

**AGREEMENT BETWEEN  
IDOT, INDOT, and WisDOT**

**Gary-Chicago-Milwaukee (GCM)  
Corridor ITS Program**

**Consultant Program Management  
and Technical Support Services  
and Corridor Program Plan Update**

The Illinois Department of Transportation (IDOT), Indiana Department of Transportation (INDOT), Wisconsin Department of Transportation (WisDOT), and the United States Department of Transportation (USDOT) are desirous of cooperating in the continued development of multi-state Intelligent Transportation Systems (ITS) using a regional approach to transportation management. This effort includes the development of operating procedures, improved agency communications, and demonstration and implementation of transportation management technologies to facilitate mobility across jurisdictional lines.

As part of the "Intelligent Vehicle Highway Act of 1991" (Title VI, Part B of the Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991), the "IVHS Corridors Program" was created. In March of 1993, the Corridor from the Gary, Indiana area through Chicago, Illinois to Milwaukee, Wisconsin was designated as one of only four Priority Corridors in the nation.

The three States and the USDOT on August 30, 1993 entered into an MOU that, among other things, provided for the development and maintenance of a Corridor Program Plan (CPP). The consulting firm of BRW, Inc. (Consultant) was selected to provide Program Management and Technical Support Services to develop the Initial CPP that was adopted in June 1995.

Under a previous three-state agreement, IDOT, INDOT, and WisDOT provided equal funding shares to finance the Consultant services required for the development and implementation of the CPP.

The three States and the USDOT recognized the need to provide for continued Consultant Program Management and Technical Support Services to develop and implement a CPP Update that was adopted in July 1997. These Consultant services were funded by federal ITS funds provided under ISTEA and non-federal matching shares.

Dedicated federal funds for the Priority Corridors Program ceased with the passage and signing of the Transportation Equity Act for the 21<sup>st</sup> Century (TEA 21). The three States in the GCM Corridor have agreed to equally fund continued Consultant Program Management and Technical Support Services and a second Corridor Program Plan Update from April 1, 2000 through June 30, 2001. The additional budget required to provide these services through June 30, 2001 equals \$766,399.

The three States agree to provide the following equal funding shares (using State and federal resources) for these Consultant services:

- Illinois: 33.33% up to \$ 255,466.33
- Indiana: 33.33% up to \$ 255,466.33
- Wisconsin: 33.33% up to \$ 255,466.33

The WisDOT will serve as the contracting agency for these Consultant services. Illinois, Indiana, and Wisconsin enter into this present Agreement as sovereign states and not as principal and agent or as a joint venture.

Wisconsin agrees to pay all invoices received from the Consultant for work products approved by the GCM Coordination Work Group. Wisconsin shall, in turn, invoice Illinois and Indiana for their share of the Consultant invoices. Illinois and Indiana, upon receipt of an invoice, shall promptly reimburse Wisconsin for the costs listed therein. Reimbursement of any unexpended funds shall be made after final audit is satisfactorily completed by Wisconsin. Reimbursement shall be proportionate to the contributions of the participants.

Obligations established under this Agreement will cease immediately without penalty or further payment being required in any fiscal year that the General Assembly in Illinois, Indiana, or Wisconsin fails to appropriate or otherwise make available sufficient funds for this agreement.

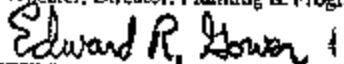
WISDOT, in compliance with Illinois Procurement Code (30 ILCS 500/20-65), shall maintain books and records related to performance of this contract and necessary to support amounts charged to the State of Illinois in accordance with applicable law, terms and conditions of this contract, and generally accepted accounting practices. WISDOT shall maintain these books and records for a minimum of three (3) years after the completion of the contract, final payment, or completion of any contract audit or litigation, whichever is later. All books and records shall be available for review or audit by IDOT, its representatives, the Illinois Auditor General, and other governmental entities with monitoring authority upon reasonable notice and during normal business hours. WISDOT agrees to cooperate fully with any such review or audit. If any audit indicates overpayment to WISDOT, IDOT shall adjust future or final payments otherwise due. If no payments are due and owing to WISDOT, or if the overpayment exceeds the amount otherwise due, WISDOT shall immediately refund all amounts which may be due to the State of Illinois. Failure to maintain the books and records required by this Section shall establish a presumption in favor of the State of Illinois for the recovery of any funds paid by the State of Illinois under the contract for which adequate books and records are not available to support the purported disbursement.

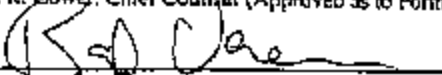
This agreement only covers Consultant services through June 30, 2001. Any amendments that only involve extensions in the period of performance may be approved by the GCM Coordination Work Group and executed by WisDOT. Amendments that involve changes in compensation will require the formal written approval of the three State DOT officials serving on the GCM Executive Committee.

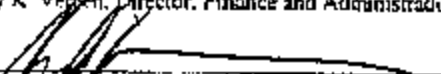
In witness hereto, the parties herein caused this Agreement to be executed by their proper officers and representatives.

For the ILLINOIS Department of Transportation:

  
 Linda M. Wheeler, Director, Planning & Programming

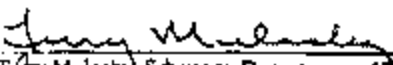
  
 Edward R. Gowet, Chief Counsel (Approved as to Form)

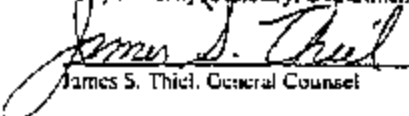
  
 Randy K. Vegen, Director, Finance and Administration

  
 Kirk Brown, Secretary, Department of Transportation

June 29, 00  
 Date

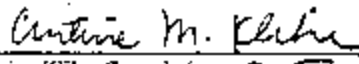
For the WISCONSIN Department of Transportation:

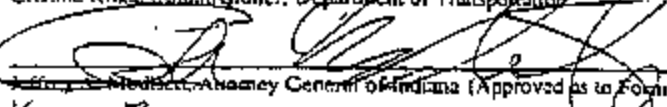
  
 Terry Mulcahy, Secretary, Department of Transportation

  
 James S. Thiel, General Counsel

19 May 2000  
 Date

For the INDIANA Department of Transportation:

  
 Christine Klika, Commissioner, Department of Transportation

  
 Karen Freeman-Wilson, Attorney General of Indiana (Approved as to Form and Legality)

8/1/00  
 Date