

SEVEN COUNTY INFRASTRUCTURE COALITION
February 21, 2020

Resolution No. 2020-02B

RESOLUTION APPROVING AN AGREEMENT WITH THE U.S. FOREST SERVICE FOR COST RECOVERY CONCERNING THE RAIL PROJECT, AND RELATED MATTERS.

WHEREAS, the Coalition has applied to the U.S. Surface Transportation Board for a permit to connect the Uinta Basin to the national rail network, which project is known as the Uinta Basin Railway, and the Surface Transportation Board is the lead federal agency; and

WHEREAS, the U.S. Forest Service, among other federal agencies, is a cooperating agency with respect to the Uinta Basin Railway project; and

WHEREAS, proposed routes for the Uinta Basin Railway cross lands controlled by the U.S. Forest Service; and

WHEREAS, pursuant to Resolution 2019-10C the Coalition approved a temporary special use permit from the U.S. Forest Service to drill test holes on Forest Service lands related to the Uinta Basin Railway; and

WHEREAS, the U.S. Forest Service as a cooperating agency with the U.S. Surface Transportation Board needs to perform certain reviews and take other actions related to the Coalition's proposal for the Uinta Basin Railway and for which the U.S. Forest Service is entitled to recover costs; and

WHEREAS, the Coalition Board desires the U. S. Forest Service to perform the needed reviews and take other actions related to the Uinta Basin Railway; and

WHEREAS, the Coalition Board desires to approve a cost recovery contract between the Coalition and the U.S. Forest Service with respect to the Uinta Basin Railway:

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

1. The Governing Board approves a contract in substantially final form as attached, with the U.S. Forest Service for cost recovery for the Forest Service related to the Uinta Basin Railway and directs the Executive Director to take all further actions to finalize such permit and proceed with the work contemplated thereby and the Board further approves all actions necessary or desirable related to this contract.
2. 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.

3. 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 Miles and Seconded by Ogden.

SEVEN COUNTY INFRASTRUCTURE COALITION VOTING:

| | | | | |
|-----------------|-----|-------------------------------------|----|--------------------------|
| Carbon County | Yea | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |
| Daggett County | Yea | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |
| Duchesne County | Yea | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |
| Emery County | Yea | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |
| San Juan County | Yea | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |
| Sevier County | Yea | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |
| Uintah County | Yea | <input checked="" type="checkbox"/> | No | <input type="checkbox"/> |


Co-Chair Brad Horrocks


Co-Chair, Lynn Sitterud

ATTEST:


Eric Johnson, Legal Counsel

