SEVEN COUNTY INFRASTRUCTURE COALITION
February 21, 2020

Resolution No. 2020-02D

RESOLUTION SELECTING RAIL CONSULTANT AND RELATED MATTERS.

WHEREAS, pursuant to RFQs the Coalition Board selected HDR Engineers as its rail design, commercialization, and operations and design, and strategic communications consultants; and

WHEREAS, RL Banks also submitted a proposal in response to the RFQ for commercialization, including financial modeling and performance; and

WHEREAS the Coalition Board has selected rail regulatory attorney firm, Venable; and

WHEREAS, the Coalition Board has selected rail third-party environmental consultants, ICF International, which selection as been accepted by the U.S. Surface Transportation Board (STB), which is the body that regulates and provides construction approval for freight rail; and

WHEREAS, the Board desires an independent review of the financial modeling and performance and other aspects of commercialization, which can be provided by RL Banks consistent with their proposal in response to the RFQ; and

WHEREAS, the Coalition has previously contracted with RL Banks with regard to a rail pre-feasibility study on which RL Banks performed admirably and with objective independence:

NOW, THEREFORE, be it resolved by the Governing Board of the Seven County Infrastructure Coalition, Utah as follows:

1. The Governing Board hereby authorizes and retains RL Banks and its associated team to perform rail feasibility modeling and performance and other matters related to commercialization for the Uinta Basin Railway and directs legal counsel to prepare a contract consistent with the relevant terms of this candidate’s proposal for feasibility modeling and performance and related matters and authorizes the Executive Director to execute and sign such contract with the selected candidate and to take or have taken all other actions necessary and useful related to such contract.

2. The Coalition Board finds that the services for which the RL Banks team is being retained involve services of individuals possessing a high degree of professional skill, where the ability of the fitness of the individual plays an important part.

3. All parts of this Resolution are severable, and if any section, clause or provision
of this Resolution shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, clause or provision shall not affect the remaining sections, clauses or provisions of this Resolution.

4. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Resolution shall be in full force and effect immediately upon its approval and adoption

APPROVED AND ADOPTED this February 21, 2020.

Motion by Lytle and Seconded by Ogden.

SEVEN COUNTY INFRASTRUCTURE COALITION VOTING:

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Co-Chair Brad Horrocks

Co-Chair Lynn Sitterud

ATTEST:

Eric Johnson