

VILLAGE OF LOMBARD
REQUEST FOR BOARD OF TRUSTEES ACTION

For Inclusion on Board Agenda

 X Resolution or Ordinance (Blue) Waiver of First Requested
 Recommendations of Boards, Commissions & Committees (Green)
 Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES

FROM: Scott Niehaus, Village Manager

DATE: June 6, 2016 (COW) (B of T) **Date:** June 16, 2016

TITLE: Highland Ave at Eastgate Traffic Signal Agreement

SUBMITTED BY: David Gorman, PE, Assistant Director of Public Works *LDG*

BACKGROUND/POLICY IMPLICATIONS:

The Illinois Department of Transportation (IDOT) has requested a traffic signal maintenance transfer at the intersection of Highland Avenue and Eastgate Road. This amendment is anticipated to decrease current Village maintenance costs at this intersection.

FISCAL IMPACT/FUNDING SOURCE:

Review (as necessary):
Village Attorney X _____ Date _____
Finance Director X _____ Date _____
Village Manager X _____ Date _____

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



To: Scott Niehaus, Village Manager
Through: Carl S. Goldsmith, Director of Public Works ³
From: David Gorman, PE, Assistant Director of Public Works *DG*
Date: June 6, 2016
Subject: Highland Ave at Eastgate Rd—Traffic Signal
Amendment Agreement

Traffic signals are maintained within the Village by several agencies including the Village of Lombard, DuPage County Department of Transportation, and the Illinois Department of Transportation. Such signals are typically maintained in accordance with the current jurisdiction of the associated roadway.

In response to the decision of the Second District, Appellate Court of Illinois, 2013 IL App (2d) 121042, relative to the jurisdiction of Highland Avenue, the Illinois Department of Transportation (IDOT) has requested a traffic signal maintenance transfer amendment at the intersection of Highland Avenue and Eastgate Road. IDOT has the maintenance jurisdiction of Highland Avenue (north-south legs) between 13th Street and 20th Street, and the Village retains jurisdiction of Eastgate Road (east leg).

Under the amendment, IDOT and the Village will share maintenance costs pursuant to the Illinois Administrative Code. The maintenance and energy cost share percentage will be split as 66.7% IDOT, 33.3% Village. This amendment is anticipated to decrease current Village maintenance costs at this intersection.

Please present this agreement and resolution to the President and Board of Trustees for their review at their regular meeting of June 16, 2016. If approved, please return three original signed copies of the agreement to Public Works—Engineering for further processing.

RESOLUTION

R _____ 16

**A RESOLUTION AUTHORIZING SIGNATURE OF
PRESIDENT AND CLERK ON AN AGREEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received an Agreement between the Village of Lombard and Illinois Department of Transportation regarding the Highland Avenue and Eastgate Road traffic signal as attached hereto and marked Exhibit "A"; and

WHEREAS, the Corporate Authorities deem it to be in the best interest of the Village of Lombard to approve such agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS as follows:

SECTION 1: That the Village President be and hereby is authorized to sign on behalf of the Village of Lombard said agreement as attached hereto.

SECTION 2: That the Village Clerk be and hereby is authorized to attest said agreement as attached hereto.

Adopted this 16th day of June, 2016.

Ayes: _____

Nays: _____

Absent: _____

Approved this 16th day of June, 2016.

Keith Giagnorio
Village President

ATTEST:

Sharon Kuderna
Village Clerk



AMENDMENT NUMBER 01
FOR THE AGREEMENT OF MAINTENANCE TRANSFER OF TRAFFIC
CONTROL DEVICES IN THE VILLAGE OF LOMBARD

The undersigned DEPARTMENT and GOVERNMENTAL BODY (the parties) agree that the following shall amend the AGREEMENT referenced herein. All terms and conditions set forth in the original AGREEMENT, not amended herein, shall remain in full force and effect as written. In the event of conflict, the terms of this amendment shall prevail. This AGREEMENT AMENDMENT is in the best interest of the State and authorized by law.

DESCRIPTION OF AGREEMENT: This is the Master Agreement for Local Agency maintenance and apportionment of energy costs for traffic control devices located on State highway within or near the Local Agency

EFFECTIVE DATE OF AMENDMENT: Upon execution until June 30, 2021.

DESCRIPTION OF AMENDMENT: The DEPARTMENT is transferring one intersection of Highland Av at Eastgate Rd and intend to include this intersection to the Village's Exhibit A.

- 4. ATTACHMENTS AND INCORPORATIONS: The following Attachments are hereby incorporated and made part of this AMENDMENT. Attachment A - Description of Amendment. Attachment B - Revised Exhibit A.

IN WITNESS WHEREOF, the parties have caused this AGREEMENT AMENDMENT to be executed on the dates shown below by representatives authorized to bind the respective parties.

For The GOVERNMENTAL BODY:

Signature of Authorized Representative Date
Governmental Body: Village of Lombard
Legal Address: 255 East Wilson Avenue
City, State, Zip: Lombard, IL 60148
Attn: Email:

For The DEPARTMENT:

William M. Barnes, Chief Counsel (Approved as to form) Date
Jim Ofcarcik, Acting Chief Fiscal Officer Date
Randall S. Blankenhorn, Secretary of Transportation Date
By:

Contract: [] Exempt from Code [] Other (describe):

Attachment A
Description of Amendment

The Department through the Governmental Body intends to amend the revisions of the LOCAL AGENCY'S Master Agreement-Exhibit A in order to reflect and comply with the maintenance transfer of traffic signal affected:

The financial responsibility for Maintenance and Electric Energy for the operation of the Traffic Signals shall be proportioned as follows below for Highland Avenue at Eastgate Road:

<u>Intersection(s)</u>	<u>Maintenance</u>	<u>Energy</u>
Highland Av at Eastgate Rd	66 2/3%-State 33 1/3%-Village	66 2/3%-State 33 1/3%-Village

The Village has no cost responsibility for intersection at Highland Avenue and 15th Street but is located within the Village; therefore this intersection is to be included to the Village's Exhibit A.

All terms and conditions stated in this AMENDMENT shall be made a part of the Original MASTER AGREEMENT executed between the Village of Lombard and the State for the term of which begins on July 1, 2011, and that all other terms and conditions not in conflict with this AMENDMENT as enumerated in that Original MASTER AGREEMENT remain applicable.

A provision for the Village's jurisdictions at the mentioned intersections share of cost responsibility is indicated in Attachment B.

ATTACHMENT B

REVISED EXHIBIT A

Following is the list of signalized intersections and locations with traffic control devices along State highways located within or near the Village of Lombard, that are subject to the provisions of the attached Master Agreement to which this list is an exhibit.

As of 2/19/16

LOCATION		% OF MAINTENANCE RESPONSIBILITY			% OF ENERGY CHARGES RESPONSIBILITY			AGENCY PERFORMING MAINT.
		STATE	LOCAL	OTHER	STATE	LOCAL	OTHER	
IL 38 (Roosevelt Rd) at Finley	(ADT)	100			50	37.5	12.5 Glen Ellyn	STATE
IL 38 (Roosevelt Rd) at Main St.	(ADT)	100			100			STATE
IL 38 (Roosevelt Rd) at Highland	(ADT)	100			100			STATE
IL 38 (Roosevelt Rd) at Fairfield Av	(PB)			100 First Realty Dev.			100 First Realty Dev.	STATE
IL 38 (Roosevelt Rd) at Maxwell St. Plaza.	(S/M)		100			100		STATE
IL 38 (Roosevelt Rd) at Westmore/Meyers	(ADT)	100			100			STATE
IL 53 at Sidney	(PB)			100 Prime Group			100 Prime Group	STATE
IL 53 at IL 64 (North Av.)	(ADT)	100			100			STATE
IL 64 at I-355 East Ramp	(ADT)	100				100		STATE
IL 64 at I-355 West Ramp	(ADT)	100				100		STATE
IL 64 (North Av.) at Lombard	(ADT)	100			66 2/3	33 1/3		STATE
IL 64 (North Av.) at Main St.	(ADT)	100			100			STATE
IL 64 (North Av.) at Grace St.	(ADT)	100			100			STATE
IL 64 (North Ave) at Swift Rd	(ADT)	100			100			STATE
IL 56 at (Butterfield) at Fairfield	(PB)			100 Homart Dev			100 Homart Dev	STATE
IL 56 at (Butterfield) at Technology	(S/M)		100			100		STATE
IL 56 at (Butterfield) at Fountain Sq.	(S/M)		100			100		STATE
Highland Av at 15th St	(S/DC)	100						STATE
Highland Av at Eastgate Rd	(S/M)	66 2/3	33 1/3		66 2/3	33 1/3		STATE
IL 56 at (Butterfield) at Highland	(ADT)	100			100			DUPAGE
IL 53 at St. Charles	(S/M)		100			100		LOCAL

(S) = State
 (DC) = DuPage County
 (M) = Municipality
 (PB) = Private Benefit
 (ADT) = Avg. Daily Traffic