



Legislation Details (With Text)

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File created:	5/9/2023	In control:	Transportation Committee
On agenda:	5/16/2023	Final action:	5/23/2023
Title:	Intergovernmental Agreement between the County of DuPage and the Wayne Township Road District, for the 2023 Road Maintenance Program, Section 23-07000-01-GM (No County Cost).		
Attachments:	1. Wayne Township Agreement		

Date	Ver.	Action By	Action	Result
5/23/2023	1	DuPage County Board	Approved	Pass
5/16/2023	1	Transportation Committee	Approved and Sent to Finance	Pass

INTERGOVERNMENTAL AGREEMENT
BETWEEN THE COUNTY OF DU PAGE AND
THE WAYNE TOWNSHIP ROAD DIVISION
2023 ROAD MAINTENANCE PROGRAM
SECTION 23-07000-01-GM
(NO COUNTY COST)

WHEREAS, the County of DuPage (hereinafter COUNTY) and the Wayne Township Road District (hereinafter TOWNSHIP) are public agencies within the meaning of Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1 *et seq.*; and

WHEREAS, Article VII, Section 10, of the 1970 Constitution of the State of Illinois encourages and provides for units of local government to contract and otherwise associate with each other to exercise, combine or transfer any power or function; and

WHEREAS, the COUNTY by virtue of its power set forth in the Counties Code, 55 ILCS 5/1001 *et seq.*, and the TOWNSHIP by virtue of its power set forth in the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*, are authorized to enter into agreements and contracts; and

WHEREAS, the COUNTY is required to hold on deposit Township Motor Fuel Tax Funds, and when authorized by the TOWNSHIP with the approval of the Illinois Department of Transportation (hereinafter referred to as IDOT), enter into contracts for improvements to TOWNSHIP roads using said Township Motor Fuel Tax Funds; and

WHEREAS, the TOWNSHIP has published a contract proposal for Section 23-07000-01-GM (hereinafter referred to as the PROJECT) setting forth the terms, conditions and specifications (a copy of which is incorporated herein by reference); and

WHEREAS, the estimated cost of said PROJECT is \$1,019,915.00; and

WHEREAS, the COUNTY is holding on deposit \$500,000.00 in TOWNSHIP Motor Fuel Tax Funds which has been authorized by IDOT for use on the PROJECT; and

WHEREAS, it is necessary for the COUNTY to pay the remaining balance of the PROJECT cost (\$519,915.00) with additional funds received from the TOWNSHIP; and

WHEREAS, an Agreement has been prepared and attached hereto which outlines the financial arrangement between the COUNTY and the TOWNSHIP; and

WHEREAS, said Agreement must be executed and funds received from the TOWNSHIP before the PROJECT may proceed.

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

BE IT FURTHER RESOLVED that one (1) certified copy of this Resolution and two (2) duplicate original Agreements be sent to the Wayne Township Highway Commissioner, by and through the Division of Transportation.

Enacted and approved this 23rd day of May, 2023 at Wheaton, Illinois.

DEBORAH A. CONROY, CHAIR
DU PAGE COUNTY BOARD

Attest: _____

JEAN KACZMAREK, COUNTY CLERK