

DRAFT

FAU Route 0344
State Section: 39R
County: Lake
Job No. : C-91-424-12
Agreement Number: JN-112-034
Contract No.: 60T75

SECOND ADDENDUM AGREEMENT

This Addendum Agreement entered into this ____ day of _____, 2018 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 LAKE of the State of Illinois, hereinafter called the COUNTY.

WITNESSETH:

WHEREAS, the STATE and the COUNTY entered into an AGREEMENT executed on August 3, 2012, and an ADDENDUM AGREEMENT executed on May 31, 2015 for the construction of FAP Route 0344, US Route 45 south of Millburn Road (County Highway 14) to north of Grass Lake Road (County Highway 18), State Section No.: 39R, State Job No.: C-91-424-12, herein after referred to as the IMPROVEMENT; and

WHEREAS, since the execution of the aforementioned AGREEMENT and ADDENDUM AGREEMENT, the COUNTY has agreed to assume jurisdiction of Old U.S. Route 45; and

NOW THEREFORE BE IT AGREED that the aforementioned AGREEMENT is further revised as follows:

1. The AGREEMENT shall be revised to add Item 12 to be read as follows as if fully incorporated herein by reference:

The COUNTY and the STATE have agreed to the Jurisdictional Transfer of existing US Route 45 between its intersection with relocated US Route 45 on the south and the newly constructed cul-de-sac approximately 550 feet north of the centerline of Independence Boulevard on the north, and as described in the Jurisdictional Transfer documents attached hereto as Exhibit D, and made a part hereof. The jurisdictional transfer of existing US Route 45 shall become effective on the day of opening of lanes of traffic on the new US Route 45 and removal of the route markings from the existing US Route 45 (Lake Street).

2. Revised Exhibit A, attached hereto and made a part hereof, is included to clarify the estimated cost proration of all parties affected by the IMPROVEMENT. All other provisions of Page 3, Item 3 of the original AGREEMENT remain in full force and effect.

Obligations of the STATE and the 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 contract.

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

COUNTY OF LAKE

By: _____
Shane Schneider
Director of Transportation/
County Engineer

Attest:

County Clerk

(SEAL)

By: _____
(Print or Type)

Title: _____

Date: _____

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: _____
Anthony J. Quigley, P.E.
Region One Engineer

DATE: _____

Job No.: C-91-424-12
Agreement No.: JN-112-034



Local Agency		Type of Systems Transfer	
Municipality:		Type 1	Type 2
Township/Road District:		From: State Highway System	From: Local Highway System
County:	Lake	To: Local Highway System	To: State Highway System
Section Number:		Indicate Type of Systems Transfer: 1	

The above local agency, and the State of Illinois, acting by and through its Department of Transportation, agree to transfer the jurisdiction of the designated location in the manner indicated above under **Type of Systems Transfer**.

Location Description

Name Old U.S. Route 45 Route FAP 344 Length 0.90 mile (4850 feet)
Termini From the edge of pavement of Relocated U.S. Route 45 on the south to the newly constructed cul-de-sac approximately 550 feet north of centerline of Independence Boulevard on the north in its entirety.

This transfer ☒ does ☐ does not include Structure No. 049-0579

The transfer ☐ does ☒ does not include a transfer to land rights (4-508). If it does, attach letter of intent approved by the Department.

WHEREAS, the authority to enter into this contract is granted the STATE by Section 4-409 of the Illinois Highway Code and the authority to make changes in the State Highway System is granted the State under Section 2-101 of the Illinois Highway Code.

Include for Municipalities Only

WHEREAS, the authority to make changes to the Municipal Street System is granted to the Municipality by Section 7-101 of the Illinois Highway Code.

NOW THEREFORE IT IS AGREED that the corporate authority of said municipality will pass an ordinance providing for the transfer of the above location and shall attach hereto and make a part hereof a copy of a location map as Addendum No. 1 and a copy of the ordinance as Addendum No. 2, and

Include for Counties Only

WHEREAS, the authority to make changes to the County Highway System is granted to the County by Section 5-105 of the Illinois Highway Code.

NOW THEREFORE IT IS AGREED that the County Board of said County will pass a resolution providing for the transfer of the above location and shall attach hereto and make a part hereof a copy of a location map as Addendum No. 1 and a copy of the resolution as Addendum No. 2, and

Include for Township/Road Districts Only

WHEREAS, the authority to make changes to the Township/Road District System is granted to the Highway Commissioner under Section 6-201.3 of the Illinois Highway Code and said Highway Commissioner shall attach hereto and make a part hereof a copy of a location map as Addendum No. 1, and

IT IS MUTUALLY AGREED, that this jurisdictional transfer will become effective:

(check one)

- ☐ Final Inspection by the State (Type)
☐ Acceptance by the State

- ☐ Execution of Agreement
☐ Approval of Land Conveyance
☒ Other: See Addendum No. 3

Supplements

Additional information and/or stipulations, if any, are hereby attached and identified below as being a part of this jurisdictional transfer.

Supplement Addendum No. 1 - Location Map, Addendum No. 2 - Municipal Ordinance, Addendum No. 3
(Insert supplement numbers of letters and page numbers, if applicable.)

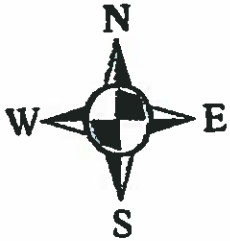
IT IS FURTHER AGREED, that the provisions of this jurisdictional transfer shall be binding and inure to the benefit of the parties hereto, their successors and assigns.



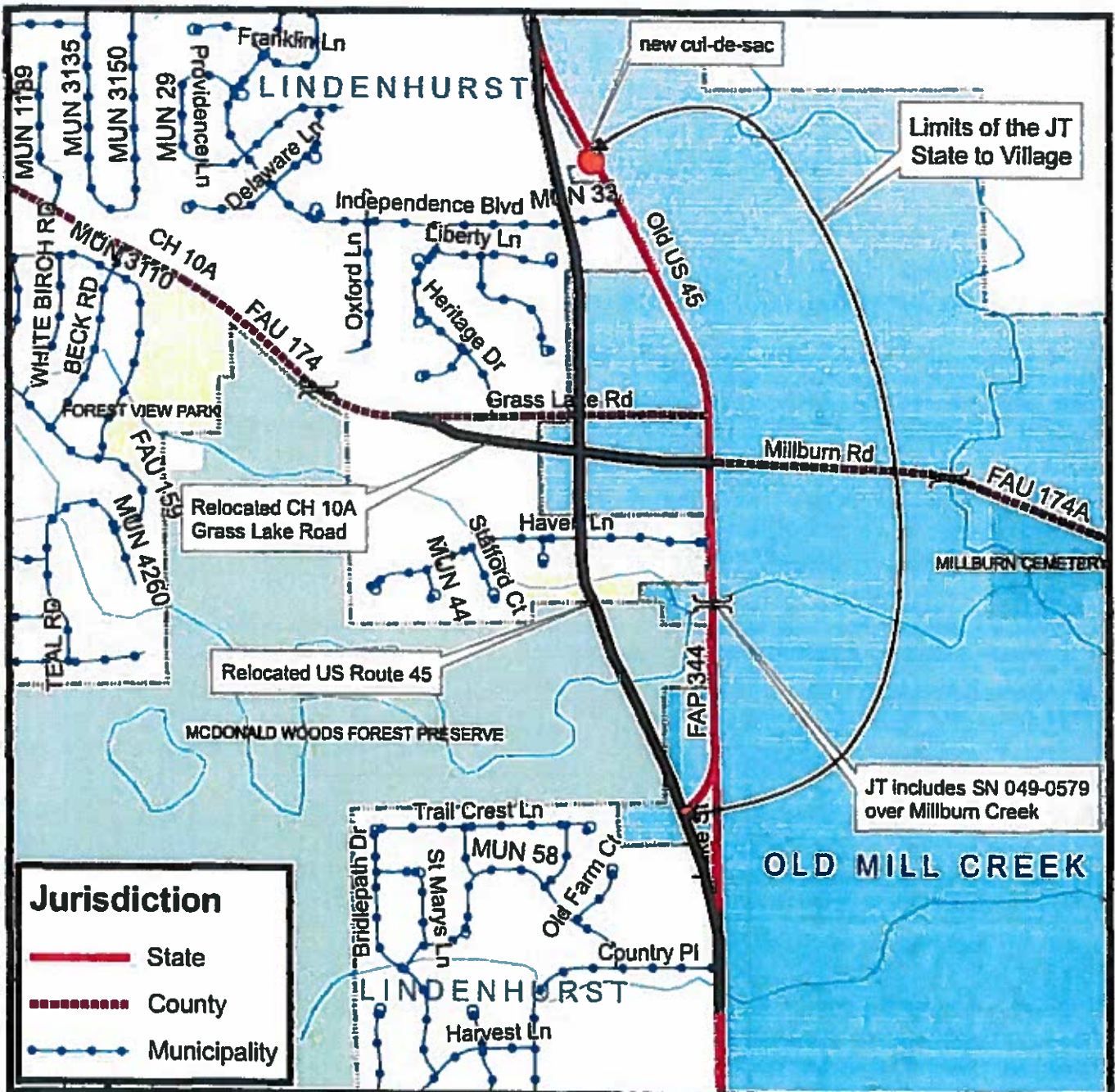
Illinois Department of Transportation Jurisdictional Transfer

STATE OF ILLINOIS
TO
LAKE COUNTY

Lake



OLD US 45 / FAP 344 (Lake Street)
From the edge of pavement of Relocated U.S. Route 45 on the south to the newly constructed cul-de-sac approximately 550 ft north of centerline of Independence Boulevard, in its entirety



Addendum #2

RESOLUTION OF THE COUNTY BOARD LAKE COUNTY, ILLINOIS

Authorizing the Transfer of Jurisdiction for Old U.S. Route 45 between the County of Lake and the State of Illinois under the Illinois Highway Code, County Board

WHEREAS, the Lake County Division of Transportation has requested that Old U.S. Route 45 From the edge of pavement of Relocated U.S. Route 45 on the south to the newly constructed cul-de-sa approximately 550 feet north of centerline of Independence Boulevard on the north (FAP 344), a distance of 4,850 lineal feet; and

WHEREAS, the County of Lake Illinois and the State of Illinois, under date of _____, 2018, entered into an Agreement with the State of Illinois for the jurisdictional transfer of Old U.S. Route 45, State Section: 39R; and,

WHEREAS, the aforementioned agreement provided that upon the opening of the lanes on the new US Route 45 (Milburn Bypass) and the removal of the existing US Route 45 route markings from the old US Route 45, the County of Lake would assume jurisdiction of the specified route;

NOW, THEREFORE, BE IT RESOLVED, that the Lake County Board authorizes the transfer of jurisdiction of the above noted location, between Lake County and the State of Illinois as indicated.

BE IT FURTHER RESOLVED, that the Preamble of this Resolution is hereby adopted as if fully set forth herein. This Resolution shall be in full force and effect upon its passage and approval as provided by law.

That the COUNTY Clerk is directed to forward a certified copy of this Resolution to the State of Illinois through its District Engineer's Office at Schaumburg, Illinois.

APPROVED this _____ day of _____, 2018.

President

ATTEST:

County Clerk
(SEAL)

ADDENDUM # 3

IT IS MUTUALLY AGREED that this jurisdictional transfer will become effective upon the opening of the lanes on the new US Route 45 (Milburn Bypass) and the removal of the existing US Route 45 route markings from the old US Route 45.