

ORDINANCE

WHEREAS, the City of Chicago (the "City") is a home rule municipality as described in Section 6(a), Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, the Chicago Transit Authority, a municipal corporation of the State of Illinois ("CTA"), operates and maintains bus service throughout the City, including along Western Avenue; and

WHEREAS, the City's Office of Emergency Management and Communications ("OEMC") and the CTA desire to install, test and operate a pilot project at selected intersections in the City as mutually agreed to by the parties, including but not limited to intersections along Western Avenue, to grant conditional intersection signal priority to buses operating on those streets and bus routes, including but not limited to the CTA's Western Avenue X49 Express bus route, to facilitate faster bus travel times and improve bus schedule adherence and yet to interfere minimally with normal traffic operations (the "Project"); and

WHEREAS, the parties propose to enter into an intergovernmental agreement ("Agreement") authorizing the Project, establishing equipment purchase, installation and maintenance guidelines for the parties, and setting operational and testing protocols; and

WHEREAS, the parties propose to enter into the Agreement under the provisions of the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq.; and

WHEREAS, on June 11, 2008, the Chicago Transit Board enacted an ordinance authorizing the CTA to enter into the Agreement; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. The above recitals are incorporated by reference as if fully set forth herein.

SECTION 2. Subject to the approval of the Corporation Counsel as to form and legality, the Executive Director of OEMC, the Acting Executive Director of OEMC (collectively, the "Executive Director") or his or her delegate is hereby authorized to execute and deliver the Agreement with the CTA in substantially the form attached hereto as Exhibit A, with such changes therein as the Executive Director may approve, provided that such changes do not amend any essential terms of the Agreement (execution of the Agreement by the Executive Director or his or her delegate constituting conclusive evidence of such approval), and to enter into and execute all such other agreements and instruments and to perform any and all acts as shall be necessary or advisable in connection with the implementation of the Agreement.

SECTION 3. To the extent that any current ordinance, resolution, rule, order or provision of the Municipal Code of Chicago, or part thereof, is in conflict with the provisions of this ordinance, the provisions of this ordinance shall control. If any section, paragraph, clause or

provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this ordinance.

SECTION 4. This ordinance shall be in full force and effect from and after the date of its passage and approval.

[Exhibit attached to this ordinance on file and available
for public inspection in the Office of the City Clerk]

Document No. P02008- 5568

Document No. 02008- 4308

REFERRED TO COMMITTEE ON TRANSPORTATION AND PUBLIC WAY
JUL - 9 2008
<i>Miguel del Valle</i> City Clerk City of Chicago

PASSED BY THE CITY COUNCIL OF THE CITY OF CHICAGO AND DEPOSITED IN THE OFFICE OF THE CITY CLERK OF SAID CITY.
JUL 30 2008
<i>Miguel del Valle</i> City Clerk of City of Chicago