

FAP Route 0347 - Illinois Route 38
At Naperville Road
County Section Number 19-00195-00-CH
Job No.: P-91-022-20
DuPage County
PPS No.: 1-80466-0800
JN-120-503

ADDENDUM AGREEMENT

This Addendum Agreement entered into this ____ day of _____, 2026 A.D., by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called the STATE, and the COUNTY OF DUPAGE of the State of Illinois, hereinafter called the COUNTY.

WITNESSETH:

WHEREAS, the STATE and the COUNTY entered into an AGREEMENT executed on January 7, 2020, for upgrading the intersections of Illinois Route 38 at Naperville Road, County Section No: 19-00195-00-CH, Job No.: P-91-022-20, hereinafter referred to as the IMPROVEMENT; and

WHEREAS, the STATE and the COUNTY are desirous of extending the completion date of the IMPROVEMENT.

NOW THEREFORE BE IT AGREED that the aforementioned AGREEMENT is amended to require all work on the IMPROVEMENT must be completed by January 6, 2030, and no payments will be made to the COUNTY for any work performed after January 6, 2030, and is hereby amended by this addendum.

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

COUNTY OF DUPAGE

By: _____
Deborah A. Conroy, Chair
DuPage County Board

Date: _____

Attest:

(SEAL)

By: _____
Jean Kaczmarek, County Clerk

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: _____
Gia Biagi
Secretary of Transportation

_____ Date

By: _____
Jack Elston, PE
Engineer of Design and Environment

_____ Date

MODIFICATION AFFIDAVIT

AFFIANT: County of DuPage, Illinois
Division: Division of Transportation
Address: 421 N. County Farm Road
Wheaton, IL. 60187

Submitting AGENCY: Illinois Department of Transportation
Division: Bureau of Business Services, Office of Finance and Administration
Address: 2300 South Dirksen Parkway
Springfield, IL. 62764

Job No.: P-91-022-20
Contract No: JN-120-503
County Section No.: 19-00195-00-CH

I, Stephen M. Travia, Director of Transportation, for the County of DuPage Illinois, ("AFFIANT"), hereby state the following:

We concur with the request to extend the subject contract for Phase I Preliminary Engineering for upgrading the intersections at Illinois Route 38 at Naperville Road, DuPage County Section No.: 19-00195-00-CH ("IMPROVEMENT") through January 6, 2030, with the Illinois Department of Transportation ("AGENCY"), on behalf of the state of Illinois.

This AFFIANT and the AGENCY, prior to original contract end date, agreed to the services and dates in the attached contract extension. The work on the IMPROVEMENT has been delayed and the work is still ongoing.

AFFIANT:

Signature on file

Stephen M. Travia

Director, Division of Transportation

12/8/25
Date

Subscribed and sworn before me this 8th of December 2025.

Signature on file

NOTARY PUBLIC

My Commission Expires: 10/16/2027

(Seal)



Other Action Item

DT-R-0002A-20

AMENDMENT TO RESOLUTION DT-R-0002-20
BETWEEN THE COUNTY OF DU PAGE, ILLINOIS AND
THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR
IMPROVEMENTS TO CH 23/NAPERVILLE ROAD
AT ILLINOIS ROUTE 38
SECTION 19-00195-05-CH
(CORRECTION OF PROJECT SECTION NUMBER)

WHEREAS, the DuPage County Board heretofore adopted Resolution DT-R-0002-20 on December 10th, 2019 approving an agreement between the County of DuPage (hereinafter "County") and the Illinois Department of Transportation (hereinafter "State") for intersection improvements at CH 23/Naperville Road and Illinois Route 38 (hereinafter PROJECT), which referenced Project Section Number 19-00195-00-CH; and

WHEREAS the Section Number for the PROJECT should have read 19-00195-05-CH.

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board, that the Section Number for the PROJECT shall be amended to read 19-00195-05-CH.

BE IT FURTHER RESOLVED, that a copy of this Amending Resolution be sent to the State, by and through the Division of Transportation.

Enacted and approved this 10th day of May, 2022 at Wheaton, Illinois.

Signature on file

DANIEL J. CRONIN, CHAIRMAN
DU PAGE COUNTY BOARD

Attest: Signature on file

AYES 15
NAYS 0
ABSENT 3

Resolution

DT-R-0002-20

INTERGOVERNMENTAL AGREEMENT
BETWEEN THE COUNTY OF DU PAGE, ILLINOIS
AND ILLINOIS DEPARTMENT OF TRANSPORTATION
CH 23/NAPERVILLE ROAD AT ILLINOIS ROUTE 38
SECTION 19-00195-00-CH

(COUNTY TO BE REIMBURSED 50%; UP TO \$125,000.00)

WHEREAS, the County of DuPage (hereinafter "COUNTY") and the Illinois Department of Transportation (hereinafter "STATE"), in order to facilitate the free flow of traffic and to ensure the safety of the motoring public desire to improve CH 23/Naperville Road at Illinois Route 38, Section 19-00195-00-CH (hereinafter referred to as the "IMPROVEMENT"); and

WHEREAS, the COUNTY and the STATE desire to cooperate in an effort to construct the IMPROVEMENT because of the immediate benefit of the IMPROVEMENT to the people of the State of Illinois and to the residents of DuPage County; and

WHEREAS, the COUNTY will be the lead agency for Phase I preliminary engineering study, and through a separate agreement previously approved, will appropriate and initially fund said engineering cost subject to 50% reimbursement, up to \$125,000.00, by the STATE; and

WHEREAS, an Intergovernmental Agreement, (hereinafter "AGREEMENT") has been prepared and attached hereto, which outlines the responsibilities and financial participation of the parties related to Phase I preliminary engineering for the IMPROVEMENT.

NOW, THEREFORE, BE IT RESOLVED by the County Board of DuPage County, that the Clerk and Chairman of the Board be hereby directed and authorized to execute the referenced AGREEMENT with the STATE; and

BE IT FURTHER RESOLVED, that three (3) original copies of the Resolution and AGREEMENT be sent to the STATE, by and through the DuPage County Division of Transportation.

Enacted and approved this 10th day of December 2010 at Wheaton, Illinois

Signature on file

V DANIEL J. CRONIN, CHAIRMAN
DU PAGE COUNTY BOARD

Attest: Signature on file
JEAN KACZMAREK, COUNTY CLERK

AYES 16
NAYS 0
ABSENT 2

FAP Route 0347 – Illinois Route 38
At Naperville Road
County Section Number 19-00195-00-CH
Job No.: P-91-022-20
DuPage County
PPS No.; 1-80466-0800
JN-120-503

AGREEMENT

This AGREEMENT entered this 7th day of January, 201²⁰~~19~~ A.D.,
by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT
OF TRANSPORTATION hereinafter called the STATE, and the COUNTY OF
DUPAGE of the State of Illinois, hereinafter called the COUNTY.

WITNESSETH:

WHEREAS, the STATE and the COUNTY in order to facilitate the free flow of traffic
and ensure safety to the motoring public, are desirous of upgrading the intersection
of Illinois Route 38 at Naperville Road, hereinafter referred to as the
IMPROVEMENT; and

WHEREAS, the COUNTY has agreed to act as the lead agency in performing the
Phase I Preliminary Engineering Study associated with the IMPROVEMENT; and

WHEREAS, the STATE has agreed to participate in the costs for the Phase I
Preliminary Engineering Study.

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

1. The COUNTY agrees to perform the Phase I Preliminary Engineering Study required for the IMPROVEMENT including all work required to complete a Project Development Report.
2. The COUNTY agrees to pay for the Phase I Preliminary Engineering Study required for the IMPROVEMENT subject to reimbursement by the STATE.
3. The STATE agrees to reimburse the COUNTY for 50% of all costs associated with the Phase I Preliminary Engineering Study. The STATE's current cost participation is estimated at \$125,000.
4. The COUNTY further agrees that a consulting engineer shall be retained using a qualifications-based selection process so as to be eligible for possible federal funds for future phases of the IMPROVEMENT.
5. The STATE further agrees that upon execution of this agreement, and receipt of an invoice from the COUNTY listing the first and subsequent progress payments to their consulting engineer, the STATE will pay the COUNTY its proportionate share of all costs as invoiced, not to exceed \$125,000.
6. It is mutually agreed that it may require multiple invoices from the COUNTY for the STATE to fulfill its financial obligation under the terms of this AGREEMENT.
7. The COUNTY agrees that upon completion and approval of the Project Development Report two complete copies shall be delivered to the STATE's Region One Engineer.

Obligations of the STATE and COUNTY will cease immediately without penalty or further payment 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 Phase I Preliminary Engineering Study.

This AGREEMENT and the covenants contained herein shall be null and void in the event the contract covering the Preliminary Engineering Study contemplated herein is not awarded within the three years subsequent to execution of the agreement.

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

Signature on file

Attest:

Signature on file

By:

Jean Kaczmarek
County Clerk
(SEAL)

Daniel J. Cronin
Chairman, DuPage County Board

Date: 12-10-19

STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION

Signature on file

Jack A. Elston, P.E.
Bureau Chief, Design & Environment

Signature on file 1-7-20

Omer Osman
Acting Secretary

Date: 1/3/2020

By: N/A
Paul A. Loete, P.E.
Director, Office of Highways Project
Implementation, Chief Engineer



Illinois Department of Transportation

Office of Highways Project Implementation / Region 1 / District 1
201 West Center Court / Schaumburg, Illinois 60196-1096

December 20, 2018

Mr. Christopher C. Snyder, P.E.
Director of Transportation/County Engineer
DuPage County
Division of Transportation
421 North County Farm Road
Wheaton, IL 60187-2553

DUPage County
DIV. OF TRANSPORTATION
2018 DEC 26 AM 11:00

Dear Mr. Snyder:

The Illinois Department of Transportation (Department) is in receipt of DuPage County's (County) letter dated December 6, 2018 requesting state financial participation in two locally initiated improvement projects: Illinois Route 38 at Naperville Road and US Route 34 (Ogden Avenue) at Cross Street and at Finley/Belmont Road. The Department has reviewed your request and offers the following information.

The Department will consider state financial participation in the non-federal portion of the payable construction and construction engineering associated with the Illinois Route 38 at Naperville Road and US Route 34 (Ogden Avenue) at Cross Street and at Finley/Belmont Road improvements for approaches currently under the Department's jurisdiction. It is the Department's understanding that the County will be seeking Federal Surface Transportation Program (STP) funding through the DuPage Mayors and Managers Conference, or through the Shared Regional Fund, to allow for full funding of the County's projects.

Based on the cost estimates provided by the County, the anticipated costs for Phase I engineering are provided in the table below. The Department can provide fifty percent (50%) of the cost of the locally initiated Phase I engineering. These amounts can be made available in a program year to correspond with the County's schedule for Phase I engineering. Please note that a qualifications-based selection (QBS) process is required for the procurement of engineering services for federally funded projects.

JN-120-503

JN-120-502

Project Location	Total Cost	County Participation	State Participation
Illinois Route 38 at Naperville Road	\$250,000	\$125,000	\$125,000
US Route 34 (Ogden Avenue) at Cross Street and at Finley/Belmont Road	\$350,000	\$175,000	\$175,000

Mr. Christopher C. Snyder, P.E.
December 20, 2018
page two

The Department's anticipated maximum financial participation for the Phase I engineering in these locally initiated improvements shall not exceed \$300,000. Any increase in anticipated state financial participation resulting from refined costs estimated during the project development process must be requested in writing and approved prior to any additional expenditure. This will serve as Letter of Intent and will serve as a basis for the preparation of the future formal intergovernmental agreement for the improvements. The County will continue to act as the lead agency for these improvements and will continue to process this project through the District's Bureau of Local Roads and Streets. Future cost sharing in subsequent phases of work will be contingent upon the availability of federal funds and scope of work on the intersection approaches.

At the end of this letter, there is an area where you can state your concurrence to the state financial participation in this locally initiated improvement. Please indicate your concurrence and return an original signed copy of this letter at your earliest convenience.

If you have any questions or need additional information, please contact me or Mike Sullivan, Area Programmer, at (847) 705-4078.

Very truly yours.

Signature on file

Anthony J. Quigley, P.E.
Region One Engineer

Concur:

Signature on file

Do Not Concur:

Title:

Director of Transportation / County Eng

Date:

January 4, 2019