

# Request for City Council Action

**Date:** July 28, 2015

<b>Agenda Section:</b> Consent Agenda  <b>No. 5</b>	<b>Originating Department:</b>  Public Works - Engineering
<b>Item:</b> A Resolution authorizing the City Manager to petition the Illinois Department of Transportation for construction of the New Era Road Waterline Interconnect Project (WS0601)  <b>No. 5.11</b>	<b>Approved:</b>

**Background and Summary:**

The City has scheduled the replacement of approximately 665 lineal feet of failed watermain that is located from Murphysboro Road to New Era Road. This project is scheduled to be awarded by City Council on August 11th, 2015. The Engineers cost estimate for the project is \$74,260. Adequate funds have been included in the FY2016 Community Investment Program (CIP) for this project.

As part of this watermain replacement, it is necessary to bore the watermain under the travel lanes of Illinois Route 13 which is under the jurisdiction of the State of Illinois and will require a Utility Permit from the Illinois Department of Transportation (IDOT).

IDOT requires the submission of a petition for a construction permit prior to construction occurring on Illinois Route 13. 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.

**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 New Era Road Waterline Interconnect Project (WS 0601).

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 2016 - R - \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO PETITION THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION OF THE NEW ERA ROAD & IL RTE 13 WATERMAIN INTERCONNECT PROJECT (WS 0601)**

**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 IL Route 13, and

**WHEREAS**, the City requires the installation of a new twelve (12) inch water line crossing IL Route 13 at the intersection of New Era Road; 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 twelve (12) inch water line crossing IL Route 13 at the intersection of New Era Road.

**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 July 28, 2015.

APPROVED: \_\_\_\_\_  
John M. Henry, Mayor

ATTEST: \_\_\_\_\_  
Jennifer R. Sorrell, City Clerk

APPROVED AS TO LEGALITY AND FORM:

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P. Michael Kimmel, City Attorney