

VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL MEETING
OCTOBER 2, 2007 AGENDA

SUBJECT:	TYPE:	SUBMITTED BY:
Second Addendum to the Commuter Parking Facility Improvement Grant Agreement with Metra	✓ Resolution Ordinance Motion Discussion Only	David Fieldman Deputy Village Manager

SYNOPSIS

A resolution has been prepared to approve a Second Addendum to the Commuter Parking Facility Improvement Grant Agreement (IGA) between the Village of Downers Grove and Metra. This Second Addendum amends the IGA to increase Metra's contribution amount for a Phase 3 parking lot reconstruction as set forth in the IGA.

STRATEGIC PLAN ALIGNMENT

The Five Year Plan and Goals for 2006-2011 identified *Top Quality Infrastructure and Facilities*. A supporting objective of this goal is *Improved Neighborhood Infrastructure: Curbs, Gutters, Streets, and Sidewalks*.

FISCAL IMPACT

N/A.

RECOMMENDATION

Council discussed this item at the September 25, 2007, Council Workshop and requested that it be placed on the active agenda. Approval is recommended on the October 2, 2007 on the active agenda.

BACKGROUND

In FY 04/05, staff recommended an increase in the Village's daily fee commuter parking rates to assist in the reconstruction, maintenance and upkeep of the commuter lots. Pursuant to prior agreements, this increase had to be approved by both Burlington Northern Santa Fe Company and Metra. Metra asked the Village not to increase the rates as much as initially proposed and in return, Metra would assist the Village in its reconstruction efforts by providing funding in the form of grant monies. The Village and Metra entered into a resultant grant agreement dated May 1, 2005. This grant agreement provided for funding in four (4) phases. Exhibit B of the grant agreement details the available funding per phase. Each phase will require a modified Exhibit B in order to provide funding for the next phase.

In 2005, the Village reconstructed Lot B pursuant to this grant agreement (phase 1). In 2006, the Village approved the first addendum to the grant agreement with Metra for the reconstruction of Lot D (phase 2). This year, Metra is willing to fund, through grant monies, \$510,000 for the project, which includes \$400,000 to cover the reconstruction of Lot H and \$110,000 to cover the reconstruction of Lot I (phase 3). Metra will also pay the contingency costs associated with the projects, which total \$55,000. Thus, the total funding amount which the Village will obtain from Metra for phase 3 of the project per the second addendum will be \$565,000. The total funds approved by Metra for the project thus far are \$1,035,000. Amended Exhibit B reflects this funding.

VILLAGE OF DOWNERS GROVE

COUNCIL ACTION SUMMARY

INITIATED: Village Attorney **DATE:** October 2, 2007
(Name)

RECOMMENDATION FROM: _____ **FILE REF:** _____
(Board or Department)

NATURE OF ACTION:

STEPS NEEDED TO IMPLEMENT ACTION:

 Ordinance

X Resolution

Motion

Other

Motion to Adopt “A RESOLUTION AUTHORIZING EXECUTION OF SECOND ADDENDUM TO AN AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE AND THE COMMUTER RAIL DIVISION OF THE REGIONAL TRANSPORTATION AUTHORITY”, as presented.

SUMMARY OF ITEM:

Adoption of the attached resolution shall authorize execution of a second addendum to an agreement between the Village and Metra with regard to the Commuter Parking Facility Grant Agreement in relation to the Belmont Railroad Grade Separation Project.

RECORD OF ACTION TAKEN:

RESOLUTION NO. ____

**A RESOLUTION AUTHORIZING EXECUTION OF SECOND ADDENDUM
TO AN AGREEMENT BETWEEN THE VILLAGE OF
DOWNERS GROVE AND THE COMMUTER RAIL
DIVISION OF THE REGIONAL TRANSPORTATION AUTHORITY**

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois,
as follows:

1. That the form and substance of a certain Agreement (the “Agreement”), between the Village of Downers Grove (the “Village”) and the Commuter Rail Division of Regional Transportation Authority (“CRD”), for a second addendum to the Commuter Parking Facility Improvement Grant Agreement, as set forth in the form of the Agreement submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Village Manager and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Agreement, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Agreement.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

Mayor

Passed:

Attest: _____
Village Clerk

**SECOND ADDENDUM TO AN AGREEMENT
BETWEEN THE VILLAGE OF DOWNERS GROVE AND
THE COMMUTER RAIL DIVISION
OF THE REGIONAL TRANSPORTATION AUTHORITY**

THIS SECOND ADDENDUM dated this _____ day of _____, 2007, by and between the Village of Downers Grove, an Illinois municipal corporation (hereinafter referred to as "Village"), and the Commuter Rail Division of Regional Transportation Authority ("CRD"), in consideration of the following mutual covenants, terms and agreements, hereby agree to amend the Commuter Parking Facility Improvement Grant Agreement ("Agreement") between the Village and CRD, whose effective date was May 1, 2005, as follows:

1. That Exhibit B is hereby amended to increase the funded amount of the Agreement to \$1,035,000 in accordance with the amended Exhibit B attached to and made a part of this Second Addendum and hereby attached to and made a part of the Agreement.

2. All terms and conditions of the May 1, 2005 Agreement and any other Addendums thereto shall apply equally to this Second Addendum.

IN WITNESS WHEREOF, the parties hereto have caused this Addendum to be executed as of the day and year first specified above.

VILLAGE OF DOWNERS GROVE:

THE COMMUTER RAIL DIVISION OF
THE REGIONAL TRANSPORTATION
AUTHORITY:

By: _____

By: _____

Attest: _____

Attest: _____

Date: _____

Date: _____

EXHIBIT "B"
 APPROVED PROJECT BUDGET

 AGREEMENT BETWEEN METRA
 AND THE
 VILLAGE OF DOWNERS GROVE

	GRANT NUMBERS:	CFDA NO.	PROJECT NO:	CONTRACT NO:
(CK)	IL-90-X474/MET-062	20.507	3872	K00454
(CY)	IL-90-X496	20.507		
(DU)	IL-05-0053	20.500		

PROJECT DESCRIPTION: Renewal of Lots B,D,H & I

VILLAGE OF DOWNERS GROVE ACTIVITY	PREVIOUS BUDGET	FY2007 GRANT FUNDING	NEW APPROVED BUDGET
Lot B Funding			
CK3872-53404006	\$ 200,000.00		\$ 200,000.00
Contingency			
CK3872-53404006	\$ 20,000.00		\$ 20,000.00
Lot D Funding			
CY3872-53404006	\$ 250,000.00		\$ 250,000.00
Lot H & I Funding			
DU3872-53404006	\$ -	\$ 510,000.00	\$ 510,000.00
Contingency			
DU3872-53404006	\$ -	\$ 55,000.00	\$ 55,000.00
TOTAL	\$ 470,000.00	\$ 565,000.00	\$ 1,035,000.00