

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: September 27, 2004 (B of T) Date: October 7, 2004

TITLE: Quiet Zones - Union Pacific West Line (Elmhurst to Geneva)

SUBMITTED BY: Department of Community Development *Dalit*

BACKGROUND/POLICY IMPLICATIONS:

Please find attached staff's recommendation relative to approving two resolutions associated with establishing Quiet Zones for the Union Pacific West Line – Elmhurst to Geneva.

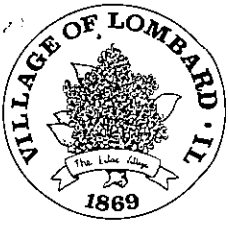
Please place this item on the October 7, 2004 Board of Trustees agenda.

Fiscal Impact/Funding Source:

Review (as necessary):

Village Attorney X _____ Date _____
Finance Director X _____ Date _____
Village Manager X *W. Lichter* _____ Date *9/27/04*

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.



MEMORANDUM

TO: William T. Lichter, Village Manager

FROM: David A. Hulseberg, AICP, Director of Community Development *DGH*

DATE: September 22, 2004

SUBJECT: QUIET ZONES

The Federal Railroad Administration (FRA) plans to issue the final rule on the sounding of locomotive horns at highway-rail grade crossings. In the Chicago region where the Union Pacific Railroad has not sounded its locomotive horns at crossings on their commuter lines for many years, the Village needs to determine if they would like to keep the Pre-Rule Quiet Zones by notifying the FRA as such.

The DuPage Mayors and Managers Conference has taken the initiative to work with all those communities along the West Line of the Union Pacific to see if they would cooperatively like to create a continuous quiet zone throughout DuPage County. Village staff have been involved in numerous meetings with the DuPage Mayors and Managers Conference pertaining to this issue.

The City of Elmhurst has agreed to be lead agency for a filing by all municipalities along the Union Pacific West Line. Village staff is recommending to the Village Board of Trustees that we participate in the joint quiet zone corridor initiative. The benefits of jointly participating in the quiet zone designation will provide for greater stability in assuring railroad horn blowing will not be necessary along the Union Pacific West Line. Any costs associated with compliance or improvements to the Union Pacific West Line would be shared on a pro rata basis. Thus, the costs necessary for the Village of Lombard would be reduced from complying and making improvements by itself.

At this time, staff recommends that the Village Board of Trustees authorize the Village President's signature on an Agreement authorizing delegation to the City of Elmhurst to take such actions as required by 49 CFR Part 222 for the purpose of continuing the Pre-Rule Quiet Zone for the Union Pacific West Line from Elmhurst to Geneva.

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Further, the Village Manager will also need to sign a Chief Executive Officer Statement affirming the review of documentation prepared by FRA filed in Docket No. FRA-1999-6439, sufficient to make an informed decision regarding the advisability of establishing the quiet zone for the Union Pacific West Line.

Should you or members of the Village Board have any questions pertaining to this matter, please do not hesitate to contact me. The Village is obligated to contact the FRA by December in order to maintain the Pre-Quiet Ruling.

DAH/jd

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RESOLUTION
R _____ 05

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

WHEREAS, the Corporate Authorities of the Village of Lombard have received a Public Authority Delegation authorizing the City of Elmhurst to take such actions as required by 49 CFR Part 222 for the purpose of continuing the Pre-Rule Quite Zone for the Union Pacific – West (Elmhurst to Geneva) line.

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, DUPAGE 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.

Adopted this ____ day of _____, 2004.

Ayes: _____

Nayes: _____

Absent: _____

Approved this ____ day of _____, 2004.

William J. Mueller
Village President

ATTEST:

Barbara A. Johnson
Deputy Village Clerk

PUBLIC AUTHORITY DELEGATION

Quiet Zone Name: **Union Pacific - West (Elmhurst to Geneva)**

The Village of Lombard hereby delegates to the City of Elmhurst the authority to take such actions as are required by 49 CFR Part 222 for the purpose of continuing the Pre-Rule Quiet Zone identified above.

William J. Mueller
Name

Village President
Title

Signature

Date

RESOLUTION
R _____ 05

**A RESOLUTION AUTHORIZING SIGNATURE OF
VILLAGE MANAGER ON A STATEMENT**

WHEREAS, the Corporate Authorities of the Village of Lombard have received a Chief Executive Officer Statement affirming the review of documentation prepared by or for the FRA, filed in Docket No. FRA-1999-6439, sufficient to make an informed decision regarding the advisability of establishing the quiet zone for the Union Pacific – West (Elmhurst to Geneva) line.

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, DUPAGE COUNTY, ILLINOIS, as follows:

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

Adopted this ____ day of _____, 2004.

Ayes: _____

Nayes: _____

Absent: _____

Approved this ____ day of _____, 2004.

William J. Mueller
Village President

ATTEST:

Barbara A. Johnson
Deputy Village Clerk

CHIEF EXECUTIVE OFFICER STATEMENT

Quiet Zone Name: **Union Pacific - West (Elmhurst to Geneva)**

Public Authority Name: **Village of Lombard**

I hereby certify that responsible officers of the public authority of which I am the Chief Executive Officer have reviewed documentation prepared by or for the FRA, filed in Docket No. FRA-1999-6439, sufficient to make an informed decision regarding the advisability of establishing the quiet zone.

William T. Lichter
Name

Village Manager
Title

Signature

Date