



Date: January 10, 2023  
To: Weber County Board of County Commissioners  
From: Sean Wilkinson, AICP *SW*  
Director, Community Development Department  
Subject: **Request for approval of a donation agreement with Trails Foundation of Northern Utah in the amount of \$46,615.44 for construction and maintenance of trails in North Fork Park**

Agenda Date: January 17, 2022

Documents: Exhibit A: Donation Agreement  
Exhibit B: TFNU request letter  
Exhibit C: Project cost summary  
Exhibit D: Project photos

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**Summary:**

Trails Foundation of Northern Utah (TFNU) is requesting a one-time donation in the amount of \$46,615.44 for construction and maintenance of trails in North Fork Park. The project took place over 18 weeks earlier this year. In collaboration with Weber County Parks and Recreation, a new trail was constructed to alleviate pressure on the existing trails and several other trails were repaired and improved. The total project cost was \$79,530.44. In addition to this donation request, the project received \$27,915 from Weber County RAMP and \$5,000 from Weber County Parks and Recreation. The requested donation will come from the County's Capital Projects fund.

While this project did not qualify for the use of County option sales and use tax for highways and public transit ("Prop 1" funds), three other projects were completed in 2022 as shown below.

1. \$10,560 for a concept report on the Pineview Loop Pathway extension from North Arm Trailhead to the Pineview Spillway (May 17, 2022).
2. \$71,944.75 for construction of a new section of the Weber River Parkway (June 7, 2022).
3. \$28,992 for asphalt repair on the Pineview Loop Pathway (August 2, 2022).

In the 2023 budget, Commissioners approved \$300,000 in "Prop 1 funds" for qualifying trail projects.

# Exhibit A

## DONATION AGREEMENT BETWEEN TRAILS FOUNDATION OF NORTHERN UTAH AND WEBER COUNTY

1. **PURPOSE:** To guarantee that Trails Foundation of Northern Utah (TFNU) will use Weber County's donation in accordance with the approved purposes, projects, and applicable County and State laws, ordinances, and policies. The County Commission finds that this donation will contribute to the safety, health, comfort, and convenience of county residents, satisfying Utah Code Ann. § 17-50-303(3).
2. **SCOPE:** This Agreement for the donation and use of County funds is made between TFNU and Weber County.
3. **UNDERSTANDING, AGREEMENTS, AND SUPPORT REQUIREMENTS:**
  - A. TFNU 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 \$46,615.44 from the County's capital projects fund to TFNU, to compensate TFNU for some of its expenses incurred in planning and building pathways and trails in unincorporated Weber County, as shown in Exhibit A.
  - C. This is a one-time donation. To receive future donations, TFNU must apply to the County, specifying which projects the funds will be used for.
  - D. TFNU will only use this donation for the purposes described in Exhibit A.
  - E. TFNU will comply with all applicable County and State laws, ordinances, and policies.
  - F. TFNU will account for the expenditure of donated funds and will provide updates to Weber County upon request.
  - G. TFNU will defend, indemnify, and hold harmless County, its officers, agents, and employees from and against any claims or suits that arise as a result of this donation, including improper use of donated funds.
4. **EFFECTIVE DATE:** This Agreement is effective upon signature by both parties and will remain in effect until modified, replaced, or terminated by agreement of the parties.
5. **MODIFICATION:** Modification of this agreement requires written notification and approval by both parties 30 days in advance.
6. **GOVERNING LAW:** The laws of the State of Utah shall govern the validity, construction, enforcement, and interpretation of this agreement.

- 7. **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.
- 8. **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 Bolos voted \_\_\_\_\_  
Commissioner Froerer voted \_\_\_\_\_  
Commissioner Harvey voted \_\_\_\_\_

ATTEST:

Date:

\_\_\_\_\_  
Ricky D. Hatch, CPA  
Weber County Clerk/Auditor

\_\_\_\_\_

Trails Foundation of Northern Utah

By \_\_\_\_\_  
Aric Manning, Executive Director

Subscribed and sworn to me this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Notary Public



# Exhibit B

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

## EXECUTIVE COMMITTEE

Mike Appleby, *Chair*  
Mark Bunker, *Vice Chair*  
Korry Green, *Secretary*  
Lisa Hopkins, *Treasurer*  
Elizabeth Dewitte, *At Large*  
Becky Senekjian, *At Large*  
Ron Thornburg, *At Large*

## BOARD OF TRUSTEES

Debbie Farka  
Mike McConvill  
Michelle Paustenbaugh  
Jim Skaggs

## ADVISORY MEMBERS

Eric Bauman, *Executive Director*,  
*GOAL*  
Mike Caldwell, *Mayor, Ogden City*  
Sandy Crosland, *Founder*  
Chere Cross, *Back Country Horsemen*  
Terry Davis  
Patti Ehle  
Geoff Ellis, *Landscape Architect*  
Todd Ferrario, *Division Director*,  
*Weber County Parks & Recreation*  
Gage Froerer, *Weber County*  
*Commissioner, WAGOG Rep*  
Therese Grijalva, *Weber State*  
*University*  
Jim Harvey, *Weber County*  
*Commissioner*  
Jay Lowder, *Public Services Director*,  
*Ogden City*  
Zach Maughan, *USFS, Ogden Dist.*  
Brad Mortensen, *President, Weber*  
*State University*  
Ben Prall  
Kristi Prall  
Jeff Stuart  
Sara Toliver, *President & CEO*,  
*Visit Ogden*

## STAFF

Aric W. Manning, *Executive Director*  
Kelli Barkema, *Marketing &*  
*Communications Coordinator*  
Greg Romney, *Accounting & Office*  
*Coordinator*  
Alan Wheelwright, *Trail Crew Lead*

## Commissioners-

For 18 weeks this year TFNU has built, repaired, and maintained trails at North Fork Park in Eden. With this trail work, TFNU has leveraged over 380 hours of volunteer work finishing the trail and trimming existing trails. Weber County residents are excited to see us working at North Fork and fixing the trails they love. We have had incredible feedback from users about the work we are doing.

We are very excited how the new trail, Spork, turned out. It is a brand-new 4+ mile bike trail that was put in to help alleviate pressure off of the other trails.

We still see a big increase in trail users, so maintenance is critical. We were able to get a lot done but see this as work for the foreseeable future. By maintaining many of these trails it will increase the safety factor and allow people to enjoy the trails without fear of injury. We are proud of the work we have been able to compete with the collaboration of Weber County Parks and Recreation. Working with Todd and Jennifer has added so much value to the work.

For these projects, we are asking for \$55,894 of Prop. 1 money. Breakdown of costs will be submitted with this letter.

We cannot tell you how much we appreciate the Prop 1 funding for the RAMP grant match for this project/program. The impact it has left on the community is truly amazing.

Thank you,

A handwritten signature in black ink that reads "Aric W. Manning".

Aric W. Manning  
Executive Director  
Trails Foundation of Northern Utah

Weber County Trail Maintenance and Construction  
 Organization: Trails Foundation of Northern Utah  
 Proposal Summary for Funding

Exhibit C

Costs	Quantity	Units	Rate	Amount
Mini-Excavator rental 18 weeks	18	Weeks	\$640	\$ 11,520.00
Fuel for Mini-Ex	440	Gallons	3.5	\$ 1,540.00
Machine Operator (Bryce)	928	Hours	28	\$ 25,984.00
Trail Lead (Alan )	563	Hours	25	\$ 14,075.00
Trail Laborers (Jake)	846	Hours	19	\$ 16,074.00
Brush Crew (Justin)	138	Hours	21	\$ 2,898.00
Brush Crew (Adam)	148	Hours	17	\$ 2,516.00
Bridge Material and tools				\$ 1,404.44
Insurance				\$ 3,519.00
Total Project Cost				\$ 79,530.44
2022 RAMP Funds Received				\$ 27,915.00
Weber County Parks & Recreation funding				\$ 5,000.00
<b>Request to Weber County</b>				<b>\$ 46,615.44</b>

# Exhibit D





