

RESOLUTION NO. 8889-R29

A RESOLUTION  
APPROVING AND AUTHORIZING THE EXECUTION  
OF AN AGREEMENT BETWEEN THE ILLINOIS DEPARTMENT  
OF TRANSPORTATION AND THE CITY OF URBANA, ILLINOIS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF  
URBANA, ILLINOIS, as follows:

Section 1. That an Agreement by and between the City  
of Urbana, Illinois, and the Illinois Department of  
Transportation, in the form of the copy of said Agreement attached  
hereto and hereby incorporated by reference, be and the same is  
hereby authorized and approved.

Section 2. That the Mayor of the City of Urbana,  
Illinois, be and the same is hereby authorized to execute and  
deliver and the City Clerk of the City of Urbana, Illinois, be  
and the same is hereby authorized to attest to said execution of  
said Agreement as so authorized and approved for and on behalf of  
the City of Urbana, Illinois.

PASSED by the City Council this 19<sup>th</sup> day of June  
1989.

Ruth S. Brookens by Sharon K. Bridges  
Ruth S. Brookens, City Clerk Sharon K. Bridges, Deputy Clerk

APPROVED by the Mayor this 20<sup>th</sup> day of June  
1989.

Jeffrey T. Markland  
Jeffrey T. Markland, Mayor

THIS IS THE ATTACHMENT WHICH IS REFERRED TO IN  
RESOLUTION NO. 8889-R29 AND IS INCORPORATED  
THEREIN BY REFERENCE.

*Ruth S. Brookens by Sharon K. Menges,*  
Ruth S. Brookens, City Clerk Deputy Clerk

*June 24, 1989*  
Date

F.A.U. Route 7177 (Lincoln Avenue)  
State Section 227(W,RS)  
City of Urbana  
Champaign County  
P-95-005-89

AGREEMENT

This Agreement entered into this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_\_, by and between the STATE OF ILLINOIS, acting through its Department of Transportation, hereinafter called the STATE, and the City of Urbana, of the State of Illinois, hereinafter called the CITY.

WITNESSETH

WHEREAS, the STATE, in order to facilitate the free flow of traffic and insure safety to the traveling public, is desirous of improving approximately 1,174 lineal feet of F.A.U. Route 7177 (Lincoln Avenue) in the following manner:

1. From north of Anthony Drive to Wilbur Road by widening, milling, and resurfacing the existing pavement providing for two 12-foot driving lanes (1 lane in each direction) and one 12-foot bi-directional left turn lane, constructing curb and gutter, storm sewers and a 44-foot concrete entrance, and,
2. Performing all other work necessary to complete the improvement in accordance with approved plans and special provisions.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties 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 plans, specifications, and contract.
2. The STATE agrees to pay all right-of-way, construction, and engineering costs, subject to partial reimbursement by the CITY as hereinafter stipulated.
3. It is mutually agreed by and between the parties hereto that the estimated cost of the improvement is as follows:

F.A.U. Route 7177 (Lincoln Avenue)  
State Section 227(W,RS)  
City of Urbana  
Champaign County  
P-95-005-89

Construction Costs	\$250,000
Engineering Costs (15%)	<u>\$ 37,500</u>
Total =	\$287,500

4. The CITY agrees to pay to the STATE a lump sum of \$100,000 which represents the CITY'S total financial obligation toward this improvement. In the event the CITY requests additional work beyond the scope described herein, the CITY shall, by Supplemental Agreement, be responsible for their proportionate share of the cost of same.
5. The CITY has passed a resolution appropriating sufficient funds to pay its share of the cost of this improvement, a copy of which is attached hereto as "Exhibit 1" and made part hereof. Upon award of the contract for this improvement, the CITY will pay to the Department of Transportation of the State of Illinois, in a lump sum from any funds allotted to the CITY, an amount equal to 100% of its obligation incurred under this Agreement. The CITY agrees to pass a supplemental resolution to provide necessary funds for its share of the cost of this improvement if the amount appropriated herein proves to be insufficient to cover said cost.
6. The CITY agrees to provide prior to the STATE'S advertising for the work to be performed hereunder approval of the plans and specifications as prepared, by resolution or letter.
7. The CITY shall exercise its franchise right to cause private utilities to be relocated at no expense to the STATE.
8. The CITY and the STATE have agreed to a jurisdictional transfer for all portions of this improvement presently under STATE jurisdiction, in its entirety to the CITY Street System as described in this Agreement. A copy of the jurisdictional transfer is attached as "Exhibit A", and made a part hereof.

F.A.U. Route 7177 (Lincoln Avenue)  
State Section 227(W,RS)  
City of Urbana  
Champaign County  
P-95-005-89

9. 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 by June 1, 1992.

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

CITY OF URBANA

\_\_\_\_\_  
Mayor

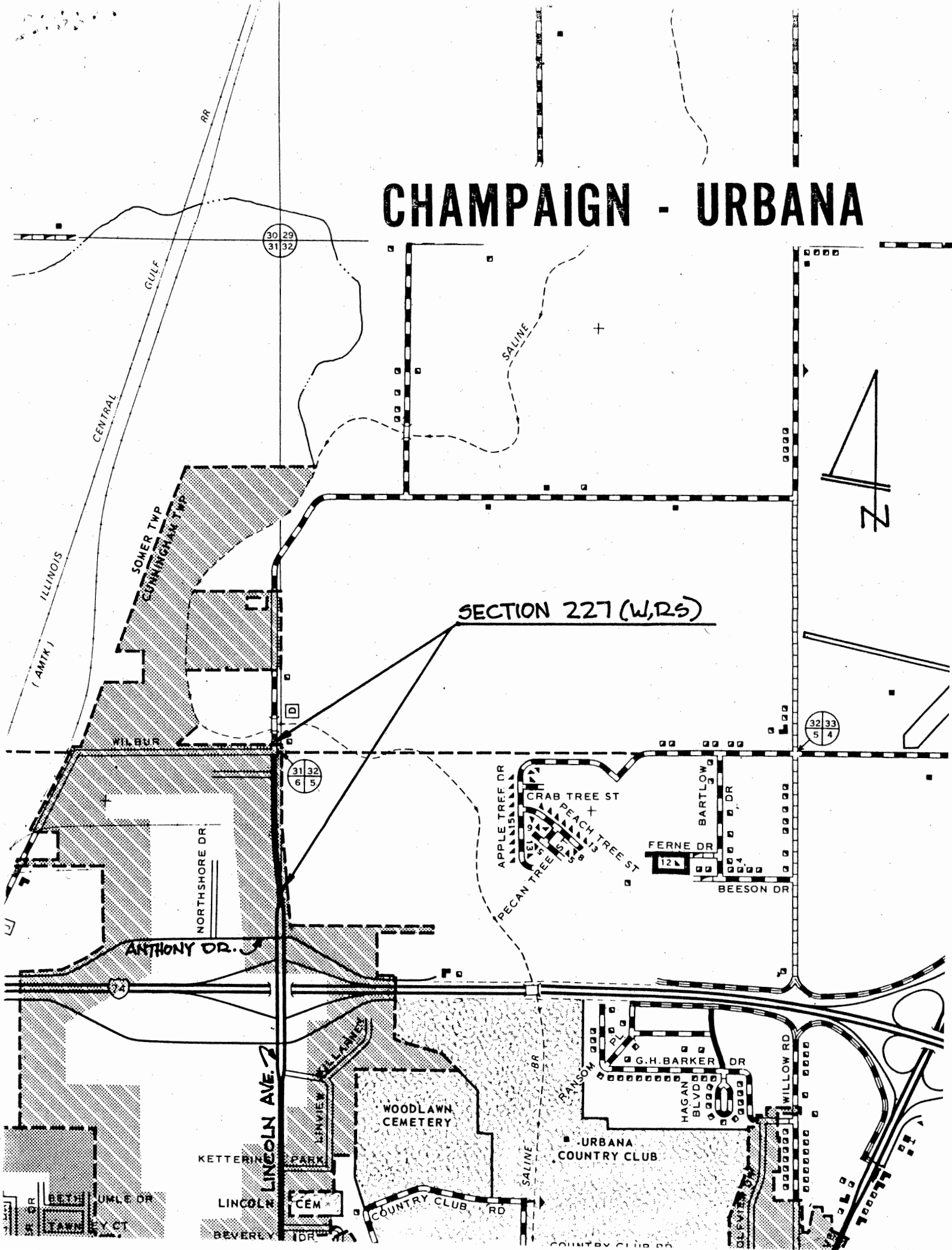
\_\_\_\_\_, 19\_\_

STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

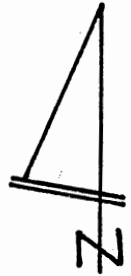
\_\_\_\_\_  
Director of Highways

\_\_\_\_\_, 19\_\_

# CHAMPAIGN - URBANA



SECTION 227 (W, R5)



ANTHONY DR.

WOODLAWN CEMETERY

URBANA COUNTRY CLUB

LINCOLN AVE.

CENTRAL  
GULF  
RR

SOMER TWP  
CUNNINGHAM TWP

WILBUR

NORTH SHORE DR

APPLE TREE DR

CRAB TREE ST

PEACH TREE ST

PECAN TREE DR

BARTLOW DR

FERNE DR

BEESON DR

G.H. BARKER DR

HAGAN BLVD

WILLOW RD

COUNTRY CLUB RD

LINCOLN CEM

KETTERING PARK

BETH UMLE DR  
TANNY CT

BEVERLY DR

COUNTRY CLUB RD

30 29  
31 32

31 32  
6 5

32 33  
5 4