

**VILLAGE OF DOWNERS GROVE**  
**Report for the Village**  
**2/12/2019**

<b>SUBJECT:</b>	<b>SUBMITTED BY:</b>
Letter of Understanding with IDOT for Activities Along Ogden Avenue	Nan Newlon Director of Public Works

**SYNOPSIS**

A resolution has been prepared authorizing the Village of Downers Grove to sign a Letter of Understanding with the Illinois Department of Transportation for activities within the right of way of Ogden Avenue.

**STRATEGIC PLAN ALIGNMENT**

The goals for 2017-2019 include *Top Quality Infrastructure*.

**FISCAL IMPACT**

N/A

**RECOMMENDATION**

Approval on the February 12, 2019 Consent Agenda.

**BACKGROUND**

The Illinois Department of Transportation (IDOT) plans to resurface Ogden from I-355 to Route 83 in 2019. In conjunction with this work, IDOT requests the Village sign a Letter of Understanding which includes activities the Village currently performs with respect to the Ogden Avenue right-of-way. Three of the five provisions obligating the Village include concurrence with the plans and specifications for the resurfacing work, obtaining IDOT consent prior to the permitting of driveway entrances, and maintenance of pavement markings for intersecting streets. The Village currently complies with the provisions as outlined in the Letter of Understanding.

**ATTACHMENTS**

Resolution  
Letter of Understanding

## RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING EXECUTION OF  
A LETTER OF UNDERSTANDING  
BETWEEN THE VILLAGE OF DOWNERS GROVE  
AND THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION**

BE IT RESOLVED by the Village Council of the Village of Downers Grove, DuPage County, Illinois, as follows:

1. That the form and substance of a certain Letter of Understanding (the "Letter" or "LOU"), between the Village of Downers Grove ("Village") and the State of Illinois Department of Transportation ("State"), relating to the right-of-way obligations in connection with the resurfacing of Ogden Avenue from I-355 to Route 83, as set forth in the form of the Agreement submitted to this meeting with the recommendation of the Village Manager, is hereby approved.

2. That the Village Manager and Village Clerk are hereby respectively authorized and directed for and on behalf of the Village to execute, attest, seal and deliver the Agreement, substantially in the form approved in the foregoing paragraph of this Resolution, together with such changes as the Manager shall deem necessary.

3. That the proper officials, agents and employees of the Village are hereby authorized and directed to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Village in accordance with the provisions of the Agreement.

4. That all resolutions or parts of resolutions in conflict with the provisions of this Resolution are hereby repealed.

5. That this Resolution shall be in full force and effect from and after its passage as provided by law.

\_\_\_\_\_  
Mayor

Passed:

Attest: \_\_\_\_\_

Village Clerk

FAP 311 US 34 (Ogden Avenue)  
Ivanhoe Avenue to East of IL 83 (Kingery Hwy)  
State Section No.: 2018-028-RS-SW  
State Job No.: C-91-246-18  
State Contract: 62G62  
DuPage County  
LU-119-002

## LETTER OF UNDERSTANDING

The STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called the STATE, is desirous of improving US Route 34 (Ogden Avenue) within the VILLAGE OF DOWNERS GROVE hereinafter referred to as the VILLAGE, in the County of DuPage, Illinois, State Section: 2018-028-RS-SW by making the following improvements:

Roadway resurfacing and constructing ADA compliant curb ramps for sidewalks and installing crosswalk striping on residential streets that intersect with US 34 (Ogden Avenue) within the VILLAGE'S municipal limits, where sidewalk exists on both sides of the street and by performing all other work necessary to complete the improvement in accordance with the approved plans and specifications.

In order that the STATE and the VILLAGE may benefit by this proposed improvement, we are requesting concurrence with the following:

1. The STATE agrees to 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. We ask the VILLAGE to sign the plan approval page which is part of this document or provide us with a letter approving the plans and specifications as prepared.
3. We ask the VILLAGE not to permit driveway entrance openings to be made in the curb, as constructed, of STATE maintained highways improved as part of our project, without first obtaining STATE consent.
4. The STATE will cause private utilities to be relocated at no expense to the STATE or VILLAGE.
5. Upon completion of the improvement, the VILLAGE agrees to maintain, or caused to be maintained, all new and existing sidewalks and crosswalk striping along US 34 (Ogden Avenue) and residential streets within the limits of this improvement, within the VILLAGE'S municipal limits.

Approval of this Letter of Understanding shall be considered as concurrence with and acceptance of all terms contained herein, and shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

VILLAGE OF DOWNERS GROVE

By: \_\_\_\_\_  
(Signature)

By: \_\_\_\_\_  
(Print)

Title: Mayor \_\_\_\_\_

Date: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Clerk

(SEAL)

STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_  
Anthony J. Quigley, P.E.  
Region One Engineer

Date: \_\_\_\_\_

PLAN APPROVAL

WHEREAS, in order to facilitate the improvement of US Route 34,  
State Section: 2018-028-RS-SW, the VILLAGE agrees to that portion of the plans and  
specifications relative to the VILLAGE's maintenance obligations described herein.

APPROVED \_\_\_\_\_

DATE: \_\_\_\_\_