

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: February 2, 2024 (COW) (B of T) **Date:** February 15, 2024

TITLE: 22nd Street Shared-Use Path Improvements
Amendment to Resolution for Expenditure Authorization

SUBMITTED BY: Carl Goldsmith, Director of Public Works 

BACKGROUND/POLICY IMPLICATIONS:

Federally funded CIP project that includes installation of a shared-use path along 22nd Street. Amendment to the IDOT required resolution to allocate funds for the Village’s matching portion of the contracted work. Incorporating a construction cost increase and increased federal funding.

FISCAL IMPACT/FUNDING SOURCE:

Total Amount: \$283,800 (Construction Eng. & Construction Cost local share)
Project Number: ST-23-01 22nd Street Shared-Use Path
Account: Motor Fuel Tax Fund: 420.730.730.75410

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.



February 2, 2024

TO: Village President and Board of Trustees
 THROUGH: Carl Goldsmith, Director of Public Works *g*
 FROM: Mike Barbier, Civil Engineer II *MB*
 SUBJECT: **22nd Street Shared-Use Path Amended Resolution for Expenditure Authorization**

Background

The 22nd Street Shared-Use Path Project is included within the current Capital Improvement Program. The project will provide an 8’ shared-use path on the south side of 22nd Street from Finley Road to Meyers Road. The Village secured federal funding for this project through the DuPage Mayors and Managers Conference. This project will be constructed in the Spring of 2024.

The initial construction project budget was \$1,200,000 (\$960,000 federal funds, \$240,000 Village funds). The initial construction cost estimate was \$1,080,000. The project was let on September 22, 2023 and awarded to the lowest bidder in the amount of \$1,298,698.50. The Village was able to secure an additional \$175,200 of federal funding from the DuPage Mayors and Managers Conference in November of 2023. This enabled the Village to keep the funding ratio of 80% Federal share & 20% Village share up to the construction bid amount.

| | Construction Engineering | Initial Const. Est. | Funding INCREASE | TOTAL | Funding split |
|---------------------|--------------------------|---------------------|------------------|-------------|---------------|
| Village | \$24,000 | \$216,000 | \$43,800 | \$283,800 | 20% |
| Federal (STP-Local) | \$96,000 | \$864,000 | \$175,200 | \$1,135,200 | 80% |
| TOTALS | \$120,000 | \$1,080,000 | \$219,000 | \$1,419,000 | |

As this project uses federal funding, a resolution authorizing a match of \$283,8000 or as much is required by IDOT. This resolution is part of a federal funding IDOT project agreement. Within this resolution, the Director of Public Works is given authorization to sign the federal funding agreement documents.

Please present documents to the President and Board of Trustees for their review at their regular meeting of February 15, 2024. If approved, please return three (3) original signed copies of the documents to Public Works-Engineering for further processing.

Resolution
R _____ - _____

**22ND STREET SHARED-USE PATH
APPROVING THE EXPENDITURE OF FUNDS**

WHEREAS, the Village of Lombard is constructing a Shared-Use Path on 22nd Street from Finley Road to Meyers Road that is approximately 1.80 miles in length.

WHEREAS, the cost of said improvement has necessitated the use of federal funds.

WHEREAS, the federal fund source requires an AGREEMENT and local funding match.

NOW, THEREFORE, BE IT RESOLVED by the Village of Lombard Board that the Village of Lombard authorized two hundred eighty-three thousand eight hundred and zero cents, (\$283,800) or as much as may be needed to match federal funds in the completion of Section Number 22-000162-00-BT.

BE IT FURTHER RESOLVED that the Director of Public Works be and is hereby authorized and directed to execute the above-mentioned AGREEMENT and any other such documents related to the advancement and completion of said project; and

BE IT FURTHER RESOLVED that the Clerk is hereby directed to transmit three (3) copies of this resolution to the Illinois Department of Transportation and one copy to the Village of Lombard.

Adopted this ____ day of _____, 2024.

Ayes:

Nays:

Absent:

Approved this ____ day of _____, 2024.

Keith T. Giagnorio
Village President

Attest:

Elizabeth Brezinski
Village Clerk

LOCAL PUBLIC AGENCY

| | | | | |
|--|----------------------------|--------------------|----------------|------------------------------|
| Local Public Agency | | County | Section Number | |
| Village of Lombard | | DuPage | 22-00162-00-BT | |
| Fund Type | ITEP, SRTS, HSIP Number(s) | | MPO Name | MPO TIP Number |
| STU | N/A | | CMAP | 08-20-0014 |
| <input checked="" type="checkbox"/> Construction on State Letting <input type="checkbox"/> Construction Local Letting <input type="checkbox"/> Day Labor <input type="checkbox"/> Local Administered Engineering <input type="checkbox"/> Right-of-Way | | | | |
| Construction | | Engineering | | Right of Way |
| Job Number | Project Number | Job Number | Project Number | Job Number Project Number |
| C-91-198-22 | 163V(210) | | | |

Reason for modification of original Agreement
Construction cost was higher than expected.

This amended Agreement, hereinafter referred to as "**Amendment**" is made and entered to in between the above local public agency, hereinafter referred to as the "**LPA**" and the State of Illinois, acting by and through its Department of Transportation, hereinafter referred to as "**STATE**". The **LPA** and **STATE** agree to revise the original Agreement by execution of this **Amendment**.

LOCATION

| | | | | |
|----------------------------|------------------------------|------------|--------------|------|
| Local Street/Road Name | Key Route | Length | Stationing | |
| 22nd Street | FAU 1452 | 1.77 Miles | From | To |
| | | | 0.00 | 1.77 |
| Location Termini | | | | |
| Finley Road to Meyers Road | | | | |
| Current Jurisdiction | Existing Structure Number(s) | | Add Location | |
| Village of Lombard | N/A | | Remove | |

LOCAL PUBLIC AGENCY APPROPRIATION

For Amendments Increasing the LPA share: By execution of this **Amendment**, the LPA attests that additional moneys have been appropriated or reserved by resolution or ordinance to fund the additional share of **LPA** project costs. A copy of the resolution or ordinance is attached as an addendum (**required for increases to state-let contracts only**).

ADDENDA

Additional information and/or stipulations are hereby attached and identified below as being a part of this **Amendment**.

| | |
|-------------------------------------|---------------------|
| <input checked="" type="checkbox"/> | 1. Location Map |
| <input checked="" type="checkbox"/> | 2. Division of Cost |
| <input type="checkbox"/> | |

BE IT MUTUALLY AGREED that all remaining provisions of the original agreement not altered by the **Amendment** shall remain in full force and effect and the **Amendment** shall be binding upon the inure to the benefit of the parties hereto, their successor and assigns.

The **LPA** further agrees as a condition of payment, that it accepts and will comply with the application provisions set forth in this **Amendment** and all addenda indicated above.

APPROVED

Local Public Agency

Name of Official (Print or Type Name)

Keith Giagnorio

Title of Official

Village President

Signature & Date

The above signature certifies the agency's TIN number is
366005975 conducting business as a Governmental Entity.

DUNS Number 069974798

UEI GSMHYFBWWF89

APPROVED

State of Illinois
Department of Transportation

Omer Osman, P.E., Secretary of Transportation Signature & Date

By:

George A. Tapas, P.E., S.E., Engineer of Local Roads & Streets Signature & Date

Stephen M. Travia, P.E., Director of Highways PI/Chief Engineer Signature & Date

Yongsu Kim, Chief Counsel Signature & Date

Vicki Wilson, Chief Fiscal Officer Signature & Date

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

ADDENDA NUMBER 2

| | | |
|--|-------------------------|---|
| Local Public Agency Village of Lombard | County DuPage | Section Number 22-00162-00-BT |
|--|-------------------------|---|

| | | | | | |
|---------------------|-----------------------|--------------------|-----------------------|---------------------|-----------------------|
| Construction | | Engineering | | Right of Way | |
| Job Number | Project Number | Job Number | Project Number | Job Number | Project Number |
| C-91-198-22 | 163V(210) | | | | |

ORIGINAL DIVISION OF COST (ODC)

| Type of Work | Federal Funds | | | State Funds | | | Local Public Agency Funds | | | Totals |
|--------------------------------|---------------|--------------|---|-----------------|--------|---|---------------------------|--------------|-------|----------------|
| | Fund Type | Amount | % | Fund Type | Amount | % | Fund Type | Amount | % | |
| Non-Participating Construction | STU | \$864,000.00 | | | | | Local | \$216,000.00 | BAL | \$1,080,000.00 |
| Construction Engineering | STU | \$96,000.00 | | | | | Local | \$24,000.00 | BAL | \$120,000.00 |
| ODC Federal Funds | | \$960,000.00 | | ODC State Funds | | | ODC LPA Funds | | Total | \$1,200,000.00 |

AMENDMENT # 1

| Type of Work | Federal Funds | | | State Funds | | | Local Public Agency Funds | | | Work Totals |
|-----------------------------|---------------|------------------|---|---------------------------|--------|---|---------------------------|-------------|-------|--------------|
| | Fund Type | Amount | % | Fund Type | Amount | % | Fund Type | Amount | % | |
| Participating Construction | STU | \$175,200.00 | | | | | Local | \$43,800.00 | BAL | \$219,000.00 |
| Federal Funds Amendment # 1 | | \$175,200.00 | | State Funds Amendment # 1 | | | LPA Funds Amendment # 1 | | Total | \$219,000.00 |
| Add Amendment | | Remove Amendment | | | | | | | | |

| | | | | | | | |
|----------------------------|----------------|--------------------------|--|------------------------|--------------|--------------|----------------|
| Total Federal Funds | \$1,135,200.00 | Total State Funds | | Total LPA Funds | \$283,800.00 | TOTAL | \$1,419,000.00 |
|----------------------------|----------------|--------------------------|--|------------------------|--------------|--------------|----------------|

CUMULATIVE DIVISION OF COST (CDC)

| Type of Work | Federal Funds | | | State Funds | | | Local Public Agency Funds | | | Totals |
|----------------------------|---------------|----------------|---|-----------------|--------|---|---------------------------|--------------|-------|----------------|
| | Fund Type | Amount | % | Fund Type | Amount | % | Fund Type | Amount | % | |
| Participating Construction | STU | \$1,039,200.00 | * | | | | Local | \$259,800.00 | BAL | \$1,299,000.00 |
| Construction Engineering | STU | \$96,000.00 | * | | | | Local | \$24,000.00 | BAL | \$120,000.00 |
| CDC Federal Funds | | \$1,135,200.00 | | CDC State Funds | | | CDC LPA Funds | | Total | \$1,419,000.00 |

If funding is not a percentage of the total place an asterisk (*) in the space provided for the percentage and explain below:

Maximum FHWA (STU) participation 80% not to exceed \$1,135,200 (Construction Engineering portion 80% not to exceed \$96,000)

NOTE: The costs shown in the Division of Cost table are approximate and subject to change. The final LPA 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.