

ORDINANCE NO. 013-79

AN ORDINANCE AUTHORIZING AN  
INTERGOVERNMENTAL  
AGREEMENT WITH THE STATE OF  
ILLINOIS DEPARTMENT OF CENTRAL  
MANAGEMENT SERVICES FOR THE  
STATE'S USE OF FIBER OPTIC  
CABLE ALONG THE  
CONGRESS BRANCH OF THE BLUE  
LINE

WHEREAS, The Chicago Transit Authority ("Authority") has installed fiber optic cable with a substantial number of optical fibers along the Authority's rail system; and

WHEREAS, Such installations may include more dark fibers than are needed for the Authority's uses; and

WHEREAS, Staff proposes entry into an intergovernmental agreement that would allow the State of Illinois Department of Central Management Services ("CMS") to use four (4) of the Authority's dark fibers starting at the Clark/Lake Station of the Blue Line and ending at the Forest Park Station of the Blue Line at no charge for a term of ten (10) years with renewal upon mutual agreement of the parties; and

WHEREAS, CMS and its contractors will comply with all CTA safety and operations standards; and

WHEREAS, CMS will be financially responsible for all costs associated with the installation, maintenance, repair, and relocation of its cables and/or equipment connected to the Authority's fiber; and

WHEREAS, CMS will indemnify and hold harmless the Authority for any loss due to or arising from CMS's access to and use of the Authority's fibers; now, therefore:

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

SECTION 1. The Chairman, or his designee, is authorized to execute an intergovernmental agreement with the State of Illinois, Department of Central Management Services granting it a license to use four (4) of the dark fibers on the Authority's fiber optic cable at no cost to the Authority along the Congress Branch of the Blue Line.

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SECTION 2. The intergovernmental agreement will include indemnification of the Authority by the State of Illinois Department of Central Management Services and such other terms as are substantially in conformance with Exhibit A, attached hereto.

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

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Chairman

June 12, 2013

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Assistant Secretary

June 12, 2013