

Resolution 02-10-2024

A RESOLUTION APPROVING AN AGREEMENT WITH VANCON INC. FOR THE USE OF CERTAIN CITY-OWNED PROPERTY

WHEREAS, Central Utah Water Conservancy District is constructing a water delivery infrastructure system (the “Project”), which is expected to delivery Central Utah Project water to Santaquin City for municipal purposes; and


WHEREAS, VanCon Inc. is a General Engineer Contractor that has contracted to provide construction services for a portion of the Project, and desires to utilize certain real property owned by Santaquin City in order to increase efficiencies in performing its work on the Project; and

WHEREAS, VanCon Inc. and Santaquin City, now desire to enter into an agreement through which VanCon Inc. may use identified real property owned by the City in furtherance of its construction work on the Project, which will benefit Santaquin City and its residents;

NOW THEREFORE, be it resolved by the Santaquin City Council as follows:

1. The agreement between VanCon Inc. and Santaquin City, a copy of which is attached hereto, is hereby approved.
2. The Mayor is authorized to execute the aforementioned agreement and to take all actions necessary to effectuate said agreement and the terms and conditions set forth therein.
3. This Resolution shall be effective upon approval.

Adopted and approved this 20th day of February, 2024.



Daniel M. Olson, Mayor



Councilmember Art Adcock	Voted	YES
Councilmember Brian Del Rosario	Voted	YES
Councilmember Travis Keel	Voted	YES
Councilmember Lynn Mecham	Voted	YES
Councilmember Jeff Siddoway	Voted	YES

ATTEST:



Amalie R. Ottley, City Recorder



1825 North Mountain Springs Pkwy. • Springville, UT 84663 • Phone: (801) 491-8898 • Fax: (801) 491-8883

Land Lease & Disposal Agreement

This agreement, a contract, sets forth the terms below as a binding agreement VanCon Inc. and Santaquin City, a political subdivision of the state of Utah, executed on this day Jan. 20 2024.

The following terms are set forth:

1. The purpose of this agreement is to permit VanCon Inc. to use certain real property owned by Santaquin City, as necessary for execution of VanCon Inc.'s contract for construction of the Santaquin Reach Pipeline project, for the purpose of:
 - a. Use of the Santaquin City Landfill for disposal of concrete, asphalt, construction debris, and excess spoil within the current regulations governing the landfill.
 - b. Use of real property east of the City WRF facility land for storage and staging of material and equipment, as well as placement of the VanCon Inc. office trailer.
 - c. Use of extra casings under railroad tracks, adjacent to WRF for bypass of utility lines as required during course of construction.
 - d. Use of Santaquin City property adjacent to Ginger Gold Road (Utah County Parcel Number 48:374:003 for storage and stockpiling of aggregate materials, storage and access.
2. As compensation for the use of Santaquin City properties during construction, VanCon Inc. will contribute \$40,000 to Santaquin City upon the City's request, to be used as Santaquin City sees fit in its sole discretion.
3. The attached description denotes the land to be utilized in this agreement.
4. The term of the agreement shall begin on January 1, 2024, and shall run through May 31, 2026 at which time all construction materials and equipment shall be removed, and the property shall be cleaned and restored to its original condition with clean earth fill, or to such a condition as mutually agreed by the parties.
5. All damage to the property, and damages that are in any way related to VanCon Inc.'s use of the property during the term of this agreement will be the responsibility of VanCon Inc, which shall indemnify and hold harmless the City, its officials, agents, and employs, for all such damage including but not limited to those related to the storage or use of any Hazardous Materials (as defined by state or federal law) used or stored on the property. These repairs will be at the sole expense of VanCon Inc, which shall notify Santaquin City in advance if there is or will be any Hazardous Materials onsite throughout the duration of this agreement.
6. VanCon Inc. shall remove any residual oils, greases, fluids, and ground contamination prior to the expiration of this agreement. The parties hereto will perform a walk through before and after VanCon Inc.'s occupation of any portion of the described real property.
7. Santaquin City reserves the right to enter and use the subject properties so long as there is no disturbance to the materials and equipment stored on site.

The above terms have been reviewed and are in mutual agreement between both VanCon Inc. and Santaquin City.



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SANTAQUIN CITY

[Handwritten signature of Daniel M. Olson]

Daniel M. Olson, Mayor

Date: 01/20/2024



ATTEST:

[Handwritten signature of Amalie R. Ottley]

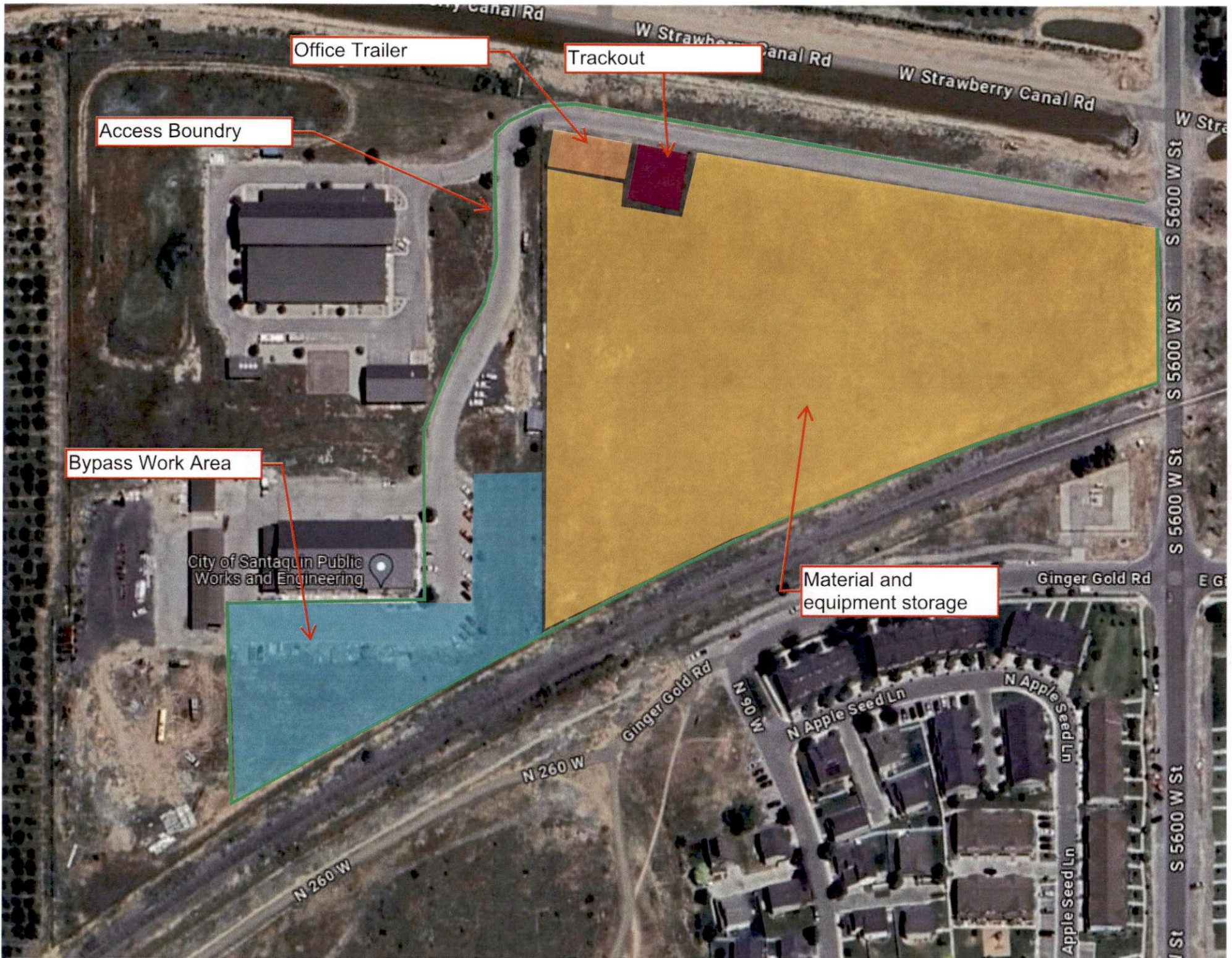
Amalie R. Ottley, City Recorder

VANCON, INC.

By: *[Handwritten signature]*

Date: 2/22/24

Its: Project Manager



Office Trailer

Trackout

Access Boundry

Bypass Work Area

Material and equipment storage

City of Santaquin Public Works and Engineering

Canal Rd

W Strawberry Canal Rd

W Strawberry Canal Rd

W Stra

S 5600 W St

S 5600 W St

S 5600 W St

S 5600 W St

W St

Ginger Gold Rd

E G

Ginger Gold Rd

N 260 W

N 90 W

N Apple Seed Ln

N Apple Seed Ln

Apple Seed Ln

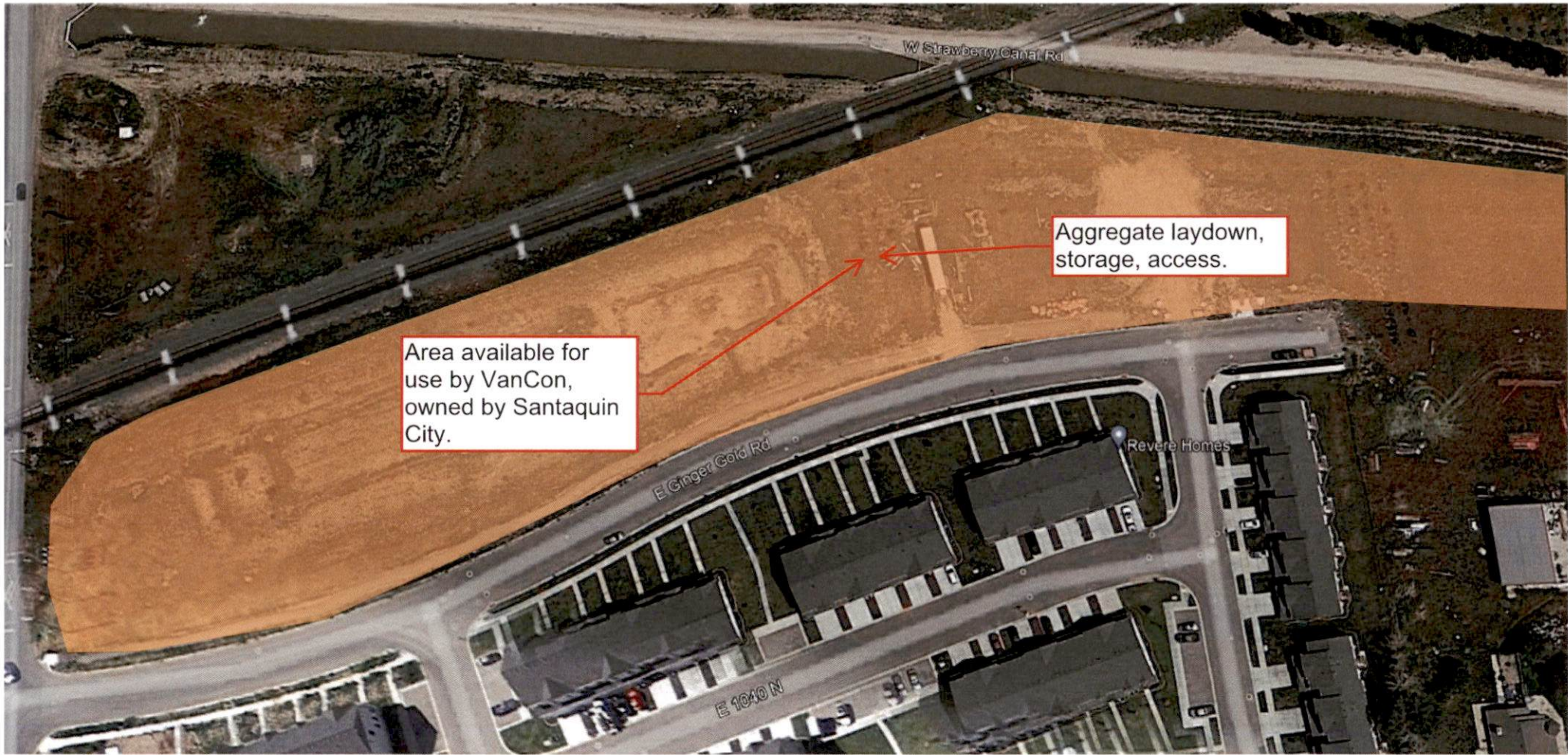
N 260 W



Santaquin Landfill
use for dumping of
spoils, construction
debris as necessary.

Cherry Hill Farms
Temporarily closed

Does this landfill
need Cultural
Clearance?



Area available for use by VanCon, owned by Santaquin City.

Aggregate laydown, storage, access.