

RESOLUTION NO. 10-15

A RESOLUTION APPROVING THE FIRST SUPPLEMENT TO THE INTERLOCAL COOPERATION AGREEMENT WITH PURDUE UNIVERSITY CONCERNING THE U.S. 231 ANNEXATION

WHEREAS, the City of West Lafayette (City) and Purdue University (University) entered into an Interlocal Cooperation Agreement dated March 12, 2014, approved by the Common Council by Resolution No. 20-13 (Amended); and

WHEREAS, the State Street Project is being considered by the parties as a joint project;

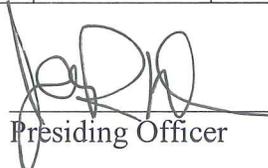
NOW THEREFORE BE IT RESOLVED by the Common Council of the City of West Lafayette that the First Supplement to Interlocal Cooperation Agreement between the City of West Lafayette and Purdue University concerning the U.S. 231 Annexation is hereby approved in a form substantially similar to that attached as Exhibit "A".

INTRODUCED ON FIRST READING ON THE 19 DAY OF May, 2015.

MOTION TO ADOPT MADE BY COUNCILOR Burch, AND SECONDED BY COUNCILOR Dietrich.

DULY ORDAINED, PASSED, AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, ON THE 19 DAY OF May, 2015, HAVING BEEN PASSED BY A VOTE OF 6 IN FAVOR AND 0 OPPOSED, THE ROLL CALL VOTE BEING:

	AYE	NAY	ABSENT	ABSTAIN
Bunder	✓			
Burch	✓			
DeBoer	✓			
Dietrich	✓			
Hunt	✓			
Keen			✓	
Thomas	✓			


Presiding Officer

Attest:


Judith C. Rhodes, Clerk-Treasurer



PRESENTED BY ME TO THE MAYOR OF THE CITY OF WEST LAFAYETTE, INDIANA
ON THE 19 DAY OF May, 2015, AT THE HOUR OF
5:10 P.M.

Judith C Rhodes
Judith C. Rhodes, Clerk-Treasurer

THIS RESOLUTION APPROVED AND SIGNED BY ME ON THE 19 DAY OF
May, 2015, AT THE HOUR OF 5:10 P.M.

John R. Dennis
John R. Dennis, Mayor

Attest:

Judith C Rhodes
Judith C. Rhodes, Clerk-Treasurer



RESOLUTION NO. 10-15

EXHIBIT A

FIRST SUPPLEMENT TO INTERLOCAL COOPERATION AGREEMENT

BETWEEN

THE CITY OF WEST LAFAYETTE

AND

PURDUE UNIVERSITY

CONCERNING THE U.S. 231 ANNEXATION

FIRST SUPPLEMENT TO INTERLOCAL COOPERATION AGREEMENT
BETWEEN
THE CITY OF WEST LAFAYETTE
AND
PURDUE UNIVERSITY
CONCERNING THE U.S. 231 ANNEXATION

This First Supplement to Interlocal Cooperation Agreement, dated as of May 19, 2015 (this "First Supplement to Interlocal Cooperation Agreement"), between the City of West Lafayette, Indiana (the "City"), and The Trustees of Purdue University ("Purdue University"), is being entered into for the purpose of amending and supplementing the Interlocal Cooperation Agreement, dated as of March 12, 2014 (the "Original Interlocal Cooperation Agreement"), between the City and Purdue University.

WITNESSETH:

WHEREAS, the Preamble to the Original Interlocal Cooperation Agreement, provides, in part, that Purdue University and the City have entered into the Original Interlocal Cooperation Agreement for the purpose of delegating to a joint board created pursuant thereto certain of the parties' respective rights, powers, functions and duties as may be necessary, useful or appropriate to accomplish projects and conduct activities that may be identified from time to time as matters of mutual interest or shared responsibility; and

WHEREAS, the parties have identified the State Street Project, as further described in Exhibit A attached hereto (the "State Street Project"), as a project, which should be accomplished by the construction and operation thereof pursuant to Indiana Code 5-23, as amended (the "BOT Statute"), and desire to identify the State Street Project in the Original Interlocal Cooperation Agreement, as amended and supplemented by this First Supplement to Interlocal Cooperation Agreement (collectively, the "Interlocal Cooperation Agreement"), as a matter of mutual interest and shared responsibility; and

WHEREAS, the parties desire to delegate to the Clerk-Treasurer of the City, the Controller of the City, effective as of January 1, 2016, or any successor to such office (the "Disbursing Officer of the City"), the duty to receive, disburse and account for all monies of the joint undertaking established pursuant to the Interlocal Cooperation Agreement:

NOW THEREFORE IT IS AGREED AS FOLLOWS:

1. Incorporation of Recitals. The recitals above are made part of the Interlocal Cooperation Agreement.

2. Identification of State Street Project. For purposes of the Interlocal Cooperation Agreement, the State Street Project is hereby identified as a project, which should be accomplished by the construction and operation thereof pursuant to the BOT Statute, as a matter of mutual interest and shared responsibility of the parties.

3. Delegation of Duty to Disbursing Officer. The duty to receive, disburse and account for all monies of the joint undertaking established pursuant to the Interlocal Cooperation Agreement is hereby delegated to the Disbursing Officer.

4. Ratification of Original Interlocal Cooperation Agreement. The Original Interlocal Cooperation Agreement, as amended and supplemented by this First Supplement to Interlocal Cooperation Agreement, is in all respects hereby ratified and confirmed, and this First Supplement to Interlocal Cooperation Agreement and all provisions contained herein shall be deemed a part of the Original Interlocal Cooperation Agreement in the manner and to the extent provided herein and therein.

5. Application of Interlocal Cooperation Agreement. All the provisions of the Original Interlocal Cooperation Agreement, to the extent not inconsistent herewith, are hereby incorporated into and made a part of this First Supplement to Interlocal Cooperation Agreement. Except as otherwise provided in this First Supplement to Interlocal Cooperation Agreement, all the provisions of the Original Interlocal Cooperation Agreement shall remain in effect and enforceable as provided by the terms thereof.

6. Effectiveness. This First Supplement to Interlocal Cooperation Agreement will be effective upon approval by the Common Council of the City, the Mayor of the City of West Lafayette and the legally authorized representative of Purdue University, upon recording with the Tippecanoe County Recorder and the requisite filing with the State Board of Accounts thereafter, and, if necessary, upon approval of the Attorney General of the State of Indiana pursuant to Indiana Code 36-1-7, as amended.

7. Governing Law. This First Supplement to Interlocal Cooperation Agreement will be construed in accordance with the laws of the State of Indiana.

Agreed the first date written above.

CITY OF WEST LAFAYETTE, INDIANA

By: _____

John Dennis, Mayor

Attest: _____

Judith C. Rhodes, Clerk-Treasurer

THE TRUSTEES OF PURDUE
UNIVERSITY

By: _____

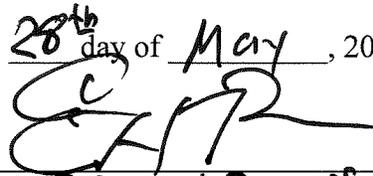
William E. Sullivan, Executive Vice
President and Treasurer



STATE OF INDIANA)
) SS:
COUNTY OF TIPPECANOE)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared John Dennis and Judith C. Rhodes, personally known to me as the Mayor and the Clerk-Treasurer, respectively, of the City of West Lafayette, Indiana (the "City"), and acknowledged the execution of the foregoing First Supplement to Interlocal Cooperation Agreement for and on behalf of the City.

WITNESS my hand and notarial seal this 28th day of May, 2015.



ERIC N. BURNS, Notary Public
A resident of Tippecanoe County, IN

My Commission Expires:

August 28, 2022

STATE OF INDIANA)
) SS:
COUNTY OF TIPPECANOE)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared William E. Sullivan, personally known to me as the Treasurer and Chief Financial Officer of The Trustees of Purdue University ("Purdue University"), and acknowledged the execution of the foregoing First Supplement to Interlocal Cooperation Agreement for and on behalf of Purdue University.

WITNESS my hand and notarial seal this 26 day of May, 2015.



Kimberlee Ann Welby, Notary Public
A resident of Clinton County, IN

My Commission Expires:

August 19, 2022

I affirm under the penalties of perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.



Kirk E. Grable

This instrument was prepared by Kirk E. Grable, attorney-at-law, Barnes & Thornburg LLP, 11 South Meridian Street, Indianapolis, Indiana 46204.

EXHIBIT A
DESCRIPTION OF STATE STREET PROJECT

Please see the attached.

STATE STREET CORRIDOR PROJECT SUMMARY

GENERAL OVERVIEW

The City of West Lafayette and Purdue University (WLPU) have teamed to jointly deliver the State Street Corridor project to provide an aesthetic functional gateway to both the City of West Lafayette and Purdue University, via several transportation infrastructure improvements to improve safety and mobility. WLPU will evaluate project delivery options, taking into consideration project development and construction costs, life-cycle costs, project schedule, and potential revenue opportunities.

PROJECT GOALS

Further details on the goals that WLPU have established for the project are noted below:

- Construct new gateways into West Lafayette and the campus that are in keeping with the intent and expectations of West Lafayette and the University;
- Provide streetscape and pedestrian amenities to enhance community and campus resident cohesiveness;

- Expand transportation infrastructure to accommodate planned and future growth of West Lafayette and the University;
- Inform and engage stakeholders as the project moves forward;
- Construction completion by December 31, 2018
- Provide opportunities for technical innovations.

PROJECT DESCRIPTION

The scope of work described herein is largely based upon two reports: *Purdue University Campus Traffic Circulation Plan Synthesis Report – State Street Corridor*, prepared by American Structurepoint on January 17, 2015, and *Re-State, A Master Plan for State Street*, prepared by MKSK in July 2014.

Preliminary Schedule

	2015							2016		2018
	March 11	March	April	June	August	November	December	January	April	December
Purdue Road School	✓									
Market Sounding		✓								
RFQ Release			✓							
RFP (Draft)				✓						
RFP (Final)					✓					
Proposals Due						✓				
Negotiations/Commercial Close							✓	✓		
Construction Begins									✓	
Construction Completion										✓

The total estimated cost of the project is approximately \$60-100 million and is organized into multiple segments with the scope of work elements noted below:

State St. from U.S. 231 to Tapawingo Dr.

- Partial reconstruction of existing roadway
- Travel lanes, turn lanes, and medians as shown in reference documents
- Raised median as shown in reference documents
- Milling and resurfacing of existing road and new widening as necessary
- Dedicated bicycle path on north side of State St.
- New and reconstructed elements as required:
 - Storm sewer
 - Street trees, landscaping, and irrigation
 - Bioretention cells
 - Sidewalks
 - Bus stops
 - Street lighting and traffic signals
- New public art and placemaking elements
- New outdoor plazas
- New site furnishings
- New wayfinding and signage

Perimeter Parkway – Williams St.

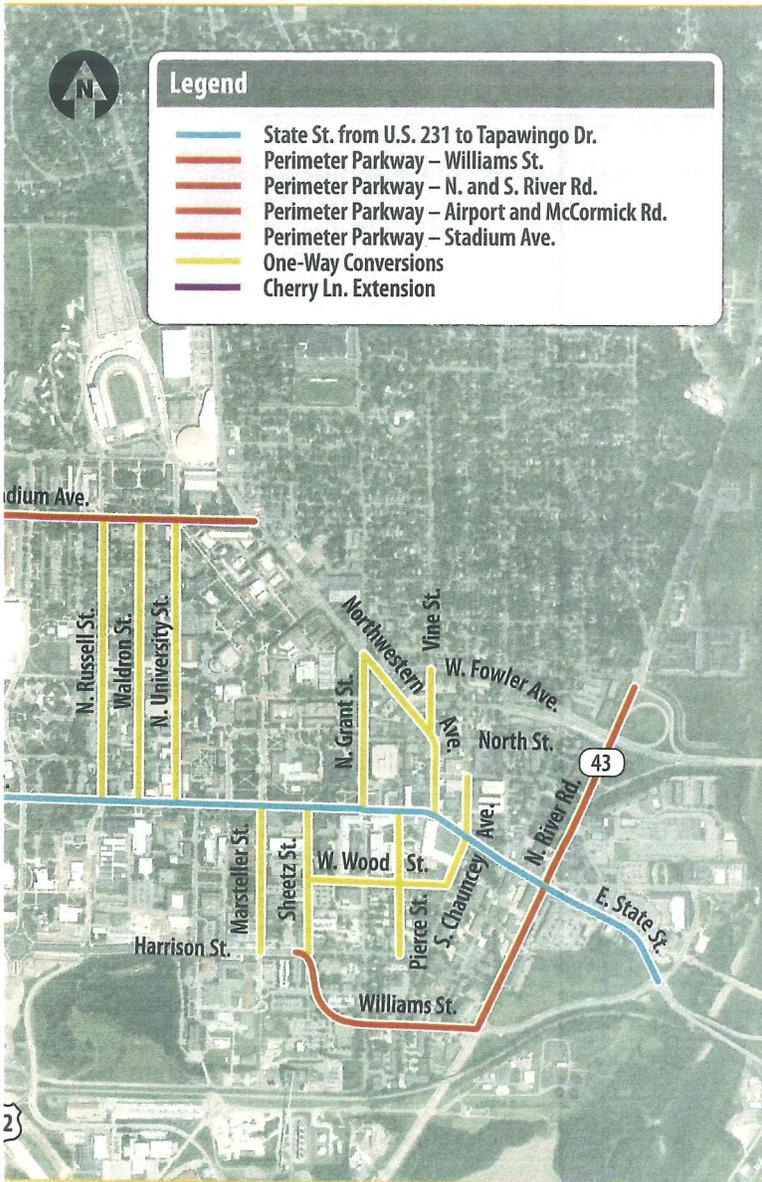
- Full roadway construction on new alignment as shown in reference documents
- Travel lanes, turn lanes, and medians as shown in reference documents
- New roundabout intersection and lighting at River Rd. along with vertical alignment corrections as shown in reference documents
- New roundabout intersection and lighting at Williams St. and N. Grant St. as shown in reference documents
- New and reconstructed elements as required:

Overall Project Map



- Storm sewer
- Street trees, landscaping, and irrigation
- Bioretention cells
- Sidewalks and multi-use path
- Bus stops
- Street lighting
- New wayfinding and signage
- Removal of existing building and obstructions

STATE STREET CORRIDOR PROJECT SUMMARY



Perimeter Parkway – N. and S. River Rd.

- Partial reconstruction of existing roadway
- Travel lanes, turn lanes, and medians as shown in reference documents
- New and reconstructed elements as required:
 - Street trees, landscaping, and irrigation
 - Sidewalks
 - Street lighting

- Bus stops

- Interchange modifications for E. Fowler Ave. and Wiggins St. ramps and River Rd.
- New wayfinding and signage

Perimeter Parkway – Airport Rd. and McCormick Rd.

- Partial reconstruction of existing roadway
- New roundabout intersection and lighting at W. Stadium Dr.
- Milling and resurfacing of existing road and new widening as necessary
- Travel lanes, turn lanes, and medians as shown in reference documents
- New and reconstructed elements as required:
 - Storm sewer
 - Sidewalks and multi-use path
 - Bus stops
- New wayfinding and signage

Perimeter Parkway – W. Stadium Ave.

- Full or partial reconstruction of existing roadway as shown in reference documents
- Milling and resurfacing of existing road and new widening as necessary
- Travel lanes, turn lanes, and medians as shown in reference documents
- New and reconstructed elements as required:
 - Storm sewer
 - Street trees, landscaping, and irrigation
 - Sidewalks and multi-use path
 - Street lighting
 - Bus stops
 - Pavement markings
- New traffic signal at Jischke Dr.
- Modification of existing traffic signals
- New wayfinding and signage

One-Way Street Conversions

The project scope includes the conversions of one-way streets to two-way streets by milling and resurfacing the existing streets, installation of new pavement markings and signage, and conversion of traffic signals. Modifications could also include the installation of new traffic signals and the conversion and/or modification of existing parking.

One-way conversions include:

- N. Russell St. from W. State St. to W. Stadium Ave.
- Waldron St. from W. State St. to W. Stadium Ave.
- University St. from W. State St. to W. Stadium Ave.
- Marsteller St. from Harrison St. to W. State St.
- Sheetz St. from Harrison St. to W. State St.
- W. Wood St. from Sheetz St. to S. Chauncey Ave.
- N. Grant St. from W. State St. to Northwestern Ave.
- Pierce St. from W. State St. to Harrison St.
- N. and S. Chauncey Ave. from Wood St. to Columbia St.
- Northwestern Ave. from North St. to W. State St.
- Vine St. from Northwestern Ave. to W. Fowler Ave.

Cherry Ln. Extension

- Full roadway construction on new alignment as shown in reference documents
- Travel lanes, turn lanes, and medians as shown in reference documents
- New roundabout intersection or signalized intersection and lighting at McCormick Rd.
- New and reconstructed elements as required:
 - Storm sewer
 - Street trees, landscaping, and irrigation
 - Sidewalks and multi-use path
 - Street lighting
- New signalized intersection at U.S. 231
- New wayfinding and signage

Additional information about the project including maps and renderings can be found at:

www.statestreetwl.com

Technical, financial, and legal advisors will support WLPD throughout the project procurement process, to help WLPD select the best approach for delivering the project. Innovative concepts regarding technology deployment, as well as long-term operations & maintenance of the State Street Corridor will be explored.