

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: William T. Lichter, Village Manager

DATE: August 24, 2004 (COW) (B of T) **Date:** September 2, 2004

TITLE: North Avenue Improvements
Amendment #2 to Intergovernmental Agreement with IDOT

SUBMITTED BY: David A. Dratnol, P.E., Village Engineer *DD*

BACKGROUND/POLICY IMPLICATIONS:

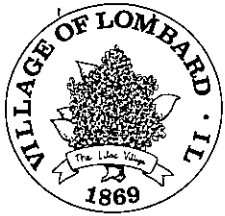
(See attached memorandum)

FISCAL IMPACT/FUNDING SOURCE:

Review (as necessary):

Village Attorney X _____ Date _____
Finance Director X *As Timothy Sexton* _____ Date *8/25/04*
Village Manager X *W.T. Lichter* _____ Date *8/25/04*

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.



InterOffice Memo

To: William T. Lichter, Village Manager
From: David A. Dratnol, P.E., Village Engineer *DA*
Date: August 24, 2004
Subject: Amendment #2 to Intergovernmental Agreement with IDOT (North Ave)

The attached amendment to the Intergovernmental Agreement with IDOT allows for the installation of emergency vehicle pre-emption equipment at the intersection of IL Route 64 (North Avenue) and Route 53 as part of the North Avenue Improvements Project currently under construction. The additional cost to the Village for this work is \$8,568.

Please present the amendment to the Village Board for approval at the September 2, 2004, Village Board Meeting. If approved, please return the two signed originals to Public Works for further processing.

cc: File: ST-89-17

RESOLUTION
R _____ 05

**A RESOLUTION AUTHORIZING
AMENDMENT OF AN AGREEMENT**

WHEREAS, the Board of Trustees of the Village of Lombard on June 20th, 2002 adopted a resolution authorizing signature of President and Clerk on an agreement between the Village of Lombard and State Of Illinois {which was amended on December 5, 2002}; and

WHEREAS, an amendment to said contract is required to legally bind the parties; and

WHEREAS, Illinois law exempts professional engineering contracts from the requirements of Illinois Compiled Statutes, Chapter 720, Section 5/33E-9 regarding preparation of change orders.

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 President and Village Clerk are hereby directed and authorized to execute an amendment to the agreement with The State Of Illinois regarding the North Avenue Improvement project substantially in the form and manner of Exhibit "A" attached hereto and made a part hereof.

Adopted this 2nd day of September, 2004.

Ayes; _____

Nays: _____

Absent: _____

Approved this 2nd day of September, 2004.

ATTEST:

William J. Mueller
Village President

Barbara Johnson
Deputy Clerk

APPROVAL AS TO FORM:

Thomas P. Bayer
Village Attorney



Illinois Department of Transportation

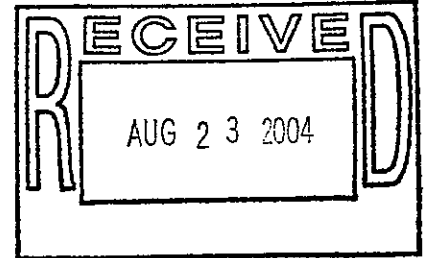
Division of Highways/District 1
201 West Center Court/Schaumburg, Illinois 60196-1096

BUREAU OF DESIGN

CERTIFIED MAIL

Village of Lombard/State of Illinois
Illinois Route 64 Improvement
FAP Route 307
STATE Section: 131-WRS-1
DuPage County

August 19, 2004



Mr. William J. Mueller
President
Village of Lombard
255 East Wilson Avenue
Lombard, IL 60148

Attn: David A. Dratnol, P.E.
Village Engineer

Dear Mr. Mueller:


Enclosed are two (2) copies of the Joint Second Addendum Agreement for the subject improvement. Please have the Second Addendum Agreement approved and executed, and return both copies to this office for further processing.

Please be advised that in order for this project to meet its scheduled completion, the executed Agreement must be received by this office as soon as possible. Thank you for your cooperation in the processing of this document.

If you have any questions or need additional information, please contact Mr. John M. Romano, Agreements Specialist, at (847) 705-4238.

Very truly yours,

Diane M. O'Keefe, P.E.
District Engineer

By: 
John Fortmann, P.E.
Project Support Engineer

Enclosures

Illinois Route 64
State Section 131-WRS-1
VILLAGE Section 02-00145-00-WR
DuPage County
Job No. C-91-149-99
Agreement No. JN-104-045
Contract No. 60737

SECOND ADDENDUM TO AN AGREEMENT

This Second Addendum to an Agreement entered into this _____ day of _____
A.D. _____, by and between the STATE OF ILLINOIS, acting by and through its
DEPARTMENT OF TRANSPORTATION, hereinafter called the "STATE" and the Village of
Lombard, of the State of Illinois, hereinafter called the "VILLAGE".

WITNESSETH:

WHEREAS, the STATE and the VILLAGE executed an Agreement on September 4,
2002, and an Addendum to an Agreement on December 9, 2002, to facilitate the free flow of
traffic and ensure safety to the motoring public by improving approximately 2.338 miles (12,345
lineal feet) of Illinois Route 64 (FAP Route 307, State Section: 131-WRS-1, State Job No.:
C-91-149-99, State Contract No.: 60737, Village Section: 02-00145-00-WR); and

WHEREAS, the VILLAGE has requested that the STATE include in the STATE's
contract the addition of Emergency Vehicle Pre-Emption at the intersection of Illinois Route 64
and Illinois Route 53; and

WHEREAS, the STATE has agreed to the Village's request;

NOW THEREFORE, in consideration of the foregoing and the mutual covenants contained herein, the parties hereto agree as follows:

1. That Page 2, 1st WHEREAS paragraph of the Original Agreement be revised to read as follows and incorporated herein by reference:

WHEREAS, the VILLAGE has requested that the STATE include in the PROJECT, new sidewalk, additional landscaping, Emergency Vehicle Pre-Emption on traffic signals within the VILLAGE limits, and the removal and relocation of the VILLAGE's watermains and sanitary sewers that are in conflict with the STATE's improvement, and is agreeable to paying the cost associated with these requests; and

2. That Page 2, 2nd WHEREAS paragraph of the Original Agreement be revised to read as follows and incorporated herein by reference:

WHEREAS, the STATE is agreeable to incorporating the construction of new sidewalk, additional landscaping, Emergency Vehicle Pre-Emption, watermain and sanitary sewer removal and relocation in the "PROJECT" (hereinafter called the "ENHANCED PROJECT"); and

3. That Exhibit A (1 of 2) and (2 of 2) be revised to read as attached and incorporated herein by reference.

4. It is mutually agreed by and between the parties hereto that all covenants contained in the Original Agreement executed on September 4, 2002, and the Addendum Agreement executed on December 9, 2002, which are not in conflict with this Second Addendum to an Agreement, shall remain in full force and effect.

5. This Second Addendum to an Agreement shall be binding upon, and inure to the benefit of the parties hereto, their successors and assigns.

VILLAGE OF LOMBARD

By _____
Village President

Date: _____

ATTEST:

Village Clerk
(SEAL)

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By _____
Director of Highways

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EXHIBIT A (1 of 2)

ESTIMATE OF COST AND PARTICIPATION

TYPE OF WORK	STATE		VILLAGE OF LOMBARD		OTHERS		TOTAL
	COST	%	COST	%	COST	%	
All Roadway Work	\$ 18,610,000	100%	\$	N/A%	\$	N/A%	\$ 18,610,000
P&C Engineering (15%)	\$ 2,791,500	100%	\$	N/A%	\$	N/A%	\$ 2,791,500
TRAFFIC SIGNALS							
Illinois Route 64 at Illinois Route 53	\$ 50,000	100%	\$	N/A%	\$	N/A%	\$ 50,000
P & C Engineering (15%)	\$ 7,500	100%	\$	N/A%	\$	N/A%	\$ 7,500
Emergency Vehicle Pre-Emption		N/A%	\$ 7,450	100%	\$	N/A%	\$ 7,450
P & C Engineering (15%)	\$	N/A%	\$ 1,118	100%	\$	N/A%	\$ 1,118
Illinois Route 64 at Lombard Road	\$ 144,615	93.3%	\$ 10,385	6.7%	\$	N/A%	\$ 155,000
P&C Engineering (15%)	\$ 21,692	93.3%	\$ 1,558	6.7%	\$	N/A%	\$ 23,250
Emergency Vehicle Pre-Emption	\$	N/A%	\$ 6,000	100%	\$	N/A%	\$ 6,000
P&C Engineering (15%)	\$	N/A%	\$ 900	100%	\$	N/A%	\$ 900
Illinois Route 64 at Main Street	\$ 189,000	90%	\$ 21,000	10%	\$	N/A%	\$ 210,000
P&C Engineering (15%)	\$ 28,350	90%	\$ 3,150	10%	\$	N/A%	\$ 31,500
Emergency Vehicle Pre-Emption	\$	N/A%	\$ 6,000	100%	\$	N/A%	\$ 6,000
P&C Engineering (15%)	\$	N/A%	\$ 900	100%	\$	N/A%	\$ 900
Illinois Route 64 at Grace Street	\$ 189,000	90%	\$ 21,000	10%	\$	N/A%	\$ 210,000
P&C Engineering (15%)	\$ 28,350	90%	\$ 3,150	10%	\$	N/A%	\$ 31,500
Emergency Vehicle Pre-Emption	\$	N/A%	\$ 6,000	100%	\$	N/A%	\$ 6,000
P&C Engineering (15%)	\$	N/A%	\$ 900	100%	\$	N/A%	\$ 900
Illinois 64 Westwood/Lincoln Avenue	\$ 175,500	90%	\$	N/A%	\$ 19,500	10%	\$ 195,000
P&C Engineering (15%)	\$ 26,325	90%	\$	N/A%	\$ 2,925	10%	\$ 29,250

EXHIBIT A (2 of 2)
ESTIMATE OF COST AND PARTICIPATION

TYPE OF WORK	STATE		VILLAGE OF LOMBARD		OTHERS		TOTAL
	COST	%	COST	%	COST	%	
Illinois 64 at Westmore Ave.	\$ 139,500	90%	\$	N/A%	\$ 15,500	10%	\$ 155,000
P&C Engineering (15%)	\$ 20,925	90%	\$	N/A%	\$ 2,325	10%	\$ 23,250
OTHER WORK							
Lighting	\$ 2,010,000	100%	\$	N/A%	\$	N/A%	\$ 2,010,000
P&C Engineering (15%)	\$ 301,500	100%	\$	N/A%	\$	N/A%	\$ 301,500
Watermain Relocation	\$	N/A%	\$ 588,041	100%	\$	N/A%	\$ 588,041
P & C Engineering (15%)	\$	N/A%	\$ 88,206	100%	\$	N/A%	\$ 88,206
Sanitary Sewer Relocation	\$	N/A%	\$ 754,725	100%	\$	N/A%	\$ 754,725
P & C Engineering (15%)	\$	N/A%	\$ 113,208	100%	\$	N/A%	\$ 113,208
Sidewalk	\$ 97,425	50%	\$ 97,425	50%	\$	N/A%	\$ 194,850
P&C Engineering (15%)	\$ 14,614	50%	\$ 14,614	50%	\$	N/A%	\$ 29,228
TOTAL	\$ 24,845,796		\$ 1,745,730		\$ 40,250		\$ 26,631,776

Note: The Village of Lombard's participation shall be predicated on the percentages shown above for the specified work. The cost shall be determined by multiplying the final quantities times contract unit prices plus 10% for construction engineering and 5% for preliminary engineering.

The Village of Lombard's estimated cost for watermain and sanitary sewer relocation included the cost of adjust value vaults, manholes, fire hydrants and other related appurtenances.