



2232 E. WASHINGTON ST. East Peoria, Illinois 61611 . Phone (309) 698-4716 FAX (309) 698-4730

Commissioners  
Dan Decker Michael Sutherland

**TO: The Honorable Mayor and the City Council**

**FROM: Ric Semonski, Supervisor of Streets**

**DATE: March 10, 2021**

**SUBJECT: RECOMMENDATION TO APPROVE SPENDING AN ESTIMATED \$8,435 OF MOTOR FUEL TAX (MFT) FUNDS FOR THE PURPOSE OF PAYING THE CITY'S PORTION OF TRAFFIC SIGNAL IMPROVEMENTS AS A PART OF THE ILLINOIS DEPARTMENT OF TRANSPORTATION'S II 116 LARGER MAINTENANCE IMPROVEMENTS DESCRIBED BELOW.**

**DISCUSSION:**

The State of Illinois Department of Transportation will be milling and overlaying a portion of Il 116 from an area just north of I74 to a point south of Highview Rd, approximately 4,700'. They will be installing ADA compliant sidewalk ramps, modernizing signals and upgrading the vehicle detection system at Il 116 and Blackjack Blvd.

The signal work is the only portion of work to be shared with the City. All other work is being paid for by the State using Federal and State funds.

Participating in the signal work is in the best interest of both non-local/local traffic and pedestrian movements and is permanent in nature.

The estimated City's share is \$8,435.00, not to exceed 125%.

Please see the attached agreement that will need to be entered into with the State of Illinois which further details the project and terms.

**RECOMMENDATION: Approve spending \$8,435.00, not to exceed 125%. in Motor Fuel Tax (MFT) funds and entering into the attached agreement with the State of Illinois for the purpose of said improvements.**

**"EAST PEORIA-HOME OF THE FESTIVAL OF LIGHTS"**

**RESOLUTION NO. 2021-117**

**East Peoria, Illinois**

\_\_\_\_\_, **2021**

**RESOLUTION BY COMMISSIONER \_\_\_\_\_**

**A RESOLUTION APPROVING AN AGREEMENT WITH IDOT  
FOR ROUTE 116 ROADWAY AND SIGNAL IMPROVEMENT PROJECT**

**WHEREAS**, the roadway comprising Illinois Route 116 north of the I-74 interchange through the intersection with Highview Road in East Peoria is in need of maintenance and related improvements; and

**WHEREAS**, the Illinois Department of Transportation (“IDOT”) has proposed a project to upgrade and improve the Illinois Route 116 roadway from the northside of the I-74 interchange to south of the intersection with Highview Road (as depicted in the map included in Exhibit A), which will include milling and overlaying the roadway surface for this portion of Illinois Route 116 and installing ADA-compliant sidewalk ramps, modernized signalization, and an upgraded vehicle detection system at the intersection with Blackjack Boulevard (the “Route 116 Improvement Project”); and

**WHEREAS**, while the cost associated with the Route 116 Improvement Project will be almost entirely paid by Federal funding and State funding, the City is obligated to pay a small portion of the Project costs associated with the signalization and upgraded vehicle detection improvements portion of the Project; and

**WHEREAS**, an agreement for the Route 116 Improvement Project between IDOT and the City has been prepared, allocating \$8,435 of the \$1,846,035 total Project cost to the City, and this agreement is attached hereto and incorporated by reference as “Exhibit A” (the “IDOT Agreement”); and

**WHEREAS**, under the terms of the IDOT Agreement, the maximum cost that could be incurred by the City in relation to the Route 116 Improvement Project is \$10,544 (being 125% of the estimated City cost for the Project of \$8,435); and

**WHEREAS**, under the terms of the IDOT Agreement, it is necessary for the City to appropriate sufficient funds to pay the City’s share of the cost of the Route 116 Improvement Project; and

**WHEREAS**, the City Council for the City of East Peoria hereby finds that it is in the best interests of the City to enter into the IDOT Agreement for the Route 116 Improvement Project and to appropriate the required funding of \$8,435 (up to a maximum of \$10,544) for the City’s share of the cost of the Route 116 Improvement Project;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT:**

**Section 1.** The above recitations are found to be true and correct.

**Section 2.** The IDOT Agreement for the Route 116 Improvement Project is hereby approved.

**Section 3.** The City Council for the City of East Peoria hereby appropriates the sum of Eight Thousand Four Hundred Thirty-five Dollars (\$8,435), or up to Ten Thousand Five Hundred Forty-four Dollars (\$10,544) should additional funding become necessary, from any money now or hereafter allotted to the City for the City's share of the cost of the Route 116 Improvement Project as provided in the IDOT Agreement.

**Section 4.** On behalf of the City, the Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, the IDOT Agreement (Exhibit A) and any related IDOT documentation for the Route 116 Improvement Project, together with such changes therein as the Mayor in his discretion deems appropriate and necessary, for undertaking and funding the City's share of the Route 116 Improvement Project as provided in the IDOT Agreement.

**Section 5.** Upon award of the contract for completing the improvements for the Route 116 Improvement Project, the City shall pay to IDOT in a lump sum from any funds allotted to the City for this Project in an amount equal to 80% of the City's share under the IDOT Agreement, and the City will pay IDOT the remainder of the City's share in a lump sum upon completion of the Project based upon final cost incurred for the Project.

**Section 6.** The City Council further agrees to pass a supplemental resolution to provide necessary funds for the City's share of the cost of the Route 116 Improvement Project if the amount appropriated herein by the City proves to be insufficient to cover the City's share of the final cost incurred for the Project.

**Section 7.** This Resolution shall be in full force and effect immediately upon its passage and approval by the City Council.

**APPROVED:**

\_\_\_\_\_  
Mayor

**ATTEST:**

\_\_\_\_\_  
City Clerk

**EXHIBIT A**

**IDOT Agreement for Route 116 Improvement Project**

IL Route 116  
Section: 101RS-4  
Tazewell County  
Milling, Resurfacing and Traffic Signals on IL  
116  
Job No. C-94-092-20  
Contract No. 68F69  
Catalog No.: 036071-00D  
Agreement No.: JN-421-008

## AGREEMENT

This Agreement, entered into this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 2021, by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION hereinafter called the STATE, and the CITY OF EAST PEORIA, of the State of Illinois, hereinafter called the CITY.

## WITNESSETH

WHEREAS, the STATE, in order to facilitate the free flow of traffic and ensure safety to the motoring public is desirous of milling and resurfacing 2.5 inches of the pavement surface of IL 116 from just north of I-74 to south of Highview Road, or approximately 1,700 feet northerly and 3,000 feet southerly of the Blackjack Boulevard intersection, for a total of 4,700 feet, installing ADA ramps, modernizing traffic signals and upgrading the vehicle detection system at the intersection of IL 116 and Blackjack Boulevard; and

WHEREAS, the signal work is to be cost shared with the CITY, however, the roadwork, which is the majority of this contract, is to be entirely funded with a combination of Federal and State monies, and by performing all other work necessary to complete the improvements in accordance with the approved plans and specifications; and

WHEREAS, the CITY is desirous of said improvements in that same will be of immediate benefit to the motoring and pedestrian public 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, 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 and specifications within the contract.

2. The STATE agrees to pay all Construction and engineering costs subject to reimbursement by the CITY as hereinafter stipulated.
3. It is mutually agreed by and between the parties hereto that the estimated cost proration for this improvement is as follows:

<u>TYPE OF WORK</u>	<u>FEDERAL COST (%)</u>	<u>STATE COST</u>	<u>CITY COST (%)</u>	<u>TOTAL COST</u>
Modernize Traffic Signals and vehicle detection at				
IL 116 & Blackjack Blvd.	25,000 (80)	0	6,250 (20)	31,250
Prelim Engineering (5%)	0	0	1,560 (100)	1,560
Const Engineering (10%)	2,500 (80)	0	625 (20)	3,125
Remaining Construction	1,259,200 (80)	314,800 (20)	0	1,574,000
Prelim Engineering (5%)	0	78,700 (100)	0	78,700
Const Engineering (10%)	125,920 (80)	31,480 (20)	0	157,400
<b>TOTALS</b>	<b>\$1,412,620</b>	<b>\$424,980</b>	<b>\$8,435</b>	<b>\$1,846,035</b>

Participation and reimbursement shall be predicated on the percentages shown above for the specified work. Cost shall be determined by multiplying the final quantities times contract unit prices plus 15% for construction and preliminary engineering. Participation toward the traffic signal improvements shown above shall not exceed 125% of their estimated construction and engineering cost.

4. The CITY has passed a resolution appropriating sufficient funds to pay its share of the cost of these improvements, a copy of which is attached hereto as "Exhibit A" and made a part of hereof. The CITY further agrees that upon award of the contract for these improvements, 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 80% of its obligation incurred under this Agreement, and will pay to the said DEPARTMENT the remainder of the obligation (including any non-participating costs on FA Projects) in a lump sum, upon completion of the project based upon final costs.
5. The CITY agrees to provide prior to the STATE's advertising for the work to be performed hereunder approval of the plans, by resolution or letter, or by signing the Plan Approval sheet which is part of this document.
6. The CITY shall exercise its franchise right to cause private utilities to be relocated, if required, at no expense to the STATE.

7. The CITY 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 relocated and/or adjusted, if required, at no expense to the STATE.
8. Upon final inspection of the improvement, the STATE and CITY will continue their respective maintenance and electrical energy responsibilities for the traffic signals at the intersection of IL 116 and Blackjack Boulevard in accordance with the existing Master Agreement or in accordance with any such Master Agreement that may be executed in the future.
9. The parties hereby mutually agree that the obligations of the parties will cease immediately without penalty 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.
10. 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 three years subsequent to execution of the Agreement.
11. The CITY certifies that its correct Federal Taxpayer Identification Number is 37-6002143 and the CITY is doing business as a municipality whose mailing address is 401 W. Washington St., East Peoria, Illinois 61611

IL Route 116  
Section: 101RS-4  
Tazewell County  
Milling, Resurfacing and Traffic Signals on IL  
116  
Job No. C-94-092-20  
Contract No. 68F69  
Catalog No.: 036071-00D  
Agreement No.: JN-421-008

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

STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

CITY OF EAST PEORIA

By: \_\_\_\_\_  
Kensil A. Garnett  
Region Three Engineer

By: \_\_\_\_\_  
John Kahl, Mayor

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

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

Attest: \_\_\_\_\_  
Morgan Cadwalader, City Clerk

(SEAL)

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## TIN CERTIFICATION

The CITY certifies that:

1. The number shown on this form is the CITY's correct taxpayer identification number (or the CITY) is waiting for a number to be issued to them), and
  
2. The CITY is not subject to backup withholding because: (a) the CITY is exempt from backup withholding, or (b) the CITY has not been notified by the Internal Revenue Service (IRS) that the CITY is subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that the CITY no longer subject to back-up withholding, and
  
3. The CITY's person with signatory authority for this AGREEMENT is a U. S. person (including a U.S. resident alien).

**Taxpayer Identification Number:** \_\_\_\_\_

### Legal Status

- |   |   |
|---|---|
| <input type="checkbox"/> Individual   | <input checked="" type="checkbox"/> Government  |
| <input type="checkbox"/> Sole Proprietor  | <input type="checkbox"/> Nonresident Alien  |
| <input type="checkbox"/> Partnership/Legal Corporation  | <input type="checkbox"/> Estate or Trust  |
| <input type="checkbox"/> Tax-exempt   | <input type="checkbox"/> Pharmacy (Non Corp.)   |
| <input type="checkbox"/> Corporation providing or billing medical and/or health care services     | <input type="checkbox"/> Pharmacy/Funeral home /Cemetery                                  |
| <input type="checkbox"/> Corporation NOT providing or billing medical and/or health care services | <input type="checkbox"/> Limited Liability Company (select applicable tax classification) |
| <input type="checkbox"/> Other _____  | <input type="checkbox"/> D= Disregarded entity  |
|   | <input type="checkbox"/> C= Corporation   |
|   | <input type="checkbox"/> P= Partnership   |

Signature \_\_\_\_\_

Date \_\_\_\_\_

IL Route 116  
Section: 101RS-4  
Tazewell County  
Milling, Resurfacing and Traffic Signals on IL 116  
Job No. C-94-092-20  
Contract No. 68F69  
Catalog No.: 036071-00D  
Agreement No.: JN-421-008

I approve the portions of the final plans for the above-captioned project that pertain to the maintenance obligations of the City of East Peoria.

\_\_\_\_\_  
John Kahl, Mayor

\_\_\_\_\_  
Date

# IL 116 & Blackjack Blvd

## East Peoria

