

2/21/95

14-R-95

A Resolution

Authorizing the City Manager to Execute  
An Extension of an Intergovernmental  
Cooperation Agreement with the Chicago Transit Authority

WHEREAS, the legislature of the State of Illinois approved on April 14, 1945, the Metropolitan Transit Authority Act creating the Chicago Transit Authority ("CTA") as a municipal corporation, for the purpose of public ownership and operation of a transportation system in the metropolitan area of Cook County; and

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

WHEREAS, both the CTA and the Evanston Police Department ("PD") desire to develop a long range strategy for the provision of such security to CTA passengers, employees and property; and

WHEREAS, the PD permits sworn officers to volunteer to work during off-duty hours for municipal corporations separate and independent from the City of Evanston ("City"); and

WHEREAS, in furtherance of the provision of security to CTA passengers, employees and property, the CTA and the City wish to provide for the use of volunteer sworn officers; and

WHEREAS, the CTA and City are separate and independent municipal corporations, authorized to enter into this Agreement under the Constitution and the laws

of the State of Illinois in accordance with the provision of the Intergovernmental Cooperation Act, 5 ILCS 220/1 (1991),

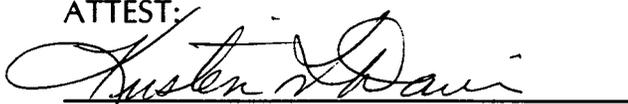
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That the City Manager of the City of Evanston is hereby authorized and directed to execute an extension of an Intergovernmental Cooperation Agreement between the CTA and the City to provide security for CTA passengers, employees and property. Said Extension to the Intergovernmental Cooperation Agreement shall be in substantial conformity with the Extension Agreement marked as Exhibit A, attached hereto and incorporated herein by reference.

SECTION 2: That this Resolution shall be in full force and effect from and after the date of its passage and approval in the manner provided by law.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Adopted: February 27, 1995

EXHIBIT A

INTERGOVERNMENTAL MEMORANDUM OF UNDERSTANDING

THIS Memorandum of Understanding, made and entered into as of the \_\_\_ day of February, 1995, by and between the **CITY OF EVANSTON**, a home rule municipality and municipal corporation organized and existing under and by virtue of the Constitution and laws of the State of Illinois, through its Department of Police (hereinafter referred to as the "PD"), and the **CHICAGO TRANSIT AUTHORITY**, a municipal corporation and unit of local government organized and existing under and by virtue of the Constitution and laws of the State of Illinois (hereinafter referred to as the "CTA").

**WITNESSETH:**

WHEREAS, the CTA and PD entered into an Intergovernmental Cooperation Agreement dated as of January 1, 1994 (hereinafter referred to as "Agreement") pursuant to which participants in the PD Voluntary Special Employment Program would provide security to CTA passengers, employees and property under the terms and conditions set forth in the Agreement; and

WHEREAS, Section 15 of the Agreement provides that the Agreement shall expire on December 31, 1994, and provides further that the Agreement cannot be extended without the written consent of the parties; and

WHEREAS, the parties to the Agreement are desirous of extending the Agreement for another period of one hundred twenty (120) days from January 1, 1995, the parties hereto and thereto agree as follows:

NOW THEREFORE, in consideration of the covenants and mutual covenants herein contained and contained in the Agreement, the parties hereto and thereto agree as follows:

1. Extension of Agreement. The Agreement shall be and hereby is further extended for a period of one hundred twenty (120) days commencing January 1, 1995 through April 30, 1995.
2. Terms and Conditions. Except as provided herein, the terms and conditions set forth in the Agreement shall continue during the period the Agreement is extended as provided therein.

This Memorandum further confirms the parties' understand that should any claim or wage increase arise after the expiration or termination of the Agreement, or any extension thereof, which relates to a time period or act covered by the Agreement, or any extension thereof, the obligations and/or liabilities of the parties remain in accordance with the terms and conditions of the Agreement, particularly paragraphs 7, 8 and 10 through 14.

IN WITNESS WHEREOF, the CITY OF EVANSTON has caused this Intergovernmental Memorandum of Understanding to be executed by its Superintendent of Police, approved by the City Manager of the City of Evanston and the City Council and its seal to be hereto affixed and duly attested by its CLERK, and the CHICAGO TRANSIT AUTHORITY has caused the same to be executed by the Chairman of the CHICAGO TRANSIT AUTHORITY BOARD and duly attested to by its Secretary as to

the date and year first above written.

APPROVED AS TO FORM  
AND LEGALITY

\_\_\_\_\_  
City Attorney

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM  
AND LEGALITY

\_\_\_\_\_  
Assistant Managing Attorney

Approved by Ordinance  
No. \_\_\_\_\_

CITY OF EVANSTON  
a municipal corporation

By: \_\_\_\_\_  
City Manager

By: \_\_\_\_\_  
Chief of Police

CHICAGO TRANSIT AUTHORITY  
a municipal corporation

By: \_\_\_\_\_  
Chairman

ATTEST:

\_\_\_\_\_  
Secretary to the Board