

CITY OF AURORA, ILLINOIS
RESOLUTION NO. R09 489
DATE OF PASSAGE December 22, 2009

**RESOLUTION TO ESTABLISH THE CITY OF AURORA
2010 WARD/STREET OVERLAY PROGRAM AND
AUTHORIZATION OF 2010 WARD FUND ALLOCATIONS**

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals and welfare; and

WHEREAS, the City has determined that it is in the best interests of the citizens of the City of Aurora to revise the current ward funding program in order to better determine and address the need for street repairs throughout the City; and

WHEREAS, adequate funding does not currently exist to address the need for total reconstruction of those streets, which may have that need at this time, therefore, street projects which require that level of attention will be addressed through a capital project process of the City; and

WHEREAS, adequate funding does not currently exist to resurface or reconstruct alleys that the City maintains, which may have that need at this time, therefore these projects will be addressed through the ward funds (Section One); and

WHEREAS, street overlay needs vary greatly throughout the City, and the needs of each given ward can be appropriately determined by the given Alderman and/or ward committee, therefore maintaining a certain level of ward funding to be spent exclusively on street overlay projects within the wards is an appropriate use of taxpayer funding; and

WHEREAS, the City of Aurora has allocated funding to individual ward funds since, 1997; and

WHEREAS, the funding of the ward funds have been from proceeds in the Gaming Tax Fund and CAP Fund A; and

WHEREAS, due to economic conditions an allocation of \$75,000 would be allocated to each standing Alderman for their respective wards (\$750,000 in total), \$400,000 from Gaming Tax and \$350,000 from CAP Fund A; and

WHEREAS, restriction of two-thirds (2/3) of ward funds are to be used for capital improvement projects; and

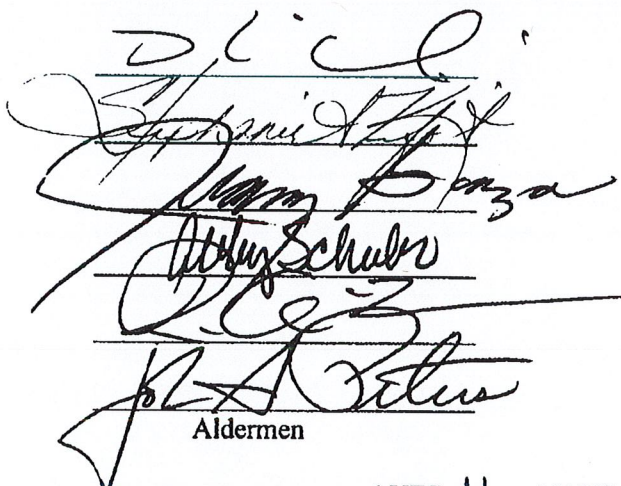
WHEREAS, the remaining balance of the ward funds are available to be used to enhance the individual ward communities at the discretion of the respective Aldermen, with Council approval if deemed necessary; and

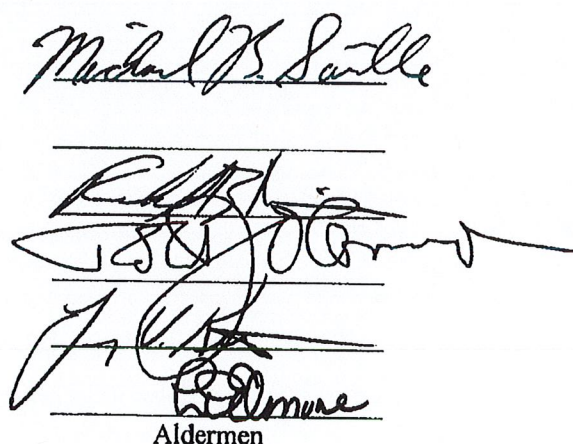
WHEREAS, any remaining balance can be ward-directed and can carryover from year-to-year; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Aurora, Illinois, that the "2010 Ward/Street Overlay Program" attached hereto and the 2010 Ward Fund Allocations are hereby adopted as the policy of the City of Aurora.

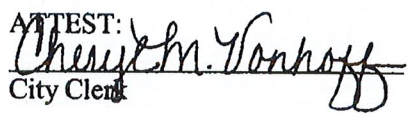
BE IT FURTHER RESOLVED, by the City Council of the City of Aurora, Illinois, that in the year 2010 only, as the results of the engineering study to be undertaken will not permit a street repair program to begin timely in 2010, in order to provide a comprehensive plan for transition, the 2010 Ward/Street Overlay Program, Section Two, \$200,000 street overlay allocation is guaranteed to every Ward and every Alderman shall deliver a list of the top priority eight (8) streets they consider to fall within the top forty percent (40%) pursuant to Section Two, delivered to the City Engineer no later than 5:00 p.m. on January 18, 2010. The City Engineer shall make the determination for 2010 of the streets to receive overlay pursuant to Section Two.

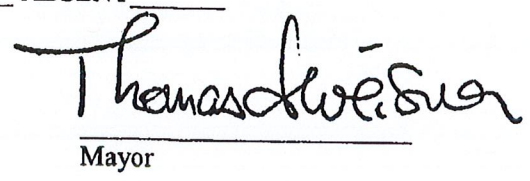
PASSED AND APPROVED on Dec. 22, 2009.


Aldermen


Aldermen

AYES 11 NAYS 1 ABSENT

ATTEST:

City Clerk


Mayor

CITY OF AURORA WARD/STREET OVERLAY PROGRAM

Section One—The Ward Fund

\$750,000 Total Program

\$75,000 per Ward Annually

Each Ward Fund shall be directed through a Ward Alderman/Committee, with the following requirements:

- 2/3 of the total Ward Fund amount shall be used for capital improvements or infrastructure improvements, as further defined below, within every Ward;
- The remaining 1/3 may be spent as the Ward Alderman/Committee directs for appropriate public expenditures benefitting the residents of that Ward, with particular emphasis on items that improve the quality of life, health and safety for such residents;
- Alderman may choose to carry over ward funds in the City of Aurora budget from year to year.

Section Two—Ward/Street Overlay Fund

\$2,000,000 Total Program

\$200,000 per Ward Annually

These funds will be administered by the City Engineer and/or his designee(s), with the following requirements:

- In order to qualify for street overlay funds in this Section Two, the streets to be overlaid must fall within the top forty percent (40%) of the overall highest priority streets citywide as determined by an engineering study.
- If \$200,000 worth of street overlay work can be found in any Ward fitting the requirement of falling within the top forty percent of the highest priority streets, then all such streets shall be included on the list for that year's Section Two funding.
- If there is not \$200,000 in qualifying street overlay projects within any Ward in any given year, then only the qualifying street overlay projects shall be overlaid, and the remaining portion of the \$200,000 allocation shall be lost to that Ward for that year. All such portions of the \$200,000 unused by any Ward shall be re-allocated to the Section Three funding category for distribution in that year.
- These Section Two funds are not considered to be allocated to any specific Ward fund, therefore, any unused funds may only be carried over by the City Engineer and/or his designee(s) to the extent required for the encumbered amount of work not completed by year-end.

- CDBG funding as allocated in the City's Annual Budget is to be applied first where applicable as determined by the City Engineer and/or his designee(s).

Section Three—Citywide Priority Street Overlay Fund

\$3,050,000 Total Program in 2010. (plus amounts remaining from Section Two funds, if any).
Future program funds determined by allocation in the City of Aurora Annual Budget

These funds will be administered by the City Engineer and/or his designee(s), with the following requirements:

- The total program amount will be allocated by strict priority to the remaining top streets needing overlay as determined by the engineering study, and after all Section Two projects have been selected.
- These Section Three funds are not considered to be allocated to any specific Ward fund, therefore, any unused funds may only be carried over by the City Engineer and/or his designee(s) to the extent required for the encumbered amount of work not completed by year-end.
- CDBG funding as allocated in the City's Annual Budget is to be applied first where applicable as determined by the City Engineer and/or his designee(s).
- The funds allocated as specified above may not be administratively transferred to accounts inconsistent with the purposes of Section Three funding.

Definitions

Capital improvements/infrastructure shall include, but is not limited to, the following items:

- Street lighting
- New or restorative landscaping
- Parks or park equipment
- Street overlay, curb or gutter reconstruction
- Approved pedestrian and traffic control
- Sidewalks
- Permanent signage

Street overlay components shall include only the following items:

- Grinding and resurfacing of streets
- Outside engineering oversight of the project including testing and project compliance
- Selective curb and gutter repairs or replacement of existing curbs or gutters directly adjacent to the street overlay as needed
- Correction of any sewer grates in the area directly related to the street overlay
- Selective sidewalk repair directly adjacent to the street overlay as needed
- Correction of crosswalk sidewalks to add proper ADA ramps near overlay work

- Restorative landscape repair associated with the street overlay, curb, gutter or sidewalks mentioned above
- Restoration of pavement markings and replacement of any disrupted street signage

- CDBG funding as allocated in the City's Annual Budget is to be applied first where applicable as determined by the City Engineer and/or his designee(s).

Section Three—Citywide Priority Street Overlay Fund

\$3,050,000 Total Program in 2010. (plus amounts remaining from Section Two funds, if any).
Future program funds determined by allocation in the City of Aurora Annual Budget

These funds will be administered by the City Engineer and/or his designee(s), with the following requirements:

- The total program amount will be allocated by strict priority to the remaining top streets needing overlay as determined by the engineering study, and after all Section Two projects have been selected.
- These Section Three funds are not considered to be allocated to any specific Ward fund, therefore, any unused funds may only be carried over by the City Engineer and/or his designee(s) to the extent required for the encumbered amount of work not completed by year-end.
- CDBG funding as allocated in the City's Annual Budget is to be applied first where applicable as determined by the City Engineer and/or his designee(s).
- The funds allocated as specified above may not be administratively transferred to accounts inconsistent with the purposes of Section Three funding.

Definitions

Capital improvements/infrastructure shall include ^{but is not limited} ~~only~~ the following items: - amendment

- Street lighting
- New or restorative landscaping
- Parks or park equipment
- Street overlay, curb or gutter reconstruction
- Approved pedestrian and traffic control
- Sidewalks
- Permanent signage

Street overlay components shall include only the following items:

- Grinding and resurfacing of streets
- Outside engineering oversight of the project including testing and project compliance
- Selective curb and gutter repairs or replacement of existing curbs or gutters directly adjacent to the street overlay as needed
- Correction of any sewer grates in the area directly related to the street overlay
- Selective sidewalk repair directly adjacent to the street overlay as needed
- Correction of crosswalk sidewalks to add proper ADA ramps near overlay work