

ORDINANCE NO. 006-108

AN ORDINANCE AUTHORIZING AN  
INTERGOVERNMENTAL  
AGREEMENT BETWEEN THE CITY  
OF CHICAGO AND THE CHICAGO  
TRANSIT AUTHORITY AUTHORIZING THE  
AUTHORITY'S USE OF FIBER OPTIC LINES  
OWNED BY COMMONWEALTH EDISON

WHEREAS, Commonwealth Edison Company (ComEd), has installed fiber optic strands in its underground conduits within the municipal boundaries of the City of Chicago (the "City"); and

WHEREAS, Pursuant to a Right to Use Agreement between the City and ComEd ("RTU Agreement"), the City has obtained the right to use, at no charge, for non-emergency purposes only, up to four of the ComEd-owned fiber optic strands; and

WHEREAS, The RTU Agreement between ComEd and the City also allows "sister agencies," including the Authority, to utilize the ComEd fiber pursuant to the terms of an intergovernmental agreement between the City and each sister agency; and

WHEREAS, the intergovernmental agreement incorporates the applicable terms of the RTU Agreement; and

WHEREAS, The right to use the fiber and the fiber run to the demarcation point in the Authority's headquarters building would be provided at no cost to the Authority; and

WHEREAS, It is in the best interest of the Authority to enter into an intergovernmental agreement with the City in the form attached to this Ordinance; now, therefore:

BE IT ORDAINED BY THE CHICAGO TRANSIT BOARD  
OF THE CHICAGO TRANSIT AUTHORITY:

SECTION 1. The Chairman, or her designee, is authorized to execute an intergovernmental agreement with the City of Chicago, granting the Authority the right to use (for non-emergency purposes only as defined in the attached Exhibits) the fiber optic strands provided by ComEd to the City (the "City Fibers"). The intergovernmental agreement shall be substantially in conformance with Exhibit A, attached hereto.

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SECTION 2. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

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Chairman

August 9, 2006

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Assistant Secretary

August 9, 2006