

Request for City Council Action

Date: February 10, 2015

Agenda Section: Consent Agenda No. 5	Originating Department: Public Works - Engineering
Item: A Resolution authorizing the City Manager to petition the Illinois Department of Transportation for construction of the Crab Orchard Water District Improvements (WS0803) No. 5.5	Approved:

Background and Summary:

Since taking over the Crab Orchard Water District in 2007 the City has made significant investment and improvements to the infrastructure within the District boundaries. As a part of the next phase of improvements it is necessary to bore a new water main under East Walnut Street (State Route 13) near the intersection of Cedarview Street. State Route 13 and its Right-of-Way are under the jurisdiction of the State of Illinois and will require a permit from then Illinois Department of Transportation (IDOT).

IDOT requires the submission of a petition for a construction permit prior to construction occurring on the State Route. The attached Resolution authorizes the City Manager to submit such a petition for a permit and agrees to the conditions required by the Illinois Department of Transportation. City Staff recommends the approval of a Resolution authorizing the petition for such a permit and under the terms required by IDOT.

The phase of work requiring this permit is currently out to bid and is intended to be awarded in March for construction in the upcoming 2016 Fiscal Year, which begins on May 1, 2015. The estimated construction costs for this phase of the work is \$430,000; adequate funds will be included in the FY2016 budget for the construction of this project.

Recommended Action:

The Carbondale City Council is requested to approve a Resolution authorizing the City Manager to petition the Illinois Department of Transportation for construction of the Crab Orchard Water District Improvements (WS 0803).

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained
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Council Action: Motion by: _____ 2nd by: _____ to: _____

RESOLUTION 2015 - R - _____

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PETITION THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF THE CRAB ORCHARD WATER DISTRICT IMPROVEMENTS (WS 0803)

WHEREAS, the City of Carbondale, Illinois, is a municipal corporation created under the laws of the State of Illinois; and

WHEREAS, the City of Carbondale, Illinois, is a home rule unit of local government under the Illinois Constitution, 1970, Article VII, Section 6; and

WHEREAS, pursuant to Article VII, Section 6(a), of the Illinois Constitution, 1970, the City of Carbondale may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public, health, safety, morals and welfare; and

WHEREAS, the Illinois Department of Transportation (IDOT) owns certain properties for State highways within the City of Carbondale, including State Route 13; and

WHEREAS, the City requires the installation of a new six (6) inch water line crossing and along Illinois State Route 13 (East Walnut Street) near the intersection of Cedarview Street; and

WHEREAS, the Illinois Department of Transportation requires a permit prior to any work being accomplished; and

WHEREAS, the City Council of the City of Carbondale finds that the installation of the water line will benefit the citizens of the City of Carbondale and is in the best interest of the citizens of the City of Carbondale.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CARBONDALE, ILLINOIS, AS FOLLOWS:

SECTION 1. That the City Council deems it in the best interest of the citizens of the City of Carbondale to install a new six (6) inch water line crossing and along Illinois State Route 13 (East Walnut Street) near the intersection of Cedarview Street.

SECTION 2. That the City Manager is authorized to prepare and submit an application for a permit to install said water line from the Illinois Department of Transportation (IDOT).

SECTION 3. That the City of Carbondale will construct the said water line in good faith and guarantee that all work shall be performed in accordance with the conditions of the

permit to be granted by the Department of Transportation of the State of Illinois and to hold the State of Illinois, Department of Transportation, harmless on account of any damages that may occur to persons or property during the prosecution of such work installing the said water line, and assume all liability for damages to persons or property, due to accidents or otherwise by reason of the work which is to be performed under the provisions of said permit.

SECTION 4. That the City Manager and Staff are hereby authorized to take all necessary, reasonable and proper actions to carry out the intent and purpose of this Resolution.

SECTION 5. That this Resolution be spread at length upon the minute records of the City Council of the City of Carbondale, Illinois.

This Resolution is adopted at a regular meeting of the City Council of the City of Carbondale, Illinois on February 10, 2015.

APPROVED: _____
Donald D. Monty, Acting Mayor

ATTEST: _____
Jennifer R. Sorrell, City Clerk

APPROVED AS TO LEGALITY AND FORM:

P. Michael Kimmel, City Attorney