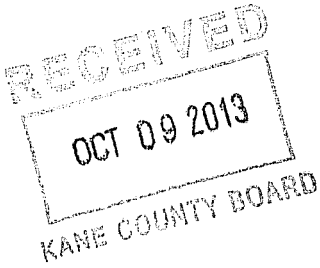


# COUNTY OF KANE

Christopher J. Lauzen  
Kane County Board Chairman



Kane County Government Center  
719 South Batavia Avenue  
Geneva, IL 60134  
P: (630) 232-5930  
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[clauzen@kanecoboard.org](mailto:clauzen@kanecoboard.org)  
[www.countyofkane.org](http://www.countyofkane.org)



## DOCUMENT VET SHEET

for  
Christopher J. Lauzen  
Chairman, Kane County Board

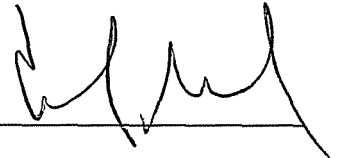
Name of Document: Amendment #2 to Local Agency Resolution No.: 13-299

Intergovernmental Agreement with State of IL for Phase II

Engineering for Jericho over Blackberry Creek, Kane Co.

Section #04-00329-00-BR

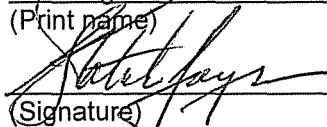
Submitted by: Linda Haines

Dept. Head Signature: 

Date Submitted: September 3, 2013

Dept. Head Sign-off Date: 10.2.13

Examined by: Pat Jaeger  
(Print name)

  
(Signature)

09-04-13  
(Date)

Post on the Web: YES  NO  Atty. Initials 

Comments:

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Chairman signed: YES  NO  10/20/2013  
(Date)

Document returned to: Linda Haines / KDOT  
(Name/Department)

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 13 - 299

**APPROVING AMENDMENT NO. 2 TO A LOCAL AGENCY INTERGOVERNMENTAL AGREEMENT  
WITH THE STATE OF ILLINOIS FOR PHASE II ENGINEERING SERVICES FOR  
JERICO ROAD OVER BLACKBERRY CREEK  
KANE COUNTY SECTION NO. 04-00329-00-BR**

WHEREAS, the Illinois Constitution of 1970, Article VII, Section 10 and 5-ILCS 220/1, *et seq.* authorizes the County of Kane (County) and the State of Illinois (State) to cooperate in the performance of their respective duties and responsibilities by contract and other agreements; and

WHEREAS, the County and the State desire to cooperate among themselves to accomplish the design of the proposed improvement of the Jericho Road (Kane County Highway No. 24) Bridge over Blackberry Creek (hereinafter referred to as the "Improvement"); and

WHEREAS, pursuant to Kane County Resolution No. 12-12, the County and the State entered into an intergovernmental agreement that provides that federal and state cost participation covers approximately eighty percent (80%) of the costs for Phase II engineering, wetland credits, and permit fees for the Improvement (hereinafter the "Agreement"); and

WHEREAS, pursuant to Kane County Resolution No. 12-411, the County and the State entered into an Amendment No. 1 to the Phase II Engineering Agreement to amend the Agreement by increasing the estimated cost of Phase II engineering therefor by \$16,779.92; and

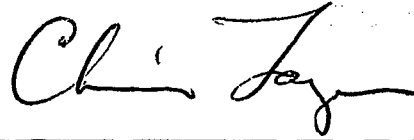
WHEREAS, Kane County has made significant progress on the Phase II Engineering of the Improvement and the actual cost of wetland credits purchased and permit fees associated with the Improvement have been developed during ongoing Phase II Engineering and are now known; and

WHEREAS, the County and the State desire to continue to cooperate among themselves to accomplish the Improvement of Jericho Road and desire to increase the estimated cost as set forth in the Agreement by \$19,512.00 to reflect the actual costs of wetland credits purchased and permit fees associated with the Improvement; and

WHEREAS, the County and the State have determined a mutually satisfactory allocation of responsibilities and costs for said Improvement as set forth in Amendment No. 2 to the Agreement with the State (a copy of which is on file with the County Clerk's Office) with the County being reimbursed approximately eighty percent (80%) of the cost thereof.

NOW, THEREFORE, BE IT RESOLVED by the Kane County Board that the Chairman thereof is hereby authorized to execute an Amendment No. 2 to the Agreement with the State of Illinois acting through the Illinois Department of Transportation for Phase II Engineering, wetland credits and permit fees for the Improvement.

Passed by the Kane County Board on October 8, 2013.



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John A. Cunningham  
Clerk, County Board  
Kane County, Illinois

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Christopher J. Lauzen  
Chairman, County Board  
Kane County, Illinois

Vote:  
Yes              24    
No                 -    
Voice              -    
Abstentions     -  

10JRCO-BLKBRYCRPHII IDOTAMND2.4LH

|                                                                                                                                                                                             |                                |                                            |                                       |                                                       |                                              |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|--------------------------------------------|---------------------------------------|-------------------------------------------------------|----------------------------------------------|
|  <b>Illinois Department of Transportation</b><br><b>Local Agency Amendment # 2 for Federal Participation</b> | Local Agency<br>County of Kane | State Contract<br><input type="checkbox"/> | Day Labor<br><input type="checkbox"/> | Local Contract<br><input checked="" type="checkbox"/> | RR Force Account<br><input type="checkbox"/> |
|                                                                                                                                                                                             | Section: 04-00329-00-BR        | Fund Type: STP-Br                          | ITEP and/or SRTS Number               |                                                       |                                              |
| Construction                                                                                                                                                                                |                                | Engineering                                |                                       | Right-of-Way                                          |                                              |
| Job Number                                                                                                                                                                                  | Project Number                 | Job Number                                 | Project Number                        | Job Number                                            | Project Number                               |
|                                                                                                                                                                                             |                                | D-91-339-07                                | BRM-8003(838)                         |                                                       |                                              |

This Amendment is made and entered into between the above local agency hereinafter referred to as the "LA" and the state of Illinois, acting by and through its Department of Transportation, hereinafter referred to as "STATE". The STATE and LA jointly propose to improve the designated location as described below. The improvement shall be constructed in accordance with plans approved by the STATE and the STATE's policies and procedures approved and/or required by the Federal Highway Administration hereinafter referred to as "FHWA".

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

| Type of Work                   | Amended Division of Cost |     |           |     |                  |     | Total             |
|--------------------------------|--------------------------|-----|-----------|-----|------------------|-----|-------------------|
|                                | STP-Br                   | %   | STATE     | %   | LA               | %   |                   |
| Participating Construction     | ( )                      | ( ) | ( )       | ( ) | ( )              | ( ) |                   |
| Non-Participating Construction | ( )                      | ( ) | ( )       | ( ) | ( )              | ( ) |                   |
| Preliminary Engineering        | 179,228                  | *   | ( )       | ( ) | 44,807           | BAL | 224,035           |
| Construction Engineering       | ( )                      | ( ) | ( )       | ( ) | ( )              | ( ) |                   |
| Right of Way                   | ( )                      | ( ) | ( )       | ( ) | ( )              | ( ) |                   |
| Railroads                      | ( )                      | ( ) | ( )       | ( ) | ( )              | ( ) |                   |
| Wetland Credits                | 28,160                   | *   | ( )       | ( ) | 7,040            | BAL | 35,200            |
| KDSWCD Permit Fees             | 456                      | *   | ( )       | ( ) | 114              | BAL | 570               |
| <b>TOTAL</b>                   | <b>\$ 207,844</b>        |     | <b>\$</b> |     | <b>\$ 51,961</b> |     | <b>\$ 259,805</b> |

\*Maximum FHWA (STP-Br) Participation 80% Not to Exceed \$207,844.

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

If funding is not a percentage of the total, place an asterisk in the space provided for the percentage and explain above.

The LA further agrees, as a condition of payment, that it accepts and will comply with the applicable provisions set forth in this Agreement and all exhibits indicated above.

**APPROVED**

Local Agency

**APPROVED**

State of Illinois  
Department of Transportation

Christopher J. Lauzen

Name of Official (Print or Type Name)

Ann L. Schneider, Secretary of Transportation

Date

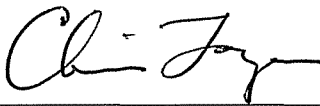
County Board Chairman

Title (County Board Chairperson/Mayor/Village President/etc.)

By:

Aaron A. Weatherholt, Deputy Director of Highways

Date



10-20-13

(Signature)

Date

Omer Osman, Director of Highways/Chief Engineer

Date

The above signature certifies the agency's TIN number is 36-6006585 conducting business as a Governmental Entity.

Michael A. Forti, Chief Counsel

Date

DUNS Number 945248565

Matthew R. Hughes, Director of Finance and Administration

Date

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