

AGREEMENT

THIS AGREEMENT entered into this \_\_\_\_\_ day of \_\_\_\_\_ A.D., by and between the STATE OF ILLINOIS, acting by and through its Department of Transportation, hereinafter called the STATE, and the Village of Orland Park, County of COOK, of the State of Illinois, hereinafter called the VILLAGE.

WITNESSETH

WHEREAS, the STATE, in order to facilitate the free flow of traffic and insure safety to the motoring public as part of the Highway Safety Improvement Program is desirous of improving the existing signalized intersection(s) on IL RTE 43 (Harlem Av) by modernizing the traffic signals at IL RTE 43 at Wheeler Dr., and IL RTE 43 at 157<sup>th</sup> St., (to be known as STATE Section 2011-039 TS and Contract No. 60P45) and by performing all other work necessary to complete the improvement in accordance with the plans and specifications; and,

WHEREAS, the VILLAGE is desirous of said improvement in that same will be of immediate benefit to the VILLAGE, and permanent in nature; and,

WHEREAS, the intersection(s) of at IL RTE 43 at Wheeler Dr., and IL RTE 43 at 157th St., lies within the corporate limits of the VILLAGE.

NOW THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. The STATE agrees to prepare plans and specifications, receive bids, award the contract, furnish engineering inspection during construction, and cause the improvement to be built in accordance with the plans, specifications, and contract. The STATE also agrees to pay all construction and engineering costs subject to reimbursement by the VILLAGE as hereinafter stipulated.
2. The VILLAGE agrees to approve the plans and specifications by letter or resolution prior to the STATE advertising for the work to be performed hereunder.
3. It is mutually agreed that the proportional participation for the construction costs and engineering costs of this improvement shall be as follows:

IL RTE 43 Traffic Signals @	FEDERAL FUNDS	STATE FUNDS	VILLAGE FUNDS
Wheeler Drive	90%	5%	5%
157th Street	90%	5%	5%

EVP INSTALLATION @	FEDERAL FUNDS	STATE FUNDS	VILLAGE FUNDS	FIRE DISTRICT FUNDS
Wheeler Drive	0%	0%	0%	100%
157th Street	0%	0%	0%	100%

4. It is mutually agreed that the estimated construction costs and engineering costs of this improvement are divided as follows:

IL RTE 43 (Harlem Av) Traffic Signals @	FEDERAL FUNDS	STATE FUNDS	VILLAGE FUNDS	TOTAL
Wheeler Drive	\$ 270,000.00	\$ 15,000.00	\$ 15,000.00	\$ 300,000.00
Engineering (15%)	\$ 40,500.00	\$ 2,250.00	\$ 2,250.00	\$ 45,000.00
157th Street	\$ 135,000.00	\$ 7,500.00	\$ 7,500.00	\$ 150,000.00
Engineering (15%)	\$ 20,250.00	\$ 1,125.00	\$ 1,125.00	\$ 22,500.00
<b>TOTAL</b>	<b>\$ 465,750.00</b>	<b>\$ 25,875.00</b>	<b>\$ 25,875.00</b>	<b>\$ 517,500.00</b>

EVP INSTALLATION @	FEDERAL FUNDS	STATE FUNDS	VILLAGE FUNDS	FIRE DISTRICT FUNDS
Wheeler Drive	\$ -	\$ -	\$ -	\$ 4,497.00
Engineering (15%)	\$ -	\$ -	\$ -	\$ 674.55
157th Street	\$ -	\$ -	\$ -	\$ 5,848.00
Engineering (15%)	\$ -	\$ -	\$ -	\$ 877.20
<b>TOTAL</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 11,896.75</b>

\*The **installation** of new EVP Equipment at the intersection of: IL RTE 43 (Harlem Av) @ Wheeler Dr. and at 157<sup>th</sup> St., is the responsibility of the **ORLAND FIRE PROTECTION DISTRICT** and is estimated to be \$10,345.00 (+15% engineering) for a total of \$11,896.75.

5. It is mutually agreed that the VILLAGE will reimburse the STATE in an amount equal to the VILLAGE'S share of the actual cost as determined in accordance with Item #4 above. It is mutually agreed that upon award of the contract for this improvement, the VILLAGE will pay to the Department of Transportation of the State of Illinois, in a lump sum from any funds allotted to the VILLAGE. An amount equal to 80% of its obligation incurred under this Agreement, and will pay to the said Department the remainder of its obligation (including any non-participating costs for FA projects) in a lump sum, upon completion of the project based upon final costs.
6. Upon acceptance by the Department of Transportation of the traffic signal improvement included herein, the financial responsibility for maintenance and electrical energy for the operation of the traffic signals shall remain as outlined in the Master Agreement executed between the Village of Orland Park and the Department of Transportation on July 1, 2011.
7. The actual maintenance will be performed by the STATE with its own forces or through an ongoing contractual agreement.
8. Payment by the STATE of any or all of its share of maintenance and energy costs is contingent upon the STATE receiving adequate funds in its annual appropriation.
9. The STATE retains the right to control the sequence of timing on the traffic signals.
10. The STATE will be responsible for maintenance of lane line and median line markings. The VILLAGE will be responsible for maintenance of crosswalk and stop line markings under their jurisdiction.
11. The VILLAGE agrees to exercise its franchise right to cause private utilities to be relocated at no expense to the STATE.

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

VILLAGE OF ORLAND PARK

By: \_\_\_\_\_  
MAYOR

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

ATTEST:

\_\_\_\_\_  
CLERK

STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_  
Diane M. O'Keefe, P.E.  
Deputy Director of Highways,  
Region One Engineer

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

PLAN APPROVAL

WHEREAS, in order to facilitate the improvement at the intersection(s) of IL RTE 43 (Harlem Av) at Wheeler Drive and IL RTE 43 (Harlem Av) @ 157th Street, the VILLAGE OF ORLAND PARK hereby approves the plans and specifications for the proposed traffic signal improvements at the said intersection(s) above.

APPROVED:

By: \_\_\_\_\_  
VILLAGE ENGINEER

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

ATTEST:

\_\_\_\_\_  
Clerk

SEAL