

RESOLUTION NO. 24617

A RESOLUTION AUTHORIZING THE CHIEF OF THE CITY OF CHATTANOOGA FIRE DEPARTMENT TO ENTER INTO AN INTERLOCAL AGREEMENT, IN THE FORM ATTACHED HERETO, WITH HAMILTON COUNTY, TENNESSEE, FOR THE PURCHASE OF HOMELAND SECURITY EQUIPMENT IN AN AMOUNT NOT TO EXCEED TWO HUNDRED TWENTY-SEVEN THOUSAND FIVE HUNDRED NINETY-TWO AND 00/100 DOLLARS (\$227,592.00), WITH HAMILTON COUNTY GOVERNMENT REIMBURSING THE CITY OF CHATTANOOGA FROM HOMELAND SECURITY GRANTS PROVIDED TO HAMILTON COUNTY, TENNESSEE, BY THE UNITED STATES GOVERNMENT.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Chief of the City of Chattanooga Fire Department be and is hereby authorized to enter into an Interlocal Agreement, in the form attached hereto, with Hamilton County, Tennessee, for the purchase of Homeland Security equipment in an amount not to exceed \$227,592.00, with Hamilton County Government reimbursing the City of Chattanooga from Homeland Security Grants previously provided to Hamilton County, Tennessee, by the United States government.

ADOPTED: December 20, 2005.

PAN/kac

INTERLOCAL AGREEMENT BETWEEN

THE CITY OF CHATTANOOGA

AND

HAMILTON COUNTY, TENNESSEE

WHEREAS, the parties to this Agreement are authorized to enter into an Interlocal Agreement for the mutual benefit of their respective citizens pursuant to T.C.A. § 5-1-113; and

WHEREAS, Hamilton County, Tennessee has agreed that it will reimburse the City of Chattanooga for certain purchases of approved Homeland Security equipment from Homeland Security Grants provided to Hamilton County, Tennessee by the United States government;

NOW, THEREFORE,

In consideration of the mutual covenants hereinafter stated, the City of Chattanooga and Hamilton County, Tennessee do hereby agree as follows:

1. Hamilton County, Tennessee will reimburse the City of Chattanooga for the sum of Two Hundred Twenty-Seven Thousand Five Hundred Ninety-Two Thousand and 00/100 Dollars (\$227,592.00), following the City's purchase of the following approved Homeland Security equipment during fiscal year 2005-2006 and/or during the fall of 2006. A list of all approved Homeland Security equipment to be purchased by the City of Chattanooga during this time period is attached hereto and marked as Exhibit A.

2. The City of Chattanooga shall purchase the above Homeland Security equipment through normal bidding procedures for public purchases as required by the State law of Tennessee.

3. Following the purchase of the above listed equipment, the City of Chattanooga shall forward invoices and payments made by the City and request reimbursement for payments made as they are purchased. The cumulative reimbursements by Hamilton County shall not exceed the amount of \$227,592.00.

4. Hamilton County agrees to reimburse the City of Chattanooga within fifteen (15) days after receipt of invoices for equipment purchases for any Homeland Security equipment listed in Exhibit A which is purchased pursuant to this Agreement.

5. The parties agree that the terms of this Agreement are specifically enforceable in the event of a breach by either party. The parties agree that any action to enforce the terms of this Agreement shall be brought in the Chancery Court for Hamilton County, Tennessee and that any amendments to this Agreement during this term must be in writing and must be authorized by the legislative bodies of the City of Chattanooga and the Hamilton County Commission by resolution.

6. The parties agree that this Interlocal Agreement will be enforced and interpreted according to the laws of the State of Tennessee.

WITNESS our hands this _____ day of December, 2005.

CHATTANOOGA FIRE DEPARTMENT
CITY OF CHATTANOOGA, TENNESSEE

By: _____
WENDELL ROWE, Fire Chief

COUNTY OF HAMILTON, TENNESSEE

By: _____
CLAUDE RAMSEY, Mayor

This will be on the 12/20/05 Council Agenda.

Angela D. Davis

Legal Assistant
Randall L. Nelson, City Attorney
Nelson, McMahan, & Noblett
801 Broad Street, Suite 400
Chattanooga, TN 37402
(423) 757-5338
(423) 756-2291
(423) 756-0737 fax

From: Camp Kathy
Sent: Wednesday, December 07, 2005 9:15 AM
To: Flint Lamar
Cc: Noblett Phil; Davis Angela
Subject: Resolution and Interlocal Agreement for Homeland Security Grant

Lamar, attached please find the Resolution and Interlocal Agreement for the Homeland Security Grant pursuant to your email of December 5, 2005. Angela, please put this on the agenda and let Lamar and Phil know when it will be coming up. Thanks.

Kathy A. Camp
Legal Assistant
NELSON, McMAHAN & NOBLETT
801 Broad Street, Suite 400
Chattanooga, Tennessee 37402
(423) 756-2291

People will take your example far more seriously than they will your advice.

Davis Angela

From: Camp Kathy
Sent: ~ Wednesday, December 07, 2005 9:15 AM
To: Flint Lamar
Cc: Noblett Phil; Davis Angela
Subject: Resolution and Interlocal Agreement for Homeland Security Grant
Attachments: Interlocal Agreement with County 2005 - purchase of Homeland Security Equipment.doc

Lamar, attached please find the Resolution and Interlocal Agreement for the Homeland Security Grant pursuant to your email of December 5, 2005. Angela, please put this on the agenda and let Lamar and Phil know when it will be coming up. Thanks.

Kathy A. Camp
Legal Assistant
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