

KANE COUNTY
DIVISION of TRANSPORTATION

Carl Schoedel, P.E.
Director of Transportation
County Engineer



41W011 Burlington Road
St. Charles, IL 60175
Phone: (630) 584-1170
Fax: (630) 584-5265

DATE: September 21, 2009

TO: Jean Weems
County Board Office

FROM: Linda Haines

SUBJECT: Agreements

6 – IDOT Local Agency Agreement for Federal Participation for Preliminary Engineering for Main Street at Nelson Lake Road, Kane County Sec. #08-00378-00-CH with Document Vet Sheet. (Kane County Resolution #08-399)

6 – Truck Access Route Program (TARP) Agreement for Randall Road at Red Gate Road, Kane County Sec. #01-00264-00-TL with Document Vet Sheet (Kane Co. Resolution #09-298)

TRANSMITTED FOR:

- ☐ YOUR INFORMATION AND FILE
- ☐ YOUR APPROVAL AND/OR CORRECTION
- ☐ AS REQUESTED
- ☒ SEE BELOW

REMARKS: Please have the Chairman sign and return to our office for further processing.

Thanks.

c: Steve Coffinbargar
Paul LaFleur

STATE OF ILLINOIS

COUNTY OF KANE

RESOLUTION NO. 09 - 298

APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ILLINOIS
FOR TRUCK ACCESS ROUTE PROGRAM (TARP) FUNDS FOR
RANDALL ROAD AT RED GATE ROAD
KANE COUNTY SECTION NO. 01-00264-00-TL

WHEREAS, the Illinois Constitution of 1970, Article VII, Section 10 and 5 ILCS 220/1 *et seq.* authorizes the County of Kane (hereinafter the "County") and the State of Illinois through its Department of Transportation (hereinafter "IDOT") to cooperate in the performance of their respective duties and responsibilities by contract and other agreements; and

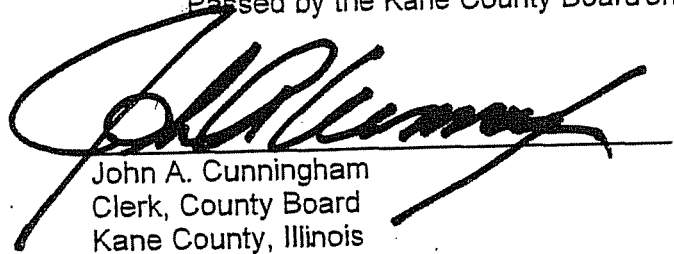
WHEREAS, the County and IDOT are desirous of improving Kane County Highway No. 34, (commonly known as "Randall Road") at its intersection with Red Gate Road to Class II Truck Route status (hereinafter the "Project"); and


WHEREAS, IDOT will assist the County and fund a portion of the Project cost through the Truck Access Road Program in the amount of Forty Thousand Five Hundred Dollars and no/100 (\$40,500); and

WHEREAS, the County and IDOT desire to enter into a Designated Truck Access Road Agreement (a copy of which is on file in the office of the County Clerk) to provide for a designated truck access road on Randall Road at Red Gate Road.

NOW, THEREFORE, BE IT RESOLVED that the County Board Chairman is hereby authorized to execute the Designated Truck Access Road Agreement by and between the County and IDOT.

Passed by the Kane County Board on August 11, 2009.


John A. Cunningham
Clerk, County Board
Kane County, Illinois


Karen McConaughay
Chairman, County Board
Kane County, Illinois

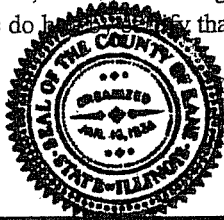
Vote:
Yes 25
No 0
Voice —
Abstentions 0

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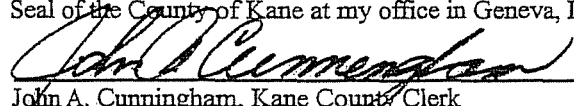
STATE OF ILLINOIS
COUNTY OF KANE

DATE AUG 27 2009

I, John A. Cunningham, Kane County Clerk and Keeper of the Records in Kane County, Illinois do hereby certify that the attached is a true and correct copy of the original record on file.



In witness whereof, I have hereunto set my hand and affixed the Seal of the County of Kane at my office in Geneva, Illinois.


John A. Cunningham, Kane County Clerk

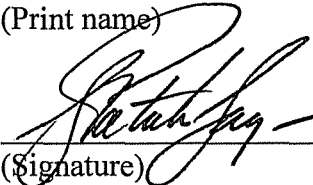
DOCUMENT VET SHEET
for
Karen McConnaughay
Chairman, Kane County Board

Name of Document: Truck Access Route Program Agreement with IDOT for Randall
Road at Red Gate Road, Kane County Section #01-00264-00-TL

Submitted by: Steve Coffinbargar

Date Submitted: 6/26/09

Examined by: Pat Jaeger
(Print name)


(Signature)

June, 2009
(Date)

Comments: _____

Chairman signed: ☒ Yes ☐ No 9-29-09
(Date)

Document returned to: Linda Haines

Local Agency	 Illinois Department of Transportation Truck Access Route Program (TARP) Agreement	Job Number - Construction
Kane County		C 91-316-07
Section 01-00264-00-TL		Job Number - Engineering

This Agreement is made and entered into between the above local agency hereinafter referred to as "LA", and the State of Illinois, acting by and through its Department of Transportation, hereinafter referred to as "STATE". The STATE and LA jointly propose to improve the designated location as shown below.

Location

Local Name Randall Road Route CH 34 Lane Miles 0.85

Number of Eligible Intersections 1

Termini at Red Gate Road

Current Jurisdiction LA

Project Description

Intersection Improvement at Randall and Red Gate Roads

Division of Cost

Type of Work	TARP (1)	LA (2)	Total
Participating Construction	40,500	1,375,500	1,416,000
Non-Participating Construction			0
Preliminary Engineering			0
Construction Engineering			0
			0
			0
TOTAL	\$40,500	\$1,375,500	\$1,416,000

Note

- 1/ It is mutually agreed that the STATE'S share of the PROJECT cost under the Truck Access Route Program shall be a lump sum amount of \$40,500 not to exceed 50% of the final construction cost, whichever is the lesser.
- 2/ Any remaining balance shall be the responsibility of the LA.

Upon award of the project and request of payment from the LA, the STATE will pay the LA its share of the project costs.

Agreement Provisions

1. It is mutually agreed that the PROJECT will be processed, let and constructed in accordance with Motor Fuel Tax standards, policies and procedures.
 2. The LA will certify to the STATE that all necessary right-of-way, temporary and permanent easements, and temporary use permits have been obtained or are not required, prior to the LA advertising for bids for the PROJECT.
 3. The PROJECT will be let and awarded by the LA upon approval of the plans and specifications by the STATE.
 4. The LA agrees to retain jurisdiction and to maintain or cause to be maintained in a manner satisfactory to the STATE, the completed PROJECT.
 5. Upon approval of the final plans and specifications by the STATE and the LA, the LA agrees to accept bids and award the contract for construction of the proposed improvements after receipt of a satisfactory bid and after concurrence in the award has been received from the STATE and provide, or cause to be provided, all of the initial funding necessary to complete the project subject to partial reimbursement by the STATE.
 6. The LA agrees to pass an ordinance/resolution clearly defining the limits of the proposed 80,000 pound truck route and identifying the truck route class. A copy of said ordinance/resolution is attached as Exhibit B. Such truck route shall be properly signed in accordance with the Illinois Manual on Uniform Traffic Control Devices. Cost of truck route signing is included in estimated cost of the PROJECT.
 7. The LA shall maintain, for a minimum of 3 years after the completion of the project, adequate books, records, and supporting documents to verify the amounts, recipients and uses of all disbursements of funds passing in conjunction with this Agreement. All books, records, and supporting documents related to the project shall be available for review and audit by the Auditor General and the Department. The LA agrees to cooperate fully with any audit conducted by the Auditor General and the Department and to provide full access to all relevant materials. Failure to maintain the books, records and supporting documents required by this section shall establish a presumption in favor of the STATE for the recovery of any funds paid by the STATE under the contract of which adequate books, records, and supporting documentation are not available to support their purported disbursement.
 8. Obligations of the STATE shall cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly fails to appropriate or otherwise make available funds for the work contemplated herein.
 9. All projects for the construction of fixed works which are financed in whole or in part with funds provided by this Agreement shall be subject to the Prevailing Wage Act (820 ILCS 130/0.01 et seq.) unless the provisions of that Act exempt its application.
 10. This Agreement shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.
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Local Agency Kane County	Section 01-00264-00-TL
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EXHIBITS

Additional information and/or stipulations are hereby attached and identified below as being a part of this Agreement.
Exhibit A - Location Map
Exhibit B - 80,000lb Truck Route Resolution/Ordinance

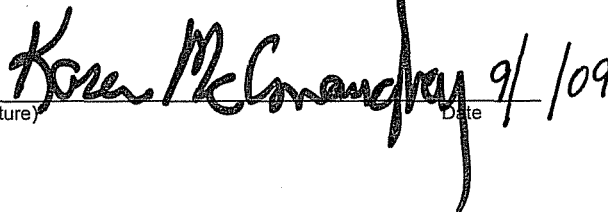
The LA further agrees, as a condition of payment, that it accepts and will comply with the applicable provisions set forth in this Agreement and all exhibits indicated above.

APPROVED

Local Agency

Karen McConnaughay
(Print or Type Name)

County Board Chairperson
(County Board Chairperson/Mayor/Village President/etc.)


(Signature) _____ Date 9/1/09

TIN Number 36 6006585

NOTE: If signature is by an APPOINTED official, a resolution said appointed official to execute this agreement is required.

APPROVED

State of Illinois
Department of Transportation

Gary Hannig, Secretary of Transportation

Date

By:

(Delegate's Signature)

(Delegate's Name -Printed)

Christine M. Reed, Director of Highways/Chief Engineer

Date

Ellen J. Schanzle-Haskins, Chief Counsel

Date

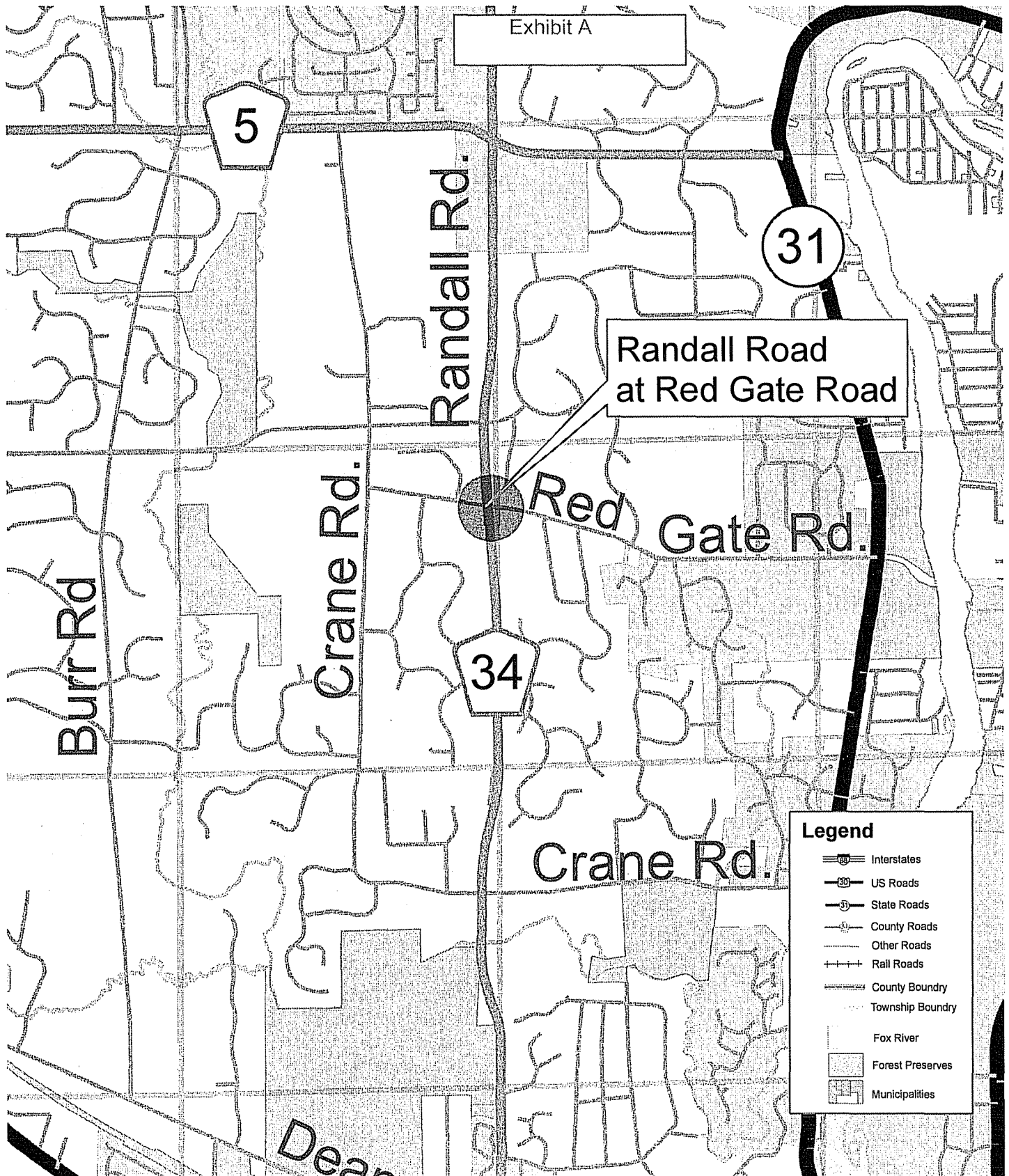
Ann L. Schneider, Director of Finance and Administration

Date

Local Agency

Section

Exhibit A



Section 01-00264-00-TL
Randall Road at Red Gate Road

0 430 860 1,720 2,580 3,440
Feet

M:\dotserver2\USERS\Committee\0907 July 2009\Implementation\CONSTRUCTION\Randall Rd at Red Gate Rd

KANE COUNTY
Division of Transportation

Exhibit B

STATE OF ILLINOIS
SS
COUNTY OF KANE

ORDINANCE # 92-207

ORDINANCE ESTABLISHING VEHICLE SIZE AND
WEIGHT LIMITATIONS ON THE COUNTY HIGHWAY SYSTEM

WHEREAS, the Kane County Board has determined that very few single axle vehicles reach the 18,000 pound axle limit because of license plate limitations; and

WHEREAS, the overall condition of the County Highway System is such that an increase in single axle weight limits from 16,000 pounds per axle to 18,000 pounds per axle will not, in the opinion of the County Engineers, be detrimental to the system; and

WHEREAS, the Illinois State Police write overweight tickets for the statutory single axle limit of 18,000 pounds but seldom for the local limit of 16,000 pounds because it is difficult to enforce inconsistent regulations; and

WHEREAS, for the relatively few single axle loads which will fall between 16,000 pounds and 18,000 pounds it is difficult to justify the continued cost of maintaining and replacing the many weight limit signs on the county highway system; and

WHEREAS, Section 15-111 of the Illinois Vehicle Code gives the County authority to allow certain limitations on the size and weight of trucks or other commercial vehicles with respect to highways under their jurisdiction; and

WHEREAS, it is deemed to be in the public interest and for the benefit of the people of Kane County that the County Board designate portions of the County Highway System as Truck Routes; and

WHEREAS, the Illinois Department of Transportation has developed and published a method for designating Truck Routes on highways under their jurisdiction; and

WHEREAS, it is deemed advisable for the sake of uniformity to utilize said State designations where applicable.

WHEREAS, it is deemed to be in the public interest and benefit of the people of Kane County that the County Engineer be authorized by this County Board to issue special permits for excess size and weight on the County Highway System in accordance with Section 15-301 of the Illinois Vehicle Code.

NOW, THEREFORE, BE IT ORDAINED by this County Board of Kane County that all previously existing resolutions and ordinances which regulate the size and weight of vehicles on the Kane County Highway System are hereby repealed and supplanted as hereafter listed; and

BE IT FURTHER ORDAINED by this County Board of Kane County that size and weight limitations on County Highways under their jurisdiction are hereby established as follows:

I. All highways in the County Highway System except those highways hereinafter designated as Class II Truck Routes:

Width:	8'-0"
Height:	13'-6"
Length:	In accordance with Illinois Department of Transportation's Class III Truck Route designation.
Weight:	Single Axle: 18,000 pounds
	Tandem Axle: 32,000 pounds
	Gross Weight: 73,280 pounds

II. The following highways in Kane County are hereby designated Class II truck routes for the purpose of weight, length and width as adopted and defined by the Illinois Vehicle Code, Chapter 95 1/2, Sections 15-111g, 15-107 and 15-102:

HIGHWAY	FROM	TO
Allen Road	0.7 mi. W. of State St.	U.S. 20
State Street (Hampshire)	Keys Street	Allen Road
Kank Road	IL 56	IL 64
Fabyan Parkway	Paramount Parkway	IL 31 (Batavia)
Randall Road	IL Route 64	U.S. 20
Orchard Road	U.S. 30	Jericho Road
Big Timber Road	McLean Boulevard	Randall Road

III. Trucks used exclusively for garbage or refuse disposal equipped with self-compactors or industrial roll-off hoists and roll-off containers are allowed axle loads and gross weights 33 percent above those provided for by statute may use the roadways designated as Class II Truck Routes subject to the following limitations:

- (1) Single axles, twenty-two thousand (22,000) pounds;
- (2) Tandem axles, forty thousand (40,000) pounds;

(3) Gross weight, fifty-four thousand (54,000) pounds.

The maximum speed of said trucks used exclusively for garbage or refuse disposal equipped with self-compactors or industrial roll-off hoists and roll-off containers on the roadways designated as Class II Truck Routes shall not exceed forty-five (45) miles per hour.

IV. The following highways in Kane County are hereby designated Class II truck routes for the purpose of length and width only as adopted and defined by the Illinois Vehicle Code, Chapter 95 1/2, Sections 15-107 and 15-102:

HIGHWAY	FROM	TO
Fabyan Parkway	IL Route 31	Randall Road
Fabyan Parkway	Kane-DuPage Co. Line	Paramount Parkway
Randall Road	Sullivan Road	IL Route 64
Randall Road	U. S. 20	Kane-McHenry Co. Line
Orchard Road	Jericho Road	Oak Street

BE IT FURTHER ORDAINED that the County Engineer is directed to place appropriate signs designating the aforesaid Class II Truck Routes; and

BE IT FURTHER ORDAINED that the County Engineer be authorized by this County Board to issue special permits for excess size and weight on the County Highway System in accordance with Section 15-301 of the Illinois Vehicle Code; and

BE IT FURTHER ORDAINED that the County Board authorized the prosecution of the owner or driver or both of any vehicle operated in violation of this Ordinance in the manner provided by Section 15-112 of the Illinois Vehicle Code and penalties may be assessed as provided in Section 15-113 of the Illinois Vehicle Code; and

BE IT FURTHER ORDAINED that the adoption of this Ordinance, however, shall not affect nor prevent any pending or future prosecution of, or action to abate, any existing violation of any previously enacted Resolution or Ordinance regulating the Kane County Highway System if the violation is also a violation of this Ordinance.

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be sent to the Illinois Department of Transportation, the Illinois State Police, Kane County Sheriff and the Kane County States Attorney.

BE IT FURTHER ORDAINED that the Kane County Clerk shall cause to be published in a newspaper of general circulation within the

area a copy of this Ordinance.

PASSED by the Kane County Board on September 8, 1992.

ATTEST:

Ernie P. Lane

County Clerk, County Board
Kane County, Illinois

Walter K. Kummer

Chairman, County Board
Kane County, Illinois

