

**VILLAGE OF DOWNERS GROVE
REPORT FOR THE VILLAGE COUNCIL WORKSHOP
APRIL 6, 2010 AGENDA**

SUBJECT:	TYPE:	SUBMITTED BY:
Amendment to Local Agency Agreement with IDOT for the Central Corridor Bikeway Project (BW-002)	✓ Resolution Ordinance Motion Discussion Only	Naneil Newlon, P.E. Director of Public Works

SYNOPSIS

A resolution has been prepared authorizing execution of an amended Local Agency Agreement between the Village of Downers Grove and the Illinois Department of Transportation (IDOT) for the Central Corridor Bikeway I project.

STRATEGIC PLAN ALIGNMENT

The Five Year Plan and Goals identified *Top Quality Village Infrastructure and Facilities*.

FISCAL IMPACT

The amendment to the agreement would establish the final cost share for the project. IDOT would pay \$56,327 and the Village would pay \$14,084. The FY08 budget included \$18,800 in the Capital Improvements fund for the Village's contribution for this project.

RECOMMENDATION

Approval on the April 6, 2010 consent agenda.

BACKGROUND

The Central Corridor Bikeway Project (BW-002) included 14.3 miles of on-street bikeways and one block of off-street bikeway. The FY08 budget included \$94,000 for this project, with \$18,800 (20%) to be paid from the Capital Improvements Fund and the remaining \$75,200 (80%) to be paid by the Federal government through the Congestion Mitigation and Air Quality, or CMAQ, grant program.

The original Local Agency Agreement with IDOT, approved by the Village Council on December 4, 2007, stated that IDOT would pay 80% of project costs and the Village would pay 20%. The agreement was based on an engineer's cost estimate of \$33,268 and capped IDOT expenses at \$26,615. The Village budget and CMAQ grant was based on the project budget of \$94,000. As a result of the engineer's estimate, IDOT staff advised the Village to execute the Local Agency Agreement with the lower amount, and to amend it when the project was completed if the final cost was a higher amount. Construction of this project was completed in 2008 and the total cost for construction was \$70,409. The paperwork is in the process of being finalized with IDOT, who calculates that the 80% federal share should be \$56,327 with a Village match of \$14,082, which is reflected in the revised Local Agency Agreement.

ATTACHMENTS

IDOT- Local Agency Agreement for Federal Participation

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT #1 TO AN
AGREEMENT BETWEEN THE VILLAGE OF DOWNERS GROVE
AND THE ILLINOIS DEPARTMENT OF TRANSPORTATION**

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 #1 (the "Agreement"), between the Village of Downers Grove (the "LA") and the Illinois Department of Transportation (the "State"), for Local Agency Federal Participation amendments, 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



Local Agency Amendment # 1 for Federal Participation

Local Agency Village of Downers Grove	State Contract <input checked="" type="checkbox"/>	Day Labor <input type="checkbox"/>	Local Contract <input type="checkbox"/>	RR Force Account <input type="checkbox"/>
Section: 02-00093-00-BT	Fund Type: STA	ITEP Number:		

Construction		Engineering		Right-of-Way	
Job Number	Project Number	Job Number	Project Number	Job Number	Project Number
C-91-027-04	CMM-8003(327)				

This Amendment is made and entered into between the above local agency hereinafter referred to as the "LA" and the state of Illinois, acting by and through its Department of Transportation, hereinafter referred to as "STATE". The STATE and LA jointly propose to improve the designated location as described below. The improvement shall be constructed in accordance with plans approved by the STATE and the STATE's policies and procedures approved and/or required by the Federal Highway Administration hereinafter referred to as "FHWA".

BE IT MUTUALLY AGREED that all remaining provisions of the original agreement not altered by this Amendment shall remain in full force and effect and the Amendment shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

Amended Division of Cost

Type of Work	FHWA	%	STATE	%	LA	%	Total
Participating Construction	56,327	(*)		()	14,082	(BAL)	70,409
Non-Participating Construction		()		()		()	
Preliminary Engineering		()		()		()	
Construction Engineering		()		()		()	
Right of Way		()		()		()	
Railroads		()		()		()	
Utilities		()		()		()	
Materials							
TOTAL	\$ 56,327		\$		\$ 14,082		\$ 70,409

*Maximum FHWA (STA) Participation 80% Not to Exceed \$56,327.00

NOTE: The costs shown in the Division of Cost table are approximate and subject to change. The final LA share is dependent on the final Federal and State participation. The actual costs will be used in the final division of cost for billing and reimbursement.

If funding is not a percentage of the total, place an asterisk in the space provided for the percentage and explain above.

The Federal share of construction engineering may not exceed 15% of the Federal share of the final construction cost.

APPROVED

Local Agency

Ron Sandack

(Print or Type Name)

Mayor

(County Board Chairperson/Mayor/Village President/etc.)

(Signature)

Date

TIN Number 36-6005857

APPROVED

State of Illinois
Department of Transportation

Gary Hannig, Secretary of Transportation

Date

By: _____

(Delegate's Signature)

(Delegate's Name -Printed)

Christine M. Reed, Director of Highways/Chief Engineer

Date

Ellen J. Schanzle-Haskins, Chief Counsel

Date

Ann L. Schneider, Director of Finance and Administration

Date