

ORDINANCE NO. 012-78

AN ORDINANCE APPOINTING A TRUSTEE  
AND AN ALTERNATE TO THE BOARD OF  
TRUSTEES OF THE RETIREMENT PLAN  
FOR CHICAGO TRANSIT AUTHORITY  
EMPLOYEES

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WHEREAS, The Illinois Pension Code, 40 ILCS 5/22-101 *et seq.* directs the Chicago Transit Board (the "Board") to appoint five trustees to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees; and

WHEREAS, The bylaws for the Retirement Plan for Chicago Transit Authority Employees allow for the appointment of alternates; and

WHEREAS, Ordinance No. 010-35, dated April 14, 2010, appointed Karen Walker to replace Gia Morris as trustee to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees and Earl Swopes to replace Jeanette Martin as alternate to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees; and

WHEREAS, Ordinance No. 012-25, dated March 14, 2012, appointed Paul Volpe to replace Peter Xilas as trustee to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees; and

WHEREAS, It is recommended that Larry Owens be appointed to replace Paul Volpe as trustee to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees and Patricia Thomas-Miller to replace Earl Swopes as alternate to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees; and

WHEREAS, Pursuant to the Metropolitan Transit Authority Act, 70 ILCS 3605/17, the Authority may provide for the indemnification of any officer or employee of the Authority against loss or damage to property from any cause in the performance of the duties of his/her office or employment; and

WHEREAS, The Board has determined that it is in the best interests of the Authority to indemnify the aforementioned appointees and any successor appointees to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees; now, therefore:

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

SECTION 1 Effective immediately, the Transit Board hereby appoints Larry Owens as trustee to the Board of Trustees of the Retirement Plan for Chicago

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Transit Authority Employee and Patricia Thomas-Miller as alternate to the Board of Trustees of the Retirement Plan for Chicago Transit Authority. This trustee and any successor trustee and this alternate and any successor alternate shall have all duties and responsibilities conferred upon them pursuant to the legislation creating the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees and any amendments thereto.

SECTION 2. If any claim or action is instituted against any trustee, successor trustee or alternate to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees based on harm or damage allegedly arising out of any act or omission of any such trustee, successor or alternate occurring within the scope of his/her appointment or work on behalf of the Retirement Plan for Chicago Transit Authority Employees, the Authority shall indemnify such trustee, successor trustee or alternate for all legal expenses, court costs and for any amount paid pursuant to any judgment on, or any good faith settlement of such claim, except for any portion of a judgment awarded for willful or wanton misconduct.

SECTION 3. This ordinance shall be deemed to be and shall constitute a contract between the Authority and the trustee, successor trustee or alternate to the Board of Trustees of the Retirement Plan for Chicago Transit Authority Employees.

SECTION 4. The Board retains the authority to modify these appointments at any time.

SECTION 5. This Ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

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Chairman

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Assistant Secretary

July 18, 2012

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