# ATTACHMENT A

# CERTIFICATE of COPY

STATE OF ILLINOIS, } ss.
County of Tazewell }

I, ROY H. LOWRY, County Clerk within and for said County and State aforesaid do hereby certify the foregoing to be a full, true and complete copy of

1. RESOLUTION FOR ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

In the Matter of: Passed by the Board of Supervisors March 11th, 1958.

2. RESOULUTION AMENDING RESOLUTION FOR ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

In the Matter of: Passed by the Board of Supervisors April 14, 1965.

Together with all Endorsements thereon:

the originals of which are in my custody in my office and that I am the legal custodian of the same.

IN TESTIMONY whereof, I have hereunto subscribed my hand and affixed the seal of said county, at my office in Pekin, Illinois, this 7th day of July A. D. 19 65

Roy H. Lowry
County Clerk

STRAND

Mr. Beavers then presented and read a resolution recommending the improvement of the road leading from State Highway 87 to the Club House on the Woodford County Hunting and Fishing Grounds. (For record of said resolution, see Supervisor's Record "W", Page 490.)

Mr. Beavers moved the adoption of the resolution, which motion was seconded by Mr. Meils and carried.

The Clerk then presented and read a resolution in regard to the innoculation of dogs in Woodford County by June 1st of each year. (For record of said resolution, see Supervisor's Record "W", Page 491.)

Mr. Bell moved the adoption of the resolution, which motion was seconded by Mr. Uphoff and carried.

The Clerk then presented and read copies of resolutions passed by the Woodford County Agricultural Extension Council and the Woodford County Farm Bureau in favor of conti the brucellosis program in this County; a copy of a letter from the Livestock Disease Contr Committee requesting the State to place Woodford County under the area testing program and letter from the Department of Agriculture declaring this County to be an area for certifica The letter from the Department of Agriculture is as follows, to-wit:

STATE OF ILLINOIS
WILLIAM G. STRATTON, GOVERNOR
DEPARTMENT OF AGRICULTURE
SPRINGFIELD

STILLMAN J. STANARD, DIRECTOR

GEORGE H. IFTNER
ASSISTANT DIRECTOR

The Department of Agriculture of the State of Illinois has made a survey of the dairy and breeding cattle more than four months of age in Woodford County and has found them to be less than three percent infected with brucellosis.

As of this date said county is declared to be an area for certification, which puts into effect the test and slaughter plan for the elimination of bovine brucellosis, as provided for in Section 3b of the Illinois Bovine Brucellosis Control Law, as amended.

Dated this 18th day of February, 1958.

Stillman J. Stanard
Director of Agriculture

Mr. Meinhold moved that the Board approve the action of the Livestock Disease Control Committee in placing Woodford County under the area plan for brucellosis testing, which motion was seconded by Mr. Meils and carried.

The matter of the establishment of the Tri-County Regional Planning Commission was then taken up by the Board, and Mr. Clausen moved that the resolution presented yesterday be adopted, which motion was seconded by Mr. Uphoff and a roll call vote was taken. The following Supervisors voted Aye: John D. Meils, Frank V. Kapraun, John C. Meinhold, Raymond Schwartz, Ivan Beavers, William Williams, Peter R. Fandel, Howard W. Whittington, Erwin A. Beenders, Riemond Rippel Sr., Roy C. Bell, Robert E. Hocker, Lewis Clausen, Walter Burton, James F. Sullivan, Kores Knapp and William Uphoff. Supervisors voting Nay: None. Motion declared carried. (For record of said resolution, see Supervisor's Record "W", Page 492.)

Mr. Meinhold then brought up the matter of tearing down the block house at the County Home and Mr. Bell moved that this matter be left to the County Home Committee with power to act, which motion was seconded by Mr. Whittington and carried.

Mr. Beavers then brought up the matter as to whether or not the Board of Supervisors has authority to designate from whom the bonds of the County Officials should be purchased. He stated that he feels the County could save money by purchasing the bonds on a plan similar to the way the insurance is handled.

Mr. Knapp moved that the Judiciary Committee investigate this matter and report at the September meeting, which motion was seconded by Mr. Sullivan and carried.

Mr. Beavers then brought up the matter of the grocery bills for the prisoners at the Jail and suggested that this Board find out what other Counties are doing in regard to this matter: if a flat rate per meal is being paid or how it is handled.

Mr. Knapp moved that the Fees and Salaries Committee investigate this matter and report at the September meeting, which motion was seconded by Mr. Meinhold and carried.

Mr. Beavers then moved that the Road and Bridge Committee and the Public Building Committee investigate to see what arrangements can be made in providing a parking place on the East side of the Court House lawn for the Supervisors and County employees and that said Committees have power to act in regard thereto, which motion was seconded by Mr. Hocker and carried.

Mr. Uphoff then presented and read a resolution amending the resolution for the establishment of the Tri County Regional Planning Commission. (For record of said resolution, see Supervisor's Record."W", Page 558.)

Mr. Bell moved the adoption of the resolution, which motion was seconded by Mr. Whittington and carried.

Mr. Uphoff moved that the minutes be read, which motion was seconded by Mr. Burton and carried.

The minutes of the Board were then read by the Stenographer.

Mr. Mells moved that the minutes stand approved as read, which motion was seconded by Mr. Clausen and carried.

Mr. Uphoff moved that the Board adjourn until the second Tuesday in September, A. D. 1958, being the 9th day of said month, at nine thirty o'clock A.M., which motion was seconded by Mr. Meinhold and carried.

Sheriff announced Board adjourned until Tuesday, September 9, A. D. 1958, at nine thirty o'clock A.M.

ATTEST: INA B. VERCLER, Clerk.

- - - - -

STATE OF ILLINOIS, }
County of Woodford, } ss.

I, INA B. VERCLER, County Clerk and Clerk of the County Court in and for the County and State aforesaid, and Keeper of the Records, Files and Seal thereof (said Court being a Court of Record and having Probate Jurisdiction and a Seal), do hereby certify that the above and foregoing is a true, correct and complete copy of "Resolution Amending Resolution for Establishment of a Tri-County Regional Planning Commission" adopted by the Board of Supervisors of Woodford County, Illinois, at its June 1958 meeting held on June 10, 1958, as the same appears from the record and files in my custody remaining.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said court at my office in Eureka, in said County, this 20th day of May, A. D. 19 59.

Ina B. Vercler
County Clerk and Clerk of the County Court of Woodford County, Illinois

By _____
Deputy

State of Illinois, } S.S.
County of Peoria

I, Wm. E. Koeppel, County Clerk, in and for said County of Peoria and State of Illinois, and the keeper of the Records and Seal of said County, do hereby certify that I have compared the foregoing copy of the Resolution of the Peoria County Zoning Committee establishing the Tri-County Regional Planning Commission, which was adopted by the Peoria County Board of Supervisors on March 12, 1958

with the original record thereof remaining in my office, and have found the same to be a correct transcript therefrom, and of the whole of such original record. In Testimony Whereof, I have hereunto set my hand and the official seal, at Peoria this 28th day of October, A. D. 1980

WILLIAM E. KOEPPEL
County Clerk

By J. Ann Ingram
Deputy

County Region is hereby created, and is hereby designated as the "Tri-County Regional Planning Commission."

Section 3. MEMBERSHIP. The Tri-County Regional Planning Commission shall consist of forty-five (45) members, fifteen (15) from each of the three named counties, and the membership from each county shall be constituted as follows:

# CERTIFICATE of COPY

STATE OF ILLINOIS, }
County of Tazewell } ss.

I, ROY H. LOWRY, County Clerk within and for said County and State aforesaid do hereby certify the foregoing to be a full, true and complete copy of

1. RESOLUTION FOR ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

In the Matter of: Passed by the Board of Supervisors March 11th, 1958.

2. RESOULUTION AMENDING RESOLUTION FOR ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

In the Matter of: Passed by the Board of Supervisors April 14, 1965.

Together with all Endorsements thereon:

the originals of which are in my custody in my office and that I am the legal custodian of the same.

IN TESTIMONY whereof, I have hereunto subscribed my hand and affixed the seal of said county, at my office in Pekin, Illinois, this 7th day of July A. D. 19 65

Roy H. Lowry
County Clerk

April 14 - 1971

RESOLUTION AMENDING RESOLUTION
FOR ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

BE IT RESOLVED by the Boards of Supervisors of Peoria County, Tazewell County and Woodford County that Section 3 of the Resolution for Establishment of a Tri-County Regional Planning Commission heretofore adopted by said County Boards of Supervisors on the 12th day of March, 1958, as amended, be further amended to read as follows:

Section 3. Membership. The Tri-County Regional Planning Commission shall consist of nineteen (19) members as follows:

(a) Six (6) members from each of the three named counties, to be appointed by the respective Chairmen of the County Board of Supervisors, subject to confirmation by a majority of the members of the said Board. Insofar as is practicable, such appointments shall be made so that all areas and interests within the County are broadly represented.

(i) Three (3) of such members from each county shall be appointed from among persons holding one of the following local government offices:

County Superintendent of Schools
County Superintendent of Highways
Members of the County Board of Zoning Appeals
Members of City and Village Planning Commissions
Mayors of Cities and Presidents of
Village Boards of Trustees
Commissioners and Aldermen of Cities
and Members of the Boards of Trustees of Villages
Trustees of Sanitary Districts
Commissioners of Airport Authorities
Trustees of Park Districts
Trustees of Fire Protection Districts
Members of Zoning Boards of Cities and Villages

(ii) Three (3) of such members from each county shall be appointed who hold no salaried public office, or office listed in (i) above.

The terms of office of such persons holding a local government office appointed under (i) above, shall be coterminous with their terms of elective or appointive office, but in no event longer than three (3) years, unless reappointed in the same manner as their original appointment; provided, however, that of those first appointed under this amending resolution, one from each county shall be appointed for (1) year, one for two (2) years and one for three (3) years.

The terms of office of such persons appointed under (ii) above shall be for three (3) years; provided, however, that of those first appointed under this amending resolution, one from each county shall be appointed for one (1) year, one for two (2) years and one for three (3) years.

(b) One member, representing the Illinois Division of Highways, to be appointed by the District Highway Engineer, District 4, Illinois Division of Highways, for a three (3) year term.

Vacancies in any class of membership shall be filled for the unexpired term in the same manner as the original appointments.

All members, including the chairman, shall have the right to vote on all matters before the Commission.

FURTHER RESOLVED that the forty-five (45) member Commission heretofore created by the Resolution for Establishment of a Tri-County Regional Planning Commission shall on June 1, 1965, cease to exist. On and after that date all the powers and duties of the Tri-County Regional Planning Commission shall be exercised by the nineteen (19) member Commission provided for by this amending resolution. All actions taken by the forty-five (45) member Commission shall remain in full force and effect unless and until amended, revised or rescinded by the nineteen (19) member Commission hereby created.

FURTHER RESOLVED that this amending resolution shall become effective June 1, 1965 provided that on or before that date this amending resolution shall have been adopted by each of the three counties comprising the Tri-County Region.

RESOLUTION AMENDING THE
RESOLUTION FOR ESTABLISHMENT OF A
TRI-COUNTY REGIONAL PLANNING COMMISSION

Be it and it is hereby resolved by the County Board of Tazewell County that Section 11(b)(2) of the "Resolution for Establishment of a Tri-County Regional Planning Commission heretofore adopted by said County Board, as amended, be further amended to read as follows:

Section 11(b)(2) " Shall have authority to make expenditures upon vouchers executed by the Chairman and the Treasurer of the Commission, or in the absence or inability of either to perform, the first vice chairman and secretary respectively, from funds appropriated by the separate County Boards, such funds to be held by the County Treasurer of each County for disbursement upon such vouchers."

Be it further resolved that Section 11(b)(6) of the said creating resolution be further amended to read as follows:

Section 11(b)(6) "Shall deposit any moneys recieved as gifts, donations or grants from public or private sources for planning purposes in a public banking institution or institutions designated by it, to be available for expenditure by the Commission by warrant upon such moneys to be drawn only upon vouchers signed by the Chairman and the Treasurer of the Commission, or in the absence or inability of either to perform, the first vice chairman and secretary respectively.

Duane A. Gray
County Clerk

Jack Cramer
County Board Chairman

Date: 1-16-75

Certified May 21, 1975.

Duane A. Gray
Duane A. Gray
Tazewell County Clerk

Feb. 1969

RESOLUTION AMENDING RESOLUTION FOR
ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING
COMMISSION

BE IT RESOLVED by the Boards of Supervisors of Peoria County, Tazewell County and Woodford County that Section 3 of the "Resolution for Establishment of a Tri-County Regional Planning Commission" heretofore adopted by said County Boards of Supervisors on the 12th day of March, 1958, as amended, be amended by adding to Section 3 (a) (i), immediately after the words "Members of Zoning Boards of Cities and Villages" the following:

"Members of the County Board of Supervisors".

FURTHER RESOLVED that this amending resolution shall become effective immediately upon its adoption by all of the three counties comprising the Tri-County Region.

9/1/71

RESOLUTION AMENDING RESOLUTION
FOR ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of _____ County that Section 3 of the "Resolution for Establishment of a Tri-County Regional Planning Commission" heretofore adopted by said County Board of Supervisors on the 12th day of March, 1958, as amended, be further amended to read as follows:

Section 3. Membership: The Tri-County Regional Planning Commission shall consist of members as follows:

(a) Class I: Seven members from each county, to be appointed by the chief executive of the county subject to confirmation by a majority of the members of the County Board of Supervisors. In so far as is practicable such appointments shall be made so that all areas and interests within the County are broadly represented.

1. The appointment of these seven members from each County will be in accordance with Federal requirements pertaining to representation on the policy board of regional planning agencies. Previously appointed members of the Commission whose terms have not expired and who qualify as Class I members and are so designated, shall continue to serve out their terms and shall be counted among the seven members of Class I.

2. The terms of Class I members on the Commission shall be as follows:

(1) Elected officials appointed to the Commission -the remainder of their term of elective office,but not more than three years.

(2) All other members - three years.

Provided, however, that of those first appointed under this amending resolution, whether elected officials or otherwise, no more than three from each county shall be appointed for one year, no more than three from each county for two years, and no more than three from each county for three years, for a total of seven members.

(b) Class II: One member, representing the Ill. Div. of Highways, to be appointed by the Dist. Highway Eng., Dist. 4, Ill. Div. of Highways, for three years.

(c) Class III: Previously appointed members of the Commission whose terms have not expired and who are not designated as Class I or Class II members, shall continue to serve out their terms as members of the Commission. Upon completion of their term or upon their resignation they shall not be reappointed or replaced, it being the intent hereof to phase out Class III memberships.

(d) Vacancies in membership shall be filled for the unexpired term in the same manner as the original appointments, except that vacancies in Class III membership shall not be filled.

(e) All members, including the chairman, shall have the right to vote on all matters before the Commission.

FURTHER RESOLVED that this amending resolution shall become effective immediately upon its adoption by all of the three counties comprising the Tri-County Region.

RESOLUTION FOR ESTABLISHMENT

OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

BE IT HEREBY RESOLVED BY the Boards of Supervisors of Peoria County, Tazewell County, and Woodford County that:

WHEREAS, the Illinois State Legislature has heretofore enacted "An Act to provide for regional planning and for the creation, organization and powers of regional planning commissions" (Chapter 34, Paragraph 152a, et seq., Illinois Revised Statutes 1957), and

WHEREAS, said Act authorizes the establishment of regions embracing more than one county and gives the several County Boards power to define the boundaries of such region situated in more than one county, and to cooperate in the creation and organization and definition of the powers of a regional planning commission for such region so mutually defined, and

WHEREAS, the Counties of Peoria, Tazewell, and Woodford comprise a general metropolitan area, and this region should have a plan made for the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious development of said region, and of public improvements and utilities therein for the purpose of best promoting health, safety, morals, order, convenience, prosperity, efficiency, and economy in the process of development and the general welfare of said region, therefore

BE IT HEREBY RESOLVED, as follows:

Section 1. DEFINITION OF REGION. All territory in Peoria County, Tazewell County, and Woodford County is hereby designated as the Tri-County Region.

Section 2. NAME. A planning commission for such Tri-County Region is hereby created, and is hereby designated as the "Tri-County Regional Planning Commission."

Section 3. MEMBERSHIP. The Tri-County Regional Planning Commission shall consist of forty-five (45) members, fifteen (15) from each of the three named counties, and the membership from each county shall be constituted as follows:

9/1/71

RESOLUTION AMENDING RESOLUTION
FOR ESTABLISHMENT OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of _____ County that Section 3 of the "Resolution for Establishment of a Tri-County Regional Planning Commission" heretofore adopted by said County Board of Supervisors on the 12th day of March, 1958, as amended, be further amended to read as follows:

Section 3. Membership: The Tri-County Regional Planning Commission shall consist of members as follows:

(a) Class I: Seven members from each county, to be appointed by the chief executive of the county subject to confirmation by a majority of the members of the County Board of Supervisors. In so far as is practicable such appointments shall be made so that all areas and interests within the County are broadly represented.

1. The appointment of these seven members from each County will be in accordance with Federal requirements pertaining to representation on the policy board of regional planning agencies. Previously appointed members of the Commission whose terms have not expired and who qualify as Class I members and are so designated, shall continue to serve out their terms and shall be counted among the seven members of Class I.

2. The terms of Class I members on the Commission shall be as follows:

(1) Elected officials appointed to the Commission -the remainder of their term of elective office,but not more than three years.

(2) All other members - three years.

Provided, however, that of those first appointed under this amending resolution, whether elected officials or otherwise, no more than three from each county shall be appointed for one year, no more than three from each county for two years, and no more than three from each county for three years, for a total of seven members.

(b) Class II: One member, representing the Ill. Div. of Highways, to be appointed by the Dist. Highway Eng., Dist. 4, Ill. Div. of Highways, for three years.

(c) Class III: Previously appointed members of the Commission whose terms have not expired and who are not designated as Class I or Class II members, shall continue to serve out their terms as members of the Commission. Upon completion of their term or upon their resignation they shall not be reappointed or replaced, it being the intent hereof to phase out Class III memberships.

(d) Vacancies in membership shall be filled for the unexpired term in the same manner as the original appointments, except that vacancies in Class III membership shall not be filled.

(e) All members, including the chairman, shall have the right to vote on all matters before the Commission.

FURTHER RESOLVED that this amending resolution shall become effective immediately upon its adoption by all of the three counties comprising the Tri-County Region.

# Illinois Compiled Statutes
# Local Government
# Regional Planning Commission Act
# 50 ILCS 15/



(50 ILCS 15/)

(50 ILCS 15/0.01)
Sec. 0.01. Short title. This Act may be cited as the Regional Planning Commission Act.
(Source: P.A. 86-1324.)

(50 ILCS 15/1)
Sec. 1. Governing bodies of counties, cities, or other local governmental units, when authorized by the Department of Commerce and Community Affairs, may cooperate with the governing bodies of the counties and cities or other governing bodies of any adjoining state or states in the creation of a joint planning commission where such cooperation has been authorized by law by the adjoining state or states. Such a joint planning commission may be designated to be a regional or metropolitan planning commission and shall have powers, duties and functions as authorized by "An Act to provide for regional planning and for the creation, organization and powers of regional planning commissions", approved June 25, 1929, as heretofore or hereafter amended, and, as agreed among the governing bodies. Such a planning commission shall be a legal entity for all purposes.
(Source: P.A. 81-1509.)

[ TOP ]

# Illinois Compiled Statutes
# Counties
# Counties Code
# 55 ILCS 5/



(55 ILCS 5/)

Division 5-14. Regional Planning

(55 ILCS 5/5-14001)
Sec. 5-14001. Regional plan. Whenever in the judgment of the county board of any county, a portion or all of said county as a region, should have a plan made for the general purpose of guiding and accomplishing a co-ordinated, adjusted and harmonious development of said region, and of public improvements and utilities therein, and which plans will in the judgment of the county board, in accordance with the present and future needs of the region and of the State, best promote health, safety, morals, order, convenience, prosperity, efficiency and economy in the process of development and the general welfare of said region, the county board is hereby empowered by resolution of record to define the boundaries of such region and to create a regional planning commission for the making of a regional plan for such region so defined. The number of members of such commission, their method of appointment, and their power and authority in the making of such plan, shall be such as the county board may deem proper and not in conflict with law. Said Commission shall be a fact finding body and shall make such investigations and gather such statistics as it shall deem necessary for the planning and development of said region, and shall make a plan of said region to include all matter which it may deem necessary for the development of the region as provided above.
(Source: P.A. 86-962.)

(55 ILCS 5/5-14002)
Sec. 5-14002. Expenses of commission. The county board is hereby authorized to appropriate to the planning commission from any funds under its control and not otherwise appropriated, such sum as the county board may deem proper for said work as above, and within the amounts so appropriated, the regional planning commission shall have the authority:
(1) to employ such assistance as it may deem necessary;
(2) with the concurrence of the county board of any county to accept, receive and expend funds, grants and services from the federal government, or its agencies, and from departments, agencies and instrumentalities of state and local governments;
(3) to contract with respect to any funds, grants or services from whatever source derived;
(4) to provide such information and reports as may be necessary to secure financial aid.
(Source: P.A. 86-962.)

(55 ILCS 5/5-14003)
Sec. 5-14003. Joint regional planning commission. If such region is situated in or embraces more than one county, the county boards of said counties are hereby empowered to cooperate in defining the boundaries of said region, and in the creation and organization of one joint regional planning commission for such region so mutually defined. The county

boards of the counties which are members of the joint regional planning commission are authorized to appropriate from their funds for the use of the joint regional planning commission, in the amounts as may mutually be agreed upon by said county boards.

The joint regional planning commission is authorized to prepare zoning and building codes, ordinances or resolutions for submission to and adoption by the various member county boards. The joint regional planning commission may employ a staff to assist the member county boards in the administration and enforcement of such zoning and building codes or ordinances throughout the district, and in each member county.
(Source: P.A. 86-962.)

(55 ILCS 5/5-14004)

Sec. 5-14004. Advisory plan; member expenses. The members of the regional planning commission may be compensated on a per diem basis with a mileage allowance for travel. The county board shall determine the amount of compensation by ordinance, however such compensation shall not exceed the compensation paid to members of the county board for per diem and mileage expenses. Except as hereinafter provided, all plans of the region made by such commission shall be advisory only, unless such plan or portion of it may affect any city, village or incorporated town in which there is a planning commission, and in case such regional plan for such city, village or incorporated town is adopted by the city, village or incorporated town planning commission, such regional plan or such part of which as may be adopted shall have such force and effect as by law may be provided; provided in counties of less than 500,000 inhabitants that, if such plan sets out the centerline location and right-of-way width of planned major streets in unsubdivided land or if such plan sets out the future location of planned major streets in unsubdivided land, the county board, upon adoption of such plan or part thereof by such regional planning commission, may by resolution of record forbid the construction of buildings in the right-of-way of such planned streets.
(Source: P.A. 89-103, eff. 7-7-95.)

(55 ILCS 5/5-14005)

Sec. 5-14005. Coordination of plans. The county planning commission or regional planning commissions created under the provisions of this Division shall encourage the cooperation of the political subdivisions within their respective territories in any matters whatsoever which may concern the county or regional plan or maps prepared by such commission as an aid toward coordination of municipal plans with county and regional plans.
(Source: P.A. 86-962.)

(55 ILCS 5/5-14006)

Sec. 5-14006. Official plans of counties of less than 500,000 population. In any county with a population not in excess of 500,000 located in the area served by the Northeastern Illinois Metropolitan Area Planning Commission any planning commission created under the provisions of this Division may prepare and recommend to the county board of such county a comprehensive plan of public improvements looking to the present and future development of the region for the planning of which it was created. The plan or plans when adopted by the county board shall be designated as the official plan, or part thereof, of that county. Such plan or plans may be adopted in whole or in separate geographical or functional parts, each of which, when adopted, shall be the official plan or part thereof, of that county. Thereafter, from time to time, the planning commission may recommend changes in the official plan or any part thereof. To provide for the health, safety, comfort and convenience of the inhabitants of the county, such plans may establish reasonable standards of design for subdivisions and for resubdivisions of unimproved land and areas subject to redevelopment, including reasonable requirements for public streets, alleys, ways for public

service facilities, storm or flood water runoff channels and basins, parks, playgrounds, school grounds, and other public grounds.
(Source: P.A. 86-962.)

(55 ILCS 5/5-14007)
Sec. 5-14007. Review by Northeastern Illinois Metropolitan Area Planning Commission. Before the county board of any county with a population not in excess of 500,000 located in the area served by the Northeastern Illinois Metropolitan Area Planning Commission adopts any plan as the official plan, or part thereof, as provided in Section 5-14006, it shall submit such plan to the Northeastern Illinois Metropolitan Area Planning Commission for review and recommendations.
(Source: P.A. 86-962.)

[TOP]

RESOLUTION FOR ESTABLISHMENT

OF A TRI-COUNTY REGIONAL PLANNING COMMISSION

BE IT HEREBY RESOLVED BY the Boards of Supervisors of Peoria County, Tazewell County, and Woodford County that:

WHEREAS, the Illinois State Legislature has heretofore enacted "An Act to provide for regional planning and for the creation, organization and powers of regional planning commissions" (Chapter 34, Paragraph 152a, et seq., Illinois Revised Statutes 1957), and

WHEREAS, said Act authorizes the establishment of regions embracing more than one county and gives the several County Boards power to define the boundaries of such region situated in more than one county, and to cooperate in the creation and organization and definition of the powers of a regional planning commission for such region so mutually defined, and

WHEREAS, the Counties of Peoria, Tazewell, and Woodford comprise a general metropolitan area, and this region should have a plan made for the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious development of said region, and of public improvements and utilities therein for the purpose of best promoting health, safety, morals, order, convenience, prosperity, efficiency, and economy in the process of development and the general welfare of said region, therefore

BE IT HEREBY RESOLVED, as follows:

Section 1. DEFINITION OF REGION. All territory in Peoria County, Tazewell County, and Woodford County is hereby designated as the Tri-County Region.

Section 2. NAME. A planning commission for such Tri-County Region is hereby created, and is hereby designated as the "Tri-County Regional Planning Commission."

Section 3. MEMBERSHIP. The Tri-County Regional Planning Commission shall consist of forty-five (45) members, fifteen (15) from each of the three named counties, and the membership from each county shall be constituted as follows:

# ATTACHMENT B

Illinois Department of Transportation

# Intergovernmental Agreement

| | | | |
|---|---|---|---|
| Governmental Body Name<br>**Tri-County Regional Planning Commission** | | | |
| Address<br>211 Fulton Street, Suite 207 | | | |
| City, State, Zip<br>Peoria, Illinois 61602 | | | |
| Remittance Address (if different from above) | | | |
| City, State, Zip | | | |
| Telephone Number<br>309/673-9330 | Fax Number<br>309/673-9802 | FEIN/TIN<br>37-6020231 | DUNS<br>040923505 |

| | | | |
|---|---|---|---|
| Brief Description of Service (full description specified in Part 5)<br>To conduct Continuous, Cooperative, and Comprehensive transportation planning activities. | | | |
| Compensation Method (full details specified in Part 6)<br>Flat Rate | | | Agreement Term<br>From: July 01, 2012 |
| Total Compensation Amount<br>$529,295 | | Advance Pay ☐ Yes ☒ No | To: June 30, 2013 |

## REQUIRED SIGNATURES

By signing below, the GOVERNMENTAL BODY and the DEPARTMENT agree to comply with and abide by all provisions set forth in Parts 1-7 herein and any Appendices thereto.

FOR THE GOVERNMENTAL BODY:

Terry D. Kohlbuss, Executive Director — Date: 1 June 12

FOR THE DEPARTMENT:

Kevin G. Schoeben, Deputy Director, Office of Planning and Programming

Ellen Schanzle-Haskins, Chief Counsel (Approved as to form) — Date: 6-15-12

Charles J. Ingersoll, Director, Office of Planning and Programming

Date: 6-21-12

By:

By: Matthew R. Hughes, Director, Finance & Administration — Date: 6/21/12

By: Ann L. Schneider, Secretary of Transportation — Date: 6/21/12

By:

Print Name

Print Title

# INTERGOVERNMENTAL AGREEMENT

# FOR

## CONTINUOUS, COOPERATIVE, AND COMPREHENSIVE TRANSPORTATION PLANNING ACTIVITIES

This Agreement is by and between

**Tri-County Regional Planning Commission**
Please type or print legibly the GOVERNMENTAL BODY'S legal name and

211 Fulton Street, Suite 207

Peoria, Illinois 61602

Attn: Terry Kohlbuss

E-mail: tkohlbuss@tricountyrpc.org

hereinafter called the GOVERNMENTAL BODY, and the State of Illinois, acting by and through its Department of Transportation, hereinafter called the DEPARTMENT.


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## PART 1
## SCOPE / COMPENSATION / TERM

**A.** **Scope of Services and Responsibilities.** The DEPARTMENT and the the GOVERNMENTAL BODY agree as specified in Part 5.

**B.** **Compensation.** Compensation (if any) shall be as specified in Part 6.

**C.** **Term of Agreement.** The term of this Agreement shall be from **July 01, 2012** to **June 30, 2013**.

**D.** **Amendments.** All changes to this Agreement must be mutually agreed upon by the DEPARTMENT and the GOVERNMENTAL BODY and be incorporated by written amendment, signed by the parties.

**E.** **Renewal.** This Agreement may not be renewed.

## PART 2
## GENERAL PROVISIONS

**A. Changes.** If any circumstance or condition in this Agreement changes, the GOVERNMENTAL BODY must notify the DEPARTMENT in writing within seven days.

**B. Compliance/Governing Law.** The terms of this Agreement shall be construed in accordance with the laws of the State of Illinois. Any obligations and services performed under this Agreement shall be performed in compliance with all applicable state and federal laws.

**C. Availability of Appropriation.** This Agreement is contingent upon and subject to the availability of funds. The Department, at its sole option, may terminate or suspend this Agreement, in whole or in part, without penalty or further payment being required, if (1) the Illinois General Assembly or the federal funding source fails to make an appropriation sufficient to pay such obligation, or if funds needed are insufficient for any reason, (2) the Governor decreases the Department's funding by reserving some or all of the Department's appropriation(s) pursuant to power delegated to the Governor by the Illinois General Assembly; or (3) the Department determines, in its sole discretion or as directed by the Office of the Governor, that a reduction is necessary or advisable based upon actual or projected budgetary considerations. GOVERNMENTAL BODY will be notified in writing of the failure of appropriation or of a reduction or decrease.

**D. Records Inspection.** The DEPARTMENT or a designated representative shall have access to the GOVERNMENTAL BODY's work and applicable records whenever it is in preparation or progress, and the GOVERNMENTAL BODY shall provide for such access and inspection.

**E. Records Preservation.** The GOVERNMENTAL BODY, shall maintain for a minimum of **three years** after the completion of the Agreement, adequate books, records and supporting documents to verify the amounts, recipients and uses of all disbursements of funds passing in conjunction with the Agreement.

**F. Cost Category Transfer Request.** For all transfers between or among appropriated and allocated cost categories, DEPARTMENT approval is required. To secure approval, the GOVERNMENTAL BODY must submit a written request to the DEPARTMENT detailing the amount of transfer, the cost categories from and to which the transfer is to be made, and rationale for the transfer.

**G. Subcontracting/Procurement Procedures/Employment of Department Personnel**

1. Subcontracting. Subcontracting, assignment or transfer of all or part of the interests of the GOVERNMENTAL BODY concerning any of the obligations covered by this Agreement is prohibited without prior written consent of the DEPARTMENT.

2. Procurement of Goods or Services – Federal Funds. For purchases of products or services with any Federal funds that cost more than $3,000.00 but less than the simplified acquisition threshold fixed at 41 U.S.C 403(11), (currently set at $100,000.00) the GOVERNMENTAL BODY shall obtain price or rate quotations from an adequate number (at least three) of qualified sources. Procurement of products or services with any Federal funds for $100,000.00 or more will require the GOVERNMENTAL BODY to use the Invitation for Bid process or the Request for Proposal process. In the absence of formal codified procedures of the GOVERNMENTAL BODY, the procedures of the DEPARTMENT will be used, provided that the procurement procedures conform to the provisions in Part 3(K) below. The GOVERNMENTAL BODY may only procure products or services from one source with any Federal funds if: (1) the products or services are available only from a single source; or (2) the DEPARTMENT authorizes such a procedure; or, (3) after solicitation of a number of sources, competition is determined inadequate.

3. Procurement of Goods or Services – State Funds. For purchases of products or services with any State of Illinois funds that cost more than $10,000.00, ($5,000.00 for professional and artistic services) but less than the small purchase amount set by the Illinois Procurement Code Rules, (currently set at $31,300.00 and $20,000.00 for professional and artistic services) the GOVERNMENTAL BODY shall obtain price or rate quotations from an adequate number (at least three) of qualified sources. Procurement of products or services with any State of Illinois funds for $31,300.00 or more for goods and services and $20,000.00 or more for professional and artistic services) will require the GOVERNMENTAL BODY to use the Invitation for Bid process or the Request for Proposal process. In the absence of formal codified procedures of the GOVERNMENTAL BODY, the procedures of the DEPARTMENT will be used. The GOVERNMENTAL BODY may only procure products or services from one source with any State of Illinois funds if: (1) the products or services are available only from a

single source; or (2) the DEPARTMENT authorizes such a procedure; or, (3) after solicitation of a number of sources, competition is determined inadequate.

The GOVERNMENTAL BODY shall include a requirement in all contracts with third parties that the contractor or consultant will comply with the requirements of this Agreement in performing such contract, and that the contract is subject to the terms and conditions of this Agreement.

4. EMPLOYMENT OF DEPARTMENT PERSONNEL. The GOVERNMENTAL BODY will not employ any person or persons currently employed by the DEPARTMENT for any work required by the terms of this Agreement.

## PART 3
## FEDERALLY FUNDED AGREEMENTS

**A. Standard Assurances.** The GOVERNMENTAL BODY assures that it will comply with all applicable federal statutes, regulations, executive orders, Federal Transit Administration (FTA) circulars, and other federal requirements in carrying out any project supported by federal funds. The GOVERNMENTAL BODY recognizes that federal laws, regulations, policies, and administrative practices may be modified from time to time and those modifications may affect project implementation. The GOVERNMENTAL BODY agrees that the most recent federal requirements will apply to the project.

**B. Certification Regarding Lobbying**. As required by the United States Department of Transportation (U.S. DOT) regulations, "New Restrictions on Lobbying," at 49 CFR 20.110, the GOVERNMENTAL BODY'S authorized representative certifies to the best of his or her knowledge and belief that for each agreement for federal assistance exceeding $100,000:

1. No federal appropriated funds have been or will be paid by or on behalf of the GOVERNMENTAL BODY to any person to influence or attempt to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress regarding the award of federal assistance, or the extension, continuation, renewal, amendment, or modification of any federal assistance agreement; and

2. If any funds other than federal appropriated funds have been or will be paid to any person to influence or attempt to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any application for federal assistance, the GOVERNMENTAL BODY assures that it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," including information required by the instructions accompanying the form, which form may be amended to omit such information as authorized by 31 U.S.C. 1352.

3. The language of this certification shall be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements).

The GOVERNMENTAL BODY understands that this certification is a material representation of fact upon which reliance is placed and that submission of this certification is a prerequisite for providing federal assistance for a transaction covered by 31 U.S.C. 1352. The GOVERNMENTAL BODY also understands that any person who fails to file a required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

**C. Nondiscrimination Assurance.** As required by 49 U.S.C. 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex, or age, and prohibits discrimination in employment or business opportunity), Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d, and U.S. DOT regulations, "Nondiscrimination in Federally-Assisted Programs of the Department of Transportation--Effectuation of Title VI of the Civil Rights Act," 49 CFR Part 21 at 21.7, the GOVERNMENTAL BODY assures that it will comply with all requirements of 49 CFR Part 21; FTA Circular 4702.1A, "Title VI and Title VI - Dependent Guidelines for Federal Transit Administration Recipients," and other applicable directives, so that no person in the United States, on the basis of race, color, national origin, creed, sex, or age will be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination in any program or activity (particularly in the level and quality of transportation services and transportation-related benefits) for which the GOVERNMENTAL BODY receives federal assistance.

Specifically, during the period in which federal assistance is extended to the project, or project property is used for a purpose for which the federal assistance is extended or for another purpose involving the provision of similar services or benefits, or as long as the GOVERNMENTAL BODY retains ownership or possession of the project property, whichever is longer, the GOVERNMENTAL BODY assures that:

1. Each project will be conducted, property acquisitions will be undertaken, and project facilities will be

operated in accordance with all applicable requirements of 49 U.S.C. 5332 and 49 CFR Part 21, and understands that this assurance extends to its entire facility and to facilities operated in connection with the project.

2. It will promptly take the necessary actions to effectuate this assurance, including notifying the public that complaints of discrimination in the provision of transportation-related services or benefits may be filed with U.S. DOT or FTA. Upon request by U.S. DOT or FTA, the GOVERNMENTAL BODY assures that it will submit the required information pertaining to its compliance with these requirements.

3. It will include in each subagreement, property transfer agreement, third party contract, third party subcontract, or participation agreement adequate provisions to extend the requirements of 49 U.S.C. 5332 and 49 CFR Part 21 to other parties involved therein including any subrecipient, transferee, third party contractor, third party subcontractor at any level, successor in interest, or any other participant in the project.

4. Should it transfer real property, structures, or improvements financed with federal assistance to another party, any deeds and instruments recording the transfer of that property shall contain a covenant running with the land assuring nondiscrimination for the period during which the property is used for a purpose for which the federal assistance is extended or for another purpose involving the provision of similar services or benefits.

5. The United States has a right to seek judicial enforcement with regard to any matter arising under the Act, regulations, and this assurance.

6. It will make any changes in its 49 U.S.C. 5332 and Title VI implementing procedures as U.S. DOT or FTA may request.

**D. Control of Property.** The GOVERNMENTAL BODY certifies that the control, utilization and disposition of property or equipment acquired using federal funds is maintained according to the provisions of OMB Circular A-102 Common Rule.

**E. Cost Principles.** The cost principles of this Agreement are governed by the cost principles found in 49 CFR Part 18.22 and 2 CFR Part 225, "Cost Principles for State, local or Indian tribal governments", and all costs included in this Agreement are allowable under 49 CFR Part 18.22 and 2 CFR Part 225, "Cost Principles for State, local or Indian tribal governments".

**F. Debarment.** The GOVERNMENTAL BODY shall comply with Debarment provisions as contained in 2 CFR Part 1200, as amended. The GOVERNMENTAL BODY certifies that to the best of its knowledge and belief, the GOVERNMENTAL BODY and the GOVERNMENTAL BODY'S principals: a) are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any federal department or agency; b) within a three-year period preceding this Agreement have not been convicted of or had a civil judgment rendered against it for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (federal, state or local) transaction or contract under a public transaction, violation of federal or state anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property; c) are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in subsection (b), above; and d) have not within a three-year period preceding this Agreement had one or more public transactions (federal, state or local) terminated for cause or default.

The inability of the GOVERNMENTAL BODY to certify to the certification in this section will not necessarily result in denial of participation in this Agreement. The GOVERNMENTAL BODY shall submit an explanation of why it cannot provide the certification in this section. This certification is a material representation of fact upon which reliance was placed when the DEPARTMENT determined whether to enter into this transaction. If it is later determined that the GOVERNMENTAL BODY knowingly rendered an erroneous certification, in addition to other remedies available to the federal government, the DEPARTMENT may terminate this Agreement for cause. The GOVERNMENTAL BODY shall provide immediate written notice to the DEPARTMENT if at any time the GOVERNMENTAL BODY learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this Part shall have the meaning set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549.

The GOVERNMENTAL BODY agrees that it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible or voluntarily excluded from participation in this covered transaction, unless authorized, in writing, by the DEPARTMENT. The GOVERNMENTAL BODY agrees that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the DEPARTMENT, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. The GOVERNMENTAL BODY may rely upon a certification of

a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible or voluntarily excluded from the covered transaction, unless the GOVERNMENTAL BODY knows the certification is erroneous. The GOVERNMENTAL BODY may decide the method and frequency by which it determines the eligibility of its principals. The GOVERNMENTAL BODY may, but is not required to, check the Non-procurement List. If the GOVERNMENTAL BODY knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible or voluntarily excluded from participation, in addition to other remedies available to the federal government, the DEPARTMENT may terminate this Agreement for cause or default.

Nothing contained in this section shall be construed to require establishment of a system of records in order to render in good faith the certification required by this section. The knowledge and information of the GOVERNMENTAL BODY is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

**G. Single Audit.** The Single Audit Act of 1984 (Public Law 98-502) and the Single Audit Amendments of 1996 (P.L. 104-156) require the following:

1. State or local governments that receive $500,000 or more a year in federal financial assistance shall have an audit made in accordance with the Office of Management and Budget (OMB) Circular No. A-133.

2. State or local governments that receive less than $500,000 a year shall be exempt from compliance with the Act and other federal requirements.

3. Nothing in this paragraph exempts state or local governments from maintaining records of federal financial assistance or from providing access to such records to federal Agencies, as provided for in federal law or in Circular A-133 "Audits of States, Local Governments and Non-Profit Organizations."

4. A copy of the audit report must be submitted to the DEPARTMENT within 30 days after completion of the audit, but no later than one year after the end of the GOVERNMENTAL BODY'S fiscal year.

**H. Drug Free Workplace.** The GOVERNMENTAL BODY certifies that it will comply with the requirements of the federal Drug Free Workplace Act, 41 U.S.C. 702 as amended, and 49 CFR 32.

**I. Disadvantaged Business Enterprise Assurance.** In accordance with 49 CFR 26.13(a), as amended, the GOVERNMENTAL BODY assures that it shall not discriminate on the basis of race, color, national origin, or sex in the implementation of the project and in the award and performance of any third party contract, or subagreement supported with Federal assistance derived from the U.S. DOT or in the administration of its Disadvantaged Business Enterprise (DBE) program or the requirements of 49 CFR Part 26, as amended. The GOVERNMENTAL BODY assures that it shall take all necessary and reasonable steps set forth in 49 CFR Part 26, as amended, to ensure nondiscrimination in the award and administration of all third party contracts and subagreements supported with Federal assistance derived from the U.S. DOT. The GOVERNMENTAL BODY'S DBE program, as required by 49 CFR Part 26, as amended, will be incorporated by reference and made a part of this Agreement for any Federal assistance awarded by FTA or U.S. DOT. Implementation of this DBE program is a legal obligation of the GOVERNMENTAL BODY, and failure to carry out its terms shall be treated as a violation of the Agreement. Upon notification by the Federal Government or the DEPARTMENT to the GOVERNMENTAL BODY of its failure to implement its approved DBE program, the U.S. DOT may impose sanctions as provided for under 49 CFR Part 26, as amended, and may in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001, as amended, and/or the Program Fraud Remedies Act, 31 U.S.C. 3801 *et seq.*, as amended.

**J. Assurance of Nondiscrimination on the Basis of Disability.** As required by U.S. DOT regulations, "Nondiscrimination on the Basis of Handicap in Programs and Activities Receiving or Benefiting from Federal Financial Assistance," at 49 CFR 27.9, the GOVERNMENTAL BODY assures that, as a condition to the approval or extension of any Federal assistance awarded by FTA to construct any facility, obtain any rolling stock or other equipment, undertake studies, conduct research, or to participate in or obtain any benefit from any program administered by FTA, no otherwise qualified person with a disability shall be, solely by reason of that disability, excluded from participation in, denied the benefits of, or otherwise subjected to discrimination in any program or activity receiving or benefiting from Federal assistance administered by the FTA or any entity within U.S. DOT. The GOVERNMENTAL BODY assures that project implementation and operations so assisted will comply with all applicable requirements of U.S. DOT regulations implementing the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, *et seq.*, and the Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 *et seq.*, and implementing U.S. DOT regulations at 49 CFR parts 27, 37, and 38, and any applicable regulations and directives issued by other Federal departments or agencies.

**K. Procurement Compliance Certification.** The GOVERNMENTAL BODY certifies that its procurements and procurement system will comply with all applicable third party procurement requirements of Federal laws, executive orders, regulations, and FTA directives, and requirements, as amended and revised, as well as other requirements FTA

may issue including FTA Circular 4220.1F, "Third Party Contracting Guidance," and any revisions thereto, to the extent those requirements are applicable. The GOVERNMENTAL BODY certifies that it will include in its contracts financed in whole or in part with FTA assistance all clauses required by Federal laws, executive orders, or regulations, and will ensure that each subrecipient and each contractor will also include in its subagreements and its contracts financed in whole or in part with FTA assistance all applicable clauses required by Federal laws, executive orders, or regulations.

**L. Intelligent Transportation Systems Program.** As used in this assurance, the term Intelligent Transportation Systems (ITS) project is defined to include any project that in whole or in part finances the acquisition of technologies or systems of technologies that provide or significantly contribute to the provision of one or more ITS user services as defined in the "National ITS Architecture."

1. In accordance with Section 5307(c) of SAFETEA-LU, 23 U.S.C. 502 note, the GOVERNMENTAL BODY assures it will comply with all applicable requirements of Section V (Regional ITS Architecture and Section VI (Project Implementation)) of FTA Notice, "FTA National ITS Architecture Policy on Transit Projects," at 66 *Fed. Reg.* 1455 *et seq.*, January 8, 2001, and other FTA requirements that may be issued in connection with any ITS project it undertakes financed with Highway Trust Funds (including funds from the mass transit account) or funds made available for the Intelligent Transportation Systems Program authorized by SAFETEA-LU, 23 U.S.C. 502 note.

2. With respect to any ITS project financed with Federal assistance derived from a source other than Highway Trust Funds (including funds from the Mass Transit Account) or SAFETEA-LU, 23 U.S.C. 502 note, the GOVERNMENTAL BODY assures that is will use its best efforts to ensure that any ITS project it undertakes will not preclude interface with other intelligent transportation systems in the Region.

**M. Davis-Bacon Act.** To the extent applicable, the GOVERNMENTAL BODY will comply with the Davis-Bacon Act, as amended, 40 U.S.C. 3141 *et seq.*, the Copeland "Anti-Kickback" Act, as amended, 18 U.S.C. 874, and the Contract Work Hours and Safety Standards Act, as amended, 40 U.S.C. 3701 *et seq.*, regarding labor standards for federally assisted subagreements.

**N. Certifications and Assurances Required by the U.S. Office of Management and Budget (OMB) (SF-424B and SF-424D)**

As required by OMB, the GOVERNMENTAL BODY certifies that it:

1. Has the legal authority and the institutional, managerial, and financial capability (including funds sufficient to pay the non-federal share of project cost) to ensure proper planning, management, and completion of the project.
2. Will give the U.S. Secretary of Transportation, the Comptroller General of the United States, and, if appropriate, the state, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives;
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest or personal gain;
4. Will initiate and complete the work within the applicable project time periods;
5. Will comply with all applicable Federal statutes relating to nondiscrimination including, but not limited to:
   - Title VI of the Civil Rights Act, 42 U.S.C. 2000d, which prohibits discrimination on the basis of race, color, or national origin;
   - Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 through 1683, and 1685 through 1687, and U.S. DOT regulations, "Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance," 49 CFR Part 25, which prohibit discrimination on the basis of sex;
   - Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794, which prohibits discrimination on the basis of handicap;
   - The Age Discrimination Act of 1975, as amended, 42 U.S.C. 6101 through 6107, which prohibits discrimination on the basis of age;
   - The Drug Abuse, Prevention, Treatment and Rehabilitation Act, Public Law 92-255, and amendments thereto, 21 U.S.C. 1101 *et seq.* relating to nondiscrimination on the basis of drug abuse;
   - The Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970, Public Law 91-616, and amendments thereto, 42 U.S.C. 4541 *et seq.* relating to nondiscrimination on the basis of alcohol abuse or alcoholism;
   - The Public Health Service Act of 1912, as amended, 42 U.S.C. 290dd-2 related to confidentiality of alcohol and drug abuse patient records;

- Title VIII of the Civil Rights Act, 42 U.S.C. 3601 *et seq.*, relating to nondiscrimination in the sale, rental, or financing of housing;
- Any other nondiscrimination provisions in the specific statutes under which Federal assistance for the project may be provided including, but not limited, to 49 U.S.C. 5332, which prohibits discrimination on the basis of race, color, creed, national origin, sex, or age, and prohibits discrimination in employment or business opportunity, and Section 1101(b) of the Transportation Equity Act for the 21st Century, 23 U.S.C. 101 note, which provides for participation of disadvantaged business enterprises in FTA programs; and
- Any other nondiscrimination statute(s) that may apply to the project.

6. Will comply with all federal environmental standards applicable to the project, including but not limited to:
   - Institution of environmental quality control measures under the National Environmental Policy Act of 1969 and Executive Order 11514;
   - Notification of violating facilities pursuant to Executive Order 11738;
   - Protection of wetlands pursuant to Executive Order 11990;
   - Evaluation of flood hazards in floodplains in accordance with Executive Order 11988;
   - Assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972, 16 U.S.C. 1451 et seq.;
   - Conformity of federal Actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended, 42 U.S.C. 7401 et seq.;
   - Protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended;
   - Protection of endangered species under the Endangered Species Act of 1973, as amended;
   - The Wild and Scenic Rivers Act of 1968, 16 U.S.C. 1271 et seq., which relates to protecting components or potential components of the national wild scenic rivers system.

7. Will comply with all other federal statutes applicable to the project, including but not limited to:
   - Title II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, which provides for fair and equitable treatment of persons displaced whose property is acquired as a result of federal or federally-assisted programs;
   - The Hatch Act, 5 U.S.C. 1501-1508 and 7324-7328, which limits the political activities of employees whose principal employment activities are funded in whole or in part with federal funds;
   - The Flood Disaster Protection Act of 1973, which requires the purchase of flood insurance in certain instances;
   - Section 106 of the National Historic Preservation Act of 1966, as amended, 16 U.S.C. 470;
   - Executive Order 11593, which relates to identification and protection of historic properties;
   - The Archaeological and Historic Preservation Act of 1974, 16 U.S.C. 469a-1 et seq.;
   - The Laboratory Animal Welfare Act of 1966, as amended, 7 U.S.C. 2131 et seq., which relates to the care, handling, and treatment of warm-blooded animals held for research, teaching, or other activities supported by a federal award of assistance;
   - The Lead-Based Paint Poisoning Prevention Act, 42 U.S.C. 4801 et seq., which relates to prohibiting the use of lead-based paint in construction or rehabilitation of residence structures;
   - The Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."

**O. Energy Conservation** To the extent applicable, the GOVERNMENTAL BODY and its third party contractors at all tiers shall comply with mandatory standards and policies relating to energy efficiency that are contained in applicable state energy conservation plans issued in compliance with the Energy Policy and Conservation Act, 42 U.S.C. Section 6321 et seq.

**P. Clean Water** For all contracts and subcontracts exceeding $100,000, the GOVERNMENTAL BODY agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Water Pollution Control Act, 33 U.S.C. Section 1251 et seq.

**Q. Clean Air** For all contracts and subcontracts exceeding $100,000, the GOVERNMENTAL BODY agrees to comply with all applicable standards, orders, or regulations issued pursuant to the Clean Air Act, 42 U.S.C. 7401 et seq.

**R. Eligibility For Employment In The United States** The GOVERNMENTAL BODY shall complete and keep on file, as appropriate, Immigration and Naturalization Service Employment Eligibility Forms (I-9). These forms shall be

used by the GOVERNMENTAL BODY to verify that persons employed by the GOVERNMENTAL BODY are eligible to work in the United States.

**S. Buy America** Only steel, iron and manufactured products produced in the United States may be purchased with Federal funds unless the Secretary of Transportation determines that such domestic purchases would be inconsistent with the public interest; that such materials are not reasonably available and of satisfactory quality; or that inclusion of domestic materials will increase the cost of overall project contract by more than 25 percent. Clear justification for the purchase of non-domestic items must be in the form of a waiver request submitted to and approved by the Secretary of Transportation.

**T. False Or Fraudulent Statements Or Claims** The GOVERNMENTAL BODY acknowledges that if it makes a false, fictitious, or fraudulent claim, statement, submission, or certification to the DEPARTMENT in connection with this Agreement, the DEPARTMENT reserves the right to impose on the GOVERNMENTAL BODY the penalties of 18 U.S.C. Section 1001, 49 U.S.C. Section 5307, 31 U.S.C. Section 3801, and 49 CFR Part 31, as the DEPARTMENT may deem appropriate. GOVERNMENTAL BODY agrees to include this clause in all state and federal assisted contracts and subcontracts.

**U. Changed Conditions Affecting Performance** The GOVERNMENTAL BODY shall immediately notify the DEPARTMENT of any change in conditions or local law, or of any other event which may significantly affect its ability to perform the Project in accordance with the provisions of this Agreement.

**V. Third Party Disputes Or Breaches** The GOVERNMENTAL BODY agrees to pursue all legal rights available to it in the enforcement or defense of any third party contract, and FTA or U.S. DOT and the DEPARTMENT reserve the right to concur in any compromise or settlement of any third party contract claim involving the GOVERNMENTAL BODY. The GOVERNMENTAL BODY will notify FTA or U.S. DOT and the DEPARTMENT of any current or prospective major dispute pertaining to a third party contract. If the GOVERNMENTAL BODY seeks to name the DEPARTMENT as a party to the litigation, the GOVERNMENTAL BODY agrees to inform both FTA or U.S. DOT and the DEPARTMENT before doing so. The DEPARTMENT retains a right to a proportionate share of any proceeds derived from any third party recovery. Unless permitted otherwise by the DEPARTMENT, the GOVERNMENTAL BODY will credit the Project Account with any liquidated damages recovered. Nothing herein is intended to nor shall it waive U.S. DOT's, FTA's or the DEPARTMENT's immunity to suit.

**W. Fly America** GOVERNMENTAL BODY will comply with 49 U.S.C. §40118, 4 CFR §52 and U.S. GAO Guidelines B- 138942, 1981 U.S. Comp. Gen. LEXIS 2166,March 31, 1981 regarding costs of international air transportation by U.S. Flag air carriers.

**X. Non-Waiver** The GOVERNMENTAL BODY agrees that in no event shall any action or inaction on behalf of or by the DEPARTMENT, including the making by the DEPARTMENT of any payment under this Agreement, constitute or be construed as a waiver by the DEPARTMENT of any breach by the GOVERNMENTAL BODY of any terms of this Agreement or any default on the part of the GOVERNMENTAL BODY which may then exist; and any action, including the making of a payment by the DEPARTMENT, while any such breach or default shall exist, shall in no way impair or prejudice any right or remedy available to the DEPARTMENT in respect to such breach or default. The remedies available to the DEPARTMENT under this Agreement are cumulative and not exclusive. The waiver or exercise of any remedy shall not be construed as a waiver of any other remedy available hereunder or under general principles of law or equity.

**Y. Preference for Recycled Products** To the extent applicable, the GOVERNMENTAL BODY agrees to give preference to the purchase of recycled products for use in this Agreement pursuant to the various U.S. Environmental Protection Agency (EPA) guidelines, "Comprehensive Procurement Guidelines for Products Containing Recovered Materials," 40 CFR Part 247, which implements section 6002 of the Resource Conservation and Recovery Act, as amended, 42 U.S.C. § 6962.

**Z. Cargo Preference** - Use of United States Flag Vessels. The GOVERNMENTAL BODY agrees to comply with 46 U.S.C.§ 55305 and 46 CFR Part 381 and to insert the substance of those regulations in all applicable subcontracts issued pursuant to this Agreement, to the extent those regulations apply to this Agreement.

**AA.** GOVERNMENTAL BODY is required to register with the Central Contractor Registration (CCR), which is a web-enabled government-wide application that collects, validates, stores and disseminates business information about the federal government's trading partners in support of the contract award, grants and the electronic payment processes. If the GOVERNMENTAL BODY does not have a CCR number, the GOVERNMENTAL BODY must register at https://www.bpn.gov/ccr.

As a sub-recipient of federal funds equal to or greater than $25,000 (or which equals or exceeds that amount by addition of subsequent funds), this agreement is subject to the following award terms: http://edocket.access.gpo.gov/2010/pdf/2010-22705.pdf and http://edocket.access.gpo.gov/2010/pdf/2010-22706.pdf.

All of the requirements listed in Part 3, paragraphs A through AA apply to the federally funded project. The GOVERNMENTAL BODY agrees to include these requirements in each contract and subcontract financed in whole or in part with federal assistance.

## PART 4
## SPECIFIC PROVISIONS

**A. Invoices.** The amount shown on each invoice shall be in accordance with the rates established in Part 6. All non-labor costs, if allowable, shall be listed and itemized as provided in Part 6.

Any invoices/bills issued by the GOVERNMENTAL BODY to the DEPARTMENT pursuant to this Agreement shall be sent to the following address:

Illinois Department of Transportation
**Bureau of Urban Program Planning**
Attn: **Nancy Dial**
2300 S. Dirksen Parkway, Room **311**
Springfield, Illinois 62764

All invoices shall be signed by an authorized representative of the GOVERNMENTAL BODY.

**B. Billing and Payment.** All invoices for services performed and expenses incurred by the GOVERNMENTAL BODY prior to July 1st of each year must be presented to the DEPARTMENT no later than ***July 31*** of that same year for payment under this Agreement. Notwithstanding any other provision of this Agreement, the DEPARTMENT shall not be obligated to make payment to the GOVERNMENTAL BODY on invoices presented after said date. Failure by the GOVERNMENTAL BODY to present such invoices prior to said date may require the GOVERNMENTAL BODY to seek payment of such invoices through the Illinois Court of Claims and the Illinois General Assembly. No payments will be made for services performed prior to the effective date of this Agreement. The DEPARTMENT will send all payments to the GOVERNMENTAL BODY's remittance address listed in this Agreement.

**C. Termination.** If the DEPARTMENT is dissatisfied with the GOVERNMENTAL BODY'S performance or believes that there has been a substantial decrease in the GOVERNMENTAL BODY'S performance, the DEPARTMENT may give written notice that remedial action shall be taken by the GOVERNMENTAL BODY within seven (7) calendar days. If such action is not taken within the time afforded, the DEPARTMENT may terminate the Agreement by giving seven (7) days written notice to the GOVERNMENTAL BODY. Additionally, the DEPARTMENT may terminate the Agreement by giving **thirty (30)** days written notice. In either instance, the GOVERNMENTAL BODY shall be paid for the value of all authorized and acceptable work performed prior to the date of termination, based upon the payment terms set forth in the Agreement.

**D. Location of Service.** Service to be performed by the GOVERNMENTAL BODY shall be performed as described in Part 5.

**E. Ownership of Documents/Title to Work.** All documents, data and records produced by the GOVERNMENTAL BODY in carrying out the GOVERNMENTAL BODY'S obligations and services hereunder, without limitation and whether preliminary or final, shall become and remain the property of the DEPARTMENT. The DEPARTMENT shall have the right to use all such documents, data and records without restriction or limitation and without additional compensation to the GOVERNMENTAL BODY. All documents, data and records utilized in performing research shall be available for examination by the DEPARTMENT upon request. Upon completion of the

services hereunder or at the termination of this Agreement, all such documents, data and records shall, at the option of the DEPARTMENT, be appropriately arranged, indexed and delivered to the DEPARTMENT by the GOVERNMENTAL BODY.

**F. Software.** All software and related computer programs produced and developed by the GOVERNMENTAL BODY (or authorized contractor or subcontractor thereof) in carrying out the GOVERNMENTAL BODY'S obligation hereunder, without limitation and whether preliminary or final, shall become and remain the property of both the DEPARTMENT and the GOVERNMENTAL BODY. The DEPARTMENT shall be free to sell, give, offer or otherwise provide said software and related computer programs to any other agency, department, commission, or board of the State of Illinois, as well as any other agency, department, commission, board, or other governmental entity of any country, state, county, municipality, or any other unit of local government, or to any entity consisting of representatives of any unit of government, for official use by said entity. Additionally, the DEPARTMENT shall be free to offer or otherwise provide said software and related computer programs to any current or future contractor.

The DEPARTMENT agrees that any entity to whom the software and related computer programs will be given, sold or otherwise offered shall be granted only a use license, limited to use for official or authorized purposes, and said entity shall otherwise be prohibited from selling, giving or otherwise offering said software and related computer programs without the written consent of both the DEPARTMENT and the GOVERNMENTAL BODY.

**G. Confidentiality Clause.** Any documents, data, records, or other information given to or prepared by the GOVERNMENTAL BODY pursuant to this Agreement shall not be made available to any individual or organization without prior written approval by the DEPARTMENT. All information secured by the GOVERNMENTAL BODY from the DEPARTMENT in connection with the performance of services pursuant to this Agreement shall be kept confidential unless disclosure of such information is approved in writing by the DEPARTMENT.

**H. Reporting/Consultation.** The GOVERNMENTAL BODY shall consult with and keep the DEPARTMENT fully informed as to the progress of all matters covered by this Agreement.

**I. Travel Expenses.** Expenses for travel, lodging, or per diem could possibly be paid by the DEPARTMENT pursuant to this Agreement. The GOVERNMENTAL BODY shall follow the Travel Guide for State Employees issued by the Illinois Department of Central Management Services on any travel covered under this Agreement.

**J. Indemnification**. Unless prohibited by State law, the GOVERNMENTAL BODY agrees to hold harmless and indemnify the DEPARTMENT, and its officials, employees, and agents, from any and all losses, expenses, damages (including loss of use), suits, demands and claims, and shall defend any suit or action, whether at law or in equity, based on any alleged injury or damage of any type arising from the actions or inactions of the GOVERNMENTAL BODY and/or the GOVERNMENTAL BODY'S employees, officials, agents, contractors and subcontractors, and shall pay all damages, judgments, costs, expenses, and fees, including attorney's fees, incurred by the DEPARTMENT and its officials, employees and agents in connection therewith.

GOVERNMENTAL BODY shall defend, indemnify and hold the DEPARTMENT harmless against a third-party action, suit or proceeding ("Claim") against the DEPARTMENT to the extent such Claim is based upon an allegation that a Product, as of its delivery date under this Agreement, infringes a valid United States patent or copyright or misappropriates a third party's trade secret.

**K. Equal Employment Opportunities, Affirmative Action, Sexual Harassment.** The GOVERNMENTAL BODY will comply with the Illinois Human Rights Act with respect to public contracts, including equal employment opportunity, refraining from unlawful discrimination and having a written sexual harassment policy.

**L. Tax Identification Number.**

GOVERNMENTAL BODY certifies that:

1. The number shown on this form is a correct taxpayer identification number (or it is waiting for a number to be issued.), **and**
2. It is not subject to backup withholding because: (a) it is exempt from backup withholding, or (b) has not been notified by the Internal Revenue Service (IRS) that it is subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified the GOVERNMENTAL BODY that it is no longer subject to backup withholding, **and**
3. It is a U.S. entity (including a U.S. resident alien).

NAME OF GOVERNMENTAL BODY: Tri-County Regional Planning Commission

Taxpayer Identification Number: 37-6020231

Legal Status (check one):

☐ Tax-exempt ☒ Government

☐ Nonresident Alien ☐ Other _____

**M. International Boycott**. The GOVERNMENTAL BODY certifies that neither GOVERNMENTAL BODY nor any substantially owned affiliate is participating or shall participate in an international boycott in violation of the U.S. Export Administration Act of 1979 or the applicable regulations of the U.S. Department of Commerce. This applies to contracts that exceed $10,000 (30 ILCS 582).

**N. Forced Labor**. The GOVERNMENTAL BODY certifies it complies with the State Prohibition of Goods from Forced Labor Act, and certifies that no foreign-made equipment, materials, or supplies furnished to the DEPARTMENT under this Agreement have been or will be produced in whole or in part by forced labor, or indentured labor under penal sanction (30 ILCS 583)

## PART 5
## SCOPE OF SERVICE/RESPONSIBILITIES

The GOVERNMENTAL BODY will provide the work described in the approved FY2013 Overall Work Program (OWP). Those activities in which the Department will participate with Federal Metropolitan Planning (PL) funds and Federal Transit Administration (FTA) Section 5303 funds are shown in the following OWP elements:

**Management and Administration**

Fiscal Services - The GOVERNMENTAL BODY shall develop, review, and maintain the cost allocation plan, annual and work program budgets; process data; maintain the financial records; and prepare reports.

Management/Administration/Communications - The GOVERNMENTAL BODY shall schedule, conduct and participate in meetings, seminars, workshops, and training programs; build and monitor teams on planning and Geographic Information System (GIS) ; develop FY2014 OWP; administer personnel matters, programs and policies; facilitate intergovernmental cooperation; file grant applications for financial assistance; prepare and distribute information materials pertaining to activities; maintain equipment; provide staff support in developing strategic plan; and prepare reports.

**Unified Planning Work Program**

Comprehensive, Continuing, and Coordinated Planning Process - The GOVERNMENTAL BODY shall schedule, conduct, and participate in meetings with various committees, local planning organizations, and advisory groups; engage in various activities with the Association of Metropolitan Planning Organization (AMPO), state and national association of regional councils; work with the DEPARTMENT, chamber of commerce, and local officials in planning for the Eastern Bypass; provide reports and policy recommendations; establish agreements and contracts; draft the FY2014 Unified Planning Work Program (UPWP); engage in various public involvement activities; conduct public meetings and hearings on transportation planning issues; develop and maintain website; develop GIS maps, applications, training and technical support; and develop projects and strategies in line with Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) planning guidelines.

Database Development and Management - The GOVERNMENTAL BODY shall collect and disseminate data; organize the comprehensive transportation database system; develop a regionally compatible GIS; and collect data for the Travel Demand Model.

Long Range Transportation Plan (LRTP) Development - The GOVERNMENTAL BODY shall continue implementing the FY 2010-2035 LRTP; continue monitoring the Performance Measures as outlined in the Plan; coordinate the LRTP with the Federal Highway Administration (FHWA)-funded Transportation, Land Use, and Ecological Plan and the HUD Sustainability Plan; and initiate planning for the development of the 2015-2040 LRTP.

Transportation Improvement Program (TIP) - The GOVERNMENTAL BODY shall update the FY2013-2016 TIP; prioritize locally funded projects through FY2017; monitor and enhance the quantitative analysis process; develop a FY2012 Listing of Previously Obligated Federal Funds; process TIP amendments with input from the public; and maintain an efficient mechanism for TIP modification or amendments.

SAFETEA-LU Management Systems and Safety Planning - The GOVERNMENTAL BODY shall continue implementing the Congestion Management Program (CMP) that was developed in FY2011; identify crash locations; conduct roadside safety assessments; create a region-wide safety plan; assist jurisdiction in applying for Highway Safety Improvement (HSIP) funds; chart the air quality levels for the region; create a plan to mitigate levels and reduce emissions; and track air quality standards.

Transit/Paratransit Planning - The GOVERNMENTAL BODY shall study requested route changes; organize meetings between municipalities and transit operators; conduct planning on congestion mitigation; complete Ridership Studies, as requested; produce demographic and statistical reports; update maps; and attend meetings with transportation service providers, as requested.

Special Transportation Studies and Issues - The GOVERNMENTAL BODY, through Peoria/Pekin Urbanized Area Transportation Study (PPUATS), shall conduct special in-house studies that respond to individual transportation related needs; develop specific project objectives and scopes of work; when necessary, hire outside engineering consultants to conduct the study; and manage consultants.

Internal Planning – Greater Peoria Mass Transit District (GPMTD) - The GOVERNMENTAL BODY shall evaluate route changes as requested; attend and coordinate meetings with GPMTD, CityLink, municipalities and other transit providers for paratransit coordination, regionalized transportation, and exploration of ways to expand transit service; complete ridership studies; assist CityLink in obtaining funds by providing necessary information to state and federal agencies; produce demographic and statistical deliverables; produce maps and GIS requests; and coordinate with GPMTD in the development and implementation of the Human Service Transportation Plan.

Regional Greenway Planning - The GOVERNMENTAL BODY shall establish regional support for connectivity and expansion of non-motorized transportation infrastructure in the Greater metropolitan Peoria and the entire Tri-County area; coordinate with local advocacy and government groups to identify non-motorized transportation opportunities; regularly update the Peoria Metro Area Greenways plan, including its funding, if possible; provide a forum to discuss new projects and all topics related to greenways and trails; publicize non-motorized transportation funding opportunities, including SRTS and Transportation Enhancement Program grants, encourage local groups to apply for these grants, and provide them with reasonable assistance and/or technical expertise; and assist Peoria and Fulton counties in planning for the acquisition of Hanna City Rail Trail, an abandoned rail corridor.

Human Service Transportation Plan (HSTP) – Urbanized Area The GOVERNMENTAL BODY shall organize and conduct meetings of the Human Services Transportation Plan Urbanized Area Subcommittee; meet with transit providers throughout the urbanized area to assess current transit system and define needs; conduct the funding round for Job Access & Reverse Commute (JARC) and New Freedom funds and assist agencies in completing JARC and New Freedom Grants; evaluate FTA Sections 5310 applications; work with the Department's Office of Planning and Programming to understand future HSTP requirements; create a 2012-2013 HSTP document that aids coordination and guides funding sources; coordinate the urban and rural HSTPs; create maps and charts; ensure compliance with federal regulations; work with transit providers to assist them in improving their service and ridership numbers with mobility management strategies.

Deliverables: The GOVERNMENTAL BODY will provide copies of the following documents:

1. FY2013 Fiscal Reports;
2. FY2014 Overall Work Program (OWP);
3. FY2014 Unified Planning Work Program (UPWP);
4. Travel Demand Model (TDM);
5. FY2013-1016 Transportation Improvement Program (TIP);
6. Congestion Management Process (CMP) Implementation Report;
7. Regionwide Safety Plan;

8. Report on GPMTD Internal Planning
9. FY2012 Listing of Previously Obligated Federal Funds
10. FY2010-2035 Long Range Transportation Plan (LRTP) Implementation Report;
11. FY2015-2035 Long Range Transportation Plan (LRTP);
12. Transit and Paratransit Plans;
13. Regional Greenway Plan; and
14. FY2012-2013 Human Services Transportation Plan (HSTP)

The Governmental Body will make available, at the Department's request, copies of all work products prepared through this agreement.

## PART 6
## COMPENSATION FOR SERVICES

| | | | |
|---|---|---|---|
| Federal Metropolitan Planning (PL) Funds | | $396,988 | 80% |
| GOVERNMENTAL BODY | | $99,247 | 20% |
| | TOTAL | $496,235 | 100% |
| FTA Section 5303 Funds | | $132,307 | 80% |
| GOVERNMENTAL BODY | | $ 33,077 | 20% |
| | TOTAL | $165,384 | 100% |

| | | |
|---|---|---|
| Participation: | | |
| Federal Funding Through Department | PL Funds | $396,988 |
| | FTA Section 5303 | $132,307 |
| | Agreement Total | $529,295 |
| Match Funding Through GOVERNMENTAL BODY | | $99,247 |
| | | $ 33,077 |
| | Local Match Total | $132,324 |
| | GRAND TOTAL | $661,619 |

## PART 7

### AGREEMENT AWARD NOTIFICATION

## REQUIRED FOR ALL PROJECTS

Does this project receive Federal funds? ☒ Yes ☐ No

Amount of Federal funds: $396,988 (PL); $132,307 (FTA)

Federal Project Number: SPR-PL-3000(48); IL-80-0008

Name of Project: 3-C Transportation Planning Activities

CFDA Number*, Federal Agency, Program Title: 20.205; Federal Highway Administration (FHWA); Illinois Highway Planning & Research Program/20.505; Federal Transit Administration (FTA); Technical Studies Grant

*For CFDA (Catalog of Federal Domestic Assistance) Number, refer to original Federal Award/Grant Agreement.

## ANNUAL CERTIFICATION FOR COMPLIANCE WITH FEDERAL OMB-CIRCULAR A-133

### NOTICE

- The certification applies ONLY to governmental agencies, local units of government and non-profit agencies expending federal funds for this project. It does not apply to for-profit public or private entities.
- If OMB Circular A-133 applies to your organization, submit the certification or a copy of your OMB A-133 single audit to the department at the end of your fiscal year for any fiscal year in which you expended any federal funds related to this contract.

**NOTE: ANNUAL COMPLIANCE WITH THIS REQUIREMENT IS MANDATORY FOR EVERY YEAR IN WHICH FEDERAL FUNDS ARE EXPENDED FOR THIS PROJECT BY ANY STATES, LOCAL GOVERNMENTS OR NONPROFIT ORGANIZATIONS. FAILURE TO COMPLY WITH THE ANNUAL CERTIFICATION TO THE DEPARTMENT WILL RESULT IN THE SUSPENSION OF PAYMENTS TO REIMBURSE PROJECT COSTS.**

In accordance with OMB Circular A-133, *Audits of States, Local Governments, and Non-Profit Organizations*, such non-federal entities that expend $500,000 or more in federal awards in a year are required to have a single audit performed in accordance with OMB Circular A-133. The Illinois Department of Transportation (IDOT) is required by federal law to obtain and review the single audit of all entities that had any federally participating funds pass through it, irrespective of the amount provided by IDOT. It is the responsibility of the agencies expending federal funds to comply with the requirements of OMB Circular A-133 and determine whether they are required to have a single audit performed.

In order to comply with this requirement, your agency must provide the following information to the department on an annual basis for every year in which you expended funds for costs associated with this project:

1. If your agency expended $500,000 (or the current OMB Circular A-133 qualifying amount) or more in federal awards from all sources, including other agencies, in a year, you are required to have a single audit performed in accordance with OMB Circular A-133 and submit a copy of the report to the department within the earlier of 30 days after completion of the single audit or no more than nine months after the end of your fiscal year end.

**This is an annual requirement for every year in which you expended funds for this project.**

2. If your agency did not expend $500,000 (or the current OMB Circular A-133 qualifying amount) or more in federal awards from all sources, including other agencies, in any fiscal year for which you expended funds for project costs and were not required to conduct a single audit, you must complete and return the certification statement.

**This is an annual requirement for every year in which you expended funds for this project.**

3. If your agency receives multiple awards from the department, only one annual submittal of this information is required.

Please submit a copy of your OMB Circular A-133 single audit or the Single Audit Not Required Certification to:

Illinois Department of Transportation
Audit Section, Rm. 303
2300 South Dirksen Parkway
Springfield, IL 62764

Attn: Sam Frioli

The single audit must be comprised of four parts. You have the option of including the four parts in one report or a combination of reports. The four parts are commonly known as:

1. Comprehensive Annual Financial Report (Financial Statements).
2. Schedule of Expenditures of Federal Awards and Independent Auditor's Report thereon.
3. Independent Auditor's Report on Internal Control over Financial Reporting and on Compliance and other matters based on an Audit of Financial Statements performed in accordance with Government Auditing Standards.
4. Independent Auditor's Report on Compliance with Requirements Applicable to each Major Program and on Internal Control over Compliance in accordance with OMB Circular A-133.

Additional information which should be submitted:

1. Corrective Action Plan(s), if applicable.
2. Management Letter, if applicable.
3. Status of Prior Year Findings, is applicable.

For your convenience, you may also submit the information via email to Sam Frioli at Sam.Frioli@illinois.gov or via fax at 217/782-5634. If you have any questions, please contact Sam Frioli at 217/557-4166.

# ATTACHMENT C

# RESOLUTION 12-61
# JOINT PPUATS FUNDING AGREEMENT
# ANNUAL ELEMENT OWP FY 2013

This agreement is hereby entered into by the members of the participating agencies and the Tri-County Regional Planning Commission as the designated MPO under Section 134 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) for the Peoria/Pekin Urbanized Area transportation planning process. It is intended to set forth the procedures and methods agreed upon to provide sufficient local matching funds enabling the Peoria/Pekin urbanized area to receive approximately $396,988 in Federal Planning (PL) funds, $132,307 in Federal Transit Administration (FTA) Section 5303 planning funds $3,800 in FTA Section 5307 planning funds. All funding sources require a 20% local match; requiring a total local match of $133,274.00 for Fiscal Year 2013. It is further agreed that the Greater Peoria Mass Transit District provides the FTA Section 5307 funds as a pass through membership fee for participation in the planning process.

The federal planning funds, FTA funds and local matching monies will be utilized for the work and services performed in accordance with the Overall Work Program for Fiscal Year 2013. The work and services and their associated costs as contained in the Overall Work Program were adopted by both the PPUATS Policy Committee and the Tri-County Regional Planning Commission.

Each participating agency identified herein, hereby agrees to pay its entire share to the MPO (Tri-County Regional Planning Commission) not later than November 1, 2012. The MPO is hereby designated to deposit local funds in a special bank account. Withdrawals from this account shall be for reimbursement for work accomplished on the appropriate work tasks designated in the Overall Work Program to the responsible agency. The MPO shall make a monthly report to the PPUATS Policy Committee accounting for the expenses incurred on the work tasks identified in the Overall Work Program. Federal and State funds shall be requested by and dispersed directly to the MPO in accordance with agreements of the State of Illinois and the Greater Peoria Mass Transit District.

The local matching money for FY 2013 shall be provided by each of the participating agencies noted herein by the contributing percentage of MFT funds each such agency received in Calendar Year 2011.

| Agency | Local Agency Share |
|---|---|
| Peoria County | 30,635.97 |
| Tazewell County | 28,600.83 |
| City of Peoria | 33,724.52 |
| Pekin | 9,664.98 |
| East Peoria | 6,618.00 |
| Morton | 4,694.56 |
| Washington | 3,990.08 |
| Peoria Heights | 1,829.22 |
| Bartonville | 1815.70 |
| West Peoria | 1,317.75 |
| Creve Coeur | 1,550.88 |
| Woodford County | 8,831.48 |
| | |
| TOTAL | 133,273.97 |

Any surplus of local matching money with accumulated interest will remain on deposit in the special bank account managed by the MPO (Tri-County Regional Planning Commission) along with any excess from previous years and may be used for such purposes and projects as designated by the PPUATS Policy Committee.

This agreement is approved as indicated by signature of an agent of the undersigned participating agency represented on the PPUATS Policy Committee and the Tri-County Regional Planning Commission.

| | | | |
|---|---|---|---|
| Bartonville | _____ | Date | _____ |
| Creve Coeur | _____ | Date | _____ |
| East Peoria | _____ | Date | _____ |
| Morton | _____ | Date | _____ |
| Pekin | _____ | Date | _____ |
| Peoria | _____ | Date | _____ |
| Peoria Heights | _____ | Date | _____ |
| Washington | _____ | Date | _____ |
| West Peoria | _____ | Date | _____ |
| Peoria County | _____ | Date | _____ |
| Tazewell County | _____ | Date | _____ |
| Woodford County | _____ | Date | _____ |

The foregoing agreement setting forth the procedures and methods for the reimbursement of local matching funds to the MPO (Tri-County Regional Planning Commission) for work performed in accordance with the Overall Work Program for FY 2012 is hereby agreed to by the Tri-County Regional Planning Commission this 24th day of May, 2012.

Michael E. Phelan, Chairman
Tri-County Regional Planning Commission

Greg Sinn, Chairman
Peoria/Pekin Urbanized Area
Transportation Study

ATTEST:

Terry D. Kohlbuss, Executive Director
Tri-County Regional Planning Commission