

RESOLUTION NO.

RESOLUTION AUTHORIZING EXECUTION OF A LETTER OF UNDERSTANDING (LU-124-011) FOR FAP 607 US 30 (CASS STREET) OVER DES PLAINES RIVER BETWEEN THE STATE OF ILLINOIS AND CITY OF JOLIET (Cass Street Over Des Plaines River (Contract 62M79))

WHEREAS, the Mayor and City Council of the City of Joliet, Illinois (City) has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs; and

WHEREAS, the STATE, in order to facilitate the free flow of traffic and ensure safety to the motoring public, is desirous of improving approximately 552 lineal feet of FAP Route 30, Cass Street from West of N Bluff Street to West of N Joliet Street, identified as STATE Job No.: C-91-410-20, Contract Number 62M79, STATE Section No. 2018-067-BR, as follows:

The Work consists of furnishing all labor, materials, equipment, and other incidentals necessary for the completion of bridge and approach span deck replacement, warning gate replacement, superstructure and substructure repairs, navigation and roadway lighting, drainage improvements, pavement resurfacing, combination curb and gutter removal, sidewalk removals, aggregate subgrade improvement, subbase granular material, hot mix asphalt binder and surface courses, Portland cement concrete sidewalk, detectable warnings, combination concrete curb and gutter, class D patches, storm sewer, and other incidental and miscellaneous items of work in accordance with the Plans, Standard Specifications, and these Special Provisions.; and

WHEREAS, all CITY owned utilities, on STATE right of way within the limits of this improvement, which are to be relocated / adjusted under the terms of this Agreement, will be relocated / adjusted in accordance with the applicable portions of the "Accommodation of Utilities of Right of Way of the Illinois State Highway System." (92 Ill. Adm. Code 530).

WHEREAS, upon final field inspection of the improvement and so long as Cass Street is used as a STATE Highway, the STATE agrees to maintain or cause to be maintained the through traffic lanes, the curb and gutter adjacent to those lanes, the steel curb, the sidewalks on the bridge (from abutment to abutment), the lighting and navigation lights located on the bridge structure carrying US 30 (Cass Street) over the Des Plaines River.

WHEREAS, Additionally, as a part of the Letter of Understanding, upon final field inspection of the improvement, the City will maintain, the roadway lights, all sidewalks, handrails (excluding the area between abutment to abutment, including the abutments) and the vaulted section of sidewalk at the southeast section leading up to the bridge including all manholes, catch basins, CITY owned utilities and appurtenances as well as stop line and pavement markings.

WHEREAS, the CITY is desirous of said improvement in that same will be of immediate benefit to the CITY residents and permanent in nature.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF JOLIET, ILLINOIS, PURSUANT TO ITS HOME RULE AND STATUTORY AUTHORITY, AS FOLLOWS:

SECTION 1: The Mayor and City Council hereby find that the recitals contained in the remainder of this Resolution are true, correct and complete and are hereby incorporated into this Resolution by reference.

SECTION 2: The Mayor and City Clerk are hereby authorized to execute the Letter of Understanding and Plan Approval, attached hereto and incorporated herein, between the State of Illinois, acting by and through its Department of Transportation. The City Manager is hereby authorized to take such action as may be necessary for the City to comply with the terms thereof.

SECTION 3: In the event that any provision or provisions, or portion or portions of this Resolution shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions or portions of this Resolution that may be given effect without such invalid or unenforceable provision or provisions, portion or portions.

SECTION 4: All resolutions directly in conflict with the terms of this Resolution are hereby repealed to the extent of such conflict.

SECTION 5: This Resolution shall be deemed severable and the invalidity of any portion hereof shall not invalidate the remainder.

SECTION 6: This Resolution shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED this _____ day of _____, 2024.

MAYOR

CITY CLERK

VOTING YES: _____

VOTING NO: _____

NOT VOTING: _____