

ORDINANCE NO. 013-53

AN ORDINANCE AUTHORIZING AN
INTERGOVERNMENTAL
AGREEMENT BETWEEN THE
CHICAGO TRANSIT AUTHORITY AND
THE CITY OF CHICAGO, BY AND
THROUGH ITS DEPARTMENT
OF POLICE, FOR FY2011 GRANT
FUNDS

WHEREAS, The Chicago Transit Authority ("Authority") currently operates a public transportation system in the city of Chicago; and

WHEREAS, The security of Authority passengers, employees and property is a matter of public concern and the provision of such security is in the public interest; and

WHEREAS, Security is currently provided for the Authority's public transportation system by details of Chicago Police Department ("CPD") officers, the primary security responder for the Authority; and

WHEREAS, In Fiscal Year 2011, the Department of Homeland Security Transit Security Grant Program ("TSGP") distributed Two Hundred Seventy-nine Million Dollars (\$279,000,000.00) nationwide under sections 1406 of the Implementing Recommendations of the 9/11 Commission Act of 2007 to protect critical surface transportation infrastructure and the traveling public from acts of terrorism, major disasters, and other emergencies; and

WHEREAS, On October 6, 2011, the Authority and the United States Department of Homeland Security through its Federal Emergency Management Agency department ("FEMA") entered into a Grant Agreement, award number 2011-RA-APP-00068, for a grant in the amount of Twenty-one Million Forty-six Thousand Nine Hundred Twenty-four Dollars (\$21,046,924.00); and

WHEREAS, The Grant Agreement was awarded to the Authority to support specified projects implemented by the Authority and CPD respectively; and

WHEREAS, The projects to be undertaken by the Authority include the Critical Bridge and Interlocking Security Project at a cost of \$7,967,820 and the Phase II installation of the Rail Car Video Surveillance System at a cost of \$5,500,270; and

WHEREAS, The projects to be undertaken by CPD include the Anti-Terrorism TORCH Teams Opack at a cost of \$5,714,700, Anti-terrorism training at a cost of \$337,350, and the Transit Anti-Terrorism Surge Operations Opack at a cost of \$1,526,784; and

WHEREAS, The parties wish to express their intention to cooperate to protect critical surface transportation infrastructure and the traveling public from acts of terrorism and related major disasters or emergencies not inconsistent with the purpose of the Grant Agreement through entry into an intergovernmental agreement; and

WHEREAS, The intergovernmental agreement will also permit the Authority to pass-through funds in an amount that will not exceed Seven Million Five Hundred Seventy-eight Thousand Eight Hundred Thirty-four Dollars (\$7,578,834) to CPD for its projects as identified above; and

WHEREAS, Pursuant to Section 1.4(c) of the Authority's Procurement Policy and Procedures, contracts between units of government are not subject to a competitive bid process; now, therefore:

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

SECTION 1. That the Chairman of the Chicago Transit Board, or his designee, is hereby authorized to enter into an intergovernmental agreement with the City of Chicago, acting through its Department of Police, substantially in the form of the agreement attached hereto as Exhibit A, for a term which shall commence on the date of its execution and expire when FEMA provides a close-out notice for the Grant Agreement or on August 31, 2015, whichever is later; and in which the Authority will pass through DHS Transit Security Grant funds in the total not-to-exceed amount of Seven Million Five Hundred Seventy-eight Thousand Eight Hundred Thirty-four Dollars (\$7,578,834.00) to the City of Chicago Department of Police for the projects set forth therein.

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

APPROVED:

Chairman

April 19, 2013

PASSED:

Assistant Secretary

April 19, 2013

EXHIBIT A