

11-14-94

130-O-94

AN ORDINANCE

Concerning the Addition of Oakton Street Between
the West City Limits and Asbury Avenue to the
Municipal Street System at a Future Date

WHEREAS, the City of Evanston and the County of Cook wish to enter into an agreement for; a) the improvement by the County of Oakton Street from the west City limit to Asbury Avenue and b) the transfer of jurisdiction of Oakton Street from the west City limit to Asbury Avenue from the county to Evanston.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That upon notice of a construction starting date that the City relinquishes maintenance of Oakton Street from the west City limit (West Section Line of Evanston Township) to Asbury Avenue effective that construction starting date; that the City, following final inspection of the completed project, assume maintenance of Oakton Street from the west City limit (West Section Line of Evanston Township) to Asbury Avenue effective the date of final inspection; and that upon the date the Director of Highways of the Illinois Department of Transportation affixes his signature to the LOCAL AGENCY AGREEMENT FOR JURISDICTIONAL TRANSFER, to take jurisdiction of Oakton Street, in its entirety, from the west City limit (West Section Line of Evanston Township to Asbury Avenue and it shall then and thereafter become a municipal street of this municipality.

The City Clerk of the City of Evanston is directed to see that a certified copy of this Ordinance is attached as Supplement #3 of the agreement being entered into with the County of Cook (three copies of said agreement) and to return same to County.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: That this ordinance shall be in full force and effect from and after its passage, approval and publication in the manner provided by law.

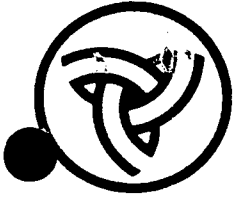
Introduced: November 21, 1994

Adopted: December 12, 1994

Approved: December 14, 1994
Lorraine H. Norton
Mayor

ATTEST: *Linda Davis*
City Clerk

Approved as to form:
[Signature]
Corporation Counsel



Illinois Department of Transportation

2300 South Dirksen Parkway / Springfield, Illinois/62764

February 17, 1995

Jurisdictional Transfer
Cook County and City of Evanston Agreement
County Section 95-A6730-01-RS
County Highway A67 (Oakton Street)

Mr. David E. Orr
County Clerk
118 N. Clark St. Room 434
Chicago, IL 60601

Dear Mr. Orr:

On February 10, 1995 the department executed an agreement which provides for the jurisdictional transfer of a portion of CH-A67 from the county to the city, effective February 10, 1995.

Attached is a copy of the executed agreement, which includes the description of the highway involved.

Very truly yours,

William T. Sunley, P.E.
Engineer of Local Roads and Streets

A handwritten signature in cursive script that reads "Gerald E. Fitzpatrick".

By: Gerald E. Fitzpatrick
Local Project Development Engineer

cc-
Carl F. Kowalski, County Supt. of Highway
Lorraine Marton, Mayor
Kristen Davis, City Clerk
James S. Tonkinson, Municipal Engineer
D. P. Carlson Attn: R. D. Fonda
 Attn: N. L. Magnus
 Attn: W. S. Kos

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Illinois Department of Transportation

LOCAL AGENCY AGREEMENT FOR JURISDICTIONAL TRANSFER

Local Agency No. 1 (Conveyor)	Local Agency No. 2 (Recipient)
Municipality -----	Municipality <u>EVANSTON</u>
Township/Road District -----	Township/Road District -----
County <u>COOK</u>	County -----

In accordance with authority granted in Section 4-409 of the Illinois Highway Code, this agreement is made and entered into between the above Local Agency No. 1, hereinafter referred to as "CONVEYOR", and the above Local Agency No. 2, hereinafter referred to as "RECIPIENT", to transfer the jurisdiction of the designated location from the CONVEYOR to the RECIPIENT.

Location Description

Name OAKTON STREET Route A67 Length 0.93 (1.50km)
Termini West City Limit (West Section Line of Evanston Township) to Asbury Avenue, in its entirety.

This transfer does/does not include Structure No. N/A

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 the ordinance, and

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 the resolution, and

THE CONVEYOR AGREES to prepare a map of the above location and attach a copy of such location map hereto.

IT IS MUTUALLY AGREED, that this jurisdictional transfer will become effective upon: the date the Director of Highways affixes signature.

Supplements

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

Supplement #1 Stipulations, #2 Map, #3 City Ordinance, & #4 County Resolution.
(Insert supplement numbers or letters and page numbers, if applicable.)

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

APPROVED BY CONVEYOR
Name John H. Stroger, Jr.

APPROVED BY RECIPIENT
Name Eric A. Anderson

Title President, Board of Commissioners
Chairman County Board/Mayor/Village President/etc.

Title City Manager

Signature [Handwritten Signature]

Signature [Handwritten Signature]

APPROVED
STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By: [Handwritten Signature]
Director of Highways

Date 2/10/95

LOCAL AGENCY
AGREEMENT
FOR
JURISDICTIONAL TRANSFER

Local Agency
Conveyor
COOK COUNTY

Local Agency
Recipient
EVANSTON

OAKTON STREET

APPROVED:

Carl F. Kowalski
Superintendent of Highway

APPROVED AS TO FORM:

Jack M. O'Malley States Attorney

By: *Laura J. ...*
Assistant State's Attorney

EXECUTED BY COUNTY:

THIS 18th day of January A.D. 1995

(SEAL)

ATTEST: *David D. Orr*
County Clerk

SUPPLEMENT #1

STIPULATIONS

To an agreement between the County of Cook and the City of Evanston.

This Agreement formalizes responsibilities of Cook County and the City of Evanston for accomplishing and subsequently operating the proposed improvement.

The improvements to be built by the County are described as follows:

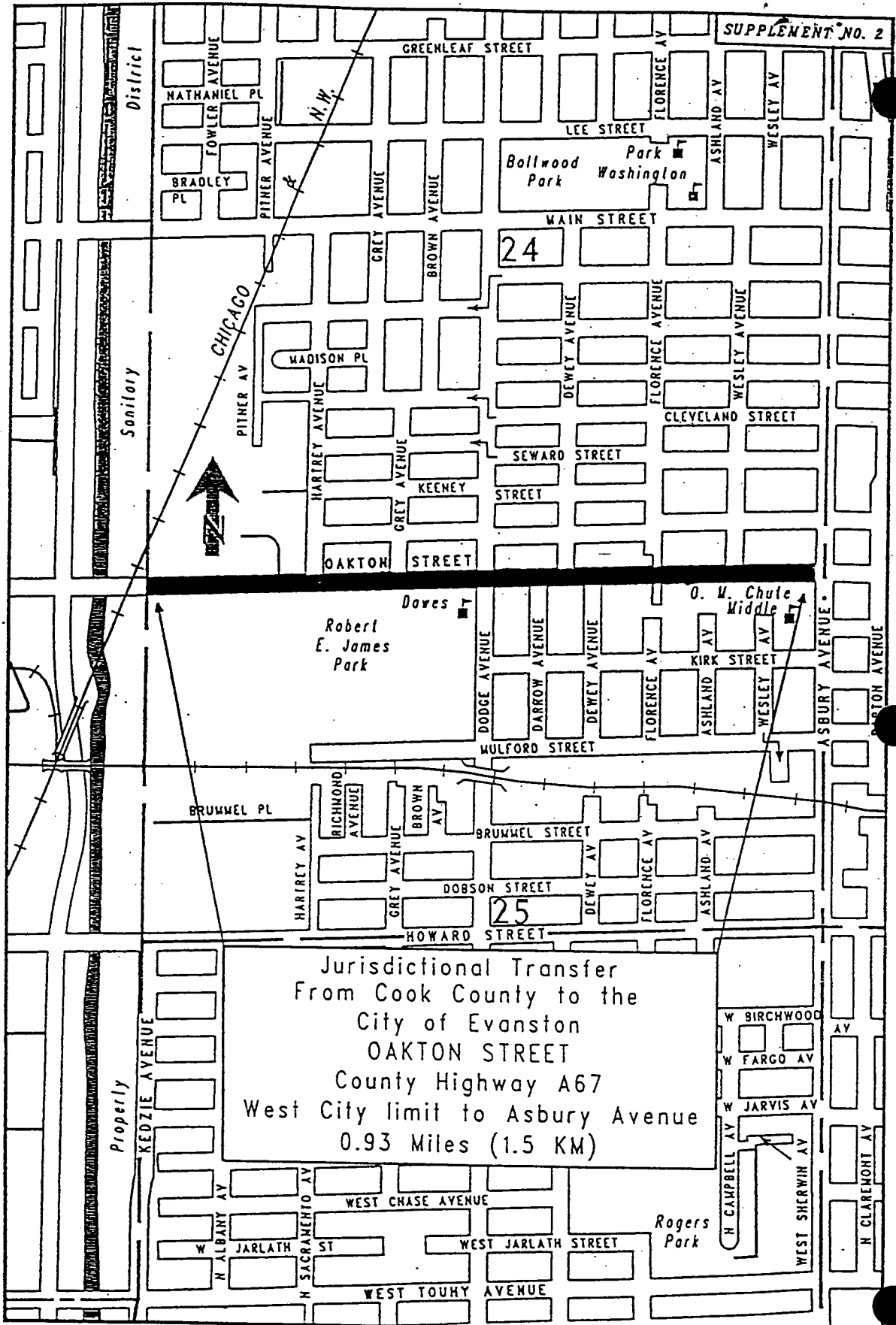
Mill and resurface Oakton Street from the west City Limits (approximately the C&NW Railroad tracks) to Asbury Avenue with a three (3) inch bituminous overlay; repair existing deteriorated pavement with full depth pavement replacement; replace all damaged curb and gutter, clean and rehabilitate all curb drainage structures and laterals, adjust Municipal frames and lids; modernize traffic signals at Dodge Avenue; reconstruct traffic signals at Asbury Avenue; sign; mark pavement and landscape as may be required. (County Section: 95-A6730-01-RS)

The obligation of the City of Evanston (hereinafter CITY) and the County of Cook (hereinafter COUNTY) are as follows:

1. The CITY will:
 - a. Upon notification of the construction starting date, relinquish maintenance of Oakton Street from said starting date for the duration of construction;
 - b. Following acceptance from final inspection of the completed improvement, assume maintenance of Oakton Street from the western CITY Limit to the west edge of Asbury Avenue pavement; (See Location Map, Supplement #2)
 - c. Pass the Ordinance, or one substantially like the proposed Ordinance attached hereto as Supplement #3, to accept jurisdiction of Oakton Street from the western CITY Limit to Asbury Avenue effective the date the Director of Highways affixes his signature to the attached LOCAL AGENCY AGREEMENT FOR JURISDICTIONAL TRANSFER; Ordinance is to be passed at the same City Council meeting as the one when this agreement is executed by the City, authorized by enabling minutes of the City Council (to be attached to the Agreement);

- d. Coordinate and control public notification of the project scope, timing and duration.
 - e. Promptly review plans submitted by the County;
 - f. Pay for any new sidewalk, water distribution appurtenances, street lighting or other municipal infrastructure to be included in the plans. County will be responsible for replacing any sidewalk disturbed during construction;
 - g. Pay for fifty (50%) percent of the costs associated with the modernization of traffic signals at the intersection of Oakton Street and Dodge Avenue.
 - h. Have the opportunity to observe the project under construction, bring to the attention of the County's Resident Engineer any matters of concern with respect to same, and to have the opportunity to participate in the final inspection of the completed project;
 - i. Furnish the COUNTY, in a timely manner, with the Intersection Design Study (IDS) for the intersection of Oakton Street and Asbury Avenue for use in preparing construction plans;
 - j. Acquire any additional right-of-way which may be required as determined in the IDS developed under item 1.i; and,
 - k. Reimburse the COUNTY for seventy-five (75%) percent of the costs associated with traffic signal reconstruction developed as a result of the IDS referred to in Item 1.i.
2. The COUNTY will:
- a. Prepare contract plans, obtain City approval of same, advertise, let, award, supervise construction and finance the design engineering, construction costs, and construction engineering (estimated construction cost \$550,000.00);
 - b. Prepare traffic signal plans for inclusion in COUNTY contract plans for the intersection of Oakton Street and Asbury Avenue from the IDS data provided by the CITY;
 - c. Pay for the replacement of any existing sidewalk disturbed or relocated by the proposed improvement;

- d. Pay for twenty-five (25%) percent of the construction costs associated with the traffic signal reconstruction at the intersection of Oakton Street and Asbury Avenue and pay fifty (50%) percent of the construction costs associated with traffic signal modernization at the intersection of Oakton Street and Dodge Avenue;
 - e. Bill the CITY for its share, 75%, of costs associated with any traffic signal improvements made from plans developed as part of Item 2.b. on the following schedule: one half of said costs based upon costs as awarded and the remainder of the balance as determine by the actual construction costs;
 - f. Bill the City for its share, 50%, of the costs associated with the modernization of the traffic signals at the intersection of Oakton Street and Dodge Avenue following the same schedule as in 2.e. above;
 - g. Pass the Resolution, Supplement #4, concurrently with the County's execution of this agreement, to remove Oakton Street from the West CITY Limit to Asbury Avenue from the County Highway System, effective 21 days after acceptance of the improvement from final inspection, notification to be sent by registered mail; and,
 - h. Following execution of this agreement (in three copies) by the City and the County, in that order, submit three copies to the Illinois Department of Transportation for requisite approval as to the change of jurisdictional responsibility of Oakton Street.
3. The COUNTY and The CITY agree that their respective successors and assigns shall be bound by the terms of this agreement.
 4. This Agreement shall remain in effect, with the exception of COUNTY construction of traffic signal improvements at Oakton Street and Asbury Avenue, in the event an IDS is not prepared by the CITY in a timely manner so as to meet the construction award deadline in Item 5 (below).
 5. This Agreement and the covenants contained herein, shall become null and void in the event a contract for the construction work as stated herein is not awarded by July 1, 1996.



Jurisdictional Transfer
 From Cook County to the
 City of Evanston
OAKTON STREET
 County Highway A67
 West City limit to Asbury Avenue
 0.93 Miles (1.5 KM)

Properly

KEDZIE AVENUE

BRUMMEL PL
 HARRIET AV
 RICHMOND AV
 GREY AV
 BROWN AV

DOBSON STREET
 HOWARD STREET

Robert
 E. James
 Park

DODGE AV
 DARROW AV
 DEWEY AV

WOLFORD STREET

BRUMMEL STREET

DOBSON STREET

HOWARD STREET

25

Doves
 Robert
 E. James
 Park

DODGE AV
 DARROW AV
 DEWEY AV

FLORENCE AV
 ASHLAND AV
 WESLEY AV

WOLFORD STREET

BRUMMEL STREET

DOBSON STREET

HOWARD STREET

25

W BIRCHWOOD AV
 W FARGO AV
 W JARVIS AV

Rogers
 Park

WEST CHASE AVENUE

WEST JARLATH STREET

WEST TOURY AVENUE

CHICAGO
 PITNER AV



Sanitary

District

NATHANIEL PL
 FOWLER AV
 BRADLEY PL
 PITNER AV

GREY AV
 BROWN AV

HARRIET AV
 GREY AV
 KEENEY STREET

OAKTON STREET

WADISON PL

GREENLEAF STREET

LEE STREET

MAIN STREET

24

DEWEY AV
 FLORENCE AV

SEWARD STREET
 KEENEY STREET

FLORENCE AV

ASHLAND AV

WESLEY AV

FLORENCE AV

WESLEY AV

CLEVELAND STREET

FLORENCE AV

ASHLAND AV

WESLEY AV

ASBURY AV

OAKTON AV

W BIRCHWOOD AV
 W FARGO AV
 W JARVIS AV

N CAMPBELL AV
 WEST SHERWIN AV

N CLAREMONT AV