

**MEMORANDUM OF AGREEMENT
AMONG THE
FEDERAL HIGHWAY ADMINISTRATION,
ILLINOIS STATE HISTORIC PRESERVATION OFFICER,
CITY OF HIGHLAND PARK,
AND
ILLINOIS DEPARTMENT OF TRANSPORTATION
REGARDING THE REPLACEMENT OF THE
PEDESTRIAN BRIDGE OVER US 41
IN THE CITY OF HIGHLAND PARK, LAKE COUNTY, ILLINOIS**

WHEREAS, the City of Highland Park, in coordination with the Illinois Department of Transportation (IDOT), plans to replace the Pedestrian Bridge over US 41 at Highland Park (Structure #049-6160) in Lake County, Illinois (IDOT Sequence #22520, SHPO Log #005110819) (Project); and

WHEREAS, the Federal Highway Administration (FHWA) may fund the Project thereby making the Project an undertaking subject to review under Section 106 of the National Historic Preservation Act (NHPA), 54 U.S.C. Section 306108, and its implementing regulations, 36 CFR Part 800; and

WHEREAS, the FHWA has defined the undertaking's area of potential effects (APE) as the corridor shown in Exhibit A; and

WHEREAS, the FHWA has consulted with the Illinois State Historic Preservation Office (SHPO), a Division of the Illinois Department of Natural Resources (IDNR), pursuant to the Act; and

WHEREAS, the SHPO currently resides within IDNR (Office), and the Director of IDNR is the duly designated State Historic Preservation Officer (Officer); and

WHEREAS, the FHWA and the IDOT, in consultation with the Officer, have determined that the Pedestrian Bridge over US 41 (Structure #049-6160) is eligible for the National Register of Historic Places (NRHP), and its replacement will cause an adverse effect to this historic property pursuant to 36 CFR Part 800 (Exhibit B); and

WHEREAS, the FHWA has determined that the undertaking will not have an effect on historic properties other than the Pedestrian Bridge over US 41, and the Officer concurred with this finding on March 10, 2022; and

WHEREAS, this Memorandum of Agreement (MOA) addresses the adverse effect to the Pedestrian Bridge over US 41 (Structure # 049-6160) and related improvements; and

WHEREAS, the FHWA and IDOT provided the public opportunities to comment on the Project. Public engagement letters were sent out in September 2020 letters were sent to six parties:

Landmarks Illinois, Historic Bridge Foundation, Northern Illinois Historic League, Highland Park Historical Society, and Highland Park Historical Commission. Comments were received from the Northern Illinois Historic League, who also requested to be a Section 106 consulting party; and

WHEREAS, the IDOT, on behalf of FHWA, in accordance with 36 CFR Part 800.6(a)(1), notified the ACHP of the adverse effect in an email dated February 18, 2022, and the ACHP has chosen not to participate in a letter dated March 4, 2022 pursuant to 36 CFR Part 800.6(a)(1)(iii); and

WHEREAS, the FHWA has consulted with IDOT and the City of Highland Park regarding the effects of the undertaking on historic properties and has invited them to sign this MOA as an invited signatory; and

WHEREAS, the FHWA has consulted with the Northern Illinois Historic League regarding the effects of the undertaking on historic properties and has invited them to sign this MOA as a concurring party; and

WHEREAS, execution and implementation of this MOA evidences that FHWA has satisfied its Section 106 responsibilities for the Project; and

NOW, THEREFORE, the FHWA, the IDOT, the City of Highland Park, and the Officer agree that the Project shall be implemented in accordance with the following stipulations to ensure that potential effects on historic properties are taken into account.

STIPULATIONS

The FHWA, the IDOT, the City of Highland Park, and the Officer agree that the following steps will be undertaken for the Project:

I. ARCHITECTURAL AND HISTORICAL RESOURCE INVESTIGATIONS

- A.** Prior to beginning of construction activities, the IDOT shall complete Historic Illinois Engineering Record (HIER) Level III recordation of the existing Bridge. The IDOT will submit the draft HIER (95%) to the Officer, and the IDOT must receive written concurrence from the SHPO that the draft HIER documentation is acceptable prior to the IDOT initiating demolition of the Bridge. The IDOT will ensure the final HIER (100%) documentation is submitted to the Officer for proper filing.

II. PROFESSIONAL STANDARDS

For the purpose of implementing this MOA, the IDOT shall continue to employ departmental staff with qualifications that meet the requirements of 36 CFR Part 61. The IDOT shall ensure that the professional staff responsible for the implementation of the mitigation measures meet the requirements of 36 CFR Part 61.

III. DURATION

This MOA will expire if its stipulations are not carried out within five (5) years from the date of its execution. In such an event, the IDOT shall so notify the parties to this MOA and, if it chooses to continue with the Project, then the FHWA shall reinstate review of the Project in accordance with 36 CFR Part 800.

IV. POST-REVIEW DISCOVERIES

If potential historic properties are discovered or unanticipated effects on historic properties found, the FHWA shall make reasonable efforts to avoid, minimize, or mitigate adverse effects to such properties and follow the requirements of 36 CFR Part 800.13(b).

V. DISPUTE RESOLUTION

Should any signatory to this MOA object at any time to any actions proposed or the manner in which the terms of this MOA are implemented, FHWA shall consult with such party to resolve the objection. If the FHWA determines that such objection cannot be resolved, the FHWA will:

- A. Forward all documentation relevant to the dispute, including any timely advice or comments regarding the dispute from the ACHP and signatories and the FHWA's proposed resolution, to the ACHP in accordance with 36 CFR Part 800.2(b)(2). The ACHP shall provide the FHWA with its advice on the resolution of the objections within thirty (30) days of receiving adequate documentation. Prior to reaching a final decision on the dispute, the FHWA shall prepare a written response that takes into account any timely advice or comments regarding the dispute from the ACHP and signatories and provide them with a copy of this written response. The FHWA will then proceed according to its final decision.
- B. If the ACHP does not provide its advice regarding the dispute within the thirty (30) day time period the FHWA may make a final decision on the dispute and proceed accordingly. Prior to reaching such a final decision, the FHWA shall prepare a written response that takes into account any timely comments regarding the dispute from the signatories to the MOA and provide them and the ACHP with a copy of such written response.
- C. The FHWA's responsibility to carry out all other actions subject to the terms of this MOA that are not the subject of the dispute remain unchanged.

VI. AMENDMENTS

This MOA may be amended when such an amendment is agreed to in writing by all signatories. The amendment will be effective on the date a copy signed by all of the signatories is filed with the ACHP.

VII. TERMINATION

If any signatory to this MOA determines that its terms will not or cannot be carried out, that party shall immediately consult with the other parties to attempt to develop an amendment. If within thirty (30) days an amendment cannot be reached, any signatory may terminate the MOA upon written notification to the other signatories. Once the MOA is terminated and prior to work continuing on the undertaking, the FHWA must request, take into account, and respond to the comments of the ACHP under 36 CFR Part 800.7. The FHWA shall notify the signatories as to the course of action it will pursue.

Execution of this MOA by the FHWA, the IDOT, the City of Highland Park, and the Officer and implementation of its terms evidence that the FHWA has taken into account the effects of this undertaking on historic properties and afforded the ACHP an opportunity to comment.

(Signature Pages Follow)

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AMONG THE
FEDERAL HIGHWAY ADMINISTRATION,
ILLINOIS STATE HISTORIC PRESERVATION OFFICER,
CITY OF HIGHLAND PARK,
AND
ILLINOIS DEPARTMENT OF TRANSPORTATION
REGARDING THE REPLACEMENT OF THE
PEDESTRIAN BRIDGE OVER US 41
IN THE CITY OF HIGHLAND PARK, LAKE COUNTY, ILLINOIS**

Signatory

FEDERAL HIGHWAY ADMINISTRATION

By: Darien B. Siddall Date: 3/31/2026

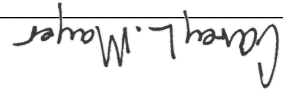
Print Name: DARIEN SIDDALL

Title: FHWA, IL Division Environmental Unit

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AMONG THE
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ILLINOIS STATE HISTORIC PRESERVATION OFFICER,
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ILLINOIS DEPARTMENT OF TRANSPORTATION
REGARDING THE REPLACEMENT OF THE
PEDESTRIAN BRIDGE OVER US 41
IN THE CITY OF HIGHLAND PARK, LAKE COUNTY, ILLINOIS

Signatory

ILLINOIS STATE HISTORIC PRESERVATION OFFICER

By: 

Date: 10/30/2025

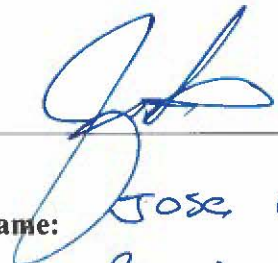
Print Name: Carey L. Mayer, AIA

Title: Deputy State Historic Preservation Officer
Illinois Department of Natural Resources

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Invited Signatory

ILLINOIS DEPARTMENT OF TRANSPORTATION

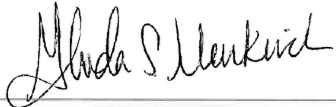
By:  Date: 2/18/26

Print Name: Jose Ribos
Title: Region 1 Engineer

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PEDESTRIAN BRIDGE OVER US 41
IN THE CITY OF HIGHLAND PARK, LAKE COUNTY, ILLINOIS**

Invited Signatory

CITY OF HIGHLAND PARK

By:  Date: 26 November 2025

Print Name: Ghida S. Neukirch

Title: City Manager

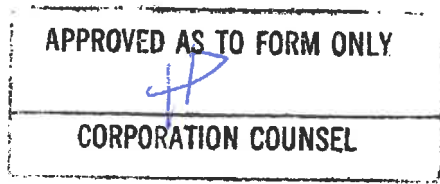
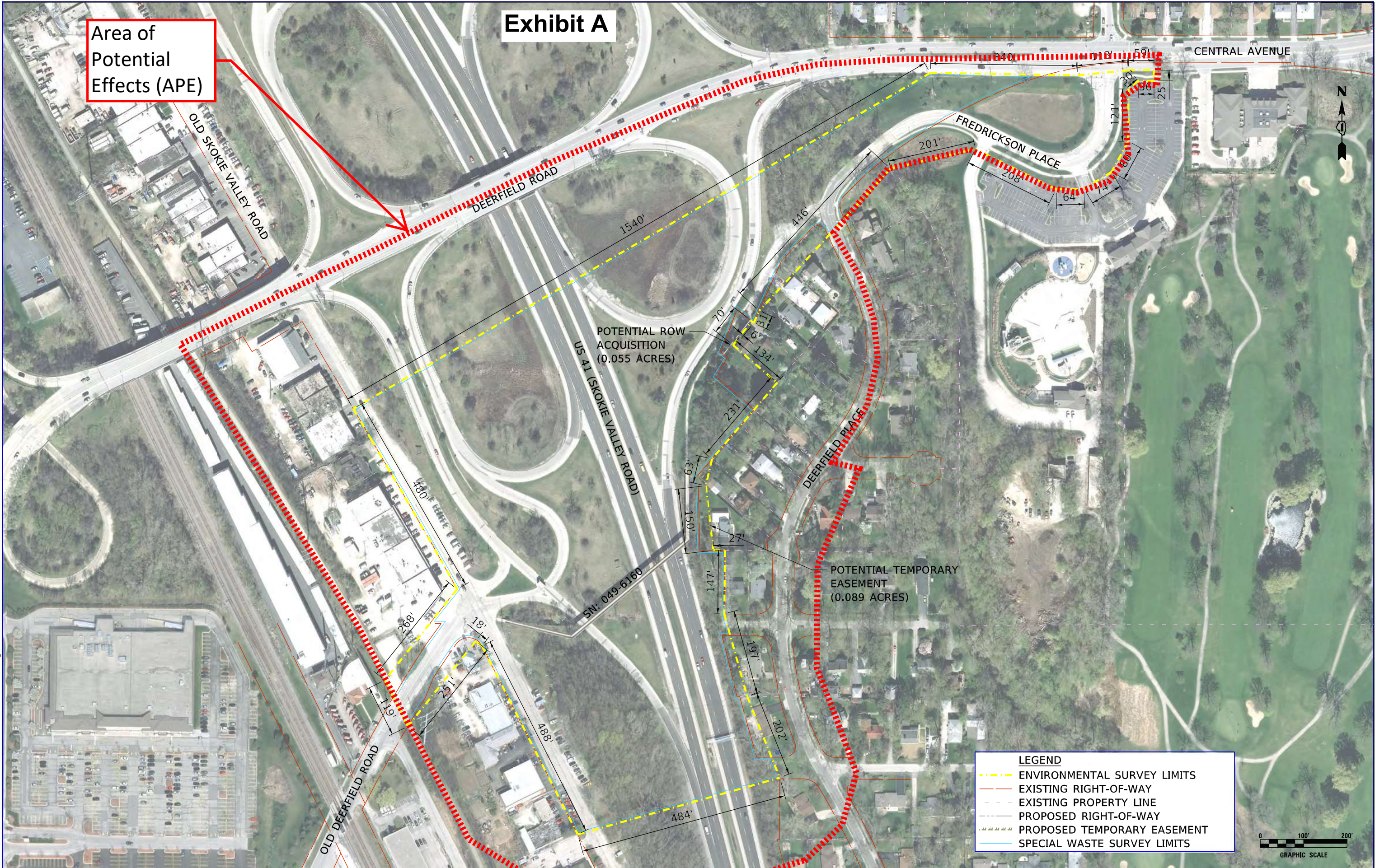


Exhibit A

Area of
Potential
Effects (APE)



LEGEND	
---	ENVIRONMENTAL SURVEY LIMITS
---	EXISTING RIGHT-OF-WAY
---	EXISTING PROPERTY LINE
---	PROPOSED RIGHT-OF-WAY
---	PROPOSED TEMPORARY EASEMENT
---	SPECIAL WASTE SURVEY LIMITS

ENGINEERING CONSULTANT				CITY OF HIGHLAND PARK				PEDESTRIAN BRIDGE OVER US 41 ENVIRONMENTAL SURVEY REQUEST				RTE. SECTION COUNTY TOTAL SHEETS SHEET NO.			
CiorbaGroup												LAKE 01 01			
USER NAME = theuer												CONTRACT NO.			
DESIGNED - TBH												FED. ROAD DIST. NO. 1 ILLINOIS FED. AID PROJECT			
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Illinois Department of Natural Resources

One Natural Resources Way Springfield, Illinois 62702-1271
www.dnr.illinois.gov

Exhibit B

JB Pritzker, Governor
Colleen Callahan, Director

Lake County

Highland Park

Pedestrian Bridge Rehabilitation or Replacement (SN 049-6160)

Over U.S. 41 Connecting Old Skokie Valley Road/Old Deerfield Road and Fredrickson Pl.

IDOT Seq #-22520, IDOT-Sec:-19-00139-00-BT

SHPO Log #005110819

March 10, 2022

Brad Koldehoff

Illinois Department of Transportation

Bureau of Design and Environment

2300 S. Dirksen Parkway

Springfield, IL 62764

Dear Mr. Koldehoff:

Thank you for requesting comments from our office concerning the possible effects of your project on cultural resources. Our comments are required by Section 106 of the National Historic Preservation Act of 1966, as amended, and its implementing regulations, 36 CFR 800: "Protection of Historic Properties". This bridge was previously determined eligible for listing on the National Register of Historic Places.

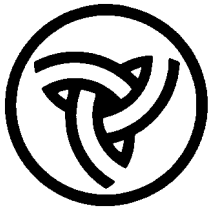
We have reviewed the additional information and concur that the undertaking to replace this bridge constitutes an adverse effect as defined in 36 CFR 800.5.

IDOT will draft a Memorandum of Agreement to mitigate this adverse effect. Please note that the bridge must not be demolished prior to the resolution of the disposition of this historic property.

Please contact CJ Wallace, Cultural Resources Coordinator, at 217/785-5027 or at Carol.Wallace@illinois.gov with any questions.

Sincerely,

Carey L. Mayer, AIA
Deputy State Historic
Preservation Officer



Illinois Department of Transportation

Memorandum

To:	George A. Tapas	Attn:	William Raffensperger
From:	Jack Elston	By:	Emilie Land
Subject:	Adverse Effect – SHPO Coordination Required		
Date:	February 8, 2022		

**Lake County
Highland Park
Pedestrian Bridge over US 41
Structure # 049-6160
Section #19-00139-00-BT
Sequence #22520
SHPO Log #005110819**

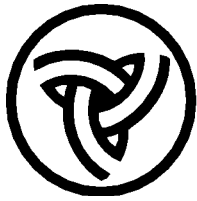
Adverse Effect – IDOT in coordination with FHWA has made a finding of “Adverse Effect.” The State Historic Preservation Officer (SHPO) has not responded within 30 days (see attached letter dated November 18, 2021). Therefore, in accordance with 36 CFR 800.3 (c)(4), the Section 106 process will move to the next step.

My office will develop a draft memorandum of agreement (MOA) that will stipulate the following mitigation measure must be completed before the existing structure can be removed: the existing bridge will be undergo documentation for the Historic Illinois Engineering Record (HIER).

A handwritten signature in cursive script, appearing to read 'Emilie Land'.

Emilie Land
Cultural Resources Unit
Bureau of Design & Environment

Attachment



Illinois Department of Transportation

2300 South Dirksen Parkway / Springfield, Illinois / 62764

November 18, 2021

Lake County
Highland Park
Pedestrian Bridge over US 41
Structure # 049-6160
Section 19-00139-00-BT
IDOT Sequence # 22520
SHPO Log #005110819

FEDERAL 106 PROJECT – Adverse Effect

Ms. Carol J. Wallace
Cultural Resources Coordinator
Illinois State Historic Preservation Office
Illinois Department of Natural Resources
1 Old State Capitol Plaza
Springfield, Illinois 62701

Dear Ms. Wallace:

In continuing consultation with the State Historic Preservation Officer (SHPO), the City of Highland Park, the Illinois Department of Transportation (IDOT), and the Federal Highway Administration (FHWA) propose to replace the Pedestrian Bridge over US 41 (SN 049-6160). With concurrence from your office, this structure has been determined eligible for the National Register of Historic Places (NRHP), see attached letter.

This undertaking is classified as a Categorical Exclusion under the National Environmental Policy Act (NEPA). ***In accordance with the Programmatic Agreement Regarding Section 106 Implementation for Federal-Aid Transportation Projects (PA), ratified March 7, 2018, an archaeological survey is not required for this undertaking.***

The Area of Potential Effects (APE) has been delineated as the footprint of the existing bridge. An analysis of alternative has been completed and is documented in the attached Section 4(f) report. The analysis supports a preferred alternative that removes and replaces of the existing bridge. Its removal will cause an Adverse Effect to this historic property. Surrounding resources were examined and are documented in the attached photo log. None of the resources, however, will be affected by the undertaking because no resources will be displaced nor will the bridge replacement introduce new elements into the setting of the resources.

In accordance with established procedures for coordination of IDOT projects, we request the concurrence of the SHPO with our finding of Adverse Effect. A draft Memorandum of Agreement (MOA) stipulating proposed mitigation measures will be developed and submitted to your office for review.

In accordance with 36 CFR Part 800.3(c)(4), FHWA and IDOT will proceed to the next step in the Section 106 process if we do not receive a written response from your office within 30 days.

Sincerely,

A handwritten signature in black ink, reading "Brad Koldehoff", written over a thin horizontal line.

Brad H. Koldehoff, RPA
Cultural Resources Unit Chief
Bureau of Design & Environment