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City Council Document Tracking Sheet

Meeting Date:	11/2/2011
Sponsor(s):	Emanuel, Rahm (Mayor)
Type:	Ordinance
Title:	Allocation of 2012 Motor Fuel Tax Funds and associated intergovernmental agreement with Chicago Transit Authority
Committee(s) Assignment:	Committee on Budget and Government Operations

BUDG.



OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

November 2, 2011

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Budget Director, I transmit herewith an ordinance allocating 2012 motor fuel tax funds and authorizing an associated intergovernmental agreement with the Chicago Transit Authority.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

Mayor

O R D I N A N C E

WHEREAS, the law of the State of Illinois establishing the Regional Transportation Authority (the "RTA") (70 ILCS 3615/1,01, et seq.,) provides in Section 4.10 that the RTA shall not for any fiscal year of the RTA release to the Chicago Transit Authority (the "CTA") any funds except for the proceeds of taxes imposed by the RTA under Section 4.03 and 4.03.1 which are allocated to the CTA under Section 4.10(d) unless a unit or units of local government in Cook County (other than the CTA) enters or enter into an agreement with the CTA to make a monetary contribution for such year of at least Five Million Dollars (\$5,000,000) for public transportation; and

WHEREAS, the CTA will, for the foreseeable future, require such financial grants from the RTA in order to meets it operation expenses; and

WHEREAS, every year since the inception of the RTA, the City of Chicago has contributed Three Million Dollars (\$3,000,000) and the County of Cook has contributed Two Million Dollars (\$2,000,000) for such purpose; and

WHEREAS, the last such Ordinance authorizing the City's contribution was passed on November 10, 2010 (Journal of the Proceedings of the City Council, Page 105483); now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. There is hereby allocated for the fiscal year of the RTA ending December 31, 2012 the sum of Three Million Dollars (\$3,000,000) for use by the CTA as a matching grant from the City of Chicago to be paid prior to December 31, 2012 from that part of the Motor Fuel Tax Funds which have been or may be allocated to the City of Chicago.

SECTION 2. The sum of Three Million Dollars (\$3,000,000) hereby allocated shall be deemed, considered and construed as the payment and fulfillment of the local contribution required of the City of Chicago pursuant to an agreement made under Section 4.10 of the Regional Transportation Authority Act (70 ILCS 3615/4.10) between the CTA, the County of Cook, and the City of Chicago. Subject to the approval of the Corporation Counsel as to form and legality, the Mayor is authorized to execute such agreement, substantially in the form attached hereto as Exhibit A.

SECTION 3. The City Clerk is hereby directed to transmit a certified copy of this Ordinance to the Governor of the State of Illinois and (2) two certified copies of this Ordinance to the Department of Transportation of the State of Illinois, Springfield, Illinois.

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

Exhibit "A" referred to in this Ordinance reads as follows:

EXHIBIT A

Intergovernmental Agreement.

AGREEMENT

THIS AGREEMENT made this _____ day of _____, 2010, by and between the CHICAGO TRANSIT AUTHORITY (herein the "AUTHORITY"), a municipal corporation of the State of Illinois, established pursuant to the METROPOLITAN TRANSIT AUTHORITY ACT, 70 ILCS 3605/1, et seq. and the CITY OF CHICAGO and the COUNTY OF COOK, municipal corporations of the State of Illinois.

WITNESSETH:

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and in consideration of the covenants hereinafter set forth, this Agreement is made pursuant to the provisions of Section 4.10 of the REGIONAL TRANSPORTATION AUTHORITY ACT, 70 ILCS 3615/4.10.

1. The CITY OF CHICAGO hereby agrees to contribute prior to December 31, 2012, Three Million Dollars (\$3,000,000) in the aggregate in cash directly to the AUTHORITY for public transportation for the fiscal year of the REGIONAL TRANSPORTATION AUTHORITY ending December 31, 2012.

2. The COUNTY OF COOK hereby agrees to contribute prior to December 31, 2012, Two Million Dollars (\$2,000,000) in the aggregate in cash directly to the AUTHORITY for public transportation for the fiscal year of the REGIONAL TRANSPORTATION AUTHORITY ending December 31, 2012.

IN WITNESS WHEREOF, the parties hereto, by their duly authorized officers, have executed this Agreement on the date first above-mentioned.

CITY OF CHICAGO

COUNTY OF COOK

By: _____

By: _____

CHICAGO TRANSIT AUTHORITY

By: _____

APPROVED
Mark P. Peter
MAYOR
CITY OF
CORPORATION COUNSEL

APPROVED
Robin E. ...
11/17/11
Mayor
SRP