

INTERGOVERNMENTAL AGREEMENT
between the
LAKE COUNTY
STORMWATER MANAGEMENT COMMISSION
and the
CITY OF HIGHLAND PARK
For the
Taylor/Perennial Drainage Improvements
And
Skokie River Conveyance Improvements Phase 2

This is an AGREEMENT by and between the LAKE COUNTY STORMWATER MANAGEMENT COMMISSION, 500 W. Winchester Rd., Libertyville, Illinois 60048 (hereinafter called SMC), and the CITY OF HIGHLAND PARK, Illinois 1707 St Johns Avenue, Highland Park, Illinois 60035 (hereinafter called CITY).

PROJECT DESCRIPTION

The CITY has developed a prioritized capital improvement program to address flooding which includes several activity categories. Storm sewer replacements and channel conveyance improvements are both a part of this program. The program is based on City records of flooding and engineering hydrologic and hydraulic model analysis. Several criterion were used to rank the projects listed in the City's program. The scope of this program only included projects where improving local drainage conditions was the primary goal. The capacity of existing storm sewers was also hydraulically analyzed to determine which sewers had adequate capacity and which were the most deficient. In general, projects where sewer capacity was significantly deficient were given a greater priority. The highest ranked projects (Taylor and Perennial) generally had a combination of criteria that could all be addressed in the scope of one storm sewer system improvement. To summarize, the projects that had the widest impact upon the public right of way, had the greatest amount of documented flooding instances, and were shown to have the most deficient capacities were identified as the highest priority.

Also, an ancillary project to the above, is continued work to cleanout the Skokie River and maintain its carrying capacity. This effort is extremely important as debris blockages to culvert systems have occurred in the past and have an immediate impact to flood heights and create dangerous flow conditions both upstream and downstream of those blockages. This effort, although small, is important and this IGA covers the Taylor-Hillary Neighborhood area of the Skokie River.

Both components of the project are consistent with SIRF program objectives as it will proactively and preventatively flooding concerns by providing incremental protection up to at least the approximate 10-year storm event. This work is hereinafter called the PROJECT.

SCOPE OF WORK

The CITY will complete the PROJECT as described above. The CITY will act as project manager overseeing the completion of the PROJECT.

The CITY will hire all consultants and/or contractors and procure all materials and/or equipment necessary to complete the PROJECT.

If requested, SMC will provide limited technical assistance to the CITY during the PROJECT. This may include review of design documents, permit applications, and/or the methods, materials, and equipment to be used during construction.

The CITY shall obtain all land rights necessary to complete the PROJECT and to maintain the constructed drainage improvements thereafter.

The CITY will obtain all permits necessary to complete the PROJECT. Evidence of such permits shall be provided to SMC prior to construction. Please note that permit fees are the responsibility of CITY and are not reimbursable under this AGREEMENT; however, such fees may count toward CITY's share of the total PROJECT cost.

During the PROJECT, the CITY will copy SMC on construction progress correspondence and, upon completion of the PROJECT, a brief one- to two-page final report with before, during, and after photographs.

SCHEDULE

The CITY shall complete the PROJECT on or before November 30, 2020. If necessary, an extension may be requested in writing by the CITY prior to such date.

The CITY shall submit a written request for reimbursement of eligible PROJECT expenditures to SMC on or before November 30, 2020.

COMPENSATION

The total cost of both components of the PROJECT is approximately \$1,229,780. The SMC portion of the expenses are a not-to-exceed amount of \$200,000, with \$180,000 towards the pipes and backflow preventers of the Taylor-Perennial storm sewer system and \$20,000 towards Skokie Conveyance efforts.

SMC will reimburse the CITY for up to \$200,000 of eligible PROJECT expenditures made after execution of this AGREEMENT by SMC.

Payment of reimbursable expenditures shall become due and payable by SMC after successful completion of the PROJECT and the receipt of a written request for reimbursement from the CITY with adequate documentation of the PROJECT expenditures (i.e., invoice), including in-kind services.

TERMS AND CONDITIONS

The terms of this AGREEMENT are valid until November 30, 2020.

Either party may terminate this AGREEMENT upon 30 days written notice to the other party. In the event of such termination, SMC shall reimburse the CITY for 50 percent of eligible PROJECT expenditures made up to the date of termination, up to a maximum of \$200,000.

All adjustments, additions, and/or deletions to this AGREEMENT, including changes to the PROJECT description and/or scope of work, are subject to the written approval of both parties.

The CITY will include in any publications created for general external circulation, including brochures, newsletters, and website and presentation materials, the following phrase: "Funding

for this project was provided in part by the Lake County Stormwater Management Commission.”

This AGREEMENT shall be governed by and construed according to the laws of the State of Illinois.

This AGREEMENT supersedes all other agreements, oral or written, between the parties hereto with respect to the subject matter hereof.

IN WITNESS WHEREOF, the parties have caused this AGREEMENT to be executed, as evidenced by the signatures of their duly authorized representative as affixed below.

LAKE COUNTY STORMWATER MANAGEMENT
COMMISSION:

CITY OF HIGHLAND PARK

Michael D. Warner
Executive Director

Date: _____

Guida Neukirch
City Administrator

Date: _____