

ORDINANCE NO. 013-93

AN ORDINANCE APPOINTING A TRUSTEE
TO THE BOARD OF TRUSTEES OF THE
CHICAGO TRANSIT AUTHORITY RETIREE
HEALTH CARE TRUST

WHEREAS, The Illinois Pension Code, 40 ILCS 5/22-101B *et seq.* directs the Chicago Transit Board (the "Board") to appoint three trustees to the Board of Trustees of the Chicago Transit Authority Retiree Health Care Trust ("RHCT"); and

WHEREAS, The bylaws for the RHCT allow for the appointment of alternates; and

WHEREAS, Ordinance No. 012-79 appointed Larry Owens to replace Paul Volpe as trustee for the Board of Trustees of the RHCT; and

WHEREAS, It is recommended that Omar Brown be appointed to replace Larry Owens as trustee for the Board of Trustees of the RHCT; and

WHEREAS, Pursuant to the Metropolitan Transit Authority Act, 70 ILCS 3605/17, the Authority may provide for the indemnity 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, alternates or any successor appointees or alternates to the Board of Trustees of the RHCT; now, therefore:

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

SECTION 1. Effective immediately, the Board hereby appoints Omar Brown as trustee to the Board of Trustees of the RHCT. This trustee and any successor trustees shall have all duties and responsibilities conferred upon them pursuant to the legislation creating the Board of Trustees of the RHCT and any amendments thereto.

SECTION 2. If any claim or action is instituted against any trustee, alternate or successor trustee or alternate to the Board of Trustees of the RHCT based on harm or damage allegedly arising out of any act or omission of any such alternate or successor alternate occurring within the scope of his/her appointment or work on behalf of the RHCT, the Authority shall indemnify such trustee, alternate or 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. This ordinance shall be deemed to be and shall constitute a contract between the Authority and the trustee, alternate and successor trustee or alternate to the Board of Trustees of the RHCT.

ORDINANCE NO. 013-93
(Continued) -2

SECTION 3. The Board retains the authority to modify this appointment at any given time.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Chairman

July 15, 2013

Assistant Secretary

July 15, 2013