

3/8/00

13-R-00

A RESOLUTION

**Authorizing City Sponsorship and Filing of an
Application By Custer Street Fair, Inc. to the
Illinois Transportation Enhancement Program (ITEP),
For Funding the Landscaping At 600 Main Street
(The Main Street Metra Station)**

WHEREAS, the ITEP is a federally-funded program for projects that serve to enhance the transportation system authorized by the Transportation Equity Act for the 21st Century, signed into law in June, 1998; and

WHEREAS, the Illinois Department of Transportation manages the ITEP Program in Illinois; and

WHEREAS, the Custer Street Fair, Inc. is a not-for-profit community-based corporation which desires to undertake the landscaping of the Main Street Metra Station ("The Station") at 600 Main Street) and the streetscape (collectively "The Project"); and

WHEREAS, the Train Station is owned by the Union Pacific Railroad and operated by Metra; and

WHEREAS, Custer Street Fair, Inc. has a twenty-year lease from Union Pacific Railroad; and

WHEREAS, Custer Street Fair, Inc. has obtained the consent of Union Pacific Railroad and Metra for The Project; and

WHEREAS, Custer Street Fair, Inc. will manage the parking and passenger services and establish the Train Station as a Cultural Center during non-commuter hours; and

WHEREAS, The landscaping includes embankment wall and walls including plantings, trees, shrubbery and ground cover, for a total cost of \$40,000, with a sponsor share of \$8,000; and

WHEREAS, the Custer Street Fair, Inc. will reimburse the City for any expenditure it may become liable for as sponsor; and

WHEREAS, ITEP monies are available to fund The Project; and

WHEREAS, ITEP requires private sector applicants, such as Custer Street Fair, Inc., to be sponsored by a government agency; and

WHEREAS, the City of Evanston is an agency of local government which has agreed to sponsor the ITEP application of Custer Street Fair, Inc. for The Project; and

WHEREAS, among the divers responsibilities of a sponsor are acquiring a local assurance from the project sponsor to ensure commitment, providing cash or right-of-way donation for the local government or state agency share, ensuring necessary environmental studies and sign-off by appropriate federal, state and local agencies, completing preliminary engineering, preparing contract plans, performing utility relocations, completing environmental documents, clearance, permits and mitigation, scheduling start and completion dates for all types of work, acquiring sponsor and agency joint agreements, acquire necessary right-

of-way and easements, manage, administer and implement the project, and maintain the project after completion; and

WHEREAS, Custer Street Fair, Inc. and the City hereby agree that they will enter in an Agreement whereby Custer Street Fair, Inc. will assume all responsibilities of the sponsor arising out of or connected with The Project and will provide the City with all insurance deemed appropriate and applicable by the City; and

WHEREAS, the said improvements, designed to enhance the transportation system by providing and supporting alternate modes of transportation, enhancing the transportation system through preservation of visual and cultural resources and improving the quality of life for members of the community, are in the best interest of the citizens of Evanston; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

Section 1: The City of Evanston hereby agrees to sponsor and file the application of the Custer Street Fair, Inc. to seek ITEP funding for the landscaping portion of the street rehabilitation project.

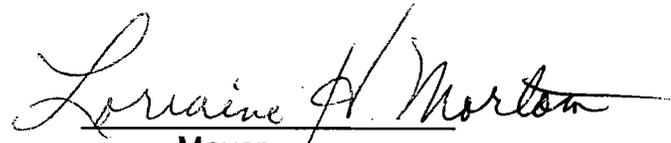
Section 2: The City Manager is hereby authorized to sign, and the City Clerk to attest, all documents required by, or necessary to, such sponsorship filing.

Section 3: The City Manager is hereby further authorized to execute an Agreement with Custer Street Fair, Inc., consistent with this Resolution 13-R-00, providing for Custer Street Fair, Inc. to perform all responsibilities imposed on the

City arising out of or connected with its sponsorship of The Project and filing of the application. The City Manager is authorized to negotiate any additional terms and conditions deemed in the best interest of the City.

Section 4: That this Resolution shall be in full force and effect from and after the date of its passage and approval in the manner required by law.

Adopted: March 13, 2000



Mayor

ATTEST:


City Clerk