

**A RESOLUTION OF EAGLE MOUNTAIN CITY, UTAH  
APPROVING A TRANSPORTATION INFRASTRUCTURE  
LOAN FUND AGREEMENT WITH THE  
UTAH DEPARTMENT OF TRANSPORTATION**

WHEREAS, Eagle Mountain City has requested a loan from the Utah Department of Transportation (UDOT) transportation infrastructure loan fund to fund the widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School; and

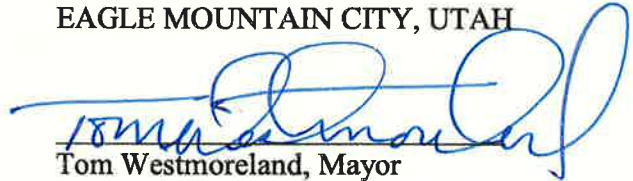
WHEREAS, the loan will be in the principal amount of Two Million Dollars, for a period of ten years, and at an interest rate of 2.98%.

NOW THEREFORE, be it resolved by the City Council of Eagle Mountain City, Utah as follows:

In accordance with Utah Code § 72-2-204(4), the City Council of Eagle Mountain City hereby authorizes a Loan Agreement with UDOT in the principal amount of Two Million Dollars for the purpose of widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School.

ADOPTED by the City Council of Eagle Mountain, Utah, this 7th day of May, 2019.

EAGLE MOUNTAIN CITY, UTAH

  
Tom Westmoreland, Mayor

ATTEST:

  
Fionnuala B. Kofoed, MMC  
City Recorder



## CERTIFICATION

The above resolution was adopted by the City Council of Eagle Mountain City on the 7<sup>th</sup> day of May, 2019.

Those voting aye:

Donna Burnham

Melissa Clark

Colby Curtis

Stephanie Gricius

Benjamin Reaves

Those voting nay:

Donna Burnham

Melissa Clark

Colby Curtis

Stephanie Gricius

Benjamin Reaves

Those excused:

Donna Burnham

Melissa Clark

Colby Curtis

Stephanie Gricius

Benjamin Reaves

  
\_\_\_\_\_  
Fionnuala B. Kofoed, MMC  
City Recorder

# Exhibit A



## Loan Agreement Transportation Infrastructure Loan Fund

**THIS LOAN AGREEMENT** made and entered into on \_\_\_\_\_, by and between the **UTAH DEPARTMENT OF TRANSPORTATION**, hereinafter referred to as "UDOT", and Eagle Mountain City, a political subdivision of the State of Utah, hereinafter referred to as the "Local Agency."

### RECITALS

**WHEREAS**, the Local Agency has applied for an infrastructure loan from the Transportation Infrastructure Loan Fund.

**WHEREAS**, the purpose of this infrastructure loan is for widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School within the Local Agency jurisdiction.

**WHEREAS**, the Transportation Commission has approved the infrastructure loan application on [ ], 2019.

**THIS LOAN AGREEMENT** is made to set out the terms and conditions of UDOT loaning the money from the Transportation Infrastructure Loan Fund to the Local Agency.

### AGREEMENT

**NOW THEREFORE**, it is agreed by and between the parties hereto as follows:

1. UDOT will loan the Local Agency \$2,000,000 from the Transportation Infrastructure Loan Fund to enable the Local Agency to widen Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School within the Local Agency jurisdiction.

2. The Local Agency shall only use funds for transportation projects as described in Utah Code Section 72-2-201.

3. At the end of the transportation project, all unused funds will be applied to the principal amount.

4. The interest rate will be 2.98% per annum interest.

5. Local Agency will pay the principal and interest according to Exhibit A, which is incorporated by reference. The Local Agency will use funds from Utah Code Section 72-2-121(4)(l) to pay the loan. The first payment referenced in Exhibit A will be made on or before December 31, 2019. All subsequent payments will be made on or before December 31 of each year until the loan is paid in full.

6. In the event the Local Agency is 30 days delinquent with a payment on a due date as shown in Exhibit A, UDOT will request that the State of Utah withhold B&C road funds allocated to the Local Agency and deposit the money into the Transportation Infrastructure Loan Fund until the payment or loan has been satisfied. UDOT will not issue any more loans to Local Agency while the loan is in default.

7. If Local Agency breaches any terms of this Agreement, UDOT may seek any legal or equitable remedy to obtain compliance or payment of damages. In the event an action is filed in district court, the venue shall be Salt Lake County, Third District Court.

8. Local Agency represents that notice was published of its intention to obtain an infrastructure loan at least once in accordance with the publication of notice requirements under Section 11-14-316; and adopted an ordinance or resolution authorizing the infrastructure loan in compliance with Utah Code Section 72-2-204(4).

9. Each party to this Agreement shall designate a representative as the contact to address questions and issues as they arise under this agreement.

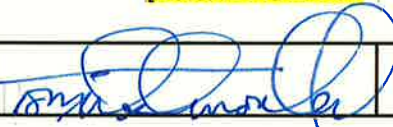
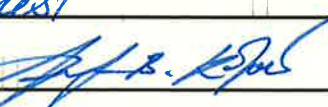
10. This Agreement shall be governed by the laws of the State of Utah both as to interpretation and performance.

11. This Agreement may be executed in counter parts by the parties.

12. Each party represents that it has the authority to enter into this Agreement.

13. This Agreement shall constitute the entire agreement and understanding of the Parties with respect to the subject matter hereof, and shall supersede all offers, negotiations and other agreements with respect thereto. Any amendment to this Agreement must be in writing and executed by an authorized representatives of each party.

This Agreement will become effective when all parties have signed. The effective date of this agreement is the date this Agreement was signed by the last party.

[LOCAL AGENCY]				Utah Department of Transportation			
By		Date	5/9/19	By		Date	
	Mayor Eagle Mountain City				Becky Bradshaw, UDOT Finance Director		
By		Date		By		Date	
Attest				Recommended for approval Lyle McMillan, UDOT Director of Strategic Investments			
By		Date	5/9/19	By		Date	
Title/Signature of additional official if required				UDOT Comptroller Office			



8. Local Agency represents that notice was published of its intention to obtain an infrastructure loan at least once in accordance with the publication of notice requirements under Section 11-14-316; and adopted an ordinance or resolution authorizing the infrastructure loan in compliance with Utah Code Section 72-2-204(4).

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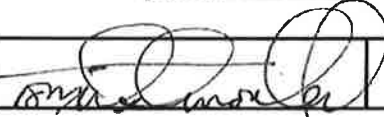

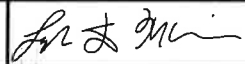
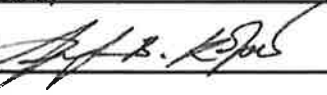
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[LOCAL AGENCY]				[Utah Department of Transportation]			
By		Date	5/9/19	By		Date	08/30/2019
Mayor Eagle Mountain City				Becky Bradshaw, UDOT Finance Director			
By		Date		By		Date	08/30/2019
Attest				Recommended for approval Lyle McMillan, UDOT Director of Strategic Investments			
By		Date	5/9/19	By		Date	
Title/Signature of additional official if required				[UDOT Comptroller Office]			



## Utah State Infrastructure Bank (SIB) TC Agenda Request

**Purpose:** to obtain the UDOT authorized signature approval to enter into a SIB loan agreement and disburse funds pursuant to Eagle Mountain City pursuant to the Transportation Commission's June 28, 2019 approval.

<b>Transportation Commission Approval Date:</b>	June 28, 2019
<b>Applicant:</b>	Eagle Mountain City
<b>Amount:</b>	\$2,000,000
<b>Interest Rate:</b>	2.98%
<b>Duration:</b>	10 years
<b>Payback Source:</b>	Impact Fees & Enterprise Fund
<b>SIB Funding Available?</b>	Yes
<b>Public Notice Requirement Met?</b>	Yes
<b>Resolution Authorizing Loan?</b>	Yes
<b>Loan Agreement Signed by Applicant?</b>	Yes

### **Attachments:**

- a) 6-28-2019 Transportation Commission Meeting Minutes (pg 4)
- b) 6-28-2019 TC Fact Sheet for Eagle Mountain City Loan approval
- c) SIB Budget Activity Report August 2019
- d) Amortization Schedule for \$2,000,000 at 10 years with 2.98% interest rate
- e) Eagle Mountain signed loan agreement & resolution dated 5-7-2019
- f) Eagle Mountain proof of public notice dated 5-8-2019

# Exhibit a

## UTAH TRANSPORTATION COMMISSION MEETING

Friday, June 28, 2019 at 8:30 a.m.

Eagle Mountain City Council Chambers, 1650 East Stagecoach Run, Eagle Mountain

The June 2019 meeting of the Utah Transportation Commission was called to order at 8:34 a.m. by Chairman Naghi Zeenati. Commissioner Jim Evans led the group in the Pledge of Allegiance. Chairman Zeenati reminded presenters and audience members that the meeting was being broadcasted live at youtube/utahDOT, and the video would be available online afterwards.

Introductions of Commission members, UDOT staff and local government officials were made. Those in attendance included:

Naghi Zeenati, Chairman	Lisa Wilson, UDOT Region One Director
Meghan Z. Holbrook, Commissioner	Lyle McMillan, UDOT Director of Strategic Investments
Wayne K. Barlow, Commissioner	Matt Parker, UDOT Region Three
Dannie R. McConkie, Commissioner	Monte Aldridge, UDOT Region Four Deputy Director
Lew W. Cramer, Commissioner	Nathan Lee, UDOT Technology and Innovation Director
Donna J. Law, Commissioner	Rick Torgerson, UDOT Region Four Director
Jim Evans, Commissioner	Rob Clayton, UDOT Region Three Director
Carlos Braceras, UDOT Executive Director	Rob Wight, UDOT Operations Director
Jason Davis, UDOT Deputy Director	Robert Miles, UDOT Traffic and Safety Director
Teri Newell, UDOT Deputy Director	Robert Stewart, UDOT Construction Division
Heather Barthold, Commission Assistant	Ivan Marrero, FHWA Division Administrator
Zach Whitney, UDOT Communications	Brigitte Mandel, FHWA Assistant Division Administrator
Ben Huot, UDOT Program Development Director	Andy Powell, David Evans and Associates
Bob Pelly, UDOT STIP Coordinator	Ben Wuthrich, WFRC
Boyd Humpherys, UDOT Region Three	Bob Clegg
Brad Palmer, UDOT Region Two	Brent Schvaneveldt, WCEC Engineers
Bryan Adams, UDOT Region Two Director	Chris Haller, Utah State Parks and Recreation
Cameron Kergaye, UDOT Director of Research	Donna Burnham, Eagle Mountain
Charles Stormont, UDOT Right of Way Director	Julie Fullmer, Vineyard City
Elizabeth Weight, UDOT Communications Director	Mike Butler
Eric Rasband, UDOT Region Three	Paul Jerome, Eagle Mountain
Geoff Dupaix, UDOT Region Three	Richard Miller, Jacobs
Jared Essleman, Aeronautics Director	Shawn Seager, MAG
Jeremy Bown, UDOT Region Three	Tom Westmoreland, Eagle Mountain City
John Gleason, UDOT Communications	Walt Brooks, Utah House of Representatives
Linda Hull, UDOT Policy & Legislative Services Director	

### LOCAL AREA PRESENTATION BY REGION THREE

Rob Clayton, UDOT Region Three Director, welcomed the group and talked briefly about the rapid growth happening in Utah County. Eric Rasband, UDOT Region Three Planner, continued the discussion on growth, and also talked about planning and transit studies in the area, and transportation priorities. Matt Parker, UDOT Region Three Program Manager, talked about current and upcoming projects in the area, and UDOT Project Manager Boyd Humpherys gave an update on the I-15 Technology Corridor.

### PUBLIC COMMENTS

Representative Walt Brooks talked about an app developed by Dixie State University that will provide real time traffic data for Zion National Park, in an effort to change behavior and get visitors to use other trails and recreational areas when the park is full, instead of driving into the park, not finding a parking stall, and leaving. He talked about efforts of informing the public about, and getting people to use the app. He said in 90 days, the app will show information about parking stalls and traffic coming in and out of the gates, and in March 2020, the app will be completely ready to use. He said the park will use live data and GPS information to create push notifications to show when the park is busy, offer alternative activities and places to visit, along with the forecast. He said that the Department would be a valuable partner



in the steering committee for the Zion Regional Collaborative, bringing the foresight of data driven decisions to help make the app be stronger and more robust, and to help understand and change behaviors.

Vineyard City Mayor Julie Fullmer said she wanted to share information about the tie in to Pioneer Crossing with the Vineyard Connector, and invited the Commission to come out to Vineyard City to learn more. She said it was powerful to hear Eagle Mountain and Saratoga Springs talk about growth impacts and projects, and talked about Vineyard's current and projected development numbers. She shared other facts about the City, including its transportation and transit amenities. She thanked the Commission for helping the region as it continues to face rapid growth.

### **FHWA REPORT**

Ivan Marrero, FHWA Division Administrator reported on the Safe Harbor Indirect Cost Rate Program, which is new guidance to help new, small and disadvantaged business enterprise (DBE) engineering consulting firms compete for engineering and design work on Federal-Aid Highway Program (FAHP) funded projects.

Ivan also reported on grant awards. UDOT received a \$47,920,799 Nationally Significant Federal Lands and Tribal Projects (NSFLTP) grant to make improvements to SR-262 and SR-162, which are important routes for the Navajo National and for tourists visiting nearby Bear Ears, Four Corners and Hovenweep National Monuments. UDOT also received a \$6,839,272 Federal Railroad Administration Grant to relocate 2 miles of Union Pacific track that bisects Vineyard City and eliminates 7 crossings, to make room for residential and commercial growth, including an intermodal bus and rail station.

Ivan also reported on Advanced Transportation and Congestion Management Technologies Deployment Program (ATCMTDP) and BUILD grant opportunities. Applications are due July 19 and July 15, respectively.

### **UDOT SCOREBOARD**

Robert Stewart, UDOT Construction Division Director, reported on the Construction program.

Rob Wight, UDOT Operations Director, reported on the Safety Dashboard, and talked about the effort to change the message of the 100 Deadliest Days to the 100 Safest Days. A discussion about message outreach partnerships took place.

### **PRIORITIZATION PROCESS SUMMARY**

Teri Newell, UDOT Deputy Director of Planning and Investment, reviewed the Prioritization Process discussion that took place at the previous day's Staff Update Meeting. Good Health, Better Mobility, Strong Economy and Connected Communities are the four categories that will help determine how UDOT prioritizes projects and spends funding; they are each connected to Utah's Transportation Vision, and all relate to the overarching goal of Quality of Life. Teri reviewed the support models for TIF-Highway, TTIF-Transit, TIF – Active Transportation and TTIF-First/Last Mile, and how the models will help in the decisions of what projects go forward. She also reviewed the project planning process for each model to show how and where projects will be nominated from, and how they will come to the Commission for final funding decisions. Further discussion on the process will take place in August.

### **CORRIDOR PRESERVATION**

Charles Stormont, UDOT Right of Way Director, reviewed the Marda Dillree Corridor Preservation Budget and Obligations spreadsheet.

### **Merrill: 1800 North, SR-37; Clinton**

Charles requested approval to purchase a home in Clinton that has appraised for \$290,000. The property will be used for the future expansion of SR-37. Commissioner Barlow moved to approve the request, and Commissioner Holbrook seconded the motion. The request was unanimously approved.

### **Mixayboua: Vineyard Connector, Utah County**

Charles requested approval to purchase a property in Utah County that will be used for the future Vineyard Connector.

The property has appraised for \$617,500. Commissioner Evans moved to approve the request and Commissioner Barlow seconded the motion. The request was unanimously approved.

### **CONSENT AGENDA**

Commissioner Law moved to approve the items on the Consent Agenda, and Commissioner McConkie seconded the motion. The items on the Consent Agenda were anonymously approved.

### **PROGRAM DEVELOPMENT**

#### **2019 STIP Amendment #9**

##### **Porter Rockwell Boulevard, Segment 5 - Funding Addition**

WFRC and Bluffdale City requested approval to transfer \$350,000 of Bluffdale City Funds and \$650,000 of WFRC Urban Funds to the Porter Rockwell Boulevard, Segment 5 project to cover overruns in unforeseen utility conflicts and drainage improvements caused by a design change needed for a smoother transition with Redwood Road. Commissioner Holbrook moved to approve the request and Commissioner Barlow seconded the motion. The request was unanimously approved.

##### **Springville 400 South Capacity Improvements Project - Funding Addition**

Region Three requested approval to add \$800,000 of Transportation Solutions funding to the Springville, 400 South Capacity Improvements project to widen and add capacity to the I-15 southbound off-ramp to reduce backing onto I-15. Commissioner Evans moved to approve the request and Commissioner Cramer seconded the motion. The request was unanimously approved.

##### **3900 South; 2300 East to Wasatch Boulevard - New Project**

WFRC requested approval to move the 3900 South; 2300 East to Wasatch Boulevard project, currently funded at \$8,700,000, out of concept development and into a planned year of the FY 2019-2024 STIP. The environmental phase is complete and Millcreek City is ready to start in design. Commissioner Barlow moved to approve the request and Commissioner Law seconded the motion. The request was unanimously approved.

##### **WFRC Project Cancellations**

WFRC requested approval to remove the following projects from the 2019-2024 STIP. The request was approved by the WFRC Transportation Coordinating Committee at their June 20<sup>th</sup> meeting.

- 12600 South Bicycle Lanes; Bangerter Highway to Mountain View Corridor – The roadway will be widened in the future, and bike lanes will be considered at that time.
- 14600 South and Redwood Road High-T Intersection – Bluffdale City has decided to fund this project with city funds.
- 13400 South, 5600 West and Herriman Parkway Bike Lane – Herriman City has decided to fund this project with city funds.
- State Street (US-89) and 5300 South Intersection – Murray City has been able to address the scope of this project in another project.

Commissioner Holbrook moved to approve the request, and Commissioner McConkie seconded the motion. The request was unanimously approved.

##### **Region Horizontal Curve Sign Upgrades - New Projects**

The Traffic and Safety Division requested approval to add four new projects to their program, totaling \$2,483,000 of HSIP funding, to comply with current standards from the Manual on Uniform Traffic Control Devices (MUTCD) for horizontal curve signage. Each project will improve curve signage (horizontal curve warning signs, advisory speed plaques, and chevron signs) at 369 locations on all state routes region-wide. Commissioner Cramer moved to approve the request and Commissioner Holbrook seconded the motion.

##### **Region Two Queue Cutters at Various Locations Project - Funding Adjustments**

Region Two requested approval to add \$1,480,500 to the Region Two Queue Cutters at Various Locations project to

allow the queue cutting technology to be installed at 3300 South, 3900 South, 7200 South, Winchester Street, 10000 South and 10800 South. Commissioner Holbrook moved to approve the request and Commissioner Law seconded the motion. The request was unanimously approved.

#### UPRR Signal Preemption Upgrades Project - Funding Adjustments

Region Three requested approval to add \$333,551 of Railroad/Highway Device funds to the UPRR Signal Preemptive Upgrades project. This project will also test new alternatives for railroad preemption, including advance pedestrian preemption time and gate down relays, allowing for better pedestrian service at locations with railroad preemption. Commissioner Barlow moved to approve the request and Commissioner Law seconded the motion. The request was unanimously approved.

#### Project Combinations - For Information Only

Bob Pelly, UDOT STIP Coordinator, reviewed project combinations in Regions 2, 3 and 4.

#### Draft FY 2020-2025 Statewide (non-urban) TIP - Release for Public Comment

Bob Pelly requested approval to release the Draft FY2020-2025 STIP for public comment. Upon approval to release, Public Notice will be given in Utah Media Group and the draft will be placed on UDOT's website. The formal public comment period will begin June 29 and extend through August 3. The Draft STIP will be brought back to the Transportation Commission for approval in August, along with any comments received. Commissioner Barlow moved to approve the request and Commissioner Law seconded the motion. The request was unanimously approved.

#### FY 2020-2025 Aeronautics Airport Capital Improvement Program (ACIP) Approval

Jared Essleman, Director of the Division of Aeronautics, requested approval of the 2020-2024 Statewide Airport Capital Improvement Program (ACIP). He reviewed what changes to the Draft 2020-2024 ACIP since the May 2019 Commission Meeting, which include:

- Bryce 2020 Runway project adjusted due to award of Supplemental Discretionary funding
- Bryce 2020 Preservation project deleted. Not needed until 2024
- Delta 2019-2020 runway project adjusted. Additional federal funds added
- Delta Taxiway C project adjusted. Additional federal funds added
- Delta 2022 preservation project moved to 2024
- Delta State funds adjusted. Only half of prior approved State funds are needed
- Roosevelt 2019 Runway project adjusted due to award of Supplemental Discretionary funding
- Roosevelt 2019 – New project added. Papis and REIL lighting not part of runway project
- Roosevelt 2022 Taxiway project deleted. Now part of larger runway project
- Moab 2019 project adjusted due to Supplemental Discretionary funding

Commissioner Evans moved to approve the request and Commissioner Law seconded the motion. The request was unanimously approved.

#### Recreational Trails Program

Chris Haller, Utah DNR OHV and RTP Grant Program Coordinator, reviewed the 2020 Recreational Trails Program, in which Utah has 38 projects totaling \$1,803,802 in Federal Aid funds and \$8,340,429 of sponsors matching funds.

#### STATE INFRASTRUCTURE BANK LOAN REQUESTS

Lyle McMillan, UDOT Director of Strategic Investment, reviewed the State Infrastructure Bank (SIB) Budget and Obligations spreadsheet.

#### Eagle Mountain

Lyle requested that the Commission approve a \$2 million SIB loan to Eagle Mountain, with a payback term of 10 years at an interest rate of 2.98%, so the City can widen a section of Pony Express Parkway from Lake Mountain Road to Frontier Middle School in the Cedar Valley from 2 to 4 lanes, with curb and gutter. This widening will help accommodate traffic due to a new high school opening this fall, along with increased traffic due to high population growth and increasing

economic development. Commissioner Evans moved to approve the request, and Commissioner Law seconded the motion. The request was unanimously approved.

### **Henrieville**

Lyle requested that the Commission approve a \$35,000 SIB loan to Henrieville, with a payback term of 7 years at an interest rate of 2.73%. The loan funds will be combined with the City's existing B&C road funds this year to partner with Garfield County to perform a chip seal on all the roads in Henrieville, along with other maintenance activities. Commissioner Holbrook moved to approve the request and Commissioner Barlow seconded the motion. The request was unanimously approved.

### **GRANTS UPDATE**

Ben Huot, UDOT Program Development Director, gave a brief update on grant submitted and received by UDOT. Information can be found on the Transportation Commission page of the UDOT website, using the Grant Information link.

### **COMMISSION RULES**

#### **R940-8: Establishment of Road Usage Charge (RUC) Rates**

Nathan Lee, UDOT Director of Technology and Innovation, reviewed and requested approval of the new Rule R940-8 to establish the Road Usage Charge (RUC) rule and rate. The rate will be set at 1.5 cents per miles starting January 1, 2020. Commissioner Barlow moved to approve the request and Commissioner Law seconded the motion. The request was unanimously approved.

#### **R940-1: Establishment of Toll Rates**

Linda Hull, UDOT Director of Policy and Legislative Services, reviewed changes made to rule R940-1, which reflect the newly approved Express Lanes toll rate. She also reviewed the UDOT dynamic toll algorithm, and requested approval of the amended rule. Commissioner Holbrook made a motion to approve the update to Commission Rule R940-1, to establish the Maximum Toll Rate of \$4 per zone for the high occupancy toll lane as approved by the Legislature in the 2019 General Session. Further, she moved that as reflected in the motion adopted by the Commission on October 13, 2017, the Maximum Operational Rate is \$2 per zone. Further adjustments to the Operational rate must be considered at a regularly scheduled meeting of the Commission, with at least 30 days of public review before the Commission takes final action to approve adjustments to the Maximum Operational Rate. Commissioner Barlow seconded the motion and the request was unanimously approved.

#### **ADMINISTRATIVE RULE REVIEW - R926-17: UDOT ROAD USAGE CHARGE RULE AND RATE**

Cameron Kergaye, UDOT Research Director, reviewed the new UDOT Road Usage Charge Rule, which specifies processes for enrollment, payment methods, periods and procedures, mileage reporting process, privacy, security, agreements between UDOT and the account manager, and agreements between the account manager and participants.

### **INFORMATIONAL ITEMS**

#### **Commission Committee Reports**

##### **Chairman Zeenati:**

June 13-14, 2019 - Community Impact Board 32nd Annual Policy Meeting

- 19 previously approved projects received their funding
- New Project: Spring City \$ 35,000 (Grant) - Water and Sewer Master Plan
- Supplemental Projects
  - Price River Water Improvement District \$ 1,100,000 (Loan) - Sewer Line Replacement and Rehabilitation Project
  - Town of Brian Head \$ 293,326 (Loan/Grant) - Cedar Breaks Mountain Estates Fire Protection Waterline Project
- Special Consideration
  - Emery County Local Building Authority \$ 2,625,000 (Grant) - San Rafael Energy Research Facility Renovations
  - Duchesne County Municipal Building Authority \$ 558,000 (Grant) - Salt Shed ~ Fruitland Area
- Large Infrastructure Funding Projects

- o Seven County Infrastructure Coalition \$ 21,400,000 - Rail Project – Phase II – Phase I November 8, 2018

June 16, 2019 - Dixie MPO – DTEC Meeting

1. BUSINESS

- a. Consider Minutes – May 15, 2019 Meeting
- b. Consider the draft 2019-2050 Dixie Regional Transportation Plan and Set Public Comment Period (Staff recommends June 29, 2019 to Aug. 3, 2019)
- c. Consider Dixie MPO Transportation Improvement Plan and Set Public Comment Period (UDOT recommends June 29, 2019 to Aug. 3, 2019)
- d. Consider request for planning funds (Ivins City Transportation Master Plan Update)

2. REGIONAL UPDATES

- a. UDOT Updates
- b. Federal Updates

Commissioner McConkie:

TransCom was a lengthy but good meeting, covering several issues. There are new members for this committee. Attendance was ok. Action items were discussed and voted to go forward to the Regional Council.

There were two CMAQ committee meetings, both at the WFRC offices. We covered the history of these funds and how they get used. The scoring of each request for money to do projects in this area was carefully looked at. The discussion was good. Both meetings were well attended with 15 plus attendees at each meeting.

Upcoming Transportation Commission Meetings

- August 15-16, Snowbird
- September 19-20, Richfield
- October 17-18, Brigham City
- November 14-15, Green River
- December 13, UDOT Complex

Chairman Zeenati expressed his love and appreciation for the local government officials who work with, and help the Commission and Department do their job better, and thanked them for their support.

The meeting ended at 11:32 a.m.



Heather Barthold, Commission Assistant

Exhibit b

<b>Utah Transportation Commission Meeting Agenda Item Fact Sheet</b>	
<b>Commission Meeting Date:</b> June 28, 2019	<b>Agenda Item #:</b>
<b>Agenda Item Title:</b> \$2,000,000 State Infrastructure Bank Loan – Eagle Mountain	
<b>Presented by:</b> Lyle McMillan	
<b>Background:</b>  <p>The purpose of securing the funds is to widen a section of Pony Express Parkway from Lake Mountain Road to Frontier Middle School in the Cedar Valley from 2 lanes to 4 lanes with curb and gutter (one mile in total length). This widening is to help accommodate traffic due to a new High School opening its doors this fall along with increased traffic due to high population growth and increasing economic development. Pony Express Parkway is one of the two main roads through Eagle Mountain (the other being SR-73) and currently sees a high daily traffic count. Eventually Pony Express Parkway will extend east of SR-68 and be one of the major transportation corridors in northern Utah County.</p> <p>The city has chosen to seek a payback term of 10 years at the corresponding 2.98% interest rate.</p>	
<b>Exhibits/Handouts:</b> Amortization Sheet	
<b>Audio/Visual:</b>	
<b>Commission Action Requested:</b>  <input type="checkbox"/> For Information/Review Only <input checked="" type="checkbox"/> For Commission Approval  Motion Needed for Approval: Approve \$2M SIB loan to Eagle Mountain 10 years @ 2.98%	
<b>Fact sheet prepared by:</b> Lyle McMillan	<b>Date submitted:</b> 5-25-2019
<b>Fact sheet reviewed by senior leader:</b>	

# Exhibit c

## State Infrastructure Bank Budget & Obligations

**Balance Forward:** **\$34,379,300**  
**Loan Payments (8/7/2019 through 9/20/2019)** **\$11,723**  
**Loan Disbursements (8/7/19 through 9/20/2019)** **\$0**

<b>Funds to be Deobligated</b>	
Applicant	Amount

**Fund Balance** **\$34,391,023**

<b>Funds Obligated But Not Yet Disbursed</b>				
Purpose	Applicant	Status	Commission Approval	Amount
Southern Parkway Exit 5	St George City	Contract		\$4,735,000.00
Road Maintenance	Henrieville Town	Disbursement	6/28/19	\$35,000.00
Widen Pony Express Parkway	Eagle Mountain	Disbursement	6/28/19	\$2,000,000.00
<b>Total Obligated, But Not Yet Disbursed:</b>				<b>\$6,770,000</b>

**FUND BALANCE** **\$27,621,023**

<b>Applications Pending</b>				
Use	Applicant	Source	Status	Amount
Parking Structure	Midvale City	Legislature	TC Meeting	\$7,000,000.00
Airport Terminal	Provo City	Application	TC Meeting	\$5,000,000.00
Infrastructure	MIDA	Legislature		\$10,000,000.00
Infrastructure	Utah Inland Port	Legislature		\$5,000,000.00
<b>Total of Requests:</b>				<b>\$27,000,000</b>

**Balance if all applications are approved:** **\$621,023**

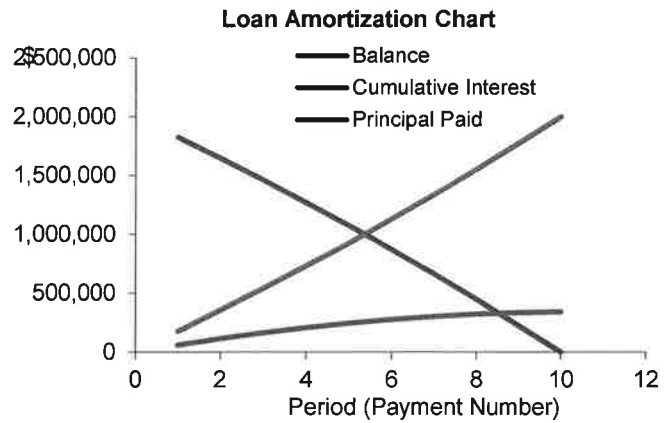
# Amortization Chart



[HELP](#)

© 2008 Vertex42 LLC

Loan Amount ( <b>pv</b> )	2,000,000
Interest Rate ( <b>rate</b> )	2.98%
Total # of Periods ( <b>Nper</b> )	10
Payment per Period	\$ 234,221.77
Total Interest Paid	\$ 342,217.66



Period	Payment Amount	Interest	Cumulative Interest	Principal	Principal Paid	Balance
						\$ 2,000,000.00
12/31/2019	1	234,221.77	59,600.00	59,600.00	174,621.77	1,825,378.23
12/31/2020	2	234,221.77	54,396.27	113,996.27	179,825.49	1,645,552.74
12/31/2021	3	234,221.77	49,037.47	163,033.74	185,184.29	1,460,368.44
12/31/2022	4	234,221.77	43,518.98	206,552.72	190,702.79	1,269,665.66
12/31/2023	5	234,221.77	37,836.04	244,388.76	196,385.73	1,073,279.93
12/31/2024	6	234,221.77	31,983.74	276,372.50	202,238.02	871,041.90
12/31/2025	7	234,221.77	25,957.05	302,329.55	208,264.72	662,777.19
12/31/2026	8	234,221.77	19,750.76	322,080.31	214,471.01	448,306.18
12/31/2027	9	234,221.77	13,359.52	335,439.83	220,862.24	227,443.94
12/31/2028	10	234,221.77	6,777.83	342,217.66	227,443.94	2,000,000.00



RESOLUTION NO. R-12-2019

**A RESOLUTION OF EAGLE MOUNTAIN CITY, UTAH  
APPROVING A TRANSPORTATION INFRASTRUCTURE  
LOAN FUND AGREEMENT WITH THE  
UTAH DEPARTMENT OF TRANSPORTATION**

WHEREAS, Eagle Mountain City has requested a loan from the Utah Department of Transportation (UDOT) transportation infrastructure loan fund to fund the widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School; and

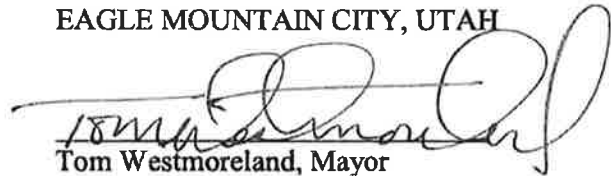
WHEREAS, the loan will be in the principal amount of Two Million Dollars, for a period of ten years, and at an interest rate of 2.98%.

NOW THEREFORE, be it resolved by the City Council of Eagle Mountain City, Utah as follows:

In accordance with Utah Code § 72-2-204(4), the City Council of Eagle Mountain City hereby authorizes a Loan Agreement with UDOT in the principal amount of Two Million Dollars for the purpose of widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School.


ADOPTED by the City Council of Eagle Mountain, Utah, this 7th day of May, 2019.

EAGLE MOUNTAIN CITY, UTAH



Tom Westmoreland, Mayor

ATTEST:



Fionnuala B. Kofoed, MMC  
City Recorder



## CERTIFICATION

The above resolution was adopted by the City Council of Eagle Mountain City on the 7<sup>th</sup> day of May, 2019.

Those voting aye:

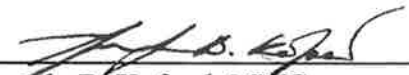
- Donna Burnham
- Melissa Clark
- Colby Curtis
- Stephanie Gricius
- Benjamin Reaves

Those voting nay:

- Donna Burnham
- Melissa Clark
- Colby Curtis
- Stephanie Gricius
- Benjamin Reaves

Those excused:

- Donna Burnham
- Melissa Clark
- Colby Curtis
- Stephanie Gricius
- Benjamin Reaves

  
\_\_\_\_\_  
Fionndala B. Kofoed, MMC  
City Recorder

# Exhibit A



**Loan Agreement  
Transportation Infrastructure Loan Fund**

**THIS LOAN AGREEMENT** made and entered into on \_\_\_\_\_, by and between the **UTAH DEPARTMENT OF TRANSPORTATION**, hereinafter referred to as "UDOT", and Eagle Mountain City, a political subdivision of the State of Utah, hereinafter referred to as the "Local Agency."

**RECITALS**

**WHEREAS**, the Local Agency has applied for an infrastructure loan from the Transportation Infrastructure Loan Fund.

**WHEREAS**, the purpose of this infrastructure loan is for widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School within the Local Agency jurisdiction.

**WHEREAS**, the Transportation Commission has approved the infrastructure loan application on [ ], 2019.

**THIS LOAN AGREEMENT** is made to set out the terms and conditions of UDOT loaning the money from the Transportation Infrastructure Loan Fund to the Local Agency.

**AGREEMENT**

**NOW THEREFORE**, it is agreed by and between the parties hereto as follows:

1. UDOT will loan the Local Agency \$2,000,000 from the Transportation Infrastructure Loan Fund to enable the Local Agency to widen Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School within the Local Agency jurisdiction.
2. The Local Agency shall only use funds for transportation projects as described in Utah Code Section 72-2-201.
3. At the end of the transportation project, all unused funds will be applied to the principal amount.
4. The interest rate will be 2.98% per annum interest.
5. Local Agency will pay the principal and interest according to Exhibit A, which is incorporated by reference. The Local Agency will use funds from Utah Code Section 72-2-121(4)(l) to pay the loan. The first payment referenced in Exhibit A will be made on or before December 31, 2019. All subsequent payments will be made on or before December 31 of each year until the loan is paid in full.
6. In the event the Local Agency is 30 days delinquent with a payment on a due date as shown in Exhibit A, UDOT will request that the State of Utah withhold B&C road funds allocated to the Local Agency and deposit the money into the Transportation Infrastructure Loan Fund until the payment or loan has been satisfied. UDOT will not issue any more loans to Local Agency while the loan is in default.
7. If Local Agency breaches any terms of this Agreement, UDOT may seek any legal or equitable remedy to obtain compliance or payment of damages. In the event an action is filed in district court, the venue shall be Salt Lake County, Third District Court.

8. Local Agency represents that notice was published of its intention to obtain an infrastructure loan at least once in accordance with the publication of notice requirements under Section 11-14-316; and adopted an ordinance or resolution authorizing the infrastructure loan in compliance with Utah Code Section 72-2-204(4).

9. Each party to this Agreement shall designate a representative as the contact to address questions and issues as they arise under this agreement.

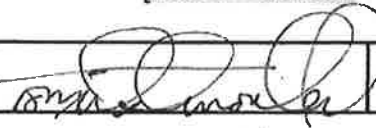
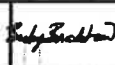
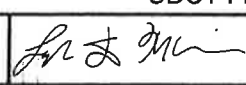
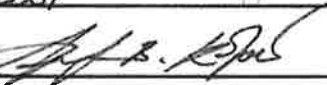
10. This Agreement shall be governed by the laws of the State of Utah both as to interpretation and performance.

11. This Agreement may be executed in counter parts by the parties.

12. Each party represents that it has the authority to enter into this Agreement.

13. This Agreement shall constitute the entire agreement and understanding of the Parties with respect to the subject matter hereof, and shall supersede all offers, negotiations and other agreements with respect thereto. Any amendment to this Agreement must be in writing and executed by an authorized representatives of each party.

This Agreement will become effective when all parties have signed. The effective date of this agreement is the date this Agreement was signed by the last party.

[LOCAL AGENCY]				[Utah Department of Transportation]			
By		Date	5/9/19	By		Date	08/30/2019
Mayor Eagle Mountain City				Becky Bradshaw, UDOT Finance Director			
By		Date		By		Date	08/30/2019
Attest				Recommended for approval Lyle McMillan, UDOT Director of Strategic Investments			
By		Date	5/9/19	By		Date	
Title/Signature of additional official if required				UDOT Comptroller Office			



**Affidavit of Publication**

STATE OF UTAH }  
COUNTY OF UTAH } SS

Nancy Holcomb, being duly sworn, says:

That she is Legals Billing Clerk of the Daily Herald, a newspaper of general circulation, printed and published in Provo, Utah County, Utah; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

May 08, 2019

That said newspaper was regularly issued and circulated on those dates. Same was also published online at utahlegals.com, according to Section 45-1-101 - Utah Code Annotated, beginning on the first date of publication, for at least 30 days thereafter and a minimum of 30 days prior to the date of scheduled sale.

SIGNED:

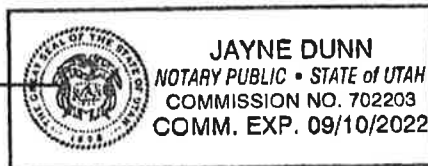
*Nancy Holcomb*  
\_\_\_\_\_

Legals Billing Clerk

Subscribed to and sworn to me this 8th day of May 2019.

*Jayne Dunn*  
\_\_\_\_\_

Jayne Dunn, Notary Public, Utah County, Utah



My commission expires: September 10, 2022

00005846 00039786

Eagle Mountain City - Legals  
Eagle Mountain City - Legals  
1650 E. Stagecoach Run  
Eagle Mountain, UT 84005

EAGLE MOUNTAIN CITY  
NOTICE OF RESOLUTION FOR LOAN AGREEMENT  
Notice is hereby given that on May 7, 2019, the Eagle Mountain City Council adopted the following Resolution:  
A RESOLUTION OF EAGLE MOUNTAIN CITY, UTAH APPROVING A TRANSPORTATION INFRASTRUCTURE LOAN FUND AGREEMENT WITH THE UTAH DEPARTMENT OF TRANSPORTATION  
WHEREAS, Eagle Mountain City has requested a loan from the Utah Department of Transportation (UDOT) transportation infrastructure loan fund to fund the widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School; and  
WHEREAS, the loan will be in the principal amount of Two Million Dollars, for a period of ten years, and at an interest rate of 2.98%.  
NOW THEREFORE, be it resolved by the City Council of Eagle Mountain City, Utah as follows:  
In accordance with Utah Code § 72-2-204(4), the City Council of Eagle Mountain City hereby authorizes a Loan Agreement with UDOT in the principal amount of Two Million Dollars for the purpose of widening of Pony Express Parkway between the Oquirrh Mountain Ranch Development and Frontier Middle School.  
Legal Notice 39786 Published in The Daily Herald on May 8, 2019.