

RESOLUTION NO. R2022-09

**A RESOLUTION APPROVING AN AMENDED  
LOCAL PUBLIC AGENCY AGREEMENT WITH  
THE ILLINOIS DEPARTMENT OF TRANSPORTATION REGARDING  
FUNDING FOR THE MACK ROAD PATH AND BRIDGE PROJECT**

WHEREAS, the City is a home rule municipal corporation pursuant to Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the City was awarded a grant of federal funds through the Surface Transportation Program-Bridge ("**STP Funding**") for construction costs, including phase I engineering, for the replacement of the Mack Road bridge over the west branch of the DuPage River ("**Project**"); and

WHEREAS, on February 19, 2019, in order to commence the Project and receive the STP Funding, the City Council approved Resolution No. R2019-06, which approved a local public agency agreement ("**Agreement**") with the Illinois Department of Transportation ("**IDOT**") ; and

WHEREAS, during preliminary engineering for the Project, IDOT determined that additional design on the south side of Mack Road in order to add a three-foot shoulder for safety and clearance requirements, which changes also required additional design coordination with the DuPage County Forest Preserve ("**Scope Changes**"); and

WHEREAS, the Scope Changes resulted in an increased cost for phase I engineering the Project; and

WHEREAS, in order to move forward with the Project and continue to receive the STP Funding, IDOT has request the City enter into an amended agreement to reflect the increase Phase I engineering costs ("**Amended Agreement**"); and

WHEREAS, the Mayor and the City Council have determined that it is in the best interest of the City and the public to approve the Amended Agreement with IDOT;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF WARRENVILLE, DUPAGE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Recitals. The recitals listed above are incorporated in this Resolution as if fully set forth in this Resolution.

SECTION 2: Approval of the Amended Agreement. The Amended Agreement with IDOT is hereby approved in substantially the form attached to this Resolution as **Exhibit A**, subject to review and minor amendments by IDOT, and in a final form approved by the City Administrator.

SECTION 3: Execution of Amended Agreement. The City Council hereby authorizes and directs the Mayor and the City Clerk to execute and seal, on behalf of the City, the final Amended Agreement.

SECTION 4: Transmission of Resolution. The City Clerk, or her designee, is hereby directed to transmit five certified copies of this resolution to IDOT through the Division of Transportation.

SECTION 5: Effective Date. This Resolution shall be in full force and effect following its passage and approval in the manner provided by law.

PASSED THIS \_\_\_\_ day of \_\_\_\_\_, 2022.

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED THIS \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

#62621775\_v1

{00125485.1}

**EXHIBIT A**  
**AMENDED AGREEMENT**


**LOCAL PUBLIC AGENCY**

Local Public Agency	County	Section Number
City of Warrenville	DuPage	17-00036-00-BT

Fund Type	ITEP, SRTS, HSIP Number(s)	MPO Name	MPO TIP Number
Bridge	STP-BR-On		

Construction on State Letting
  Construction Local Letting
  Day Labor
  Local Administered Engineering
  Right-of-Way

**Construction**
**Engineering**
**Right of Way**

Job Number	Project Number	Job Number	Project Number	Job Number	Project Number
		P-91-037-19	8893(998)		

This Agreement is made and entered into 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 **STATE** and **LPA** jointly propose to improve the designated location as described below. The improvement shall be consulted in accordance with plans prepared by, or on behalf of the **LPA** and approved by the **STATE** using the **STATE's** policies and procedures approved and/or required by the Federal Highway Administration, hereinafter referred to as "**FHWA**".

**LOCATION**

Local Street/Road Name	Key Route	Length	Stationing	
Mack Road Bridge	Local	n/a	From	To

Location Termini
Mack Road bridge over the West Branch of the DuPage River

Current Jurisdiction	Existing Structure Number(s)	Add Location
City of Warrenville	022-3027	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 agreement.

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

Add Row

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)

Title of Official

Signature

Date

The above signature certifies the agency's Tin number is \_\_\_\_\_ conducting business as a Governmental Entity.

Duns Number \_\_\_\_\_

**APPROVED**

State of Illinois  
Department of Transportation

Omer Osman, P.E., Secretary of Transportation

Date

By:

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

Date

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

Date

Yangu Kim, Chief Counsel

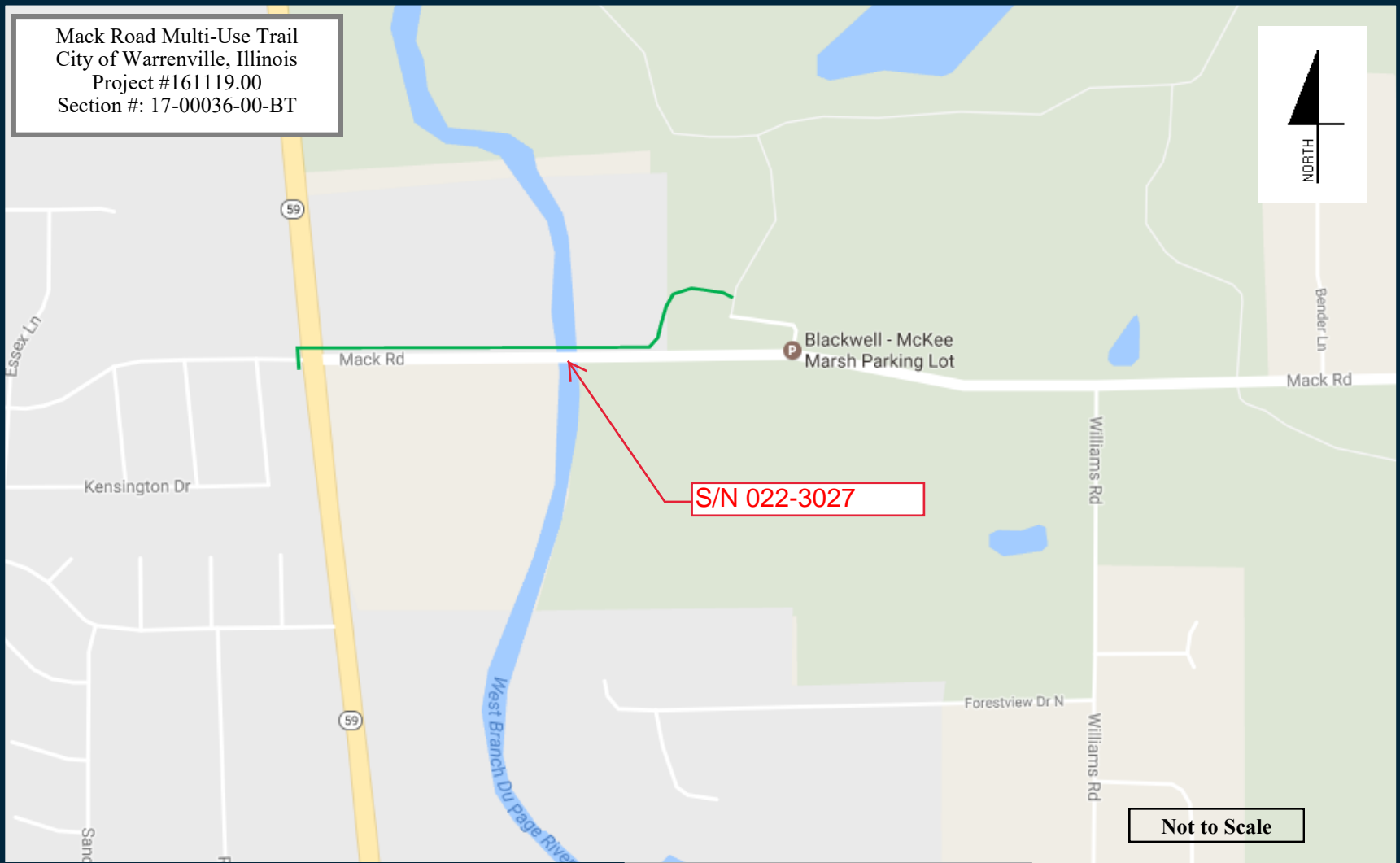
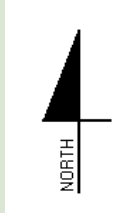
Date

Joanne Woodworth, Acting Chief Fiscal Officer

Date

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

Mack Road Multi-Use Trail  
City of Warrenville, Illinois  
Project #161119.00  
Section #: 17-00036-00-BT




Not to Scale



**Engineering Resource Associates, Inc.**  
3S701 West Avenue, Suite 150  
Warrenville, IL 60555  
Phone: (630) 393-3060 FAX: (630) 393-2152

Image Courtesy of Google Maps  
**Warrenville | Chicago | Champaign**  
[www.eraconsultants.com](http://www.eraconsultants.com)

**EXHIBIT 1**  
**Location Map**  
Lat/Long: 41.841108, -88.207372  
 Proposed Trail Route

**ADDENDA NUMBER 2**

Local Public Agency City of Warrenville	County DuPage	Section Number 17-00036-00-BT
--	------------------	----------------------------------

<b>Construction</b>	<b>Engineering</b>	<b>Right of Way</b>
Job Number	Job Number	Job Number
Project Number	Project Number	Project Number
	P-91-037-19	8893(998)

**DIVISION OF COST**

Type of Work	Federal Funds			State Funds			Local Public Agency			Totals
	Fund Type	Amount	%	Fund Type	Amount	%	Fund Type	Amount	%	
- Preliminary Engineering	STP-Br	\$31,421.60	80%				Local	\$7,855.40		\$39,277.00
-										
-										
-										
-										
-										
-										
-										
-										
<b>Total</b>		\$31,421.60		<b>Total</b>			<b>Total</b>		\$7,855.40	\$39,277.00

Add

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

**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.