

RESOLUTION NO. 38-06

A RESOLUTION TO AUTHORIZING SIGNATURE OF AN
INTERGOVERNMENTAL AGREEMENT REGARDING
TRAFFIC SIGNAL MODIFICATION

WHEREAS, the Intergovernmental Cooperation Act, 20 ILCS 220/1 et seq., authorizes the State of Illinois, acting by and through the Department of Transportation and the Village of Chatham to enter into an agreement which is beneficial to the citizens of the Village of Chatham.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Chatham, Sangamon County, Illinois as follows:

Section 1: That the President is authorized to sign said agreement attached hereto as Exhibit "A".

Section 2: This Resolution is effective upon passage and approval.

Thomas S. Gray

Thomas S. Gray, President
Village of Chatham

ATTEST:

Pat Schad
Pat Schad, Clerk

YEAS: 5

NAYS: 0

PASSED: 11-28-06

APPROVED: 11-28-06



Route Various
Section D6 Traffic Signal Mod 2004-2
VILLAGE Section 06-STATE-00-TL
County Sangamon
Job No.C-96-526-07
Agreement No. JN 607-004
Contract No. 72885

AGREEMENT

This agreement entered into this 28 day of NOV, A.D., 20 06, by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION hereinafter called the STATE, and the Village of Chatham, Sangamon County, of the State of Illinois, hereinafter called the VILLAGE.

WITNESSETH:

WHEREAS, the STATE in order to facilitate the free flow of traffic and insure safety to the motoring public, is desirous of modernizing traffic signals (Various Routes, State Section D6 Traffic Signal Mod 2004-2, VILLAGE Section 06-STATE-00-TL) at the IL 4 intersections with Cottonwood Dr. and Plummer Dr. and by performing all other work necessary to complete the improvement in accordance with the approved plans and specifications as shown on the location map marked Exhibit A attached hereto and made a part hereof, and

WHEREAS, the VILLAGE is desirous of said improvement in that same will be of immediate benefit to the VILLAGE residents and permanent in nature;

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

1. The STATE agrees to make the surveys, prepare plans and specifications, receive bids and award the contract, furnish engineering inspection during construction and cause the improvement to be built in accordance with the plans, specifications and contract.

2. The STATE agrees to pay for all construction and engineering costs subject to reimbursement by the VILLAGE as hereinafter stipulated.

3. It is mutually agreed by and between the parties hereto that the estimated cost and cost proration for this improvement is as follows:

INTERSECTION	FEDERAL		STATE		CITY		TOTAL
	COST	%	COST	%	COST	%	
IL 4 at Cottonwood Dr. & Plummer Dr.	\$38,520.00	90	\$2,140.00	5	\$2,140.00	5	\$42,800.00
SUBTOTAL	\$38,520.00		\$2,140.00		\$2,140.00		\$42,800.00
P&C Engineering (15%)	\$5,778.00		\$321.00		\$321.00		\$6,420.00
TOTAL	\$44,298.00		\$2,461.00		\$2,461.00		\$49,220.00

Participation and reimbursement shall be predicated by the percentages shown above for the specified work. Cost shall be determined by multiplying the final quantities times contract unit prices pl toward the traffic signal modernization shown above shall not exceed \$3076.25.00 which represents 125% of their estimated construction and engineering cost.

4. The VILLAGE has passed a resolution appropriating sufficient funds to pay its share of the cost for this improvement, a copy of which is attached hereto as "Exhibit B" and made a part hereof.

5. The VILLAGE shall exercise its franchise rights to cause private utilities to be relocated, if required, at no expense to the STATE.

6. The VILLAGE agrees to cause its utilities installed on right of way after said right of way was acquired by the STATE or installed within the limits of a roadway after the said

roadway's jurisdiction was assumed by the STATE, to be relocated and/or adjusted, if required, at no expense to the STATE.

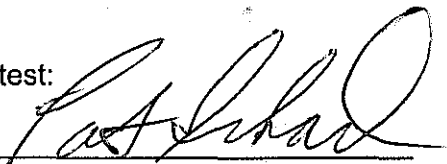
7. All VILLAGE owned utilities, on STATE right of way within the limits of this improvement, which are to be relocated/adjusted under the terms of this Agreement, will be relocated/adjusted in accordance with the applicable portions of the "Accommodation of Utilities of Right of Way of the Illinois State Highway System." (92 Ill. Adm. Code 530)
8. The VILLAGE agrees to obtain from the STATE an approved permit for the facility, and to abide by all conditions set forth therein.
9. Upon final field inspection of the improvement, the VILLAGE agrees to continue its existing maintenance responsibilities on all side road approaches under its jurisdiction, including all left and right turn lanes on said side road approaches, up to the through edge of pavement of IL 127. Drainage facilities, if any, at the aforementioned side roads located within the STATE right-of-way shall be the joint maintenance responsibility of the STATE and the VILLAGE unless there is an agreement specifying different responsibilities.
10. Upon acceptance by the STATE of the traffic signal work included herein the responsibility for maintenance and energy shall continue to be as outlined in the Master Agreement executed by the STATE and the VILLAGE on July 1, 2004.
11. The VILLAGE agrees to provide written approval of that portion of the plans and specifications relative to the VILLAGE financial and maintenance obligations described herein, prior to the STATE's advertising for the aforescribed proposed improvement.

12. This AGREEMENT and the covenants contained herein shall be null and void in the event the contract covering the construction work contemplated herein is not awarded within the three years subsequent to execution of the agreement.

13. Under the penalties of perjury the VILLAGE certifies that _____ is their correct Federal Taxpayer Identification Number and they are doing business as a governmental entity.

This agreement shall be binding upon and to the benefit of the parties hereto, their successors and assigns.

Attest:


Clerk

(SEAL)



VILLAGE of Chatham

By: Thomas S Gray
TITLE: Village President
Date: 11/28/06

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: _____
Region 4 Engineer
Date: _____

MUNICIPAL
CERTIFICATE

STATE OF ILLINOIS)
)SS
COUNTY OF SANGAMON)

I, Patrick Schad, Village Clerk, in and for the Village of Chatham of the State of Illinois, hereby certify that Tom Gray, Village Board President of the Village of Chatham, was duly authorized to execute the foregoing Agreement on behalf of the Village Council of the Village of Chatham, pursuant to an ordinance adopted by the Village Board at a meeting on 11-28, AD 2006.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 28
day of NOV, AD 2006.



VILLAGE Clerk



PLAN APPROVAL

WHEREAS, in order to facilitate the signal modernization project known as State Section D6 Traffic Signal Mod 2004-2 Village of Chatham, Sangamon County, hereby approves that portion of the plans and specifications relative to the Village financial and maintenance obligations for the proposed construction.

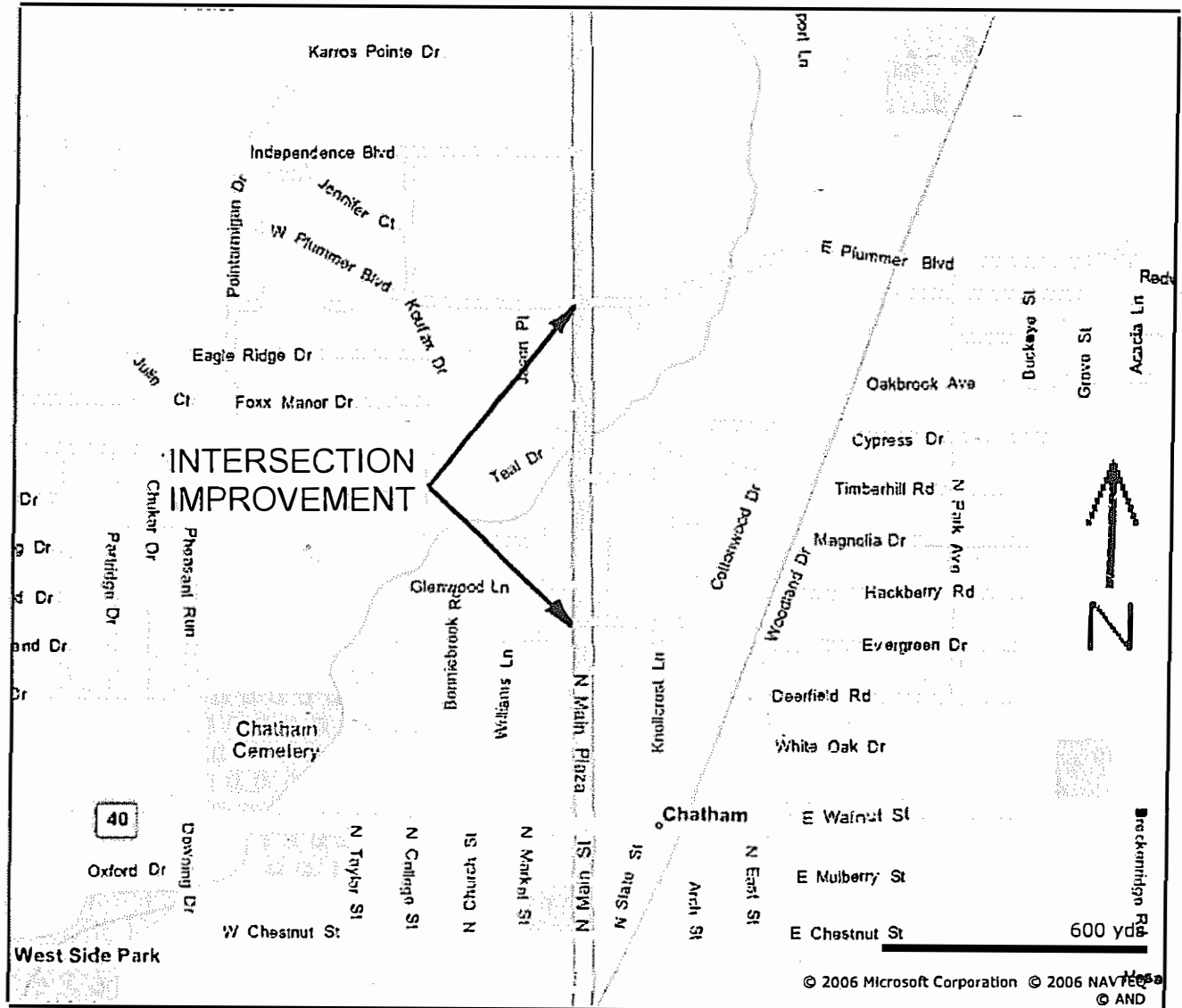
Approved 11/28/06
(Date)

By Thomas S Gray
Title Village President

CHATHAM

LOCATION MAP

EXHIBIT A





Resolution for Improvement by
Municipality Under the Illinois
Highway Code

BE IT RESOLVED, by the Board of Trustees of the
Council or President and Board of Trustees
Village of Chatham Illinois
City, Town or Vi llage
that the following described street(s) be improved under the Illinois Highway Code:

Name of Thoroughfare	Route	From	To
IL 4		at Pulmmer & Cottonwood Sts	

BE IT FURTHER RESOLVED,
1. That the proposed improvement shall consist of traffic signal modernization

and shall be constructed _____ wide
and be designated as Section D6 Traffic Signal Mod 2004-2

2. That there is hereby appropriated the (additional Yes No) sum of two-thousand four-hundred and sixty-one Dollars (\$2,461.00) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by Contract ; and,
Specify Contract or Day Labor

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

APPROVED _____
Date _____
Department of Transportation
District Engineer

I, Patrick Schad Clerk in and for the
Village of Chatham
City, Town or Village
County of Sangamon, hereby certify the
foregoing to be a true, perfect and complete copy of a resolution adopted
by the Board of Trustees
Council or President and Board of Trustees
at a meeting on NOVEMBER 28, 2006
Date
IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this
28 day of NOVEMBER, 2006
(SEAL) Pat Schad

