balance at \$48,087.09. The following donations have already been approved:

- January 2020 - \$24,000 to repair the Pelican Beach embankment wall (Pineview Loop Trail).
- May 2020 - \$14,000 to repair trails in North Fork Park.
- June 2020 - \$22,000 to repair section of the Pineview Loop Trail.
- July 2020 - \$25,730 to repair trails in North Fork Park.
- August 2020 - \$36,873.60 for asphalt maintenance on the Pineview Loop Trail
- October 2020 - \$12,800 for trail improvements and retaining wall design on the Pineview Loop Trail at approximately 7401 E. 500 N.



Exhibit A

PO Box 972 | Ogden, Utah 84402 | 801-393-2304 | email: tfnu@tfnu.org | www.tfnu.org

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Greg Sneddon, *IT Specialist*

STAFF

Aric W Manning, *Executive Director*

Commissioners-

Trails Foundation of Northern Utah would like to purchase 4 sets of flashing solar signs for trail crossings. There are several trail crossings within Weber county that require pedestrians to cross busy roads with no way to alert motorists. UDOT and Weber County Roads have agreed to install the signs if TFNU provides them. The signs will only be active when the button is pressed. These signs are badly needed and will help prevent accidents and allow for safe crossing while using some fantastic trails.

To complete this project, we are asking for \$16,509.31 of Prop 1 Fees money to go out and purchase all necessary equipment which is broken down on the submitted bids as well as a map.

Trails Foundation of Northern Utah feels this would be an excellent use of Prop 1 funding a very much welcome from trail users in these dangerous areas.

Again, we thank you for all your support.

Thank you,

Aric W. Manning
Executive Director

Exhibit B

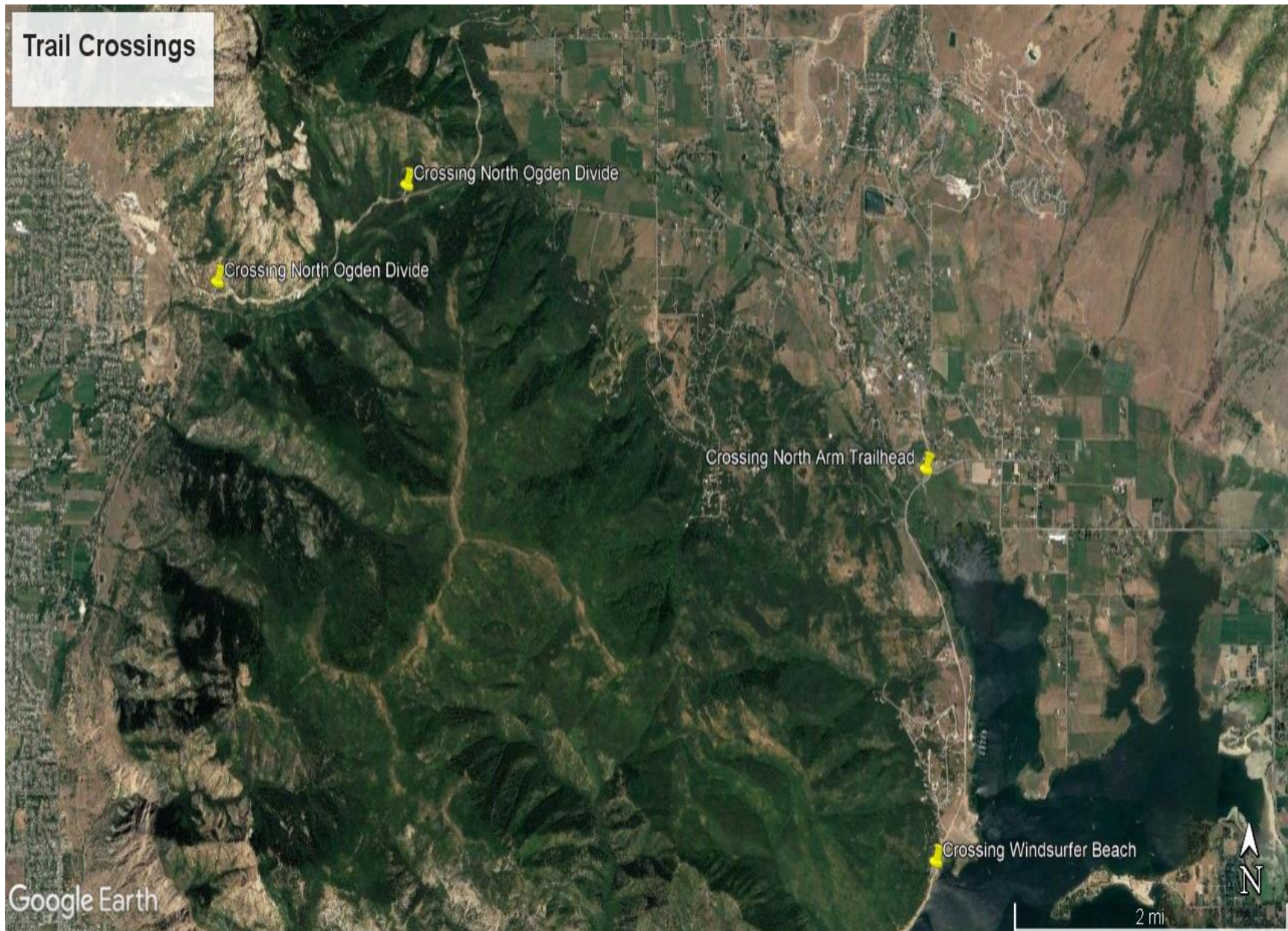


Exhibit C



Solar Horizontal Rapid Flashing Beacon System Back to Back with Push Button Activation

\$3,883.91

Shipping Weight: **45.00** pounds

Quantity in Basket: *None*

OPERATION:

- Push Button Activated
- Infrared Motion Sensor (No Push Button Included) + \$999.98

BUTTON COATING - PER 2 BUTTONS:

- Silver Buttons
- Powder Coated Black Buttons + \$40.00
- Not Applicable

ADD SIGNS - QTY (4):

- No Signs
- 24" MUTCD Crosswalk Sign (EGP) + \$159.96
- 24" MUTCD Crosswalk Sign (FYG) + \$199.96
- 30" MUTCD Crosswalk Sign (EGP) + \$199.96
- 30" MUTCD Crosswalk Sign (FYG) + \$319.96

ADD ARROWS - QTY (4) - TWO RIGHT ARROWS, TWO LEFT ARROWS:

- No Arrows
- 12"x24" Diagonal Arrow (EGR) + \$79.96
- 12"x24" Diagonal Arrow (FYG) + \$139.96
- 18"x30" Diagonal Arrow (EGR) + \$143.96
- 18"x30" Diagonal Arrow (FYG) + \$259.96

Exhibit D

LED Lighting Solutions

42410 Winchester Rd.
 Temecula, California 92590
 United States

Estimate

EST02370

Doc Date:	11/09/20
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BILL TO:

Trails Foundation of Northern Utah
Eden, UT 84310 US

SHIP TO:

Trails Foundation of Northern Utah
Alan Wheelwright Eden, UT 84310 US

Sales Rep	Customer PO	Expires On

Qty	Item	Description	UofM	Unit Price	Ext. Price
4	CCRS004-RFB-PB-BB-BLK	Solar LED Rapid Flashing Beacon System (Amber) Back to Back with Black Push Buttons - Includes 2 Black Powder Coated Push Buttons, 2 Solar Panels, 4 RFBs, 2 Back-to-Back Junction Boxes, 2 Sets of Hardware (Signs not Included)	Each	\$3,185.99	\$12,743.96
8	<i>SIGN-HDWR-0866</i>	Upgraded Hardware Kit	Each		
8	<i>STND-PB-BLK</i>	Push Button for Push Button Activated Systems - Black Powder Coated Aluminum Button	Each		
8	<i>SCNTL-001-RFB-12V-BB-PB</i>	Back to Back Push Button Rapid Flashing Beacon Solar 12V Junction Box (Only works with RFB System)	Each		
16	<i>RFB-012-YEL</i>	12V Amber Yellow Rapid Flashing Beacon - 7 Flash Patterns to Choose - (Requires junction box to operate)	Each		
8	W167PL-2412-FYG-DMG-080-NO	MUTCD W16-7PL 24" x 12" Rectangular Down Left Diagonal Arrow Sign - Fluorescent Yellow-Green Diamond Grade Sheeting with Black Details - .080 Gauge - No Laminate, No Anti Graffiti Overlay	Each	\$31.49	\$251.92
8	W167PR-2412-FYG-DMG-080-NO	MUTCD W16-7PR 24" x 12" Rectangular Down Right Diagonal Arrow Sign - Fluorescent Yellow-Green Diamond Grade Sheeting with Black Details - .080 Gauge - No Laminate, No Anti Graffiti Overlay	Each	\$31.49	\$251.92
16	NFCSD-030-FYG-DMG-NO	30" Non Flashing Custom Sign, Diamond Grade Fluorescent Yellow-Green, No Laminate Overlay, No Anti-Graffiti - "TRAIL CROSSING" RFB Bundle pricing	Each	\$71.99	\$1,151.86
1		-----		\$0.00	\$0.00
8	NFCSD-030-FYG-DMG-NO	30" Non Flashing Custom Sign, Diamond Grade Fluorescent Yellow-Green, No Laminate Overlay, No Anti-Graffiti " BIKE / PEDESTRIAN CROSSING" CUSTOM SIGN PRICING	Each	\$148.49	\$1,187.92
8	SummaryNonTaxable	MUTCD W16-9P "AHEAD" Sign "12x24 Diamond Grade Fluorescent Yellow-Green"	Each	\$45.84	\$366.72

Thank you for choosing LED Lighting Solutions
 1-2 week lead time
 Shipping included in estimate
 Select items not available

	Subtotal	\$15,954.30
	Tax	\$0.00

LED Lighting Solutions

42410 Winchester Rd.
Temecula, California 92590
United States

Estimate	
EST02370	
Doc Date:	11/09/20

Sales tax not applicable
10% discount applied

Freight	\$139.74
Discount	\$0.00
Total	\$16,094.04

Exhibit E

**MEMORANDUM OF UNDERSTANDING
BETWEEN
WEBER PATHWAYS
AND
WEBER COUNTY**

1. **BACKGROUND:** Weber County receives sales tax funds collected under Section 59-12-2219 of the Utah Code, which is known as the “county option sales and use tax for highways and public transit.” The funds are sometimes referred to as “Prop 1 funds,” because the ballot proposition that resulted in the enactment of the tax in Weber County was known as Proposition 1. Therefore, this Memorandum of Understanding (MOU) will use the term “Prop 1 funds” to describe the funds. The County is authorized to use Prop 1 funds for specific transportation-related purposes described in state law, including “the development, construction, maintenance, or operation of” certain thoroughfares and trails. Weber Pathways has asked to use Prop 1 funds for specific trail projects and desires to have future access to the funds for other trail projects.
2. **PURPOSE:** The purpose of this MOU is to guarantee that Weber Pathways, dba Trails Foundation of Northern Utah (TFNU), will use Prop 1 funds in accordance with applicable County and State laws, ordinances, and policies, without requiring a separate contract for each donation of funds. The County Commission finds that these donations will contribute to the safety, health, comfort, and convenience of county residents.
3. **SCOPE:** This MOU for the donation and use of Prop 1 funds is made between Weber Pathways and Weber County.
4. **UNDERSTANDING, AGREEMENTS, AND SUPPORT REQUIREMENTS:**
 - A. Weber Pathways is a nonprofit 501(c)(3) organization with a mission to “plan, promote, construct, and protect a network of public pathways, trails, and related open spaces for non-motorized users throughout the greater Weber County area.”
 - B. Weber County intends to donate Prop 1 funds to Weber Pathways for the purpose of planning and building eligible pathways and trails in unincorporated Weber County.
 - C. To receive donations of Prop 1 funds, Weber Pathways must apply to the County, specifying which projects the Prop 1 funds will be used for. If Weber Pathways wants to use donated Prop 1 funds for projects not included in the original application, it must file a new application seeking authorization to use the funds for other projects.
 - D. Weber Pathways will only use Weber County’s Prop 1 fund donations for corridor preservation, engineering, environmental review, surveying, permitting, construction, project management, and any other project-specific tasks necessary to complete approved projects.
 - E. Weber Pathways will comply with all applicable County and State laws, ordinances, and policies.
 - F. Weber Pathways will account for the expenditure of Prop 1 funds and will provide updates to Weber County upon request.


- G. Weber Pathways will indemnify and hold harmless the County, its officers, agents, and employees from and against any claims or suits that arise as a result of Prop 1 fund donations, including improper use of Prop 1 funds.
- 5. **EFFECTIVE DATE:** This MOU is effective upon signature by both parties and will remain in effect until modified, replaced, or terminated by agreement of the parties.
- 6. **MODIFICATION:** Modification of this agreement requires written notification and approval by both parties 30 days in advance.
- 7. **GOVERNING LAW:** The laws of the State of Utah shall govern the validity, construction, enforcement, and interpretation of this agreement.
- 8. **ENTIRE AGREEMENT:** This agreement constitutes the entire agreement between the parties hereto with respect to the subject matter hereof, and no other statement, whether written or oral, shall be deemed a part of this agreement unless specifically incorporated herein by reference.
- 9. **SIGNATURES:** In witness whereof the undersigned have affixed their respective signatures hereto on the dates indicated below.

BOARD OF COUNTY COMMISSIONERS
OF WEBER COUNTY

By 
Gage Froerer, Chair

Commissioner Froerer voted
Commissioner Jenkins voted
Commissioner Harvey voted

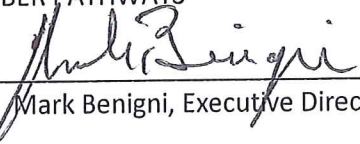
ATTEST:


for Ricky D. Hatch, CPA
Weber County Clerk/Auditor

Date:

4 FEB 2020

WEBER PATHWAYS

By 
Mark Benigni, Executive Director

Subscribed and sworn to before me this 17 day of January, 2020.


Notary Public

