

**A RESOLUTION APPROVING A
SECOND ADDENDUM AGREEMENT WITH THE
ILLINOIS DEPARTMENT OF TRANSPORTATION**

BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF ARLINGTON HEIGHTS:

SECTION ONE: A certain Second Addendum Agreement by and between the Village of Arlington Heights and the State of Illinois Department of Transportation, related to improvements on Route 14 (Northwest Highway) at New Wilke Road, a true and correct copy of which is attached hereto, be and the same is hereby approved.

SECTION TWO: The Village President and Village Clerk are hereby authorized and directed to execute said Second Addendum Agreement on behalf of the Village of Arlington Heights.

SECTION THREE: This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

AYES:

NAYS:

PASSED AND APPROVED this 17th day of August, 2020.

Village President

ATTEST:

Village Clerk

FAU Route 3512 US Route 14
At New Wilke Road
State Section: 2008-026 I
County: Cook
Original Job No.: C-91-478-08
Revised Job No.: D-91-345-20
Agreement Number: JN-108-514

SECOND ADDENDUM AGREEMENT

This Addendum Agreement entered into this 17th day of August, 2020 A.D., by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called the STATE, and the VILLAGE OF ARLINGTON HEIGHTS of the State of Illinois, hereinafter called the VILLAGE.

WITNESSETH:

WHEREAS, the STATE and the VILLAGE entered into an AGREEMENT executed on May 28, 2008, and an ADDENDUM AGREEMENT on July 21, 2011 for Preliminary Engineering for the improvement of FAU Route 3512, US Route 14, at New Wilke Road, State Section No: 2008-026 I, State Job No.: C-91-478-08; and

WHEREAS, Page 5, Paragraph 2, of the aforementioned AGREEMENT, contains a null and void expiration date; and

WHEREAS, the STATE and the CITY are desirous of extending this null and void date for the purposes of keeping the aforementioned AGREEMENT current.

NOW, THEREFORE, BE IT AGREED that the aforementioned AGREEMENT is revised to read as follows:

Page 5, 2nd Paragraph, of the AGREEMENT shall be revised to be read as follows as if fully incorporated herein by reference:

This AGREEMENT and the covenants contained herein shall be null and void in the event the contract covering the construction work contemplated herein is not awarded by May 28, 2021.

BE IT FURTHER AGREED that the construction work referenced above has been completed, inspected and accepted by the STATE and the VILLAGE and that the STATE Job Number for this AGREEMENT is revised to D-91-345-20 and funding for the STATE's obligation has been programmed as FY 2021 PPS# 1-72917-1105.

Obligations of the STATE and the VILLAGE 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.

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SEE NEXT PAGE FOR SIGNATURES

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

VILLAGE OF ARLINGTON HEIGHTS

By: _____
Thomas W. Hayes
Village President

Attest:

Village Clerk

Date: August 17, 2020

(SEAL)

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

Jack A. Elston, P.E.
Bureau Chief, Design & Environment

Omer Osman
Acting Secretary

Date: _____

Date: _____

Job No.: D-91-345-20
Agreement No.: JN-108-514
Addendum Two