

ORDINANCE NO. 008-139

AN ORDINANCE AUTHORIZING AN  
INTERGOVERNMENTAL  
AGREEMENT WITH RTA FOR THE  
SALE OF SMART CARDS FOR THE  
SENIORS RIDE FREE AND PEOPLE  
WITH DISABILITIES RIDE FREE  
PROGRAMS

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WHEREAS, The State of Illinois adopted Public Act 95-0708 allowing seniors age 65 and over to ride free on the Authority's fixed route bus and rail system; and

WHEREAS, The legislation resulted in the "Seniors Ride Free" program; and

WHEREAS, The State of Illinois adopted Public Act 95-0906 allowing enrollees in the Illinois Circuit Breaker Program who are disabled to ride free on the Authority's fixed route bus and rail system; and

WHEREAS, The Circuit Breaker Program is also known as the "People with Disabilities Ride Free" program and it will go into effect on October 24, 2008; and

WHEREAS, The Regional Transportation Authority ("RTA") will administer both programs for customers of the Authority, Metra and Pace; and

WHEREAS, The Authority, Metra and Pace have determined that a photo identification Smart Card will provide operational benefits to these programs and will allow for more accurate and complete ridership information; and

WHEREAS, Initial regional demand for the Smart Cards for these programs is estimated at 350,000 through April 1, 2009, with an additional 100,000 cards a year thereafter; and

WHEREAS, The Authority and RTA have negotiated a five year intergovernmental agreement whereby the Authority agrees to produce the Smart Cards for the programs and RTA agrees to reimburse the Authority \$5.00 for each Smart Card it receives; and

WHEREAS, The Smart Cards will be encoded by the Authority to enable eligible seniors and persons with disabilities to ride fixed route transit without charge; and

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WHEREAS, The Authority agrees to indemnify RTA for loss or damage arising out of CTA's improper performance or failure to perform under the agreement, and RTA agrees to indemnify the Authority for loss or damage arising out of RTA's improper or unauthorized distribution of the Smart Cards purchased under the agreement; and

WHEREAS, The intergovernmental agreement can be canceled by either party upon sixty (60) days prior notice; and

WHEREAS, Staff recommends that the Chicago Transit Board authorize the intergovernmental agreement; now, therefore:

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

SECTION 1. The Chairman, or her designee, is hereby authorized to enter into an intergovernmental agreement ("IGA") with the Regional Transportation Authority ("RTA") whereby the Authority will provide Smart Cards to the RTA, which will distribute such cards to participants in the Seniors Ride Free and Circuit Breaker programs on behalf of the Authority, Pace and Metra.

SECTION 2. The IGA provides that the Authority will produce and encode Smart Cards for RTA; RTA will pay five dollars (\$5.00) for each card it receives; the parties agree to indemnify each other; it will be terminable by either party upon sixty (60) days prior notice; and such other terms and conditions substantially in conformance with Exhibit A, attached hereto.

SECTION 3. 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

October 10, 2008

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