

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

SUBJECT:	TYPE:	SUBMITTED BY:
Modified CBDG Grant Agreement: Prentiss Creek Area Hybrid Street Lights	✓ Resolution Ordinance Motion Discussion Only	Nan Newlon, P.E. Director of Public Works

SYNOPSIS

A resolution has been prepared to authorize execution of a modified agreement with DuPage County, Illinois for Community Development Block Grant (CDBG) Agreement CD09-20b related to the funding of hybrid streetlights in the Prentiss Creek Neighborhood.

STRATEGIC PLAN ALIGNMENT

The Five Year Plan and Goals identified *Top Quality Village Infrastructure and Facilities* and *Steward of Environmental Sustainability*.

FISCAL IMPACT

N/A

RECOMMENDATION

Approval on the April 6, 2010 consent agenda.

BACKGROUND

This CBDG grant provided funding for the installation of wind and solar power hybrid streetlights in the Prentiss Creek Neighborhood. The original agreement was approved by Council on April 21, 2009 and provided for funding of approximately 45% of the project cost, with a maximum amount of \$150,000. The project was recently completed, the streetlights are operational, and staff is in the process of completing payments to the material supplier and the contractor who installed the streetlights. The terms of the original agreement anticipated that payments would be completed for this project before the contract's expiration date. Because of delays related to final completion of the work the final payment is projected to occur in April 2010. The purpose of this modified agreement is to extend the agreement to September 30, 2010 to allow for project close-out and completion of payments related to the work.

ATTACHMENTS

Resolution
Agreement

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING EXECUTION
OF A MODIFICATION TO
COMMUNITY DEVELOPMENT COMMISSION AGREEMENT CD09-02**

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 Modification to Agreement (the “Agreement”), between the Village of Downers Grove (the “Subgrantee”) and the County of DuPage (the “County”), for an extension to Community Development Commission Agreement CD09-02 to September 30, 2010, 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

MODIFICATION TO COMMUNITY DEVELOPMENT COMMISSION
AGREEMENT CD09-02

THIS MODIFICATION TO AGREEMENT is entered into this _____ day of _____, 2010 by and between the COUNTY OF DU PAGE, Illinois (hereinafter called "COUNTY") and VILLAGE OF DOWNERS GROVE (hereinafter called "SUBGRANTEE"). The purpose of this MODIFICATION TO AGREEMENT is to modify an existing AGREEMENT between the above parties known as Community Development Commission AGREEMENT CD09-02, which was adopted by Resolution CDC-009-09 on May 12, 2009, to grant funding in the amount of \$150,000.00 for the purpose of providing partial funding for the purchase and installation of hybrid solar and wind-powered street lamps in the Prentiss Creek Neighborhood (hereinafter, together with any previous modifications thereto, called "AGREEMENT").

In consideration of the premises of the AGREEMENT, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereby agree to the following modification of the terms of the AGREEMENT.

1. The time period covered by the AGREEMENT is hereby extended to September 30, 2010.

In all other respects, the terms and conditions of the AGREEMENT shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Modification on the dates recited below:

COUNTY OF DU PAGE, a body politic in the
State of Illinois

By: _____
Mary A. Keating, Director
Community Services

Date: _____

Attest: _____

SUBGRANTEE: VILLAGE OF DOWNERS GROVE

By: _____
Name: Ronald L. Sandack
Title: Mayor

Date: _____

Attest: _____