



## Legislation Details (With Text)

**File #:** 23-0840      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Passed  
**File created:** 10/12/2023      **In control:** City Council  
**On agenda:** 11/14/2023      **Final action:** 11/14/2023  
**Title:** A Resolution authorizing the execution of real estate contracts to purchase properties and appropriating REBUILD Illinois Bond Funds required for the Indian Trail Signal Modernization and Resurfacing (Edgelawn to Highland) Project in the amount of \$23,600.00.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit A - Resolution BLR 09110, 2. Exhibit B - Plat of Highways

Date	Ver.	Action By	Action	Result
11/14/2023	1	City Council	approved on the Consent Agenda	
11/7/2023	1	Committee of the Whole	(PLACED ON CONSENT AGENDA)	
10/26/2023	1	Finance Committee	recommended for approval	Pass

**TO:** Mayor Richard C. Irvin

**FROM:** Tim Weidner, P.E., Engineering Coordinator

**DATE:** October 26, 2023

**SUBJECT:**

A Resolution authorizing the execution of real estate contracts to purchase properties and appropriating REBUILD Illinois Bond Funds required for the Indian Trail Road Signal Modernization and Resurfacing (Edgelawn to Highland) Project in the amount of \$23,600.00.

**PURPOSE:**

To authorize the purchase of right-of-way for the Indian Trail Road Signal Modernization and Resurfacing (Edgelawn to Highland) Project and to appropriate REBUILD Illinois Bond funds as required by the Illinois Highway Code for Motor Fuel Tax (MFT) Section 21-00339-00-CH.

**BACKGROUND:**

A Phase 1 Study has been completed for this project, and the City is in various stages of design and construction for similar projects throughout the Indian Trail Corridor.

The project has secured federal funding to cover up to 80% of Construction and Construction Engineering costs. The funding sources include Surface Transportation Program - Local (STU) and Congestion Mitigation and Air Quality (CMAQ). A total of \$3,800,000.00 in federal funds has been secured for Construction and Construction Engineering on the project.

The project involves modernizing the signalized intersections along Indian Trail between Edgelawn

Dr and Highland Ave. Modernization includes replacement of all aging signal equipment, widening of curb radii to meet design vehicle requirement, and improving pedestrian facilities to meet ADA compliance. The intersections will feature new signal heads with 4-face flashing yellow turn arrows, which are currently in use on Orchard Rd and are proposed in other upcoming projects throughout the City. Additionally, the existing roadway and 8-10 foot wide bike path will be resurfaced as part of this project. Additional general information and exhibits can be found on the project website (<https://www.aurora-il.org/2365/Indian-Trl-from-Edgelawn-Dr-to-Highland->).

The City is continuing work with their selected design consultant, Stanley Engineering, on final design plans under a previous City agreement. The plans are 99% complete and the "Initial Final" Plans, Specifications, and Estimates (PS&E) will be submitted to IDOT on November 27, 2023. The project is targeting a March 2024 IDOT letting, pending land acquisition certification.

#### **DISCUSSION:**

This resolution will provide authorization to proceed with the acquisition of temporary easement and Right of Way. The Corporation Counsel, City Engineer and respective designees shall represent the City in the acquisition of these parcels.

The City has received acceptances from 8 of the 12 owners to the offers made by the City and Contracts to Purchase said properties have been executed or are in the process of being executed by said owners. The 8 Parcels are numbers 0001; 0002TE; 0003 & 0003TE; 0004 & 0004TE; 0005TE; 0007; 0008, 0008TE-A, & 0008TE-B; and 0009, 0009TE-A, & 0009TE-B. The prices range from \$300.00 to \$15,500.00 depending on the size and scope of the acquisition. The total amount of those settlements is \$23,600.00. The plat of highway is included as Exhibit 'B'. A similar resolution will be passed at a later date authorizing execution of the 4 remaining real estate contracts.

IDOT requires a Resolution to appropriate the REBUILD Illinois Bond Funds prior to their expenditure for approved projects. The Resolution for Improvement - BLR 09110 (Exhibit 'A') appropriating REBUILD Illinois Bond Funds in the amount of \$23,600.00 is attached.

The REBUILD Illinois Bond Fund is a grant program using proceeds from general obligation (transportation, series A) bonds authorized in the REBUILD Illinois capital program to provide Local Agencies with the funds for transportation improvement projects. The City has received all the funds, \$13,042,322.82 in total, over a 3 year period from 2020-2022. The funds can only be used on bridge and major highway projects that provide an average useful life of greater than or equal to 13 years.

The 2023 City Budget provides for sufficient funds in Account 202-4020-418.76-39 (GC083, Indian Trail Signal - Edgelawn to Highland).

#### **IMPACT STATEMENT:**

No impact.

#### **RECOMMENDATIONS:**

Please forward this to Finance Committee for Approval.

cc: Finance Committee



CITY OF AURORA, ILLINOIS

RESOLUTION NO. \_\_\_\_\_  
DATE OF PASSAGE \_\_\_\_\_

A Resolution authorizing the execution of real estate contracts to purchase properties and appropriating REBUILD Illinois Bond Funds required for the Indian Trail Signal Modernization and Resurfacing (Edgelawn to Highland) Project in the amount of \$23,600.00.

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 seeks to modernize the signalized intersections and resurface Indian Trail from Edgelawn Drive to Highland Avenue. The project has a State Job Number: C-91-103-22, Federal Project Number: UERU(176) and MFT Section Number: 21-00339-00-CH; and

WHEREAS, the City of Aurora through the Public Works Department has identified twelve (12) separate parcels that will need to be acquired for the Project; and

WHEREAS, the City has obtained separate waiver valuations for each identified parcel to be acquired; and

WHEREAS, offers to purchase have been made to eight (8) owners of the individual parcels to acquire the parcels required for the Project at the valuation values; and

WHEREAS, the City has received acceptances from various owners to the offers made by the City and Contracts to Purchase said properties have been executed or are in the process of being executed by said owners; and

WHEREAS, it is contemplated that the City will receive further acceptance of its offers to purchase parcels; and

WHEREAS, it may be necessary to negotiate with various parcel owners regarding price to be paid to acquire various parcels, moving and replacement of fences, sheds and other items located on or near said parcels, and replacement of tree and shrubs on or near said parcels; and

WHEREAS, in order to acquire said parcels and negotiate and enter into contracts with the owners thereof, the City Council deems that it is in the best of the City that the City acquire said parcels pursuant to the terms of this Resolution; and

WHEREAS, there is a need to appropriate REBUILD Illinois Bond Funds in the amount of \$23,600.00, a copy of which resolution is attached hereto and incorporated herein as Exhibit 'A'; and

WHEREAS, the 2023 City Budget provides for sufficient funds in Account 202-4020-418.76-39 (GC083, Indian Trail Signal - Edgelawn to Highland).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Aurora, Illinois, as follows: that the Corporation Counsel, the City Engineer and their respective designees are hereby authorized and directed to make the appropriate offer to acquire properties described in Exhibit 'B' Plat of Highways, which is exhibit is make a part hereof; and further

BE IT RESOLVED, that the Corporation Counsel, the City Engineer and their respective designees shall represent the City in the acquisition of the parcels required for the Project and that they may enter into contracts and acquire said parcels in an amount not to exceed \$23,600.00; and further.

BE IT RESOLVED that the Corporation Counsel, the City Engineer and their respective designees may negotiate and contract with the owners of said parcels to pay for moving and replacement of fences, sheds or other items on said parcels; and further

BE IT RESOLVED that the Corporation Counsel, the City Engineer and their respective designees may act for and on behalf of the City of Aurora to do all things necessary to acquire said parcels within the cost as provided herein; and further

BE IT RESOLVED, that twenty-three thousand six hundred dollars and zero cents (\$23,600.00) of available REBUILD Illinois Bond Funds, Motor Fuel Tax Section Number 21-00339-00-CH shall be and hereby is appropriated for the purposes set forth in this resolution; and further

BE IT RESOLVED, that the Mayor and the Clerk respectively, shall be and hereby are directed to execute all the aforementioned documents on behalf of the City and any other documents required to carry the purposes of this resolution into execution, including, but not limited to the document entitled "Resolution for Improvement Under the Illinois Highway Code, Form (BLR 09110)" attached to this Resolution as Exhibit 'A'.