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**RETURN TO:**

**CLERK, CITY OF TROY  
116 E. MARKET  
TROY, IL 62294**

**2019R13804  
STATE OF ILLINOIS  
MADISON COUNTY  
05/06/2019 02:20 PM  
AMY M. MEYER, RECORDER  
REC FEE: 34.00  
CO STAMP FEE:  
ST STAMP FEE:  
FF FEE:  
RHSPS FEE:  
# OF PAGES: 7**

**CITY OF TROY**

**ORDINANCE NO. 2018 - 08**

*34.00 city*

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**AN ORDINANCE AUTHORIZING THE EXECUTION OF AMENDMENT # 1 TO  
THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF  
GLEN CARBON, ILLINOIS, AND THE CITY OF TROY, ILLINOIS, FOR THE  
IMPROVEMENTS TO BOUSE ROAD AT OLD TROY ROAD (AUTHORIZED  
BY ORDINANCE 2017-10)**

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**ADOPTED BY THE  
CITY COUNCIL OF THE  
CITY OF TROY, ILLINOIS  
THIS 7th DAY OF MAY, 2018**

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**Published in pamphlet form by the authority of the City Council of the City of Troy,  
Madison County, Illinois, this 7<sup>th</sup> day of May, 2018.**

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IMPROVEMENTS TO BOUSE ROAD AT OLD TROY ROAD  
(AUTHORIZED BY ORDINANCE 2017-10)**

**WHEREAS**, the Constitution of the State of Illinois, 1970, Article VII., Section 10, and the Intergovernmental Cooperation Act (5 ILCS 220/1, et seq.), authorizes units of local government to contract or otherwise associate among themselves in any manner not prohibited by law or ordinance; and

**WHEREAS**, on May 15, 2017, the Mayor and City Council for the City of Troy, Illinois, passed Ordinance 2017-10, which authorized the execution of an Intergovernmental Agreement between the City of Troy and the Village of Glen Carbon, Illinois, for the purpose of improvements to Old Troy Road, which is located in, and services both, the City and Village; and

**WHEREAS**, after the acceptance of bids for the project by the Village of Glen Carbon, Illinois, the Mayor and the City Council for the City of Troy, Illinois, believe it is in the best interest to amend their Intergovernmental Agreement with the Village of Glen Carbon, to further clarify the details of the improvements and financing.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF  
THE CITY OF TROY, MADISON COUNTY, ILLINOIS, AS FOLLOWS:**

- Section 1.** The recitals set forth above are hereby incorporated herein as if fully set forth.
- Section 2.** The Mayor of the City of Troy, Illinois, is hereby authorized to execute Amendment #1 to the Intergovernmental Agreement attached hereto as "Exhibit A", and the Clerk of the City of Troy, Illinois, is hereby authorized to attest to the same.
- Section 3:** The Mayor the City of Troy, Illinois, is further hereby authorized to execute and deliver any other documents necessary and/or required of the City in furtherance of this amended Intergovernmental Agreement, and the Clerk of the City of Troy, Illinois, is further hereby authorized to attest to the same.
- Section 4:** If any section or provision of this Ordinance is declared invalid for any reason, such invalidity shall not affect or impair any of the remaining sections or provisions of this Ordinance which can be given effect without the invalid section or provision, and to this end, the sections and provisions of this Ordinance are declared to be severable.

Section 5: The Ordinance shall be effective upon its passage, signing, and publication as required by law.

**PASSED** by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this 7<sup>th</sup> day of May, 2018.

Those voting aye: Italiano, Levo, Thompson, Turner and Zarzecki

Those voting nay: \_\_\_\_\_


Those absent: Hendrson, Jackson and Partney

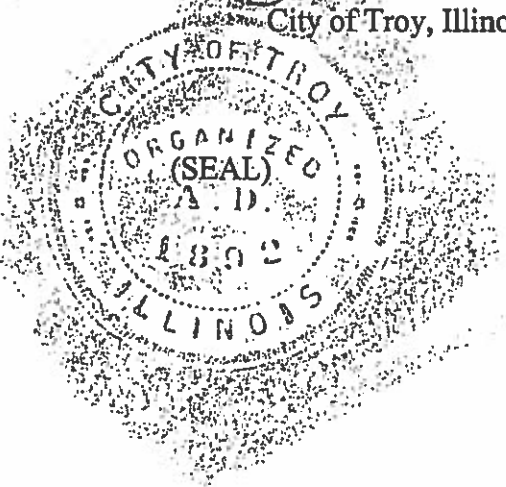
APPROVED:

By: 

ALLEN ADOMITE, Mayor  
City of Troy, Illinois

ATTEST:

BY:   
JAMIE MYERS, Clerk  
City of Troy, Illinois



## AMENDMENT ONE TO INTERGOVERNMENTAL AGREEMENT

This Agreement is made and entered into by and between the Village of Glen Carbon, Illinois (hereinafter "Village"), and the City of Troy, Illinois (hereinafter "City"), this \_\_\_ of \_\_\_\_\_, 2018 in Madison County, Illinois

WHEREAS, the Village and the City entered into an Intergovernmental Agreement on or about \_\_\_\_\_, 2017 regarding Old Troy Road; and

WHEREAS, the Village and the City desire to make amendments to said Agreement.

**NOW THEREFORE, IN CONSIDERATION OF THE PROMISES, THE MUTUAL ADVANTAGES TO BE DERIVED THEREFROM AND IN CONSIDERATION OF THE MUTAL COVENANTS HEREIN CONTAINED, IT IS AGREED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:**

- 1. Finances.** Attached in Exhibit C is a total cost estimate of the Old Troy Road improvements, including construction and engineering. The City is responsible for obtaining the right of way for the Village to accomplish the improvement prior to bidding. The Village will bid the project as a whole, with an estimated cost of construction and engineering at \$7,053,653.51, and if the bid comes in over 5% of this estimate, the City has the right, but not the obligation, to reject its portion of the project. The City will pay for the actual construction cost of its portion of the total project, plus \$30,830.00 of the anticipated cost of the engineering and professional service fees. The City will also pay for the actual construction cost of any additional work that is accomplish beyond the initial project limits that has been included in the bid. Attached in Exhibit D is the total cost of the addition work requested by the City identified as City of Troy Addendum in the amount of \$246,874.00. The City is also responsible for the total cost any requested change order and additional utility relocation for any part of the project that is within the City jurisdictions.
- 2. Payment Terms.** The Village will allow the City to remit their share of the total improvement construction cost including the actual construction cost of any additional work that is accomplish beyond the initial project limits that has been included in the bid. The City is also responsible for the total cost any requested change order and additional utility relocation for any part of the project that is within the City jurisdictions. Attached in Exhibit D is the total cost of the addition work requested by the City identified as City of Troy Addendum in the amount of \$246,874.00 to the Village, as to be determined by the engineering firm designing the improvement project, plus the \$30,830.00 of the anticipated cost of the engineering and professional service fees, over a 10 year period, plus the interest as hereinafter provided. The annual amount due will depend on the total cost of City portion of the project after bidding, and the interest rate the Village will be paying for financing. Attached in Exhibit E is a sample payment schedule based on the current cost estimate of the project and a 3.5% rate of interest. Upon final execution of the construction contract

and financing, a final payment schedule will be dated and attached to this Agreement and will be denoted as Exhibit E. The Village shall invoice the City on an annual basis. Payments shall be due July 1<sup>st</sup> of each year. The first payment shall be due on the July 1<sup>st</sup> following the completion of the project. The City can pay down the balance before final payment is due without penalty. The balance will include all remaining principal and interest.

In witness whereof the parties, pursuant to the authority granted by resolutions passed by the Village Board of the Village of Glen Carbon and by the City Council of the City of Troy, have caused Amendment One to Intergovernmental Agreement to be executed by their President/Mayor and attested by their respective clerks and their respective corporate seals affixed hereto.

City of Troy

City of Troy

\_\_\_\_\_  
Attest, City Clerk

\_\_\_\_\_  
Mayor

Village of Glen Carbon

Village of Glen Carbon

\_\_\_\_\_  
Attest, Village Clerk

\_\_\_\_\_  
President

**EXHIBIT "D"**

**Old Troy Road Reconstruction Project  
Post - Bid Calculations**

<b>Project Costs</b>	
Bid - Keller Construction	\$ 3,745,156.01
City of Troy Addendum	246,873.07
<b>Bid Subtotal</b>	<b>\$ 3,992,029.08</b>
Engineering	747,245.00
<b>Project Total</b>	<b>\$ 4,739,274.08</b>

<b>Cost Allocations</b>				
<b>Agency</b>	<b>Construction</b>	<b>Engineering</b>	<b>City of Troy Addendum</b>	<b>Agency Totals</b>
Village of Glen Carbon	\$ 3,348,317.42	\$ 661,316.25	\$ -	\$ 4,009,633.67
City of Troy	133,988.55	30,632.25	246,873.07	411,493.87
Collinsville Township	262,850.04	55,296.50	-	318,146.54
<b>\$</b>	<b>3,745,156.01</b>	<b>\$ 747,245.00</b>	<b>\$ 246,873.07</b>	<b>\$ 4,739,274.08</b>

EXHIBIT "E"

Old Troy Road Project - City of Troy

Enter values	
Loan amount	\$ 411,493.87
Annual interest rate	3.00%
Loan period in years	10
Number of payments per year	1
Start date of loan	07/01/2019
Optional extra payments	\$

Loan summary	
Scheduled payment	\$ 48,239.63
Scheduled number of payments	10
Actual number of payments	10
Total early payments	\$
Total interest	\$ 70,902.48

Pmt No.	Payment Date	Beginning Balance	Scheduled Payment	Extra Payment	Total Payment	Principal	Interest	Ending Balance	Cumulative Interest
1	07/01/2020	\$ 411,493.87	\$ 48,239.63	-	\$ 48,239.63	\$ 35,894.82	\$ 12,344.82	\$ 375,599.05	\$ 12,344.82
2	07/01/2021	375,599.05	48,239.63	-	48,239.63	36,971.66	11,267.97	338,627.39	23,612.79
3	07/01/2022	338,627.39	48,239.63	-	48,239.63	38,080.81	10,158.82	300,546.57	33,771.61
4	07/01/2023	300,546.57	48,239.63	-	48,239.63	39,223.24	9,016.40	261,323.34	42,788.01
5	07/01/2024	261,323.34	48,239.63	-	48,239.63	40,399.93	7,839.70	220,923.40	50,627.71
6	07/01/2025	220,923.40	48,239.63	-	48,239.63	41,611.93	6,627.70	179,311.47	57,255.41
7	07/01/2026	179,311.47	48,239.63	-	48,239.63	42,860.29	5,379.34	136,451.18	62,634.75
8	07/01/2027	136,451.18	48,239.63	-	48,239.63	44,146.10	4,093.54	92,305.08	66,728.29
9	07/01/2028	92,305.08	48,239.63	-	48,239.63	45,470.48	2,769.15	46,834.60	69,497.44
10	07/01/2029	46,834.60	48,239.63	-	46,834.60	46,429.56	1,405.04	0.00	70,902.48

NOT A DOCUMENT