

3/31/2015

**37-R-15**

**A RESOLUTION**

**Approving and Authorizing the City Manager to Execute the Local Agency Amendment #1 for Federal Participation with the Illinois Department of Transportation and Appropriating Funds for the Dempster Street Traffic Signal Modernization and Coordination Project**

**WHEREAS**, the City of Evanston ("City") and the Illinois Department of Transportation ("IDOT"), in the interest to promote safe and efficient roadway system, have a continued desire to modernize and interconnect the traffic signals at Dempster Street (See map, attached hereto as Exhibit A, said services to be identified as State Section: 12-00262-00-TL, State Job: C-91-467-12, and Project Number: CMM-4003(048) (hereinafter, the "PROJECT"); and

**WHEREAS**, the PROJECT has been approved by IDOT to receive Federal Congestion Mitigation and Air Qualification ("CMAQ") funds for 80% of Construction and Construction Engineering costs; and

**WHEREAS**, in order to obtain federal funding of local highway improvements, the City is required, under IDOT policies, to enter into an agreement for the funding of said local improvements; and

**WHEREAS**, on December 8, 2015, the City Council approved Resolution 94-R-14, attached hereto as Exhibit B, which approved and authorized the City Manager to sign the Local Agency Agreement for Federal Participation with IDOT; and

**WHEREAS**, Resolution 94-R-14 approved construction costs in the amount of eight hundred three thousand five hundred dollars (\$803,500.00), of which the City would fund one hundred sixty three thousand five hundred dollars (\$164,500.00) from the Capital

Improvement Fund ("CIP") and the Federal Congestion Mitigation and Air Quality Improvement ("CMAQ") program would fund six hundred forty thousand dollars (\$640,000.00); and

**WHEREAS**, Resolution 94-R-14 approved construction engineering costs in the amount of one hundred eighteen thousand three hundred dollars (\$118,300.00), of which the City would fund forty one thousand five hundred dollars (\$41,500.00) and the Federal CMAQ program would fund seventy six thousand eight hundred dollars (\$76,800.00); and

**WHEREAS**, upon IDOT opening bids for the project, the lowest bid was substantially higher than the initial estimate presented in Resolution 94-R-14, requiring the City to submit the Local Agency Amendment #1 for Federal Participation between the State of Illinois and the City defining the supplemental local share of the cost of the improvement, said Amendment attached hereto as Exhibit C.

**WHEREAS**, the City Council of the City of Evanston has determined it is in the best interests of the City to enter into said Amendment,

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

**SECTION 1:** That the attached Local Agency Amendment #1 for Federal Participation is hereby approved and, further, approves the revised construction cost of one million seventy seven thousand dollars (\$1,077,000.00) and approves the revised construction engineering costs of one hundred eighteen thousand dollars (\$118,000.00), totaling one million one hundred ninety five thousand dollars (\$1,195,000.00); and

**SECTION 2:** That the City hereby appropriates two hundred sixteen thousand dollars (\$216,000.00) from the Capital Improvement Program ("CIP") fund for construction

costs and one hundred eighteen thousand dollars (\$118,000.00) from the Capital Improvement Program ("CIP") , of which ninety four thousand dollars (\$94,000.00) will be reimbursed to the City by the State of Illinois for construction engineering costs; and

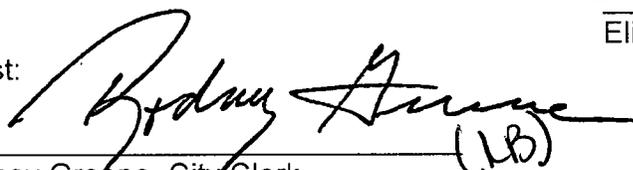
**SECTION 3:** That the City Manager is hereby authorized to execute and the City Clerk hereby authorized to attest to the Local Agency Amendment #1 for Federal Participation made with IDOT, attached hereto as Exhibit C and made a part hereof.

**SECTION 4:** That the City Manager is hereby authorized and directed to negotiate any additional conditions of the Amendment as may be determined to be in the best interests of the City.

**SECTION 5:** That this Resolution 37-R-15 shall be in full force and effect from and after its passage and approval in the manner provided by law.

  
Elizabeth B. Tisdahl, Mayor

Attest:

  
Rodney Greene, City Clerk (LB)

Adopted: April 13, 2015

EXHIBIT A

**Project Location Map**

# The City of Evanston

## Dempster Street Signal Interconnect Project

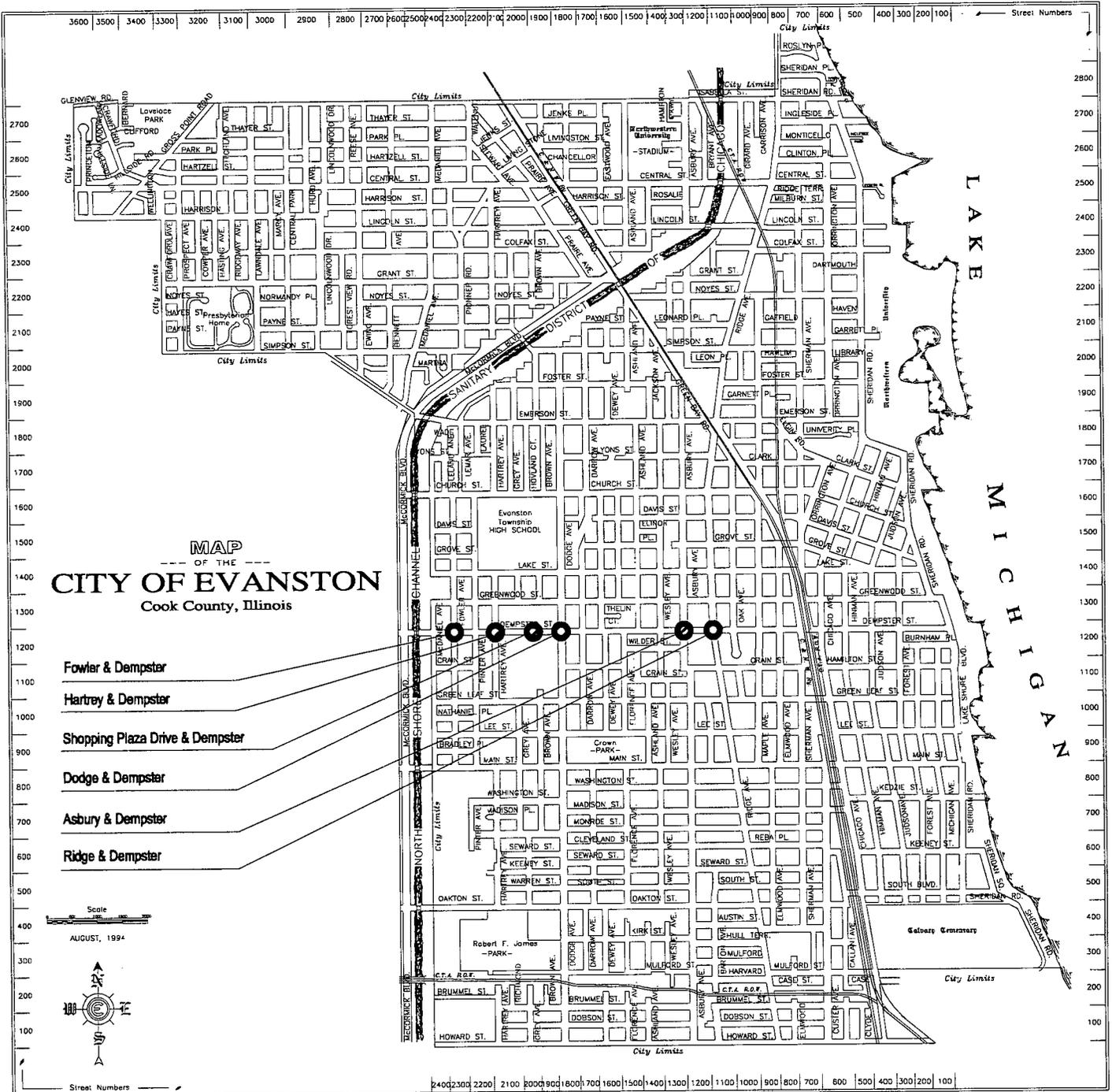


EXHIBIT B

**Resolution 94-R-14**

11/24/2014

94-R-14

**A RESOLUTION**

**Authorizing the City Manager to Execute the Local Agency Agreement with the Illinois Department of Transportation and the Construction Engineering Services Agreement with Hampton, Lenzini and Renwick, Inc., for Federal Participation in the Phase III Construction of the Dempster Street Traffic Signal Upgrade and Coordination Project**

WHEREAS, the City of Evanston ("City") and the Illinois Department of Transportation ("IDOT"), in the interest to promote safe and efficient roadway system, desire to upgrade construction and the Construction Engineering Services Agreement, as well as coordinate the traffic signals on Dempster Street (See map, attached hereto as Exhibit A, said services to be identified as State Section: 12-00262-00-TL, State Job: C-91-467-12, and Project Number: CMM-4003(048) (hereinafter, the "PROJECT"); and

WHEREAS, the parties hereto are desirous of said PROJECT in that same will be of immediate benefit to the residents of the area and will be permanent in nature; and

WHEREAS, the State of Illinois and the City wish to avail themselves of Federal funds committed to improve this PROJECT; and

WHEREAS, the City would like to enter into a Construction Engineering Services Agreement with consultants Hampton, Lenzini and Renwick, Inc., to provide construction engineering services; and

WHEREAS, the City Council of the City of Evanston has determined it is in the best interests of the City to enter into said Agreements,

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

SECTION 1: That the City Manager is hereby authorized to execute and the City Clerk hereby authorized to attest to the Local Agency Agreement for Federal Participation made with IDOT, attached hereto as Exhibit B, and the Construction Engineering Services Agreement with Hampton, Lenzini and Renwick, Inc., attached hereto as Exhibit C, and all made a part hereof.

SECTION 2: That the City Manager is hereby authorized and directed to negotiate any additional conditions of the Agreements as may be determined to be in the best interests of the City.

SECTION 3: That this Resolution 94-R-14 shall be in full force and effect from and after its passage and approval in the manner provided by law.

  
Elizabeth B. Tisdahl, Mayor

Attest:

  
Rodney Greene, City Clerk

Adopted: December 8, 2014

EXHIBIT C

**Local Agency Amendment #1 for Federal Participation**

 <b>Illinois Department of Transportation</b> <b>Local Agency Amendment # 1 for Federal Participation</b>	Local Agency City of Evanston	State Contract <input checked="" type="checkbox"/>	Day Labor <input type="checkbox"/>	Local Contract <input type="checkbox"/>	RR Force Account <input type="checkbox"/>
	Section: 12-00262-00-TL	Fund Type: CMAQ	ITEP and/or SRTS Number		
Construction		Engineering		Right-of-Way	
Job Number	Project Number	Job Number	Project Number	Job Number	Project Number
C-91-467-12	CMM-4003(048)				

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".

Location					
Location	<u>Dempster Street</u>		Route	<u>FAU 3727</u>	
				Length	<u>0.5 mile</u>
Termini	<u>Fowler Avenue to Dodge Avenue</u>				

Current Jurisdiction	<u>STATE</u>	TIP Number	<u>02-12-0006</u>	Existing Structure No.	<u>N/A</u>
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Type of Work	Amended Division of Cost						Total
	CMAQ	%	%	LA	%		
Participating Construction	861,000	( * )	( )	216,000	( BAL )		1,077,000
Non-Participating Construction		( )	( )		( )		
Preliminary Engineering		( )	( )		( )		
Construction Engineering	94,000	( * )	( )	24,000	( BAL )		118,000
Right of Way		( )	( )		( )		
Railroads		( )	( )		( )		
Utilities		( )	( )		( )		
Materials							
TOTAL	\$ 955,000		\$	\$ 240,000		\$	1,195,000

\*Maximum FHWA (CMAQ) participation 80% not to exceed \$955,000.

**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.

**Changes to Agreement Provisions**

See attached Resolution reflecting additional CMAQ participation and local funding appropriation and signature authorization.  
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.

The LA further agrees, as a condition of payment, that it accepts and will comply with the applicable provisions set forth in this Amendment.

**APPROVED**

Local Agency

Wally Bobkiewicz

\_\_\_\_\_  
Name of Official (Print or Type Name)

City Manager

\_\_\_\_\_  
Title (County Board Chairperson/Mayor/Village President/etc.)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
Date

The above signature certifies the agency's TIN number is  
36-6005870 conducting business as a Governmental  
Entity.

DUNS Number 074390907

**NOTE:** If signature is by an APPOINTED official, a resolution  
authorizing said appointed official to execute this agreement is required.

**APPROVED**

State of Illinois  
Department of Transportation

\_\_\_\_\_  
Randall S. Blankenhorn, Acting Secretary

\_\_\_\_\_  
Date

By:

\_\_\_\_\_  
Aaron A. Weatherholt, Deputy Director of Highways

\_\_\_\_\_  
Date

\_\_\_\_\_  
Omer Osman, Director of Highways/Chief Engineer

\_\_\_\_\_  
Date

\_\_\_\_\_  
William M. Barnes, Chief Counsel

\_\_\_\_\_  
Date

\_\_\_\_\_  
Director of Finance and Administration

\_\_\_\_\_  
Date