

RESOLUTION NO. 25826

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF CHATTANOOGA TO EXECUTE AN INTERLOCAL AGREEMENT WITH HAMILTON COUNTY, TENNESSEE, FOR HOMELAND SECURITY GRANT FUNDS AWARDED BY THE UNITED STATES GOVERNMENT DURING FISCAL YEAR 2008-2009 TO BE USED BY THE CITY FIRE DEPARTMENT FOR THE PURCHASE OF APPROVED HOMELAND SECURITY TRAINING EQUIPMENT AND SUPPLIES IN THE AMOUNT OF THREE HUNDRED TWENTY-ONE THOUSAND TWO HUNDRED TWENTY-ONE DOLLARS (\$321,221.00) AND BY THE CITY POLICE DEPARTMENT FOR THE PURCHASE OF A CHEMICAL RESPONSE VEHICLE IN THE AMOUNT OF ONE HUNDRED NINETY-EIGHT THOUSAND NINE HUNDRED TWENTY-TWO AND 50/100 (\$198,922.50), FOR A TOTAL AMOUNT NOT TO EXCEED FIVE HUNDRED TWENTY THOUSAND ONE HUNDRED FORTY-THREE AND 50/100 DOLLARS (\$520,143.50), WHICH PURCHASES SHALL BE COMPLETED BY JUNE 30, 2011, AS SHOWN ON THE ATTACHED INTERLOCAL AGREEMENT.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Mayor of the City of Chattanooga be and is hereby authorized to execute an Interlocal Agreement with Hamilton County, Tennessee, for Homeland Security Grant funds awarded by the United States Government during Fiscal Year 2008-2009 to be used by the Chattanooga Fire Department for the purchase of approved Homeland Security Training Equipment and supplies in the amount of \$321,221.00 and by the City Police Department for the purchase of a chemical response vehicle in the amount of \$198,922.50, for a total amount not to exceed \$520,143.50, which purchases shall be completed by June 30, 2011, as shown on the attached Interlocal Agreement.

Approved: February 10, 2009.

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 training/equipment/supplies 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 shall reimburse the City of Chattanooga for the sum of Five Hundred Twenty Thousand One Hundred Forty-Three and 50/100 Dollars (\$520,143.50) following the City's purchase of approved Homeland Security training/equipment/supplies for the Chattanooga Fire Department totaling Three Hundred Twenty-One Thousand Two Hundred Twenty-One and 00/100 Dollars (\$321,221.00), and the City's purchase of a Chemical, Biological, Radiological, Nuclear, Explosives, (CBRNE) response vehicle for the Chattanooga Police Department totaling One Hundred Ninety-Eight Thousand Nine Hundred Twenty-Two and 50/100 dollars (\$198,922.50). The purchases shall be completed by June 30, 2011.

2. The City of Chattanooga shall purchase the above Homeland Security training/equipment/supplies and CBRNE response vehicle through normal bidding procedures for public purchases as required by the State law of Tennessee.

3. Following the purchase of the training/equipment/supplies and the CBRNE response vehicle, the City of Chattanooga shall forward invoices and payments made by the City and request reimbursement for payments made. The cumulative reimbursements by Hamilton County shall not exceed the amount of \$520,143.50.

4. Hamilton County agrees to reimburse the City of Chattanooga within fifteen (15) days after receipt of invoices for training/equipment purchases.

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 March, 2009.

CITY OF CHATTANOOGA, TENNESSEE

By: _____
RON LITTLEFIELD, Mayor

COUNTY OF HAMILTON, TENNESSEE

By: _____
CLAUDE RAMSEY, Mayor