

CHAMPAIGN COUNTY BOARD COMMITTEE AGENDA

HIGHWAY & TRANSPORTATION

Friday, May 11, 2007 – 9:00 a.m.

Lyle Shields Meeting Room, Brookens Administrative Center
1776 E. Washington – Urbana

CHAIR: Cowart

MEMBERS: Beckett, Bensyl, Carter, Jay, Knott, Langenheim, Melin, O'Connor

	<u>AGENDA ITEM</u>	<u>PAGE NO.</u>
1.	<u>Call to Order</u>	
2.	<u>Approval of Agenda/Addendum</u>	
3.	<u>Approval of Minutes</u> A. April 19, 2007	1-4
4.	<u>Public Participation</u>	
5.	<u>Monthly Reports</u> A. County & Township Motor Fuel Tax Claims – April 2007	5-6
6.	<u>County Engineer</u> A. Petition – Rantoul Road District	7-8
	B. Resolution appropriating \$21,624.00 from County Motor Fuel Tax Funds for Champaign County's share of the Champaign-Urbana Urbanized Area Transportation Study – Section #07-00000-00-ES.	9
	C. Resolution for Contract Award Authority for 2007 Pavement Striping Section #07-00000-01-GM	10
	D. Petition – Kerr Road District	11-12
	E. Report to Committee on MFT Construction including Fringe Roads.	
	F. Curtis Road Update	
7.	<u>Other Business</u>	
8.	<u>Determination of Consent Agenda Items</u>	
9.	<u>Adjournment</u>	

CHAMPAIGN COUNTY BOARD
COMMITTEE MINUTES

HIGHWAY & TRANSPORTATION COMMITTEE

Thursday, April 19, 2007 – 6:00 p.m.

Meeting Room 2, Brookens Administrative Center
1776 E. Washington St., Urbana

MEMBERS PRESENT: Cowart, Beckett, Carter, Jay, Knott, Langenheim,
Melin, O'Connor

MEMBERS ABSENT: Bensyl

OTHERS PRESENT: Jeff Blue, Susan McGrath, Pius Weibel, Jerry Schweighart,
Jason Barickman, Don Archer, Dennis Schmidt, Rick
Humphreys, Frank Wrentschler

Call to Order

Chair Cowart called the meeting to order at 6:04 p.m.

Roll Call

A roll call confirmed the following members present: Cowart, Beckett, Carter,
Jay, Knott, O' Connor

Approval of Agenda

MOTION by Knott to approve the agenda; seconded by Beckett. **Motion carried.**

**Adoption of Resolution No 5940 authorizing a request for Quick Take
Legislation Curtis Road Improvement Project from Wynstone Drive to Wesley
Avenue.**

Mr. Langenheim arrived at 6:06 p.m.

Mr. Blue stated that since the committee last met, he had a meeting with Kathryn Henderson and Mildred Luther where they looked at the waterway currently on their ground and talked about the plans for new waterway through there. They had another meeting after that at Clark Dietz with City, Village and County Personnel, Mrs. Henderson, Mrs. Luther, Mr. Barickman and their farmer. He felt it was a good meeting and they talked about the proposal on the table. He provided everyone with a map showing the Henderson property, a 60 acre parcel noted as parcel 042. There is a break line on the map where everything to the north is an open ditch and everything south is a grass swale, approximately 2 feet deep and 30 -40 feet wide. The water goes across Curtis Road, in a high rain event, it sheet spreads across the low property and gets into the grass swale at the Henderson farm, flows north until it hits the open ditch then goes through a double box culvert under Windsor Road.

The major concern that was posed at the meeting, and before, was that the Hendersons do not want more of an open ditch on their property than they already have.

Ms. Melin arrived at 6:07 p.m.

Since those meetings, they have talked to a lot of different people that have talked to the Hendersons and he stated they fully understand their concerns as well as the concerns of the County Board and they feel they are all legitimate. He stated one way or another Curtis Road, as a project, needs to keep moving forward, they have \$5.6 million dollars in federal funds and they feel if they can move ahead with the parcels immediately adjacent to the roadway at this time that will give them enough room to do the project. That includes everything along and touching Curtis Road. Since the Henderson parcel is off of the path it can take on its own timeline, they are trying to get to the point where they can obtain the right of way along the roadway so the utility companies can come in next summer to do all the utility adjustments that need to be done prior to the start of construction. He explained that what the committee has in front of them tonight is a revised resolution. Since they last met the Opal Gilliland trust has signed the documents and they have removed the Henderson property from the resolution so the only landowners included now are John Thompson and the Lo property adjacent to the roadway.

Ms. McGrath explained the quick take resolution is asking for authority to approach our members of the State Legislature to get their authority to do a process which would give us a quicker time table on achieving the right of ways and permanent and temporary easements needed. The reason we are asking for that authority is because the traditional eminent domain process takes a longer period of time, in our estimation, then we have to allow the utility contractors to start their work next June. With quick take, it gives us a quicker time table because it allows us to go to Court at the beginning of the proceedings and say we want to acquire the property now pending whatever you deem appropriate for the final amount of money we need to acquire those, so we can start on the project. She stated that quick is a relative term and means a 6 month process even with the authority. She explained that quick take is a subset of eminent domain and the second resolution is to do the eminent domain proceedings. Eminent domain is the name of the legal process that gets this all started, to ask the Court for permission to get the easements and right of ways that are necessary to the project. The two resolutions parallel each other and we need both.

Ms. Melin asked if quick take means have title to the land. Ms. McGrath stated when you are asking for something you want to have forever you are asking for title to the strip of land where we are asking for the easement to be. In both proceedings you are asking for title to the land.

Mr. Carter asked about the status of the two property owners still included in the resolution.

Ms. McGrath explained they have been in touch with Mr. Thompson's attorney. Mr. Thompson is intending to develop the property so he doesn't have a concern with this but he wants to make sure we are paying enough compensation for it. The Lo's are also intending to develop a large part of their property, they do not have an attorney at this point but we have had some preliminary discussions with them to find out their intentions. They have questions about two things; the amount of compensation and they want to make sure they have right turn access onto Curtis Road, which they need for their project. They have asked them to set up a meeting with us to discuss those issues and they asked for it to take place after tax season so we are intending to do that the week of April 30th. She stated that having the proceedings filed doesn't stop negotiations.

Mr. Carter stated this started back in 2001 and asked why they waited so long to try and acquire a right of way. Mr. Blue stated in order for a project like this to happen, money has to come from somewhere and until you find out where the money is coming from you can't start developing the plans to tell people what you need from them in order to build the roadway. Ms. McGrath explained we didn't know until the spring of 2006 exactly what form this project was going to take. The planning stage of phase II, this part of Curtis Road, didn't start until the spring of 2006.

Mr. Beckett stated he has done some eminent domain work and he has a real problem with the suggestion it may take 13-19 months from now to get a case to trial. The thing that troubles him is quick take, which is grabbing and he doesn't feel those dates are accurate; if these folks are not going to agree we can get our litigation on file right away. He can't support quick take.

Ms. McGrath stated, coming from her Sanitary District days, they had quick take authorization for the easement they were seeking for the Curtis Road Project and the timetable she is basing her estimate on is what it took them to do in that project.

Mr. Beckett stated the University did eminent domain on a ton of property, without quick take, and the judge knew how important those condemnation proceedings were, there was a special docket and those cases moved. These cases will too if we get them on file and talk to the judge. He feels we are sending the wrong message with quick take and to him it is an absolute last resort and he doesn't see this as a last resort.

Mr. Jay stated his concern was that we had heard from one petitioner, the Hendersons, who didn't feel like we had negotiated in good faith and he is not sure that we have. Since then he is pleased with the effort that has been made and that this resolution took them off for the time being. He stated he is opposed to both of the resolutions but he feels it is necessary to support them and will do so reluctantly.

MOTION by Mr. Beckett to recommend County Board approval of Resolution 5941 authorizing the Acquisition of certain property by purchase or eminent domain Curtis Road Improvement project from Wynstone Drive to Wesley Avenue; Seconded by Jay. **Motion carried.**

MOTION by Beckett to forward Resolution 5940 authorizing a request for quick take legislation Curtis Road Improvement Project from Wynstone Drive to Wesley Avenue to the full County Board without recommendation; seconded by Knott.

Mr. Beckett stated he doesn't believe this is something that should die in committee and they should let the full board decide this issue.

Motion carried with Jay and O'Connor voting no.

Adjournment

Chair Cowart declared the meeting adjourned at 6:26 p.m.

Respectfully Submitted,

Tiffany Talbott
Administrative Secretary

CHAMPAIGN COUNTY HIGHWAY DEPARTMENT

JEFF BLUE
COUNTY ENGINEER

1776 E. WASHINGTON

(217) 384-3800
FAX (217) 328-5148

URBANA, ILLINOIS 61802

May 11, 2007

COUNTY MOTOR FUEL TAX CLAIMS FOR APRIL

Req No.	Payee	Description	Amount
20	Jeff Blue	Hotel Expense - ECIHCA Seminar Decatur - 3/26 & 3/27/07	95.20
21	City of Champaign	Staley Road/Rising Road Corridor Study Section #06-00404-00-ES	5,000.00
22	Cargill, Inc.	878.69 T. De-icing Salt	39,154.44
23	Illinois Association of County Engineers	Registration - I.A.C.E. Annual Spring Meeting - Mt. Vernon, IL 5/9-5/11/07	30.00
24	Cargill, Inc.	247.84 T. De-icing Salt	11,043.76
25	Mississippi Valley Conference	Registration - 2007 Conference Minneapolis, MN - 7/9-7/11/07	150.00
26	Applied Research Associates	Pavement Management Study Section #05-00401-00-ES	13,524.00
27	Tuscola Stone Company	535.17 T. CA-6	3,639.14
28	Tuscola Stone Company	574.19 T. CA-6	3,904.47
29	3M Company	Pavement Marking Tape	978.75
			<hr/> \$ 77,519.76 <hr/>

TOWNSHIP MOTOR FUEL TAX CLAIMS APRIL

Req No.	Payee	Description	Amount
36	Osterbur Logistics, Inc	Compromise-336.56 T CA-10 F&D	3,382.44
37	Ron Smith Trucking	Colfax- 2,017.96 T CA-15 F&D 563.38 T CA-06 F&D	30,428.97
38	Summers Trucking	Brown- 591.89 T CA-6 RAP F&D	7,209.22
39	Summers Trucking	E Bend- 72.02 T CA-16 F&D	988.83
40	Summers Trucking	Sidney- 24.13 T CA-16 F&D	287.63
41	Cargill Incorporated	Urbana- 300 T Salt	13,368.00
42	Osterbur Logistics, Inc	Compromise-196.86 T CA-10 F&D	1,978.44
43	Emkes Trucking, Inc	Champaign- 550.03 T CA-16 F&D	6,396.85
44	Summers Trucking	E Bend- 213.52 T CA-16 F&D	2,931.63
45	Summers Trucking	Sidney- 95.15 T CA-16 F&D	1,134.19
46	Summers Trucking	E Bend- 652.35 T CA-16 F&D	8,956.77
47	Summers Trucking	Sidney- 146.17 T CA-16 F&D	1,742.35
48	Summers Trucking	Urbana- 97.09 T CA-16 F&D	1,182.56

49	Osterbur Logistics, Inc	Compromise-176.84 T CA-10 F&D	1,777.25
50	Summers Trucking	E Bend- 269.07 T CA-16 F&D	3,694.33
51	Summers Trucking	Scott- 240.56 T CA-16 F&D	2,954.08
52	Summers Trucking	Sidney- 242.90 T CA-16 F&D	2,895.37
53	Summers Trucking	Urbana- 71.64 T CA-16 F&D	872.58

\$92,181.49

RESOLUTION NO. _____

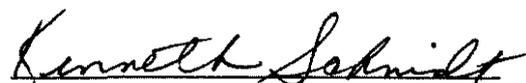
**PETITION REQUESTING AND RESOLUTION APPROVING
APPROPRIATION OF FUNDS FROM THE COUNTY BRIDGE FUND
PURSUANT TO 605 ILCS 5/5-501**

PETITION

Petitioner, Ken Schmidt, hereby requests an appropriation of funds from the Champaign County Bridge Fund pursuant to 605 ILCS 5/5-501. In support of this petition, Petitioner states the following:

1. Petitioner is the duly elected Highway Commissioner for the Rantoul Road District, Champaign County, Illinois; and
2. There is a bridge located between Sections 29 & 30, which is in poor condition and is inadequate to serve the needs of the traveling public; and
3. To ensure the adequacy of said structure for the traveling public, it is necessary that said structure be repaired; and
4. The cost of repairing the aforesaid structure is estimated to be \$16,640.00, which will be more than .02% of the value of all the taxable property in the Rantoul Road District, as equalized or assessed by the Department of Revenue; and
5. The tax rate for road purposes in the Rantoul Road District was in each year for the last two (2) years not less than the maximum allowable rate provided for in Section 6-501 of the Illinois Highway Code (605 ILCS 5/6-501); and
6. The Rantoul Road District is prepared to pay one-half of the cost of the repair of said structure.

Respectfully submitted,


Commissioner of Highways of
Rantoul Road District,
Champaign County, Illinois

RESOLUTION

WHEREAS, the County Board finds that based on the representations in the foregoing Petition, it required pursuant to 605 ILCS 5/5-501 to provide the requested aid.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County as follows:

1. The County Board hereby appropriates from the County Bridge Fund a sufficient sum to meet one-half the cost of repairing the aforesaid structure.
2. The County Board hereby directs the County Engineer to cause plans and specifications to be prepared for said improvement.
3. The County Board hereby orders that said improvement be made under the general supervision of the County Engineer, either by the letting of a contract or by the County Highway Department doing the work.
4. The County Board hereby directs the County Engineer to certify to the County Board when the work has been satisfactorily completed to meet his or her approval. Such certificate shall include an itemized account of the cost of all items of work incurred in the completion of said improvement, and shall show the division of cost between the County and the Rantoul Road District.
5. The County Board further directs the County Engineer to file said certificate with the clerk of the Rantoul Road District.
6. This Resolution shall become effective upon its adoption.

PRESENTED, ADOPTED, APPROVED and RECORDED this 24th day of May, 2007.

C. Pius Weibel, Chair
County Board
Champaign County, Illinois

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board

RESOLUTION NO. _____

RESOLUTION APPROPRIATING \$21,624.00 FROM
COUNTY MOTOR FUEL TAX FUNDS FOR
CHAMPAIGN COUNTY'S SHARE OF THE
CHAMPAIGN-URBANA URBANIZED AREA TRANSPORTATION STUDY
SECTION #07-00000-00-ES

WHEREAS, the County Board of Champaign County is desirous of entering into a contract to have the following study performed under the Illinois Highway Code, designated at Section #07-00000-00-ES:

CHAMPAIGN-URBANA URBANIZED AREA TRANSPORTATION
STUDY, and

WHEREAS, the proposed study consists of the County of Champaign's annual contribution to the Champaign County Regional Planning Commission and its share of funding the above mentioned study.

NOW, THEREFORE, BE IT RESOLVED, that there is hereby appropriated the sum of Twenty-one Thousand Six Hundred Twenty-four Dollars (\$21,624.00) from County Motor Fuel Tax Funds for the County's share, and

BE IT FURTHER RESOLVED, that the County Clerk be and he is hereby directed to transmit two (2) certified copies of this resolution to Mr. Joseph E. Crowe, District Engineer, Illinois Department of Transportation, Paris, Illinois.

PRESENTED, ADOPTED, APPROVED and RECORDED this 24th day of May A.D., 2007.

C. Pius Weibel, Chair
County Board of the County
of Champaign, Illinois

ATTEST: _____
Mark Shelden, County Clerk and
ex-Officio Clerk of the County Board

Prepared by: Jeff Blue
County Engineer

RESOLUTION NO. _____

RESOLUTION FOR CONTRACT AWARD AUTHORITY

WHEREAS, sealed bids will be received in the office of the County Engineer until 10:00 a.m. May 17, 2007, for the Pavement Striping of various County Highways in Champaign County, Section # 07-00000-01-GM, and at that time will be publicly opened and read, and

WHEREAS, it is in the best interest of Champaign County to award the contract as early as possible, and

WHEREAS, the Champaign County Board agrees to allow Jeff Blue, P.E., Champaign County Engineer to accept the low bid for Pavement Striping of various County Highways on behalf of Champaign County, if the low bid is within 10% of the engineer's estimate.

NOW, THEREFORE, BE IT RESOLVED, by the Champaign County Board that the above will be accepted to expedite the contract with the low bidder.

PRESENTED, ADOPTED, APPROVED, and RECORDED this 24th day of May A.D., 2007.

C. Pius Weibel, Chair
County Board of the County of
Champaign, Illinois

ATTEST: _____
Mark Sheldon, County Clerk and
Ex-Officio Clerk of the County Board

Prepared by: Jeff Blue
County Engineer

RESOLUTION NO. _____

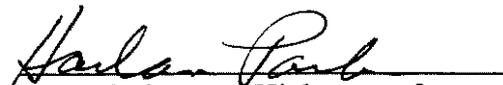
**PETITION REQUESTING AND RESOLUTION APPROVING
APPROPRIATION OF FUNDS FROM THE COUNTY BRIDGE FUND
PURSUANT TO 605 ILCS 5/5-501**

PETITION

Petitioner, Harlan Park, hereby requests an appropriation of funds from the Champaign County Bridge Fund pursuant to 605 ILCS 5/5-501. In support of this petition, Petitioner states the following:

1. Petitioner is the duly elected Highway Commissioner for the Kerr Road District, Champaign County, Illinois; and
2. There is a bridge located between Sections 28 & 33, which is in poor condition and is inadequate to serve the needs of the traveling public; and
3. To ensure the adequacy of said structure for the traveling public, it is necessary that said structure be repaired; and
4. The cost of repair the aforesaid structure is estimated to be \$15,000.00, which will be more than .02% of the value of all the taxable property in the Kerr Road District, as equalized or assessed by the Department of Revenue; and
5. The tax rate for road purposes in the Kerr Road District was in each year for the last two (2) years not less than the maximum allowable rate provided for in Section 6-501 of the Illinois Highway Code (605 ILCS 5/6-501); and
6. The Kerr Road District is prepared to pay one-half of the cost of the repair of said structure.

Respectfully submitted,


Commissioner of Highways of
Kerr Road District,
Champaign County, Illinois

RESOLUTION

WHEREAS, the County Board finds that based on the representations in the foregoing Petition, it required pursuant to 605 ILCS 5/5-501 to provide the requested aid.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Champaign County as follows:

1. The County Board hereby appropriates from the County Bridge Fund a sufficient sum to meet one-half the cost of repair the aforesaid structure.
2. The County Board hereby directs the County Engineer to cause plans and specifications to be prepared for said improvement.
3. The County Board hereby orders that said improvement be made under the general supervision of the County Engineer, either by the letting of a contract or by the County Highway Department doing the work.
4. The County Board hereby directs the County Engineer to certify to the County Board when the work has been satisfactorily completed to meet his or her approval. Such certificate shall include an itemized account of the cost of all items of work incurred in the completion of said improvement, and shall show the division of cost between the County and the Kerr Road District.
5. The County Board further directs the County Engineer to file said certificate with the clerk of the Kerr Road District.
6. This Resolution shall become effective upon its adoption.

PRESENTED, ADOPTED, APPROVED and RECORDED this 24th day of May, 2007.

C. Pius Weibel, Chair
County Board
Champaign County, Illinois

ATTEST: _____
Mark Shelden, County Clerk
and ex-officio Clerk of the
Champaign County Board