WHEREAS, The Chicago Transit Authority (the “Authority”) requires fuel distribution services for non-revenue vehicles, and per Transit Board Ordinance No. 010-117 entered into an intergovernmental agreement (IGA) with the City of Chicago Department of Fleet Management, now known as the City of Chicago Department of Assets, Information and Services (the “City”), for fuel services; and

WHEREAS, The City currently maintains nine fueling sites which Authority employees use to refuel non-revenue vehicles; and

WHEREAS, The Authority also requires maintenance and repair of certain Authority non-revenue vehicles and construction equipment and entered into a separate IGA with the City per Transit Board Ordinance No. 007-120, which was amended pursuant to Ordinance Nos. 010-129 and 018-60; and

WHEREAS, The City currently maintains and repairs approximately 450 Authority non-revenue vehicles and provides service to the Authority at eleven locations throughout the City; and

WHEREAS, The parties wish to combine the two agreements into one IGA for the City to continue providing fuel services and vehicle maintenance and repair, while removing the provision allowing the City to lease space at the Authority’s Beverly Garage; and

WHEREAS, The City initially will charge the Authority $0.35 per gallon for fuel, in addition to the amount the Authority pays the fuel supplier, $15 for each fuel card, and an initial rate of $115.00 per hour for maintenance and repair services, with the hourly rate subject to annual review; and

WHEREAS, The IGA permits the Authority to terminate the agreement within 180 days if the City increases its hourly rate; and

WHEREAS, Under the IGA, the City will provide the Authority with diesel exhaust fluid (DEF) and compressed natural gas (CNG) at current market prices while windshield wiper fluid, anti-freeze, and certain other fluids will be provided at no additional charge; and
WHEREAS, The IGA contains a mutual indemnification clause and permits either party to terminate the agreement, in whole or in part, upon 180 days' written notice; and

WHEREAS, The IGA has a term through December 31, 2025, with a two-year option to extend; and

WHEREAS, Cooperation between and among governmental agencies and entities through intergovernmental agreements is authorized by the Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.); now, therefore:

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

SECTION 1. The Vice Chair of the Chicago Transit Board, or her designee, is hereby authorized, pursuant to Section 7 of the Chicago Transit Authority Bylaws, Rules and Regulations and Rules of Order due to the absence of a Board Chair, to enter into an intergovernmental agreement with the City of Chicago through its Department of Assets, Information and Services for fuel services and vehicle maintenance and repair for a term through December 31, 2025 with a two-year option to extend which requires the Authority to pay the City a Thirty-Five Cent ($0.35) surcharge for each gallon of fuel, Fifteen Dollars ($15.00) for each fuel card, and One Hundred Fifteen Dollars ($115.00) per hour for vehicle maintenance and repair work, and which contains a mutual indemnification clause and such other terms as are substantially in conformance with the Fuel Supply and Equipment Maintenance and Repair Agreement Between the City of Chicago By and Through the Department of Assets, Information and Services (AIS) and the Chicago Transit Authority attached as Exhibit A hereto.

SECTION 2. The Vice Chair, or her designee, is further authorized to take such actions and execute such documents as may be necessary to implement the objectives of this ordinance.

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

APPROVED:                      PASSED:

_________________________     ________________________
Vice Chair     Assistant Secretary

February 10, 2021                                February 10, 2021