

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT ONE TO THE INTERGOVERNMENTAL GRANT AGREEMENT BY AND BETWEEN THE VILLAGE OF DOWNERS GROVE AND THE CITY OF CHICAGO, BY AND THROUGH ITS DEPARTMENT OF ENVIRONMENT**

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 Amendment (“Amendment One”), between the Village of Downers Grove (the “Village”) and the City of Chicago (“City”), by and through its Department of Environment (“Department”) in an intergovernmental agreement (“Downers Grove IGA”) for the installation of an additional compressor unit for the Village’s alternative fueling station, as set forth in the form of Amendment One 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 Amendment One, 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 Amendment One.

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 That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.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

**Amendment One to the Intergovernmental Grant Agreement  
by and between  
Village of Downers Grove  
and  
The City of Chicago, by and through  
its Department of Environment**

This Amendment One to the Intergovernmental Grant Agreement (this "**Amendment One**"), is made and entered into as of \_\_\_\_\_, 2007 by and between the City of Chicago, a municipal corporation and home rule unit of local government under Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois (the "**City**"), by and through its Department of Environment (the "**Department**"), and the Village of Downers Grove, an Illinois municipal corporation (the "**Sub-Grantee**" and collectively with the City, the "**Parties**", and from time to time, the City and the Sub-Grantee are referred to individually as a "**Party**").

**RECITALS:**

A. The City and Sub-Grantee entered into an intergovernmental agreement on August 31, 2004 ("Downers Grove IGA" ) by which Sub-Grantee became a third party beneficiary to an agreement effective as of October 24, 2003 with Gas Technology Institute and the City ("GTI Agreement") which provided for the installation of alternative fueling stations within the Greater Chicago Metropolitan Area.

B. Pursuant to the Downers Grove IGA and the GTI Agreement, Gas Technology Institute, a not for profit corporation, ("GTI") installed an ethanol fueling station at 5101 Walnut Avenue, in Downers Grove, Illinois (the "Property"), utilizing a portion of Congestion Mitigation and Air Quality federal funds (the "**CMAQ Funds**") that were awarded to the City.

C. Sub-Grantee desires to amend the Downers Grove IGA in order to provide for the installation a facility upgrade as further described in Exhibit B-1 attached hereto and incorporated herein by reference on the Property (the "Revised Work") .

D. The City desires to fund a portion of the Revised Work., utilizing reallocated CMAQ funds.

F. The City Council of the City authorized the execution of this Amendment by an ordinance passed on November 22, 2006, and published in the Journal of Proceedings of the City Council of such date at pages 89,892 through 89,902 .

**NOW, THEREFORE**, for and in consideration of the covenants and mutual agreements set forth herein, the Parties hereto agree to amend the Downers Grove IGA as follows:

**AGREEMENT:**

**ARTICLE ONE: INCORPORATION OF RECITALS**

The recitals set forth above are incorporated herein and made a part hereof.

**ARTICLE TWO: THE REVISED SCOPE OF WORK AND BUDGET**

2.1 The Revised Work to be performed by GTI in connection with the Sub-Grantee is amended to include the Work as stated in Exhibit B-1.

2.2 The revised budget attached hereto as Exhibit C-1 and incorporated herein by reference sets forth the additional amount of CMAQ Funds authorized for the Revised Work (the "CMAQ Contribution", the GTI contribution partially matching the CMAQ Funds (the "GTI Match"), if any, and the contribution, if any, by the Sub-Grantee (the "Sub-Grantee Contribution").

[THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK AND THE SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Parties have caused this Amendment One to Intergovernmental Grant Agreement to be executed and delivered as of the date first above written.

**CITY OF CHICAGO**, by and through its  
Department of Environment

**VILLAGE OF DOWNER'S GROVE**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Commissioner

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

**EXHIBIT B-1**

Village of Downer's Grove

CNG Upgrade

GTI will provide a natural gas fueling station that will include one (1) compressor unit capable of delivering 5,000 pounds per square inch gauge (psig) natural gas that requires a suction pressure of 5 psig. The unit operates on one (1) 40 horsepower electric motor. The fueling capacity of the new compressor will be designed to provide 50 scfm at 20-psig inlet pressure and 4,500 psig outlet pressure. This equates to approximately 480 equivalent gallons over 20 hours of operation per day. The improvements will be located within the Village of Downers Grove at 5105 Walnut Avenue, or at such other location, as agreed by the parties.

**EXHIBIT C-1**

Village of Downer's Grove

CNG Upgrade

**Cost:** The total maximum cost per station is as follows: Work to be performed by G.T.I.:

Fueling Equipment	\$139,569
Engineering	\$37,219
Project Management	\$15,332
TOTAL:	\$192,119
Village of owners Grove (In-Kind)	\$21,347
TOTAL:	\$213,466

**Funding:** The sources of funding are estimated to be as follows:

C.M.A.Q. (80%)	\$170,773
G.T.I. Funding(cash) (10%)	\$21,347
Village of Downers Grove (in-kind) (10%)	\$21,347
TOTAL:	\$213,466