

ATTEST:

BOARD OF SUPERVISORS

Clerk of the Board

By: _____
President

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

ORDER NUMBER 067-2014

IT IS HEREBY ORDERED by the Mayor and Members of the Council of the City of Gautier, Mississippi, that the City of Gautier is hereby authorized to enter into an Adopt an Interchange Agreement with the Mississippi Department of Transportation (MDOT) for the I-10 interchange at Exit 61 (Gautier – Vancleave Road) for the purpose of a park and ride facility.

IT IS FURTHER ORDERED that the City Manager or City Clerk is authorized to execute any and all documents necessary.

Motion was made by **Councilman Vaughan**, seconded by **Councilman Colledge** and the following vote was recorded:

AYES: Gordon Gollott
 Mary Martin
 Johnny Jones
 Hurley Ray Guillotte
 Casey Vaughan
 Rusty Anderson
 Adam Colledge

NAYS: None

MAYOR

ATTEST:

CITY CLERK

Passed and Adopted by Mayor and Members of the Council of the City of Gautier, Mississippi, at the meeting of March 18, 2014.

**CITY OF GAUTIER
MEMORANDUM**

To: Samantha Abell, City Manager
From: Patty Huffman, Grants and Projects Manager
Through: Chandra Nicholson, Economic Development and Planning Director
Date: December 20, 2013
Subject: MDOT Adopt an Interchange Agreement for I-10 at Exit 61

REQUEST:

The Economic Development and Planning Department requests authorization to enter into an Adopt an Interchange Agreement with the Mississippi Department of Transportation (MDOT) for the I-10 interchange at Exit 61 (Gautier-Vancleave Road).

BACKGROUND:

The City of Gautier has previously expressed interest to MDOT regarding the construction of a Park and Ride Facility at this location for the convenience of the commuting public. The City is also interested in improving the aesthetics of this section of the Federal Highway within the city limits.

DISCUSSION:

The attached Adopt an Interchange Agreement outlines MDOT's and the City's responsibilities. The City will be responsible for litter control in the area as well as funding for the planting and continued maintenance of sod, shrubs, and other fauna. The City will also be responsible for the maintenance and monitoring of a Park and Ride Facility. See the attached document for details.

RECOMMENDATION:

The Economic Development and Planning Department recommends that City Council authorize entering into the attached Adopt an Interchange Agreement with the Mississippi Department of Transportation for the interchange listed above.

The City Council may:

1. Approve the Adopt an Interchange Agreement with the Mississippi Department of Transportation as presented above;
2. Approve the Adopt an Interchange Agreement with the Mississippi Department of Transportation with changes; or
3. Disapprove entering into the proposed Adopt an Interchange Agreement.

ATTACHMENT(S):

MDOT Adopt an Interchange Agreement

Mark C. McConnell
Deputy Executive Director/
Chief Engineer

Lisa M. Hancock
Deputy Executive Director/
Administration



Tom King
Southern District Commissioner

Kelly R. Castleberry
District 6 Engineer

Albert L. White
District 7 Engineer

Melinda L. McGrath
Executive Director

P. O. Box 551 / Hattiesburg, Mississippi 39403-0055 / Telephone (601) 544-6511 / FAX (601) 544-0227 / GoMDOT.com

December 3, 2013

Ms. Samantha Abell
City Manager
3330 Highway 90
Gautier, MS 39553

Re: Adopt an Interchange Agreement for I-10 at Exit 61 (Gautier Vancleave Road)

Dear Ms. Abell,

Please find the attached Adopt an Interchange Agreement for the above referenced area. As previously discussed, MDOT will begin the process to construct the park and ride facility the city is interested in. The Adopt an Interchange Agreement encompasses all the request the city has previously submitted. Permitting is still required once the city determines what type of vegetation the city is interested in planting while still meeting safety requirements. I have also talked with Ms. Chandra Nicholson concerning this area for aesthetic improvement.

Please sign all the agreements and attach the council minutes to them. Return both agreements to me for the Commission to approve. Upon approval, I will mail the city an original for your records.

Sincerely,

Kelly Castleberry, P.E.
District Engineer



ADOPT AN INTERCHANGE AGREEMENT

This Agreement is made and entered into by and between the MISSISSIPPI TRANSPORTATION COMMISSION ("COMMISSION"), acting through the duly-authorized Executive Director of the Mississippi Department of Transportation, and the CITY OF Gautier ("CITY"), effective as of the date of latest execution shown below, and shall remain in effect until canceled by one of the parties as provided below.

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the CITY desires to make certain improvements to the aesthetic beauty of Federal Highway inside the City Limits, including Interstate 10 at the Gautier Vancleave Road; designated as being from station 782+00 to station 810+00 Interstate 10, as shown in aerial picture on Exhibit "A", attached to and made a part of this Agreement; and

WHEREAS, the CITY agrees to assume all responsibility for the safety of its employees and volunteers working in the said areas, and further agrees to save the COMMISSION harmless on all claims arising from work performed under this Agreement; and

WHEREAS, the COMMISSION is authorized to enter into such agreements by authority granted in Section 65-1-85 MCA, 1972, and is desirous of so doing.

NOW THEREFORE, for and in consideration of the stated premises and of the mutual covenants and agreements of the parties as herein contained, it is agreed as follows:

THE COMMISSION SHALL:

1. Grant unto the CITY a non-exclusive right of ingress and egress upon the right-of-way between the shoulder lines and the right-of-way lines on both sides of the roadway, including the median area.
2. Retain the specific right to enter upon the above-stated areas to maintain and perform work commensurate with good highway and road maintenance practices.
3. Retain all maintenance rights, duties, and responsibilities within the areas from shoulder line to shoulder line, including the roadway, shoulders, drainage, storm drains, signing, and striping.
4. Retain all rights and responsibilities for control of access, outdoor advertising, and other uses of the highway right-of-way other than those specifically granted to the CITY.

THE CITY SHALL:

1. Provide all funds necessary for the initial planting and continual maintenance, including mowing of all sod and litter control, on the entire right-of-way of said highways.
2. Provide all funds necessary for the initial planting and continual maintenance of shrubs and other types of flora on said highways.
3. Provide equipment and labor necessary for mowing, edging, trimming sod and perform same within the right-of-way of said highways, and provide for trimming of all bushes, trees, and shrubs. Said services will be provided in a manner and at such times so as not to create a hazardous condition or restrictions to the traveling public.
4. Purchase any and all fertilizer, seed, additional labor, or equipment necessary for proper maintenance within the limits specified.
5. Provide work area signing in accordance with current standards set out in the most current edition of the Manual on Uniform Traffic Control Devices for Streets and Highways.
6. Submit to the COMMISSION's designated agent for approval, the type and location of all flowers, shrubs, bushes, etc. prior to planting.
7. Assume all maintenance and operation of roadway/interchange lighting including high mast and low mast lighting systems. (City Request August 2010)