

EXHIBIT A
INTERGOVERNMENTAL AGREEMENT
FOR TEMPORARY CONSTRUCTION ACCESS

THIS INTERGOVERNMENTAL AGREEMENT (the "Agreement") is made and entered into as of the ____ day of _____, 20__, by and between the FOX VALLEY PARK DISTRICT, an Illinois municipal corporation (hereinafter referred to as "FVPD") and the CITY OF AURORA, an Illinois municipality (hereinafter referred to as the "CITY").

WITNESSETH:

WHEREAS, Article 7, Section 10 of the Constitution of the State of Illinois, 1970, authorize units of local government, including park districts and municipalities, to enter into agreements to exercise, combine or transfer power or functions not prohibited to them by law or ordinance; and

WHEREAS, the Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*) authorizes units of local government to Illinois to exercise jointly with any other public agency within the State, including other units of local government, any power, privilege, or authority which may be exercised by a unit of local government individually and to enter into contracts for the performance of governmental services, activities and undertakings; and

WHEREAS, the CITY and FVPD wish to express their mutual desire for intergovernmental cooperation for the benefit of its neighborhoods and surrounding community within the CITY and FVPD boundaries; and

WHEREAS, the FVPD agrees to grant temporary construction access to the CITY on certain parcels located adjacent to the CITY'S Aurora Transportation Center (ATC) Regional Facility Enhancement Project (the "FVPD PARCELS") being parcel number 15-22-178-009; and the southern 100 feet of parcel number 15-22-178-001 and identified on the Location Map attached hereto as Attachment A; and

WHEREAS, said temporary construction access shall begin no earlier than January 1st of 2018 and shall extend no longer than July 1st of 2020; and

NOW, THEREFORE, for the consideration of the mutual promises and undertakings set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Incorporation of Recitals. The foregoing recitals to this Agreement are substantive and are hereby incorporated into the Agreement as though fully set forth herein.

2. Temporary Construction Access. The FVPD hereby agrees to grant temporary construction access to the CITY on certain parcels located adjacent to the CITY'S Aurora Transportation Center (ATC) Regional Facility Enhancement Project (the "FVPD PARCELS") being parcel number 15-22-178-009; and the southern one hundred and thirty (130) feet of parcel number 15-22-178-001 and identified on the Location Map attached hereto as Attachment A:

- a. Said access shall be granted on January 1st of 2018 and shall extend no longer than July 1st of 2020.
- b. Upon completion of the construction work the CITY shall restore the area to its prior condition.

3. Restoration. The area identified on the Location Map shall be restored to its original condition including turf grass, landscaping materials, concrete pavement and asphalt pavement pursuant to the plans referenced herein on Attachment B.

4. Trail Detour. That portion of the Fox River Trail within the area identified on the Location Map shall be detoured during construction pursuant to the plans referenced herein on Attachment B.

5. Long Term Maintenance. That the City hereby agrees to take on the long term maintenance of the following:

- a. The trail and bridge infrastructure within thirty-five (35) feet of the center line of the proposed Bicycle Pedestrian Bridge, said area is further identified on Attachment A.
- b. The native landscaping and shoreline improvements between the trail and the Fox River within the project area, said area is further identified on Attachment A.

6. Cooperation with Grant Applications. To the extent not in conflict with any pending or proposed grant application by FVPD, FVPD shall cooperate and support by resolutions of endorsement any grant applications sought by the CITY provided, however, FVPD shall be a non-participating co-sponsor and not be obligated to bear any costs associated with such grant application.

IN WITNESS WHEREOF, the parties have set their hands and seals the day and year first written above and the signatories hereto represent that they are duly authorized to execute the Agreement on behalf of their respective bodies.

SIGNATURE PAGES TO FOLLOW

FOX VALLEY PARK DISTRICT

By: _____
Its President

Attest:

Its Secretary

CITY OF AURORA

By: _____
Its Mayor

Attest:

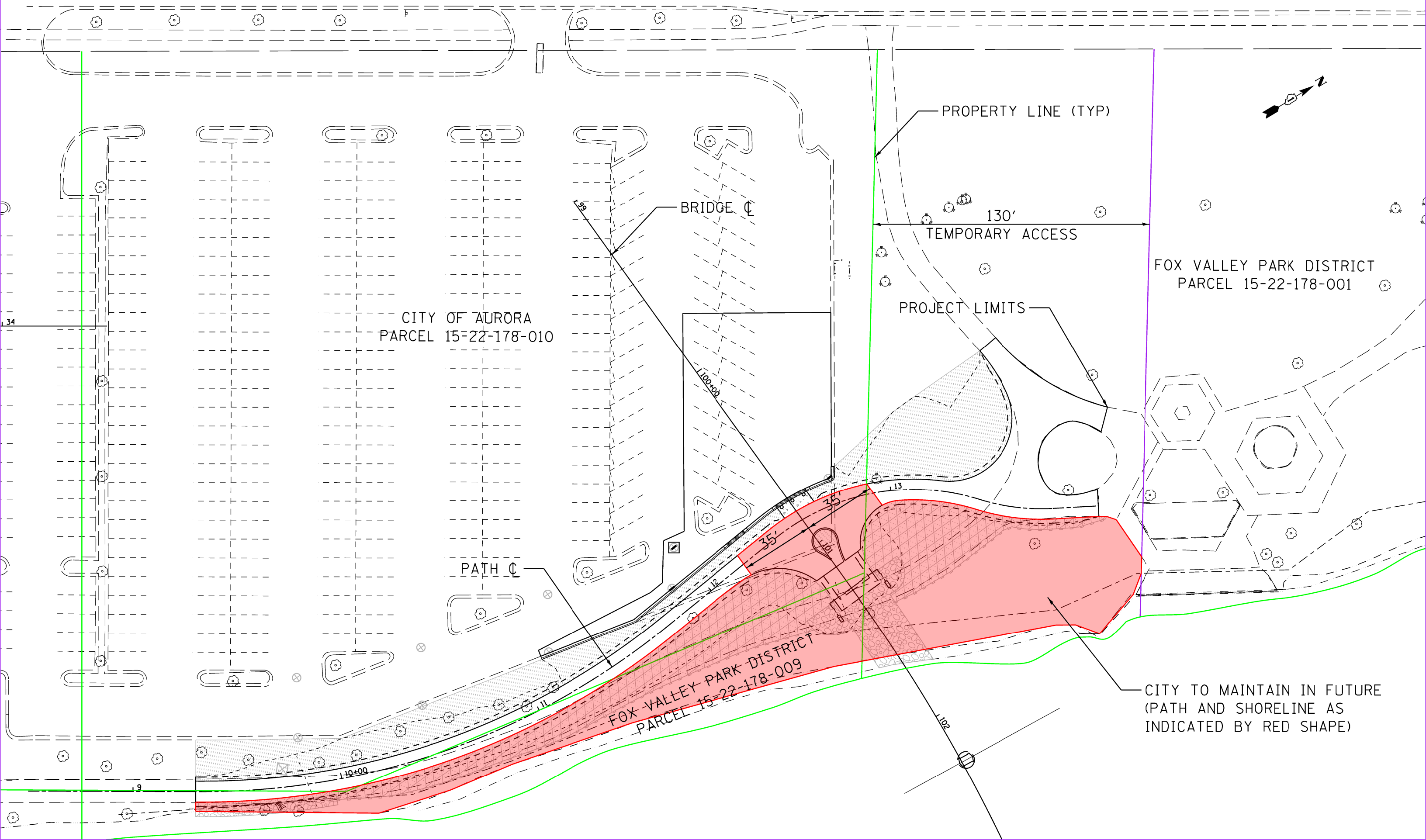
Its City Clerk

ATTACHMENT A

LOCATION MAP OF FVPD PARCELS

ATTACHMENT "A"

N RIVER STREET



CITY OF AURORA
PARCEL 15-22-178-010

PROPERTY LINE (TYP)

BRIDGE C

130'
TEMPORARY ACCESS

FOX VALLEY PARK DISTRICT
PARCEL 15-22-178-001

PROJECT LIMITS

PATH C

FOX VALLEY PARK DISTRICT
PARCEL 15-22-178-009

CITY TO MAINTAIN IN FUTURE
(PATH AND SHORELINE AS
INDICATED BY RED SHAPE)

ATTACHMENT B

PLAN INFORMATION SHEET

For the ATC Regional Enhancement Project

Final Engineering Plans

Prepared By:

WBK Engineering, LLC

116 West Main Street, Suite 201, St. Charles, Illinois 60174

Plans Dated: October 19, 2017

Bike Detour Plan

Prepared By:

WBK Engineering, LLC

116 West Main Street, Suite 201, St. Charles, Illinois 60174

Plans Dated: October 19, 2017