

Agenda Item # 30

DISTRIBUTION
County Board
County Clerk
County Administrator
Public Works

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

COUNTY BOARD, LAKE COUNTY, ILLINOIS

REGULAR SEPTEMBER, A.D., 2007 SESSION

SEPTEMBER 11, A.D., 2007

MADAM CHAIR AND MEMBERS OF THE COUNTY BOARD:

Your Public Works and Transportation Committee and Financial and Administrative Committee present herewith a Joint Resolution authorizing execution of an Agreement with the Illinois Department of Transportation regarding the removal of abandoned water main associated with the improvement of Illinois Route 60 at Interstate 94; and request its adoption.

Respectfully submitted,

| | | |
|--|-----|-----|
| <u>Sharon O. Kelly</u> | Aye | Nay |
| CHAIR | / | |
| <u>Samuel S.</u> | / | |
| VICE CHAIR | | |
| <u>Michael A. Albett</u> | ✓ | |
| <u>Ann B. Manc</u> | ✓ | |
| <u>Mark Douglas</u> | ✓ | |
| <u>James L. Graveland</u> | ✓ | |
| <u>Donna Sue Cook</u> | ✓ | |
| PUBLIC WORKS AND TRANSPORTATION COMMITTEE | | |

| | | |
|---|-----|-----|
| <u>[Signature]</u> | Aye | Nay |
| CHAIR | X | |
| <u>[Signature]</u> | ✓ | |
| VICE CHAIR | | |
| <u>[Signature]</u> | ✓ | |
| <u>[Signature]</u> | X | |
| <u>Carol Calabrese</u> | X | |
| <u>Sharon O. Kelly</u> | ✓ | |
| <u>[Signature]</u> | | |
| FINANCIAL AND ADMINISTRATIVE COMMITTEE | | |

RESOLUTION

WHEREAS, the Illinois Department of Transportation (IDOT) is making improvements to Illinois Route 60 and Interstate 94; and

WHEREAS, the County has abandoned water main within the right-of-way of Illinois Route 60 that must be removed to allow for the installation of new storm sewer by the IDOT ; and

WHEREAS, the IDOT agrees to remove the abandoned water main as part of the Illinois Route 60 Interstate 94 project improvements in consideration of payment by the County in the amount of \$21,850; and

WHEREAS, an Agreement has been prepared that sets forth the rights, responsibilities and obligations of each party; and

WHEREAS, execution of an Agreement must be authorized by Resolution of the County Board.

NOW, THEREFORE, BE IT RESOLVED, by this County Board of Lake County, Illinois, that the Lake County Director of Public Works is hereby authorized and directed to execute the attached Agreement in the form substantially contained therein, with the Illinois Department of Transportation regarding the removal of abandoned water main in the IDOT right-of-way on Illinois Route 60.

DATED at WAUKEGAN, LAKE COUNTY, ILLINOIS, on this 11th day of September, A.D., 2007.

Illinois Route 60
State Section: 119R-2
Lake County
Job No.: C-91-230-06
Agreement No.: JN-108-01
Contract No.: 60B01

AGREEMENT

This Agreement entered into this ____ day of ____, 20____ A.D, by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION hereinafter called the STATE, and the Lake County Public Works Department of the State of Illinois, hereinafter called the DEPARTMENT.

WITNESSETH:

WHEREAS, the STATE in order to facilitate the free flow of traffic and ensure safety to the motoring public, is desirous of improving Illinois Route 60 at Interstate 94, State Section: 119R-2, by making the following improvements:

Add lanes, bridge reconstruction, consisting of three (3) through traffic lanes in each direction separated by a barrier median, traffic signal modernization on Illinois Route 60 at Riverwoods Boulevard/Riverwoods Road, the I 94 southbound ramps, the I 94 northbound ramps, and at Field Drive/Saunders Road, the existing bridge structure carrying Illinois Route 60 over I 94 will be completely replaced to accommodate the STATE's proposed Illinois Route 60 improvements and the Tollway's I 94 improvements, the width of the bridge deck will be increased from 71'6" out to out to 152' 7" out to out with a minimum 16' 3" vertical clearance, providing 3-12' through traffic lanes in each direction with side-by-side dual left turn lanes separated by a 6' wide barrier

curb median, the south side of the bridge will have a 5' wide raised pedestrian refuge area and a 12" wide concrete parapet topped with a bridge fence, the north side of the bridge will have a 14' wide bike path separated from the through lanes with an F-type barrier wall, the outside of the bike path will have a 12" wide parapet with a bridge fence mounted on top, highway lighting along the I 94 ramps and ramp intersections including the underpass lighting will be relocated, highway lighting will be provided at the intersections of Illinois Route 60 at Riverwoods Boulevard/Riverwoods Road and at Field Drive/Saunders Road, constructing curb and gutter and a storm sewer system for highway drainage, and by performing all other work necessary to complete the improvement in accordance with the approved plans and specifications; and

WHEREAS, the STATE, in order to facilitate the free flow of traffic and ensure safety to the motoring public is desirous of minimizing the impact to the traveling public by incorporating the City of Lake Forest's local plans into the STATE's Project, to improve Field Drive with the addition of a second left and right turn lane, the Illinois Route 60 west approach will include an additional left turn lane, the intersection of Field Drive and Illinois Route 60 will be signalized to provide access to new and expanding business in the City, and a right turn lane on Illinois Route 60 from southbound Field Drive to the northbound entrance ramp to I 94; said improvement to be identified as Lake Forest Section No.: 02-00085-00-CH; herein referred to as the CITY's Improvement;

WHEREAS, it has been determined the DEPARTMENT has existing abandoned watermain in conflict with the proposed STATE storm sewer system to be constructed as part of this improvement; and

WHEREAS, the STATE has agreed to remove those portions of the existing abandoned watermain in conflict with the proposed STATE storm sewer system as part of this improvement; and

WHEREAS, the DEPARTMENT is desirous of said improvement in that same will be of immediate benefit to the Lake County 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, obtain all necessary rights of way, 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 approved plans, specifications and contract.
2. The STATE agrees to pay for all right of way, construction and engineering costs, subject to reimbursement by the DEPARTMENT as hereinafter stipulated.
3. It is mutually agreed by and between the parties hereto that the estimated cost for this improvement is approximately \$17,000,000.

4. It is further agreed by and between the parties hereto that the DEPARTMENT is financially responsible for 100% of the costs associated with those portions of the DEPARTMENT owned existing abandoned watermain that are in conflict with the proposed STATE's storm sewer system.
5. The estimated cost of the removal of said portions of existing abandon watermain in conflict with the proposed STATE's storm sewer system is \$19,000, and 15% preliminary and construction engineering of \$2,850 for a total of \$21,850.
6. The DEPARTMENT further agrees that upon award of the contract for this improvement, the DEPARTMENT will pay to the STATE in a lump sum from any funds allotted to the DEPARTMENT, an amount equal to 80% of its obligation incurred under this AGREEMENT, and will pay to said STATE the remainder of the obligation (including any non-participating costs on FA Project) in a lump sum, upon completion of the project based upon final costs.
7. The DEPARTMENT further agrees to pay for its obligation with a purchase order upon being billed by the STATE, as specified herein.
8. The DEPARTMENT has adopted a resolution, will send a letter, or sign the Plan Approval page which is part of this document, prior to the STATE advertising for the work to be performed hereunder, approving the plans and specifications as prepared.
9. The DEPARTMENT 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 removed, if required, at no expense to the STATE.

10. All DEPARTMENT owned utilities, on STATE right of way within the limits of this improvement, which are to be removed under the terms of this Agreement, will be removed 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)
11. Upon final field inspection of the improvement and so long as Illinois Route 60 is used as a STATE Highway, the STATE agrees to maintain or cause to be maintained the median, the through traffic lanes lying on either side of the median, centerline and the left-turn and right-turn lanes, and the curb and gutter or stabilized shoulders, STATE owned storm sewer and ditches adjacent to those traffic lanes and turn lanes.
12. Upon final field inspection of the improvement, the DEPARTMENT agrees to maintain or cause to be maintained those portions of the improvement which are not maintained by the STATE, including DEPARTMENT owned existing and abandoned watermains and related structures.

13. Under penalties of perjury, the DEPARTMENT certifies that its correct Federal Tax

Identification number is _____ and it is doing business as a

GOVERNMENTAL ENTITY, whose mailing address

is _____.

Obligations of the STATE and the DEPARTMENT will cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or Federal funding source fails to appropriate or otherwise make available funds for this contract.

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.

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

Attest:

Clerk

(SEAL)

Lake County Public Works Department

By: Peter E. Kolb

Title: Director of Public Works

Date: 9-5-07

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: _____
Deputy Director of Highways,
Region One Engineer

Date: _____

PLAN APPROVAL

WHEREAS, in order to facilitate the improvement of known as Illinois Route 60 known as State Section: 119R-2, the DEPARTMENT agrees to that portion of the plans and specifications relative to the DEPARTMENT's financial and maintenance obligations described herein, prior to the STATE's advertising for the aforescribed proposed improvement.

Approved _____

Title _____

Date _____