

RESOLUTION NO. 13 -2019

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A COST SHARING INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE 2019 STATEWIDE PLANNING & RESEARCH PROGRAM (“SPRP”) OF THE ILLINOIS DEPARTMENT OF TRANSPORTATION (“IDOT”) WITH THE VILLAGE OF WESTERN SPRINGS TO SERVE AS LEAD AGENCY FOR PURPOSES OF APPLYING FOR AN IDOT GRANT TO PAY A CONSULTING ENGINEER TO PREPARE A REGIONAL COMPREHENSIVE TRANSPORTATION INFRASTRUCTURE PLAN AND ADMINISTERING A REQUEST FOR QUALIFICATIONS PROCESS FOR THE SELECTION OF SAID CONSULTING ENGINEER FOR THE VILLAGE OF STICKNEY

WHEREAS, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Village President (the "President") and the Board of Trustees of the Village (the "Board" and with the President, the "Corporate Authorities") are committed to ensuring the general welfare of the Village and its residents; and

WHEREAS, the Corporate Authorities of the Village desire to enter into the “COST SHARING INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE 2019 STATEWIDE PLANNING & RESEARCH PROGRAM (“SPRP”) OF THE ILLINOIS DEPARTMENT OF TRANSPORTATION (“IDOT”) WITH THE VILLAGE OF WESTERN SPRINGS TO SERVE AS LEAD AGENCY FOR PURPOSES OF APPLYING FOR AN IDOT GRANT TO PAY A CONSULTING ENGINEER TO PREPARE A REGIONAL COMPREHENSIVE TRANSPORTATION INFRASTRUCTURE PLAN AND ADMINISTERING A REQUEST FOR QUALIFICATIONS PROCESS FOR THE SELECTION OF SAID CONSULTING ENGINEER”, a copy of which is attached hereto as Exhibit A and made a part hereof (the “Agreement”); and

WHEREAS, under the 2019 Statewide Planning & Research Program (“SPRP”) offered by the Illinois Department of Transportation (“IDOT”), there is grant funding available to pay a consulting engineer to assist the fifteen (15) participating municipalities that comprise the West Central Municipal Conference (“WCMC”) Central Council with identifying regionally significant transportation plans in each municipality by preparing a “Regional Comprehensive Transportation Infrastructure Plan” for purposes of increasing the Chicago Metropolitan Agency for Planning (“CMAP”) ratings of the WCMC Central Council municipalities so that they will rank higher for the first call of the next available Surface Transportation Program (“STP”) Shared Fund Grant (the “Project”); and

WHEREAS, the fifteen (15) participating municipalities that comprise the WCMC Central Council are as follows: Village of Berwyn, Village of Brookfield, Town of Cicero, City of Countryside, Village of Forest View, Village of Hodgkins, Village of Indian Head Park, Village of La Grange, Village of La Grange Park, Village of Lyons, Village of McCook, Village of Riverside, Village of Stickney, Village of Summit and Village of Western Springs (the “Participants”); and

WHEREAS, since the WCMC is not eligible to apply to the SPRP for grant funding due to

its corporate status, Western Springs Village President Alice Gallagher (Chair of the WCMC Central Council Transportation Committee) offered that the Village of Western Springs (“Western Springs”) serve as “Lead Agency” or “Lead Participant” under the attached Agreement for purposes of applying for the SPRP Grant to pay for a consulting engineer to assist the Participants with increasing their CMAP ratings (individual benefit) and to prepare the Regional Comprehensive Transportation Infrastructure Plan (collective benefit) so that they will rank higher for the first call of the next available STP Shared Fund Grant. If awarded the SPRP Grant, Western Springs, as Lead Participant, will execute the SPRP Grant Agreement with IDOT for the Project funding, comply with all reporting and filing requirements associated with the SPRP Grant Agreement, manage and complete the Request for Qualifications (“RFQ”) process, cooperatively with the Grant Committee, in order to select the consulting engineer or engineering firm, prepare and execute a professional services agreement with the selected consulting engineer for the Project, and coordinate and monitor the performance of the Project services by the selected consulting engineer.

WHEREAS, under the attached Agreement, WCMC Planning Liaison Michael Fricano, Western Springs Staff (Director of Municipal Services Matt Supert and Municipal Services Coordinator Casey Biernacki) and Western Springs Village Attorney Michael Jurusik of Klein, Thorpe and Jenkins, Ltd. (“KTJ”), or their designees, will prepare, coordinate and assist the “Grant Committee”, as described in the enclosed Agreement, with the SPRP Grant Application process and the RFQ process for the funding and selection of the consulting engineer or engineering firm. In addition, Western Springs, as Lead Participant, will execute the SPRP Grant Agreement with IDOT for the Project funding, comply with all reporting and filing requirements associated with the SPRP Grant Agreement, prepare, approve and execute a professional services agreement with the selected consulting engineer for the Project, and coordinate and monitor the performance of the Project services by the selected consulting engineer; and

WHEREAS, based on communications with IDOT, the estimated cost for the consulting engineer to prepare the Regional Comprehensive Transportation Infrastructure Plan is One Hundred Thousand and No/100 Dollars (\$100,000.00) with an available award to the Participants for this Project by IDOT of SPRP Grant Funds equal to Eighty Thousand and No/100 Dollars (\$80,000.00) and a requirement of local matching funds of Twenty Thousand and No/100 Dollars (\$20,000.00) (“Local Matching Funds”). Per a June 28, 2018 letter from Erin L. Aleman, Director of Planning and Programming for IDOT, the IDOT share of funding for this Project has been confirmed and included in IDOT’s 2019 SPR/PL Planning Work Program; and

WHEREAS, the Participants anticipate that the combined total of the SPRP Grant Funds and the Local Matching Funds from the Participants will cover the fees and costs of the selected engineer to complete the scope of services for the Project. Even so, the Participants agree to pay, on a prorated equal share basis, all Project costs authorized and incurred under the attached Agreement that exceed the total amount of the SPRP Grant Funds and the Local Matching Funds or that are not eligible for reimbursement under the SPRP Grant Funds, including the fees and costs of the Western Springs Village Attorney for preparing this Agreement, the approving Resolutions and related Project documents, the RFQ document(s), the professional services agreement for the consulting engineer and the approving Resolution and any related documents, other Project work completed by the Western Springs Village Attorney under the Agreement and any out-of-pocket business expenses incurred by the WCMC, Western Springs or the Western Springs Village Attorney regarding the Project; and

WHEREAS, except for the Western Springs Village Attorney fees and costs and any out-of-pocket business expenses incurred by the WCMC, Western Springs or the Western Springs Village Attorney regarding the Project, all Participants agree to pay for their own respective costs (e.g., their own administrative resources, staff time, services provided by and fees and costs charged by the Participant's own engineer(s), attorney(s) or any of their own retained professional consultants and out-of-pocket business expenses) that they incur and/or contribute to the Project. The WCMC agrees to pay its own administrative resources, staff time and the services provided by and fees and costs charged by the WCMC's own engineer(s), attorney(s) or any of their own retained professional consultants relating to the Project and shall not seek reimbursement from the Participants; and

WHEREAS, the Corporate Authorities have determined that there is a need to jointly cooperate and share the Project costs with the other Participants in order to obtain the SPRP Program Grant funding and to receive the individual and collective benefits of the Project, and have further determined that jointly undertaking the Project best serves the Participants' respective interests; and

WHEREAS, the corporate authorities of each of the Participants, who desire to participate in the Project, are required to vote in favor of the attached Agreement by approving a Resolution; and

WHEREAS, the President and Board of Trustees of the Village of Stickney have the authority to enter into the attached Agreement pursuant to their authority in Article VII, Section 10 of the 1970 Constitution of the State of Illinois, the Illinois Intergovernmental Cooperation Act (5 ILCS 220/1, *et seq.*), and the Illinois Municipal Code (65 ILCS 5/1, *et seq.*), and find that entering into the attached Agreement is in the best interests of the Village of Stickney;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

SECTION 1: RECITALS. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 2: PURPOSE. The purpose of this Resolution is to authorize and approve the "COST SHARING INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE 2019 STATEWIDE PLANNING & RESEARCH PROGRAM ("SPRP") OF THE ILLINOIS DEPARTMENT OF TRANSPORTATION ("IDOT") WITH THE VILLAGE OF WESTERN SPRINGS TO SERVE AS LEAD AGENCY FOR PURPOSES OF APPLYING FOR AN IDOT GRANT TO PAY A CONSULTING ENGINEER TO PREPARE A REGIONAL COMPREHENSIVE TRANSPORTATION INFRASTRUCTURE PLAN AND ADMINISTERING A REQUEST FOR QUALIFICATIONS PROCESS FOR THE SELECTION OF SAID CONSULTING ENGINEER", a copy of which is attached hereto as Exhibit A and made a part hereof, and to authorize and direct the Village President and the Village Clerk, or their designees, to execute and deliver the attached Agreement to the other Participants and all other instruments and documents that are necessary to fulfill the Village of Stickney's obligations under the Agreement.

SECTION 3: AUTHORIZATION. The Corporate Authorities hereby authorize the execution of and approve entering into the "COST SHARING INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE 2019 STATEWIDE PLANNING & RESEARCH PROGRAM ("SPRP") OF THE ILLINOIS DEPARTMENT OF TRANSPORTATION ("IDOT") WITH THE VILLAGE OF

WESTERN SPRINGS TO SERVE AS LEAD AGENCY FOR PURPOSES OF APPLYING FOR AN IDOT GRANT TO PAY A CONSULTING ENGINEER TO PREPARE A REGIONAL COMPREHENSIVE TRANSPORTATION INFRASTRUCTURE PLAN AND ADMINISTERING A REQUEST FOR QUALIFICATIONS PROCESS FOR THE SELECTION OF SAID CONSULTING ENGINEER”, a copy of which is attached hereto as Exhibit A and made a part hereof, and authorize and direct the Village President and the Village Clerk, or their designees, to execute and deliver the attached Agreement to the other Participants and all other instruments and documents that are necessary to fulfill the Village of Stickney’s obligations under the Agreement. The Corporate Authorities hereby authorize the appropriation and expenditures of the necessary Village of Stickney funds to pay its share of the financial obligations under the attached Agreement. The Village Clerk is hereby authorized and directed to attest to and countersign the Agreement and any other documentation as may be necessary to carry out and effectuate the purpose of this Resolution. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is deemed necessary. The officers, agents and/or employees of the Village shall take all action necessary or reasonably required by the Village to carry out, give effect to and consummate the purpose of this Resolution and shall take all action necessary in conformity therewith.

SECTION 3.1: Within ten (10) calendar days of approval of this Resolution, the Stickney Village Clerk is directed to transmit a fully executed, certified copy of this Resolution, along with copies of the executed Agreement identified in the Sections 2 and 3 above, by United States First Class Mail to: Attention of Casey Biernacki, Municipal Services Coordinator, Village of Western Springs, 740 Hillgrove Avenue, Western Springs, Illinois 60558.

SECTION 4: HEADINGS. The headings of the articles, sections, paragraphs and subparagraphs of this Resolution are inserted solely for the convenience of reference and form no substantive part of this Resolution nor should they be used in any interpretation or construction of any substantive provision of this Resolution.

SECTION 5: SEVERABILITY. The provisions of this Resolution are hereby declared to be severable and should any provision of this Resolution be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6: SUPERSEDER. All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7: PUBLICATION. A full, true and complete copy of this Resolution shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8: EFFECTIVE DATE. This Resolution shall be effective and in full force immediately upon passage and approval as provided by law.

(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

PASSED this 6th day of August, 2019.

AYES: Trustees Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

NAYS: None

ABSENT: None

ABSTENTION: None

APPROVED by me this 6th day of August, 2019.

Jeff Walik, President

ATTESTED AND FILED in my
office this 7th day of

August, 2019.

Audrey McAdams, Village Clerk

EXHIBIT A

COST SHARING INTERGOVERNMENTAL AGREEMENT FOR PARTICIPATION IN THE 2019 STATEWIDE PLANNING & RESEARCH PROGRAM (“SPRP”) OF THE ILLINOIS DEPARTMENT OF TRANSPORTATION (“IDOT”) WITH THE VILLAGE OF WESTERN SPRINGS TO SERVE AS LEAD AGENCY FOR PURPOSES OF APPLYING FOR AN IDOT GRANT TO PAY A CONSULTING ENGINEER TO PREPARE A REGIONAL COMPREHENSIVE TRANSPORTATION INFRASTRUCTURE PLAN AND ADMINISTERING A REQUEST FOR QUALIFICATIONS PROCESS FOR THE SELECTION OF SAID CONSULTING ENGINEER

(attached)

