



**JOURNAL of the PROCEEDINGS
of the
CITY COUNCIL
of the
CITY of CHICAGO, ILLINOIS**

Regular Meeting—Wednesday, March 12, 1986

at 10:00 A.M.

(Council Chamber—City Hall—Chicago, Illinois)

OFFICIAL RECORD.

HAROLD WASHINGTON
Mayor

WALTER S. KOZUBOWSKI
City Clerk

Attendance at Meeting.

Present -- Honorable Harold Washington, Mayor, and Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone.

Absent -- Aldermen Vrdolyak, Brady, Santiago, Frost.

Call to Order.

On Wednesday, March 12, 1986 at 11:47 A.M. (the hour appointed for the meeting was 10:00 A.M.) Honorable Harold Washington, Mayor, called the City Council to order. Daniel J. Burke, Deputy City Clerk, called the roll of members and it was found that there were present at that time: Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Quorum present.

Invocation.

Rabbi Arnold G. Kaiman D.D., Congregation Kol Ami, opened the meeting with prayer.

REPORTS AND COMMUNICATIONS FROM CITY OFFICERS.

At this point in the proceedings, Mayor Harold Washington thanked Miss Carolyn Brenner, founder and director of Tikvah Institute for childhood learning disabilities for the flowers that Miss Brenner and the children of Tikvah brought to the meeting for him.

Placed on File -- MAYOR'S APPOINTMENTS OF VARIOUS
INDIVIDUALS AS MEMBERS OF COMMITTEE ON
STANDARDS AND TESTS.

Honorable Harold Washington, Mayor, submitted the following communication, which was
Placed on File:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- I have appointed the following persons as members of the Committee on Standards and Tests: Kenneth G. Groggs, Stanley Tigerman and Roula Alakiotou. I submit this communication for your information.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- MAYOR'S APPOINTMENT OF MR. WILLIAM STALKER
AS MEMBER OF CITY OF CHICAGO ELECTRICAL
COMMISSION.

Honorable Harold Washington, Mayor, submitted the following communication, which was, at the request of two aldermen present (under the provisions of Council Rule 43),
Referred to the Committee on Buildings:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- I hereby appoint William Stalker as a member of the City of Chicago Electrical Commission. Your favorable consideration of this appointment will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- MAYOR'S APPOINTMENT OF VARIOUS INDIVIDUALS
AS MEMBERS OF ECONOMIC DEVELOPMENT COMMISSION.

3/12/86

COMMUNICATIONS, ETC.

28359

Honorable Harold Washington, Mayor, submitted the following communication, which was, at the request of two aldermen present (under the provisions of Council Rule 43), *Referred to the Committee on Economic Development:*

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- Pursuant to the ordinance transmitted to you under separate cover, the following are my proposed appointees to the Economic Development Commission:

Robert Pritzker for a one year term.

William Brazeley for a one year term.

John Kennedy for a one year term.

Phillip Miller for a two year term.

Gloria Chevere for a two year term.

Robert Belcaster for a two year term.

Jacoby Dickens for a two year term.

Ronald Gidwitz for a three year term.

Barry Sullivan for a three year term.

Michael Bennet for a three year term.

Donald Langenberg for a three year term.

Your favorable consideration of these appointments will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- MAYOR'S APPOINTMENT OF FRANCES KAHN ZEMANS
AS MEMBER OF BOARD OF MUNICIPAL INVESTIGATION.

Honorable Harold Washington, Mayor, submitted the following communication, which was, at the request of two aldermen present (under the provisions of Council Rule 43), *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- I have appointed Frances Kahn Zemans as a member of the Board of Municipal Investigation for a term ending April 12, 1988, and respectfully request your approval of this appointment.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- MAYOR'S APPOINTMENT OF MR. JUDSON H. MINER
AS CORPORATION COUNSEL OF CITY OF CHICAGO.

Honorable Harold Washington, Mayor, submitted the following communication, which was, at the request of two aldermen present (under the provisions of Council Rule 43), *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- I appoint Mr. Judson H. Miner as Corporation Counsel of the City of Chicago and respectfully request your approval of this appointment.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- AUTHORIZATION FOR ISSUANCE OF LOAN
COMMITMENTS FOR REHABILITATION OF
HOMELESS SHELTERS.

3/12/86

COMMUNICATIONS, ETC.

28361

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of Housing, I transmit herewith an ordinance authorizing the Commissioner or the First Deputy Commissioner of Housing to issue loan commitments for the rehabilitation of homeless shelters.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred-- AUTHORIZATION FOR EXECUTION OF REDEVELOPMENT
AGREEMENT FOR BLOCK 16 IN NORTH LOOP BLIGHTED
COMMERCIAL AREA.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Planning, I transmit herewith an ordinance authorizing the execution of a redevelopment agreement for Block 16 in North Loop Blighted Commercial Area.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- AUTHORIZATION FOR EXECUTION OF
REDEVELOPMENT AGREEMENT WITH NEWLY
WEDS FOODS, INCORPORATED AND
ILLINOIS TOOL WORKS,
INCORPORATED.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Economic Development, I transmit herewith an ordinance authorizing the Commissioner to enter into and execute, on behalf of the City of Chicago, a Redevelopment Agreement with Newly Weds Foods, Inc. and Illinois Tool Works, Inc., by which the City will provide funds to Newly Weds Foods, Inc. in the amount of \$.50 per square foot, or approximately \$143,184, to assist Newly Weds Foods, Inc. to acquire property located at 2501 North Keeler Avenue, Chicago, as part of its food products manufacturing expansion program.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- AUTHORIZATION FOR EXECUTION OF LOAN AND
SECURITY AGREEMENT WITH ABCOR STEEL COMPANY
TO EXPAND BUSINESS AND JOB OPPORTUNITIES.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

3/12/86

COMMUNICATIONS, ETC.

28363

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Economic Development, I transmit herewith an ordinance authorizing the Commissioner to enter into and execute on behalf of the City of Chicago a Loan and Security Agreement with Abcor Steel Company in the amount of \$350,000, to expand business and job opportunities located at Wisconsin Steel Company Mill No. 6.

Your favorable consideration of this ordinance will be appreciated.

Sincerely,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- AUTHORIZATION FOR EXECUTION OF REDEVELOPMENT
AGREEMENT WITH TREMONT GARAGE
IN NORTH LOOP BLIGHTED
COMMERCIAL AREA.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance:*

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Planning, I transmit herewith an ordinance authorizing the execution of a redevelopment agreement for Tremont Garage in North Loop Blighted Commercial Area.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- SOUTH CHICAGO ENTERPRISE ZONE CORPORATION
DESIGNATED AS ZONE ORGANIZATION FOR CHICAGO
ENTERPRISE ZONE III.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Economic Development, I transmit herewith an ordinance designating South Chicago Enterprise Zone Corporation as a Designated Zone Organization for the City's Enterprise Zone III.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- AUTHORIZATION FOR EXECUTION OF
REDEVELOPMENT AGREEMENT WITH BRIDAL
CORONETS, INCORPORATED AND
MILFORD D. BONNER.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Economic Development, I transmit herewith an ordinance authorizing the Commissioner to enter into and execute on behalf of the City of Chicago a redevelopment agreement with Bridal Coronets, Inc., and Milford D. Bonner, by which the City will provide funds to Bridal Coronets, Inc., in the amount of \$.50 per square foot or approximately \$12,540 to assist Bridal Coronets, Inc. in the acquisition of property located at 6445 West Grand Avenue, Chicago as part of its wedding accessories manufacturing operation expansion.

3/12/86

COMMUNICATIONS, ETC.

28365

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- AUTHORIZATION FOR EXECUTION OF LOAN
AND SECURITY AGREEMENT WITH BRIDAL
CORONETS, INCORPORATED.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Finance*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Economic Development, I transmit herewith an ordinance authorizing the Commissioner to enter into and execute on behalf of the City of Chicago a loan and security agreement with Bridal Coronets, Inc. in the amount of \$235,925 to expand business and job opportunities located at 6445 West Grand Avenue.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- AMENDMENT OF CHICAGO MUNICIPAL CODE CHAPTER
15.2 REDUCING SIZE OF ECONOMIC DEVELOPMENT
COMMISSION AND REDEFINING
MEMBERSHIP TERMS.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Economic Development*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of Economic Development, I transmit herewith an ordinance amending Chapter 15.2 of the Municipal Code of Chicago, to reduce the size of the Economic Development Commission and to redefine the terms of its members.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred-- APPROVAL OF AMENDMENT NUMBER 6 TO
CENTRAL WEST REDEVELOPMENT PLAN.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Housing and Neighborhood Development*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Housing, I transmit herewith an ordinance approving Amendment No. 6 to the Central West Redevelopment Plan. This amendment provides for two changes in the land use plan map. The first revision would change the land use from "Institutional" to "Residential". The second revision would change the land use from "Residential" to "Residential and/or Commercial".

Also enclosed are certified copies of a resolution adopted by the Department of Urban Renewal Board at a regular meeting held on the 17th day of December, 1985, authorizing the Commissioner to request City Council approval of the ordinance referred to above.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

3/12/86

COMMUNICATIONS, ETC.

28367

Referred -- AUTHORIZATION AND APPROVAL OF LEASE
AGREEMENT FOR PARCEL PK-1 IN HASKINS-
HERMITAGE URBAN RENEWAL PROJECT.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Leases*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Housing, I transmit herewith an ordinance for authorization and approval of a lease agreement for Parcel PK-1 (generally bounded on the north by the City limits, on the east by North Hermitage Avenue, on the south by West Juneway Terrace and North Haskins Avenue, and on the west by a line approximately 460 feet west of North Hermitage Avenue) in the Haskins- Hermitage Urban Renewal Project.

Also enclosed are certified copies of a resolution adopted by the Department of Urban Renewal at an adjourned regular meeting held on the 21st day of November, 1985, authorizing the Commissioner to request City Council approval of the ordinance referred to above.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- EXECUTION AND ADOPTION OF CONTRACTOR'S
TEMPORARY CROSSING LICENSE WITH CHICAGO AND
NORTH WESTERN TRANSPORTATION COMPANY.

Honorable Harold Washington, Mayor, submitted the following communication, which was, together with the proposed ordinance transmitted therewith, *Referred to the Committee on Streets and Alleys*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Aviation, I transmit herewith an ordinance providing for the execution and adoption of a Contractor's Temporary Crossing License between the City of Chicago and the Chicago and North Western Transportation Company.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

**City Council Informed As To Miscellaneous
Documents Filed In City Clerk's Office.**

Honorable Walter S. Kozubowski, City Clerk, informed the City Council that documents have been filed in his office relating to the respective subjects designated as follows:

Placed on File -- MAYORAL VETO OF RESOLUTION APPROVING
USE OF COMMUNITY DEVELOPMENT BLOCK GRANT
SALVAGE FUNDS TO REFURBISH
GATELY STADIUM.

Honorable Harold Washington, Mayor, submitted the following communication:

OFFICE OF THE MAYOR
CITY OF CHICAGO

March 12, 1986.

To the Honorable, The City Council of the City of Chicago:

LADIES AND GENTLEMEN -- I return herewith, without my approval, a resolution granting to the Chicago Park District \$600,000 in Community Development Block Grant salvage funds, for the purpose of refurbishing Gately Stadium. Because this resolution appropriates funds and creates a financial liability on the part of the City, it is clearly subject to the veto power, pursuant to Chapter 24, par. 3-11-18 of the Illinois Revised Statutes. The reasons for my disapproval are described below.

The Chicago Park District has the sole responsibility for the maintenance of its facilities. In requesting this funding, representatives of the Park District presented to the Committee on Finance two reasons for shifting that responsibility to the City: the diversion of available funds to other, higher priority capital projects in compliance with a consent decree the District negotiated with the United States government, and a general shortage of funds. Both reasons prove false under examination. First, in its consent decree the Park District committed itself to some 62 capital projects, in order of importance. The refurbishing of Gately Stadium was the tenth item on that list. The District has already commenced or completed work on items as low as number 31, but has ignored its

commitment to Gately Stadium and to the student-athletes who use it. It is incorrect and deceptive for the Park District now to claim that compliance with its consent decree prevents it from refurbishing Gately Stadium.

It is also deceptive to plead that the Park District lacks funds to fulfill its promise. Shortly before its representatives appeared before the Committee on Finance to ask for \$600,000 for the Gately Stadium project, the District abated \$5 million in real estate taxes collectible in 1986. A small portion of that abatement would have been sufficient to complete this project. Clearly, any shortage of funds for Gately Stadium is the deliberate result of the Park District's actions.

The City has a long established policy of not using its Community Development Block Grant funds to subsidize the operations of other units of government. That policy is especially wise now, as these funds diminish from year to year. It is imperative that we abide by that policy in this instance. The Park District has obviously and deliberately shirked its obligations to the students who use Gately Stadium. I will not allow the City Council to cast those obligations upon the City government, lest such irresponsible conduct be encouraged.

Very truly yours,
(Signed) HAROLD WASHINGTON,
Mayor.

Placed on File -- REPORTS AND DOCUMENTS OF
COMMONWEALTH EDISON COMPANY.

Also, the following communication from Richard J. Martin, Assistant Secretary, Commonwealth Edison Company, addressed to the City Clerk under date of February 27, 1986 which reads as follows:

"Pursuant to the provisions of the 1948 Franchise Ordinance granted to this Company, I am enclosing copies of reports of the Company as listed below:

Fuel Adjustment Charges under Federal Energy Regulatory Commission relating to the Rider No. 20, Fuel Adjustment, for the month of March, 1986.

Statement for bills issued in March, 1986 to Illinois Commerce Commission relating to Standard Contract Rider No. 20.

Annual Report to Stockholders for the fiscal year ended December 31, 1985, filed with the Securities and Exchange Commission.

Commonwealth Edison Company's Current Report on Form 8-K for February 3, 1986.

Commonwealth Edison Company's Form Y-53 Year-to-Date Controls as of December 31, 1985.

Micro-fiche copy of Commonwealth Edison Company's Plant Ledger as of December 31, 1985.

Plant Accounting Department Departmental Instruction No. 1-41: Uniform System of Accounts."

***Placed on File* -- RECOMMENDATIONS BY COMMISSIONER OF
DEPARTMENT OF PLANNING AND ACTING ZONING
ADMINISTRATOR.**

Also, a communication signed by Elizabeth Hollander, Commissioner of Planning, under date of February 27, 1986, showing the recommendations of the Commissioner and Acting Zoning Administrator concerning map amendments for which public hearings were held February 25, 1986, in accordance with provisions of Section 11.9-4 of the Chicago Zoning Ordinance as passed by the City Council on January 31, 1969, which was *Placed on File*.

City Council Informed As To Certain Actions Taken.

PUBLICATION OF JOURNAL.

The City Clerk informed the City Council that all those ordinances, etc. which were passed by the City Council on February 26, 1986, and which were required by statute to be published in book or pamphlet form or in one or more newspapers, were published in pamphlet form on March 12, 1986, by being printed in full text in printed pamphlet copies of the Journal of the Proceedings of the City Council of the regular meeting held on February 26, 1986, published by authority of the City Council in accordance with the provisions of Section 5-5 of the Municipal Code of Chicago, as passed on December 22, 1947.

**Miscellaneous Communications, Reports, Etc., Requiring
Council Action (Transmitted To City Council
By City Clerk).**

The City Clerk transmitted communications, reports, etc., relating to the respective subjects listed below, which were acted upon by the City Council in each case in the manner noted, as follows:

***Referred* -- ZONING RECLASSIFICATIONS OF PARTICULAR
AREAS.**

Applications (in triplicate) together with the proposed ordinances for amendment of the Chicago Zoning Ordinance, as amended, for the purpose of reclassifying particular areas, which were *Referred to the Committee on Zoning*, as follows:

American National Bank and Trust Company, U/T No. 46923 -- to classify as a C1-3 Restricted Commercial District instead of an R3 General Residence District the area shown on Map No. 22-G bounded by

a line 150 feet south of and parallel to West 94th Street; South Halsted Street; a line 349.90 feet south of and parallel to West 94th Street; and the alley next west of and parallel to South Halsted Street;

Joseph J. Freed and Associates, Inc. -- to classify as a B5-1 General Service District instead of an M1-1 Restricted Manufacturing District the area shown on Map No. 7-J bounded by

West Barry Avenue; the alley next east of and parallel to North Pulaski Road; the alley next south of and parallel to West Barry Avenue; the alley northwest of and parallel to North Davlin Court; the alley next north of and parallel to West Wellington Avenue; and North Pulaski Road;

Texas O. Harris -- to classify as a Communications Planned Development by supplementing all the R2 Single-Family Residence District symbols and indications as shown on Map No. 22-C in the area of

9142 South Cregier Avenue;

Illinois Institute of Technology -- to classify as a Communications Planned Development by supplementing all the C3-7 Commercial-Manufacturing District symbols and indications as shown on Map No. 2-F in the area of

77 South Wacker Drive;

North Wells Street Associates -- to classify as a C3-5 Commercial- Manufacturing District instead of an M1-5 Restricted Manufacturing District the area shown on Map No. 1-F bounded by

a line 109.11 feet north of and parallel to West Hubbard Street; the alley next east of and parallel to North Wells Street; a line 81 feet north of and parallel to West Hubbard Street; and North Wells Street;

Budimir and Mira Radojic -- to classify as a B4-2 Restricted Service District instead of a B1-2 Local Retail District the area shown on Map No. 15-I bounded by

a line 68.41 feet south of and parallel to West Rosemont Avenue; North California Avenue; a line 318.48 feet south of and parallel to West Rosemont Avenue; and the alley next west of and parallel to North California Avenue;

Josef and Erna Strauss -- to classify as a C2-2 General Commercial District instead of a B4-2 Restricted Service District the area shown on Map No. 14-H bounded by

the public alley next north of and parallel to West 57th Street; 140.00 feet east of and parallel to South Western Avenue; West 57th Street; and South Western Avenue;

Murray Wolbach III -- to classify as a Residential-Business Planned Development instead of a B7-6 General Central Business District the area shown on Map No. 1-E bounded by

West Chicago Avenue; North Rush Street; the alley next south of and parallel to West Chicago Avenue; and the alley next west of and parallel to North Rush Street.

Referred -- CLAIMS AGAINST CITY OF CHICAGO.

Also, claims against the City of Chicago, which were *Referred to the Committee on Claims and Liabilities*, filed by the following:

ABC Tobacco, Inc., Aetna Life and Cas. Ins. Co. and John Morton, Allstate Ins. Co. (7) Alfred and Grace Bishop, Lambert Boyd, Willie Clifton, F and J Furniture, Inc., Wardell E. Harris, Henry Lee and Arthur Milas, American Ambassador Cas. Co. and Willie Jackson, American Family Ins. Co. (2) Ithomi Antonopoulos and Patricia Sreenan, Amica Mutual Ins. Co. and Patricia Wonderlick, Amoco Oil Corporation;

Banks Perry D., Becvar Grace E., Bolton Mary;

Caiazzo Anthony, Cameron Laura, Capone Orlando, Christian Joseph Jr., Cirignani Daniel R., Crumpley Emma;

Del Russo Frank, Dye James E;

Economy Fire and Cas. and Robert Toll, Ermon Lance, Espinoza Isidro;

Fallon Mr. and Mrs. J.;

Gamuranes Harry J., Garcia Manuel, General Accident Ins. and Eileen Browne, Gibson Maureen, Green John A.;

Hopfner Patricia;

Illinois Bell, Ip May;

Japco, Inc., Jedd Steven, Jerding John, Jobe Paulette, Johnson Orlando, Joseph Richard V. Jr. and Carolyn M. Chavez, Junell Velma;

Krieger Thomas;

Landers Gale Thomas, Loaiza Paul;

Mangogna Debra, Mangum Manuel, Martinkus Mary Ann, Milgrom Bernard, Miller Susan, Mokros Dr. Hartmut, Montgomery Ward Ins. Co. and Marjorie Maestro;

Newsome Gregory, Nike A. J. (2), Nodurft Thomas, Norris Robert L.;

Orrington Harriet M.;

Parma Lena, Peoples Gas Light and Coke Co. (16), Perlow Mark, Pompeo Luigi;

Raczka Margaret, Redel Frank, Reed Alma, Rose Philip J., Ross Debra Lynn;

Sciortino Jerome, Sims Geneva, Smith Bill Jr., Sreniawski John, Stabbe Phyllis, State Farm Ins. Co. (4) Delia Guillen, Charles Machay, Kyle Obert and Barbara Wilcox, Stiegal Dawn;

Tarica Perry, Thomas Richard, Thomas Willie, Trans-X Car Care;

Val Realty Management Co., Velasco Julio;

Washington Levi, Whitfield McHenry, Winston Albert, Wilson Eula Mae, Wright John;

Yancy John, Young John;

Zolin Irving.

Referred -- LEVY OF TAXES TO PAY PRINCIPAL AND INTEREST
ON ISSUE OF \$350,000,000 GENERAL OBLIGATION SCHOOL
ASSISTANCE BONDS, REFUNDING SERIES 1986.

Also, a communication from Lawrence Block, Secretary, Chicago School Finance Authority, transmitting an ordinance to provide for Levy of Taxes sufficient to pay principal of and interest on an issue of \$350,000,000 General Obligation School Assistance Bonds, Refunding Series 1986, of the Chicago School Finance Authority, which was *Referred to the Committee on Finance*.

TRIBUTE TO LATE FREDERICK W. BANKS.

Alderman Sheahan moved to *Suspend the Rules Temporarily* to take up out of the regular order of business a proposed resolution paying tribute to the late Frederick W. Banks. The motion *Prevailed*.

The following is said proposed resolution:

WHEREAS, God in His Infinite Wisdom has called to his eternal reward Frederick W. Banks, Director of the Department of Facilities of Chicago's Board of Education since 1983 and a devoted and dedicated public servant; and

WHEREAS, Frederick W. Banks was a lifetime resident of our great City of Chicago. He was born September 15, 1930, raised in the Roseland community, educated in Chicago public schools, where he was an honor student, and was graduated from Fenger High School in 1948; and

WHEREAS, Fred Banks started with the Board of Education during the summer of 1948, and worked his way to positions of authority while he attended De Paul University and later Chicago City College; and

WHEREAS, Fred Banks knew many successes. He held outstanding military record: U. S. Army, 1951-1953, where he attained the rank of sergeant as well as numerous service awards. His extensive labor experience brought him to many capacities in Local 143, I.U.O.E., School Engineer Custodians, where over the years he served as treasurer, negotiator, trustee, and chaired or took part in various committees; and

WHEREAS, A man of many friends, Fred Banks was also an outstanding family man. In 1960 he married the former Janice M. Riley; their union brought forth four fine children who with their mother survive to carry on in a world made better by the presence of Frederick W. Banks; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here this 12th day of March, 1986, A.D., do hereby express our deep sense of loss on the passing of Frederick W. Banks, one of our great City's most outstanding public servants, and extend to his widow, Janice, and their fine children -- Kimberly, Sharon, Greg and Gary -- our most sincere condolences in their time of bereavement; and

Be It Further Resolved, That a suitable copy of this resolution be presented to the family of Frederick W. Banks.

Alderman Sheahan then moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Sheahan, seconded by Aldermen Krystyniak, Hansen and Rush, the foregoing proposed resolution was *Adopted*, unanimously, by a rising vote.

Alderman Sheahan then introduced Janice Banks, the widow of Frederick Banks, and his children Kimberly, Sharon, Greg and Gary, his secretary, Pat and his co-worker at the Board of Education, Elena Mulcahy.

AUTHORITY GRANTED FOR 1986 CAPITAL EQUIPMENT
PURCHASE PROGRAM.

Alderman Burke moved to *Suspend the Rules Temporarily* to take up out of the regular order of business a proposed ordinance to approve the 1986 Capital Equipment Purchase Program passed by the City Council on February 4, 1986 as part of the General Obligation Daily Tender Note Ordinance. The motion *Prevailed*.

The following is said proposed ordinance:

WHEREAS, The City Council authorized the issuance of 1986 General Obligation Daily Tender Notes February 4, 1986 (C.J.P. pp. 26826 - 26943); and

WHEREAS, Series 1986 C of said Notes was specifically issued for the purpose of funding certain capital purchases by the City; and

WHEREAS, Section 3 of said Ordinance provided that funds from Series C could only be spent for capital equipment designated in an ordinance adopted by the City Council; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That pursuant to Section 3(b) (iii) of the 1986 General Obligation Daily Tender Note Ordinance passed by the City Council on February 4, 1986 (C.J.P. pp. 26826-26943), the 1986 Capital Equipment Purchase Program, as shown on Exhibit A attached hereto, is hereby approved in its entirety.

SECTION 2. That this ordinance shall be effective upon its due passage.

[Exhibit A printed on page 28376 of this Journal.]

On motion of Alderman Burke, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 44.

Nays -- None.

Alderman Krystyniak moved to reconsider the foregoing vote. The motion was lost.

REGULAR ORDER OF BUSINESS RESUMED.

EXHIBIT A1986 CAPITAL EQUIPMENT NOTE

<u>DEPARTMENT/OFFICE</u>	<u>NO./ITEMS</u>	<u>AMOUNT</u>
1. Board of Elections	Records Storage System	\$ 150,000
2. Budget and Management	a. Data Processing/Equipment/ Furniture	684,400
	b. Vehicles	300,000
	c. Vehicle (Fleet) Management System	2,500,000
	d. Data Center: Tape Cartridge System, Mapping/Graphics, and Communications System	953,000
	Subtotal Budget	<u>4,437,400</u>
3. Comptroller's Office	Financial Management System	<u>3,716,000</u>
4. Fire	3 Custom Hook and Ladders	822,312
	1 Rehab Hook and Ladder	105,000
	2 Custom Pumpers	275,600
	5 Rehab Pumpers	250,000
	8 Custom Ambulances	494,384
	4 Rehab Ambulances	106,000
	8 "A" Cars	106,304
	1 Custom 75' Snorkle	330,000
	2 Vans (Shop)	30,000
	1 Rehab Hazardous Material Squad	75,000
	Equipment for Haz-Mat Unit	25,000
	Subtotal Fire	<u>2,619,600</u>
5. Health	12 Lectrivers (Electric Files)	<u>156,000</u>
6. Police	a. Vehicles	
	- 220 Marked Cars	2,840,000
	- 169 Unmarked Cars	2,146,300
	- 40 Squadrol/Cab and Chassis	528,000
	- 30 Used Unmarked Vehicles	270,000
	- 2 Prisoner Vans	120,000
	- 8 Horse Trailers	80,000
	- 1 EMD Communication Van	15,000
	b. Equipment	1,000,700
	Subtotal Police	<u>7,000,000</u>
7. Revenue	Parking Meters/Repair Parts/ Vehicles	<u>1,107,400</u>
8. Streets and Sanitation	a. Garbage Carts/Retrofit of Trucks for Seven Wards	5,313,600
	b. Vehicles	
	- Refurbish 50 Refuse Trucks and 75 Tow Trucks	3,625,000
	- 6 Five Yard Front End Loaders	930,000
	- 50 Salt Spreaders/Asphalts	770,000
	- 5 Aerial Tower Cab/Chassis	175,000
	Subtotal Vehicles	<u>5,500,000</u>
	Subtotal Streets and Sanitation \$	<u>10,813,600</u>
	TOTAL	\$ <u>30,000,000</u>

REPORTS OF COMMITTEES.**COMMITTEE ON FINANCE.**

**PROPERTY LOCATED AT 4300 SOUTH MORGAN STREET
APPROVED FOR INCENTIVE ABATEMENT UNDER
CLASS 6b OF COOK COUNTY REAL
PROPERTY ASSESSMENT
CLASSIFICATION
ORDINANCE.**

The Committee on Finance submitted a report recommending that the City Council adopt the following proposed resolution transmitted therewith:

WHEREAS, The County of Cook amended its Real Property Assessment Classification Ordinance, effective October 1, 1984; and

WHEREAS, By virtue of this amendment a new Class 6b was added to said ordinance for incentive abatement purposes; and

WHEREAS, Class 6b of this ordinance requires that the municipality in which such real estate, proposed for Class 6b designation, is located by lawful resolution approve such real estate to be appropriate for incentive abatement; and

WHEREAS, Guernsey Dell has constructed a new manufacturing facility upon real estate located at 4300 South Morgan Street within the City of Chicago; and

WHEREAS, The aforementioned real estate is located within Enterprise Zone Two in the City of Chicago and will be utilized for manufacturing purposes; and

WHEREAS, The City Council of the City of Chicago is desirous of assisting industrial development throughout the City of Chicago; now, therefore,

Be It Resolved by the City Council of the City of Chicago:

That the real estate located at 4300 South Morgan Street within the City of Chicago is hereby approved as appropriate for incentive abatement under Class 6b of the Cook County Real Property Assessment Classification Ordinance, effective October 1, 1984.

On motion of Alderman Burke, the foregoing proposed resolution was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone -- 44.

Nays -- None.

CITY COMPTROLLER DIRECTED TO ISSUE VOUCHER IN
ACCORDANCE WITH 1986 APPROPRIATION
ORDINANCE FOR BELMONT CENTRAL
CHAMBER OF COMMERCE.

The Committee on Finance submitted a report recommending that the City Council pass the following proposed ordinance transmitted therewith:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the City Comptroller is directed to issue a voucher in accordance with the 1986 Appropriation Ordinance (Account 100-9112-838) for the Belmont Central Chamber of Commerce in the amount of \$27,000.00 to provide technical assistance to area businesses. The Department of Economic Development is hereby instructed to monitor the activities of Grantee authorized by this ordinance and to audit the expenditure of funds authorized by this ordinance.

SECTION 2. This ordinance shall take effect upon its due passage.

On motion of Alderman Burke, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone -- 44.

Nays -- None.

AUTHORITY GRANTED FOR LEVY OF TAXES SUFFICIENT TO
PAY PRINCIPAL OF AND INTEREST ON ISSUANCE OF
\$350,000,000 GENERAL OBLIGATION SCHOOL
ASSISTANCE BONDS, REFUNDING
SERIES (1986).

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing a levy of taxes sufficient to pay the principal of and interest on an issuance of \$350,000,000 General Obligation School Assistance Bonds, Refunding Series (1986), of the Chicago School Finance Authority.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr -- 42.

Nays -- Aldermen Cullerton, Laurino, Stone -- 3.

Alderman Stemberk moved to reconsider the foregoing vote. The motion was lost.

Alderman Burke then requested the record reflect that the said passed ordinance was transmitted to the Mayor who affixed his signature to the ordinance at 12:25 P.M.

The following is said ordinance as passed:

WHEREAS, There has been filed with and there is before the City Council of the City of Chicago (the "City Council") a certified copy of a resolution adopted on April 29, 1980, as supplemented on December 9, 1980, November 13, 1984 and November 20, 1985 (the "Bond Resolution"), by the Chicago School Finance Authority (the "Authority"), creating and establishing an issue of General Obligation School Assistance Bonds of the Authority (the "Bonds"), a conformed copy of which is attached as Exhibit A to this Ordinance; and

WHEREAS, There has been filed with and there is before the City Council a certified copy of a resolution (the "1986 Refunding Series Resolution") adopted on March 11, 1986 by the Authority, authorizing the issuance of \$350,000,000 aggregate principal amount of General Obligation School Assistance Bonds of the Authority, Refunding Series (1986) (the "1986 Refunding Series Bonds"), a conformed copy of which (with exhibits deleted) is attached as Exhibit B to this Ordinance, for the purpose of refunding certain of the Bonds, including paying interest on certain Bonds expected to be redeemed from proceeds of investments of amounts which the Authority has available for that purpose (together, the "Refunded Bonds"); and

WHEREAS, The Bond Resolution and the 1986 Refunding Series Resolution were adopted pursuant to the authority of and in compliance with the Constitution and the laws of the State of Illinois including the School Finance Authority Act, as amended to today (the "Act"); and

WHEREAS, The City Council desires to provide for the levy of taxes sufficient to pay and discharge principal of the 1986 Refunding Series Bonds at maturity or on sinking fund installment dates and to pay interest, as it falls due, on the 1986 Refunding Series Bonds; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. *Levy of Taxes.* (a) In compliance with the demand and direction set forth in the 1986 Refunding Series Resolution that the City Council levy and provide for the collection of a direct annual tax sufficient to pay principal of and interest on the 1986 Refunding Series Bonds, there is levied and there shall be collected a direct annual tax upon all the taxable property within the City of Chicago (the "City"), being the school district named Board of Education of the City of Chicago, for the purpose of paying principal of and interest on the Bonds, sufficient to pay and discharge the principal of the 1986 Refunding Series Bonds at maturity or on sinking fund installment dates and to pay interest, as it falls due, on the 1986 Refunding Series Bonds (other than to pay debt service due prior to December 1, 1987, for which amounts on hand or to be collected from taxes levied for levy years prior to 1986 with respect to outstanding Bonds are expected to be sufficient) and in particular, but not in limitation of the foregoing, including a tax sufficient to produce the following sums for the following years:

<i>Levy Year</i>	<i>Amount</i>	<i>Levy Year</i>	<i>Amount</i>
1986	\$37,837,187.50	1997	\$33,323,187.50
1987	37,834,337.50	1998	33,395,187.50
1988	37,839,162.50	1999	33,388,737.50
1989	36,573,537.50	2000	33,425,237.50
1990	36,567,237.50	2001	33,470,737.50
1991	36,573,837.50	2002	33,513,087.50
1992	36,587,677.50	2003	33,465,137.50
1993	36,584,342.50	2004	33,427,775.00
1994	33,291,642.50	2005	33,375,037.50
1995	33,294,717.50	2006	33,321,662.50
1996	33,310,217.50	2007	34,069,612.50

(b) The 1986 Refunding Series Resolution provides that the Authority shall, upon the sale of the 1986 Refunding Series Bonds, by a resolution supplementing the 1986 Refunding Series Resolution (the "1986 Supplemental Resolution"), determine the amount of the 1986 Refunding Series Bonds that shall be issued, awarded the sale of those 1986 Refunding Series Bonds and provide for their interest rates. The 1986 Refunding Series Resolution also provides that the 1986 Supplemental Resolution shall determine the exact amounts of taxes sufficient so to pay the principal of and interest on the 1986 Refunding Series Bonds so to be issued, and shall abate any taxes levied by this Ordinance (the "1986 Refunding Series Tax Levy Ordinance") to the extent they are in excess of those exact amounts of taxes. The Authority shall make a finding in the 1986 Supplemental Resolution that issuance and application of that amount of 1986 Refunding Series Bonds at those interest rates will provide net present value debt service savings on the Authority's Bonds. If the Authority shall determine not to award the sale of any 1986 Refunding Series Bonds, it will abate all taxes levied by this 1986 Refunding Series Tax Levy Ordinance.

SECTION 2. *Additional Levy for Deficiencies.* The taxes which are levied by this 1986 Refunding Series Tax Levy Ordinance include the additional sums provided in this Section,

which are in addition to the dollar amount specifically set forth in Section 1 of this 1986 Refunding Series Tax Levy Ordinance and not abated by the 1986 Supplemental Resolution. For paying principal of and interest on the Bonds, and for the purpose of providing money to be deposited in the debt service reserve fund established by the Bond Resolution (the "Reserve Fund"), there is levied and there shall be collected a direct annual tax upon all taxable property within the City, being the school district named Board of Education of the City of Chicago, sufficient to produce the sums specified in this Section. The additional sums provided in this Section are levied for each levy year, beginning with the levy year 1987, and shall be collected in each year, beginning with calendar year 1988, while any of the 1986 Refunding Series Bonds are outstanding and unpaid, either as to principal or interest. The additional amount levied for each such year pursuant to this Section is the sum sufficient to produce the amount, if any, by which:

(i) the cumulative total principal amounts due on the 1986 Refunding Series Bonds at maturity or on sinking fund installment dates and the interest on the 1986 Refunding Series Bonds as it shall have come due, in each case after June 1, 1987 and in each case through December 1 of such levy year (all as provided in the Bond Resolution and the 1986 Refunding Series Resolution), shall have exceeded;

(ii) the cumulative total of the collections, up to and through December 1 of such levy year, of all taxes levied as provided by this 1986 Refunding Series Tax Levy Ordinance, and not abated by the 1986 Supplemental Resolution (including taxes levied pursuant to this Section, and treating as tax collections the total amount of all such taxes levied as provided in this 1986 Refunding Series Tax Levy Ordinance which shall have been abated pursuant to Section 601 of the Bond Resolution, with respect to extensions for all years through that December 1). The language following the comma in the foregoing parenthetical phrase is included as a clarification of the operation of this Section and does not affect any change in meaning from the corresponding sections in the ordinances levying taxes with respect to previously issued Series of Bonds. For purposes of this part (ii) (and the corresponding parts (ii) in the ordinances levying taxes with respect to the Series of Bonds of which the Refunded Bonds are parts), collections, after December 1, 1986, of taxes levied for levy years prior to 1986 by those prior ordinances shall be treated as collections of taxes levied by this 1986 Refunding Series Tax Levy Ordinance and by those prior ordinances in proportion to the total debt service in the year of collection on the then Outstanding Bonds of the various respective Series of Bonds.

No later than December 31 of each year, beginning in 1987, the Trustee under the Bond Resolution shall file in the offices of the county clerks of each county in which any taxable property in the City is located, a statement, certified by a corporate trust officer of that Trustee, of the amount of the additional taxes which are included in the levy for that year as provided in this Section. The failure of the Trustee to file the certificate referred to in the preceding sentence shall not affect the validity of the levy of taxes as provided in this Section and, whether or not the Trustee shall file the statement, the county clerks and collectors of each county in which any taxable property in the City is located are directed to cause to be extended and collected all the amounts levied by this Section, all as provided in this Section. Taxes which have been levied pursuant to the Series Resolutions and Tax Levy Ordinances for debt service on the Refunded Bonds for years prior to 1986 shall continue to be extended, collected and paid to the Trustee and deposited in the debt service fund established by the Bond Resolution (the "Debt Service Fund").

SECTION 3. *Filing of Ordinance.* After the adoption of this 1986 Refunding Series Tax Levy Ordinance, the City Clerk of the City is directed to cause copies of this 1986 Refunding Series Tax Levy Ordinance, duly certified by or on behalf of that officer, to be filed in the office of the County Clerk and of the County Collector of each county in which any taxable property in the City is located. The Secretary of the Authority shall file copies of the 1986 Supplemental Resolution, duly certified by or on behalf of the Secretary, in the offices of such County Clerks and County Collectors. Upon the filing of such copies of this 1986 Refunding Series Tax Levy Ordinance and the 1986 Supplemental Resolution with the County Clerks, it shall be the duty of those County Clerks to extend the taxes so levied for the 1986 Refunding Series Bonds, all as provided in the Act, this 1986 Refunding Series Tax Levy Ordinance, the Bond Resolution, the 1986 Refunding Series Resolution and the 1986 Supplemental Resolution. Except as specifically provided in the Bond Resolution, the 1986 Refunding Series Resolution, the 1986 Supplemental Resolution or this 1986 Refunding Series Tax Levy Ordinance, the taxes levied as provided in this 1986 Refunding Series Tax Levy Ordinance shall be computed, extended and collected in the same manner as is now or may subsequently be provided for the computation, extension and collection of *ad valorem* property taxes in the City generally. The taxes to be levied as provided in this 1986 Refunding Series Tax Levy Ordinance shall be extended without limitation as to rate and shall be extended in amounts sufficient to produce the amounts so specified and provided for in this 1986 Refunding Series Tax Levy Ordinance. No further action of this City Council shall be required for the levy of taxes as provided in this 1986 Refunding Series Tax Levy Ordinance or for their extension and collection by the appropriate county officers.

SECTION 4. *Tax for Sole Benefit of Bondholders; Payment to Trustee.* (a) As provided by the Act and the Bond Resolution, while any 1986 Refunding Series Bonds remain outstanding and unpaid, the taxes levied by this 1986 Refunding Series Tax Levy Ordinance shall be for the sole benefit of the holders of the Outstanding Bonds. The Act and the Bond Resolution provide that such holders of Bonds shall have a security interest in, and a lien upon, all rights, claims and interest of the Authority arising pursuant to the levy and all present and future proceeds of the levy and that the security interest in and lien upon those rights, claims and interest is valid and binding from the time the 1986 Refunding Series Bonds are issued, without any physical delivery or further act, and shall be valid and binding as against, and prior to any claims, if any, of all other parties having claims of any kind in contract, tort or otherwise against the State, the Authority, the Board of Education of the City of Chicago (the "Board") or the City, or any other person, irrespective of whether such other parties have notice of such lien or security interest, all as provided in the Act and the Bond Resolution.

(b) As provided by the Act and the Bond Resolution, all proceeds of the levy of taxes made by this 1986 Refunding Series Tax Levy Ordinance shall be deposited by the county collectors of each county in which any taxable property in the City shall be located directly in the Debt Service Fund established with the Trustee by the Bond Resolution. The Bond Resolution provides that such amounts shall be applied solely for the payment and discharge of principal of the Bonds (at maturity or on sinking fund installment dates) and of interest on the Bonds as it falls due, for redemption or purchase of Bonds as provided by the Bond Resolution, or for transfer to the Reserve Fund as provided by the Bond Resolution, and shall not be used for any other purpose.

SECTION 5. *Tax in Addition to and Separate from Other Taxes.* As provided by the Act, the taxes levied as provided in this 1986 Refunding Series Tax Levy Ordinance shall be in addition to and exclusive of the maximum of all other taxes which the Authority, the Board or the City Council is now, or may subsequently be, authorized constitutionally or by law to levy for any and all school (or any other) purposes. The taxes so levied by this 1986 Refunding Series Tax Levy Ordinance shall be separate and apart from all other taxes of the Authority, the Board and the City.

SECTION 6. *Bonds Not Obligations of City.* This 1986 Refunding Series Tax Levy Ordinance is adopted in order to carry out the functions of the City Council as specified in the Act and the 1986 Refunding Series Bonds shall not be deemed to constitute a debt or liability of the City, within the meaning of the Constitution and laws of the State, or a pledge of the full faith and credit of the City. Other than as set forth in this 1986 Refunding Series Tax Levy Ordinance, the issuance of the 1986 Refunding Series Bonds shall not directly, indirectly or contingently obligate the City to levy any form of taxation for the 1986 Refunding Series Bonds or to make any appropriation for payment of the Refunding Series Bonds. The City shall not in any event be liable for the payment of principal, redemption price or interest on the 1986 Refunding Series Bonds or for the performance of any pledge, obligation or agreement of any kind whatsoever which may be undertaken by the Authority. No breach of any such pledge, obligation or agreement may impose any liability upon the City or any charge upon its general credit or against its taxing power.

SECTION 7. *Allowance for Loss and Cost of Collection and Anticipated Deferred Collections.* The Act, the Bond Resolution and the 1986 Refunding Series Resolution provide that in extending the taxes levied by this 1986 Refunding Series Tax Levy Ordinance, the county clerks of each county in which any taxable property in the City is located shall include in each year an amount to cover loss and cost of collection and anticipated deferred collections of the taxes so levied as is and shall be determined by the Authority pursuant to the Act, the Bond Resolution and the 1986 Refunding Series Resolution. The 1986 Refunding Series Resolution initially determines the amounts to be included for such purpose in the extension of the taxes levied by this 1986 Refunding Series Tax Levy Ordinance. The Bond Resolution and the 1986 Refunding Series Resolution provide for such determination to be modified by the Authority as provided in those Resolutions; provided that no action of the City Council shall be required with respect to any such determination or modification of the determination of the allowance for loss and cost of collection and anticipated deferred collections for taxes to be extended in any year.

SECTION 8. *Covenants.* It is covenanted and agreed with the Holders (as defined in the Bond Resolution) of all Bonds issued under the Bond Resolution as follows:

(a) The City Council will not take any action to repeal, abate or reduce the taxes levied by this 1986 Refunding Series Tax Levy Ordinance, or otherwise to restrict the extension and collection of those taxes, except upon the direction of the Authority and only to the extent expressly permitted by the Bond Resolution.

(b) Without limiting any provisions of this 1986 Refunding Series Tax Levy Ordinance, the City Council will take any or all additional steps, make any or all additional directions and cause to be filed any or all additional documents as may be or

may become necessary to cause to be levied and extended for collection a direct annual tax upon all taxable property within the City, being the school district named the Board of Education of the City of Chicago, sufficient to pay and discharge the principal of the 1986 Refunding Series Bonds, at maturity or on sinking fund installment dates, and interest on the 1986 Refunding Series Bonds as it falls due.

SECTION 9. *Conflict.* To the extent that any ordinances, resolutions or rules of the City Council are in conflict with this 1986 Refunding Series Tax Levy Ordinance or its adoption, the provisions of this 1986 Refunding Series Tax Levy Ordinance and its adoption shall be controlling.

SECTION 10. *Effectiveness.* This Refunding Series Tax Levy Ordinance shall be effective and in force immediately upon its adoption.

Exhibits A and B attached to this ordinance read as follows:

Exhibit A.

*A Resolution Creating and Establishing an Issue of General
Obligation School Assistance Bonds of the Chicago
School Finance Authority, Providing for the
Issuance from Time to Time of Those Bonds
and Providing for the Payment of
Principal of and Interest on
Those Bonds.*

Be It Resolved by the Board of Directors of the Chicago School Finance Authority as follows:

Article I.

Statutory Authority, Findings and Definitions.

101. *Definitions.* For purposes of this Resolution each of the following words and phrases shall have the following meanings, unless the context clearly indicates a different meaning:

- (1) The word "Act" means Article 34A of the School Code, as amended of the State.
- (2) The word "Authority" means the Chicago School Finance Authority, a body politic and corporate and unit of local government of the State, established by the Act.
- (3) The phrase "Authorized Officer", in respect of any act or duties, means any director, officer or employee of the Authority authorized by resolution of the Authority to perform that particular act or duty. With respect to any investments of funds Authorized Officer also includes an investment advisor appointed by resolution of the Authority.
- (4) The word "Board" means the Board of Education of the City of Chicago, which is the school district comprising the City.

(5) The word "Bonds" means any Bond, or the issue of Bonds, as the case may be, established and created by this Resolution and issued pursuant to a Series Resolution or Series Resolutions.

(6) The phrase "Capitalized Interest Accounts" means the series of accounts of that name in the Debt Service Fund, which accounts are established pursuant to Section 601 of this Resolution.

(7) The word "Chairman" means the Chairman of the Authority.

(8) The word "City" means the City of Chicago, Illinois.

(9) The phrase "Cost of Issuance" means all fees and costs incurred by the Authority relating to the issuance of the Bonds, including, without limitation, printing costs, administrative costs, Trustee's fees and charges, Paying Agents' fees, legal fees, accounting fees, and financial advisory fees, the cost of any premiums for municipal bond insurance to insure any Bonds, the cost of providing any Reserve Fund Credit Instrument and costs of letters of credit or other credit facilities and related services with respect to the Bonds.

(10) The phrase "Cost of Issuance Accounts" means the series of accounts established pursuant to Section 503 of this Resolution.

(11) The phrase "Counsel's Opinion" shall mean an opinion signed by a lawyer or firm of lawyers selected by the Authority.

(12) The phrase "Debt Service Fund" means the fund established by Section 601 of this Resolution.

(13) The phrase "Debt Service Requirements" as applied to the Bonds or any Series of Bonds means, with respect to any date, all payments of principal of and interest on all such Bonds which are outstanding and which shall be due and payable on that date. In calculating the Debt Service Requirements for any date:

(a) there shall be included the Sinking Fund Installments on that date for Term Bonds;

(b) there shall be excluded the principal amount of Term Bonds maturing on that date but required to be redeemed prior to that date pursuant to Sinking Fund Installments; and

(c) there shall be excluded the interest which would be due on such date on the amount of Term Bonds required to be redeemed prior to that date pursuant to Sinking Fund Installments.

(14) The word "Holder" or "Bondholder" and the phrase "Holders of Bonds" (when used with respect to Bonds) means the bearer of any Bonds registered as to bearer or not registered, or the registered owner of any Bonds registered other than to bearer; the word "Holder" (when used with respect to coupons) shall be the bearer of any coupons.

(15) The phrase "Investment Obligations" means any of the following obligations which at the time of investment of any amounts in any Fund or Account established pursuant to this Resolution are legal investments under the laws of the State for those amounts:

(a) direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America;

(b) direct and general obligations of, or obligations guaranteed by, the State, to the payment of the principal of and interest on which the full faith and credit of the State are pledged;

(c) negotiable or non-negotiable time deposits evidenced by certificates of deposit issued by banks, trust companies or national banking associations (which may include the Trustee or any Paying Agent) which are members of the Federal Deposit Insurance Corporation, or by savings and loan associations which are members of the Federal Savings and Loan Insurance Corporation, provided that such time deposits in any such bank, trust company, national banking association or savings and loan association are continuously secured by obligations described in subparagraphs (a) or (b) of this definition, and provided further that such obligations at all times have a market value at least equal to the maturity value of the deposits so secured, including accrued interest; and

(d) repurchase agreements with banks (which may include the Trustee or any Paying Agent) described in subparagraph (c) of this definition or with government bond dealers reporting to, trading with, and recognized as primary dealers by a Federal Reserve Bank, the underlying securities of which are obligations described in subparagraph (a) of this definition provided that the underlying securities are required to be physically held by the Trustee or its agent (which shall not be the bank or dealer with respect to which the agreement is made) or for which securities other steps are taken which shall have the effect of securing the Trustee to the same extent as if it or its agent were the physical holder of the underlying securities, in the opinion of counsel selected by the Authority, and are required to be continuously maintained at a market value not less than the amount so invested.

(16) The word "Moody's" shall mean Moody's Investors Service, Inc., its successors and assigns, and, if dissolved or liquidated or no longer performing the functions of a securities rating agency, "Moody's" shall be deemed to refer to any other nationally recognized securities rating organization designated by the Authority, by notice to the Trustee.

(17) The word "Outstanding" when used with reference to Bonds, shall mean, as of any date, Bonds theretofore or then being delivered under the provisions of this Resolution except:

(a) any Bonds cancelled by the Trustee or any Paying Agent at or prior to such date,

(b) Bonds for the payment or redemption of which monies equal to the principal amount or Redemption Price of such Bonds, as the case may be, with interest to the date of maturity or redemption date, shall be held by the Trustee or the Paying Agents in trust (whether at or prior to the maturity or redemption date), provided that if such Bonds are to be redeemed, notice of such redemption shall have been given as provided in Article IV of this Resolution or provision satisfactory to the Trustee shall have been made for the giving of that notice,

(c) Bonds in lieu of or in substitution for which other Bonds shall have been delivered pursuant to Article III or Section 406 of this Resolution, and

(d) Bonds paid or deemed to have been paid as provided in Section 1101 of this Resolution.

(18) The phrase "Paying Agents" means the paying agents for the Bonds of any Series appointed pursuant to the Series Resolution for such Bonds or their successors appointed pursuant to this Resolution.

(19) The phrase "Principal and Interest Account" means the account of that name in the Debt Service Fund, which account is established by Section 601 of this Resolution.

(20) The word "Provider" shall mean a company, banking institution or other institution which is the issuer of a Reserve Fund Credit Instrument.

(21) The phrase "Redemption Account" means the account of that name in the Debt Service Fund, which account is established by Section 601 of this Resolution.

(22) The phrase "Redemption Price" shall mean, with respect to any Bond (or portion of any Bond) the price on any redemption date, exclusive of accrued and unpaid interest, at which that Bond (or a portion of it) may be redeemed pursuant to this Resolution and the Series Resolution pursuant to which the Bond was issued.

(23) The phrase "Reimbursement Agreement" shall mean an agreement between the Authority and a Provider, entered into with respect to a Reserve Fund Credit Instrument, which pertains to the repayment to the Provider, with interest, if any, of amounts paid to the Trustee pursuant to that Reserve Fund Credit Instrument.

(24) The phrase "Reserve Fund" means the fund established by Section 602 of this Resolution.

(25) The phrase "Reserve Fund Credit Instrument" means a non-cancellable insurance policy, a non-cancellable surety bond or an irrevocable letter of credit which may be delivered to the Trustee in lieu of or in partial substitution for cash or securities required to be on deposit in the Reserve Fund. In the case of an insurance policy or surety bond, the company providing the policy or bond shall be an insurer which, at the time of the issuance of the policy or bond, has been assigned a credit rating which is within one of the two highest ratings accorded insurers by both Moody's and S & P. In the case of a letter of credit, it shall be issued by a banking institution which has, or the parent of which has, or the holding corporation of which it is the principal bank has, at

the time of the issuance of the letter of credit, a credit rating on its long-term unsecured debt within one of the two highest rating categories from both Moody's and S & P. The insurance policy, surety bond or letter of credit shall grant to the Trustee the right to receive payment for the purposes for which the Reserve Fund may be used and shall be irrevocable during its term.

(26) The phrase "Reserve Fund Credit Instrument Coverage" shall mean, with respect to any Reserve Fund Credit Instrument, at any date of determination, the amount available to pay principal of and interest on the Bonds under that Reserve Fund Credit Instrument.

(27) The phrase "Reserve Requirement" means, as of any date of calculation, an amount equal to one-half of the maximum amount of the sum of the Debt Service Requirements for the Outstanding Bonds for any twelve-month period ending on any June 1 after the date of calculation.

(28) The word "Resolution" shall mean this Resolution, as it may from time to time be supplemented by Supplemental Resolutions.

(29) The phrase "S & P" shall mean Standard & Poor's Corporation, its successors and assigns, and, if dissolved or liquidated or no longer performing the functions of a securities rating agency, "S & P" shall be deemed to refer to any other nationally recognized securities rating organization designated by the Authority, by notice to the Trustee.

(30) The phrases "School Assistance Bonds Administrative Expenses" and "Administrative Expenses" mean fees and costs incurred by the Authority relating to the investment of amounts in the various funds and accounts established pursuant to this Resolution (including, without limitation, investment advisory fees), relating to securing and paying of Bonds (including, without limitation, investment advisory fees), relating to securing and paying of Bonds (including without limitation, Trustee's and Paying Agent's fees not incurred as a Cost of Issuance), relating to the use and application of amounts in the School Construction Fund and the School Rehabilitation Fund (including, without limitation, costs of reviewing applications by the Board for disbursement of those funds) and relating to providing credit support for the Bonds (including, without limitation, premiums for municipal bond insurance and costs of letters of credit or other credit facilities and related services with respect to the Bonds, not incurred as a Cost of Issuance).

(31) The phrases "School Assistance Bonds Administrative Fund" and "Administrative Fund" means the fund established by Section 507 of this Resolution.

(32) The phrase "School Assistance Fund" means the fund established by Section 501 of this Resolution.

(33) The phrase "School Construction Fund" means the fund established by Section 505 of this Resolution.

(34) The phrase "School Construction Purposes" means the purposes of constructing new school buildings or providing additions to school buildings.

(35) The phrase "School Construction and Rehabilitation Purposes" means the purposes of constructing new school buildings and rehabilitating and accomplishing the deferred maintenance existing as of August 31, 1984, of school buildings, including without limitation, repairing, modernizing, providing additions to and facilities in, altering and reconstructing school buildings and equipment.

(36) The phrase "School Rehabilitation Fund" means the fund established by Section 506 of this Resolution.

(37) The phrase "School Rehabilitation Purposes" means School Construction and Rehabilitation Purposes other than School Construction Purposes.

(38) The phrase "Serial Bonds" shall mean Bonds which mature in annual installments of principal (which need not be equal).

(39) The phrase "Series of Bonds" or "Bonds of a Series" shall mean the Series of Bonds authorized by a Series Resolution.

(40) The phrase "Series Resolution" shall mean a resolution of the Authority authorizing the issuance of a Series of Bonds in accordance with the terms and provisions of this Resolution.

(41) The phrase "Sinking Fund Installments" means with respect to any date the principal amount of Term Bonds of any Series which are required to be paid at maturity or are required to be redeemed by the Authority on that date pursuant to and in the amounts provided by Section 204 of this Resolution and by the Series Resolution for that Series of Bonds.

(42) The phrase "Special Payments Account" means the account in the name in the Debt Service Fund, which account is established by Section 601 of this Resolution.

(43) The word "State" means the State of Illinois.

(44) The phrase "Supplemental Resolution" shall mean a resolution supplemental to this Resolution, adopted by the Authority in accordance with Article X of this Resolution.

(45) The phrase "Tax Levy Ordinance" with respect to any Series of Bonds means the ordinance which is required to be adopted by the City Council of the City levying taxes sufficient to pay such Series of Bonds as provided in Section 906 of this Resolution.

(46) The phrase "Term Bonds" shall mean Bonds payable pursuant to Sinking Fund Installments.

(47) The word "Trustee" means the First National Bank of Chicago, Chicago, Illinois, as trustee under this Resolution, or its successor as such Trustee.

(48) The phrase "Trustee's Annual Report" means the report required by Section 813 of this Resolution to be made by the Trustee to the Authority in December of each year, beginning in 1981.

(49) The phrase "Working Cash Fund" means the fund established by Section 504 of this Resolution.

102. *Findings.* It is found and declared as follows:

(a) The Authority has been established by the Act as a body politic and corporate and as a unit of local government for the purposes of exercising financial control over the Board and of furnishing financial assistance to the Board, in each case so that the Board can provide public education within the City while permitting the Board to meet its obligations to its creditors and the holders of its bonds and notes.

(b) The Authority has been authorized by the Act to provide the Board with moneys for School Construction and Rehabilitation Purposes.

(c) It is necessary and in the best interest of the Authority and the public for the Authority to establish by this Resolution an issue of its General Obligation School Assistance Bonds and to provide for the issuance from time to time of those Bonds.

103. *Authority for this Resolution.* This Resolution is adopted pursuant to the provisions of the Act.

104. *Resolution and Series Resolutions Constitute Contract.* In consideration of the purchase and acceptance of any and all of the Bonds issued under this Resolution by those who shall hold the same from time to time, this Resolution shall be deemed to be and shall constitute a contract between the Authority and the Holders of the Bonds and coupons. Each Series Resolution shall be deemed to be and shall constitute a contract between the Authority and the Holders of the Bonds and of the coupons pertaining to the Bonds. The liens and security interests provided for in this Resolution and the covenants and agreements set forth in this Resolution to be performed by the Authority shall be for the equal benefit, protection and security of the Holders of any and all of the Bonds and coupons, all of which, without regard to the time or times of their issue or maturity, shall be of equal rank without preference, priority or distinction of any of the Bonds or coupons over any other Bonds or coupons, except as expressly provided in or permitted by this Resolution.

Article II.

Authorization and Issuance of Bonds.

201. *Authorization of Bonds.* There is established and created an issue of Bonds of the Authority to be known and designated as "General Obligation School Assistance Bonds". The Bonds may be issued as provided in this Resolution without limitation as to principal amount except as provided in this Resolution or as may be limited by law. All the Bonds are payable from the sources and are secured as provided in this Resolution. The Bonds shall be general obligations of the Authority. To the payment as it falls due of the interest

on the Bonds and of the principal of the Bonds at maturity or on Sinking Fund Installment dates, the full faith and credit of the Authority are irrevocably pledged. The principal, Redemption Date and interest on Bonds are payable solely (a) from the taxes levied as provided by this Resolution, (b) from the Debt Service Fund and the Reserve Fund, including from deposits in those Funds of proceeds from the sale of Bonds and of amounts transferred from (i) the Working Cash Fund as provided in Section 504 of this Resolution, (ii) the School Construction Fund as provided in Section 505 of this Resolution, (iii) the School Rehabilitation Fund as provided in Section 506 of this Resolution, and (iv) the Administrative Fund as provided in Section 507 of this Resolution, and (c) from investment earnings on the Debt Service Fund and the Reserve Fund, all as provided in this Resolution and the Various Series Resolutions; provided, however, nothing in this Resolution shall prohibit the use for any such payment of Bonds of any funds which lawfully may be used for that purpose.

202. *Bonds Not Obligations of State, City or Board.* The Bonds shall not be deemed to constitute a debt or liability of the State, the City or the Board or of any other political subdivision of the State (other than the Authority) within the meaning of the Constitution of the State or any State law, or a pledge of the full faith and credit of the State, the City or the Board or any other political subdivision of the State (other than the Authority). The issuance of the Bonds shall not directly, indirectly or contingently obligate the State, the City or the Board, or any other political subdivision of the State (other than the Authority) to levy any form of taxation for the Bonds (except as explicitly provided in the Act, this Resolution, the Various Series Resolutions and the Various Tax Levy Ordinances) or to make any appropriation for payment of Bonds. The State, the City and the Board shall not in any event be liable for the payment of principal, Redemption Price or interest on the Bonds or for the performance of any pledge, obligation or agreement of any kind whatsoever which may be undertaken by the Authority. No breach of any such pledge, obligation or agreement may impose any liability upon the State, the City or the Board or any charge upon their general credit or against their taxing power. The Bonds shall state on their face that they are payable solely from the funds and revenues provided for their payment in accordance with this Resolution and the Various Series Resolutions; provided, however, nothing in this Resolution or in any Series Resolution shall prohibit the use for such payment of Bonds of any funds which lawfully may be used for that purpose.

203. *Pledge of State.* By the Act, the State pledges to and agrees with the Holders of the Bonds that the State will not limit or alter the rights and powers vested in the Authority by the Act so as to impair the terms of the contract made by this Resolution, the Various Series Resolutions or the Various Tax Levy Ordinances with the Holders of the Bonds and of the coupons pertaining to the Bonds or so as in any way to impair the rights and remedies of the Holders of the Bonds and of the coupons pertaining to the Bonds until the Bonds are paid in full as to both principal and interest, and all costs and expenses in connection with any action or proceeding by or on behalf of the Holders of the Bonds and of the coupons pertaining to the Bonds are fully met and discharged or provision is made for their payment.

204. *Provisions for Issuance of Bonds.* The bonds may be issued in one or more Series. The issuance of the Bonds shall be authorized by one or more Series Resolutions of the Authority adopted subsequent to this Resolution. The Bonds of each Series shall, in

addition to the title "General Obligation School Assistance Bonds", contain an appropriate Series designation.

The Bonds of each Series shall be executed by the Authority for the issuance under the Resolution and delivered to the Trustee, authenticated by the Trustee, if authentication is required by the Series Resolution, and delivered by the Trustee to the Authority or upon its order, but only upon the receipt by the Trustee of:

(1) A Counsel's Opinion of nationally recognized bond counsel to the effect that (a) the Authority has the legal right and power to adopt the Resolution and the Series Resolution pertaining to that Series of Bonds, and the Resolution has been duly and lawfully adopted by the Authority, is in full force and effect and is valid and binding upon the Authority, (b) the Series Resolution and the Tax Levy Ordinance pertaining to the Series of Bonds being issued have been duly and lawfully adopted, are in full force and effect and are valid and binding and conform to the requirements of this Resolution for such Series Resolutions and Tax Levy Ordinances, and (c) the Bonds of such Series are valid and binding obligations of the Authority as provided in the Resolution and entitled to the benefits of the Resolution and of the Act as amended to the date of such Counsel's Opinion, and that such Bonds have been duly and validly authorized and issued in accordance with law, including the Act as amended to the date of such Counsel's Opinion, and in accordance with the Resolution.

(2) A written order as to the delivery of such Series of Bonds, signed by an Authorized Officer of the Authority.

(3) In the case of each Series of Bonds, a copy of the Series Resolution authorizing such Bonds, certified by the Secretary of the Authority, which Series Resolution shall specify:

(a) The authorized principal amount of that Series of Bonds;

(b) The purposes for which the Series of Bonds is being issued, which may be for any purpose for which the Authority by law is (or may, at the time of issuance of such Series of Bonds, be) authorized to issue such Series of Bonds;

(c) The date, maturity dates and amounts of each maturity and the first interest payment date of Bonds of the Series;

(d) The interest rate or rates for such Series of Bonds or the manner of determining such rate or rates;

(e) The denomination or denominations of, and the manner of numbering and lettering the Bonds of such Series, provided that each Bond shall be of the denomination of \$5,000 or an integral multiple of that principal amount, not exceeding the aggregate principal amount of the Bonds of such Series maturing in the year of maturity of the Bond for which the denomination is to be specified;

(f) The Paying Agents or the method of appointing the Paying Agents, if any, and the place or places of payment of the principal and Redemption Price, if any, of and interest on the Bonds of such Series;

(g) The Redemption Price or Redemption Prices, if any, and, subject to Article IV, the redemption terms, if any, for the Bonds of such Series;

(h) If so determined by the Authority, the provisions for the sale of the Bonds of such Series;

(i) The forms of the Bonds of such Series and the coupons to be attached to the coupon Bonds, if any, of any Series;

(j) The manner in which the Bonds of such Series are to be executed, including any provision for authentication of such Series of Bonds; and

(k) The amount and due date of each Sinking Fund Installment for Term Bonds of such Series of Bonds, if any.

Each Series Resolution shall demand and direct the City Council of the City to levy taxes sufficient to pay the Bonds of such Series as provided in Section 906 of this Resolution. Each Series Resolution shall determine an allowance for loss and cost of collection of taxes and anticipated deferred collections of those taxes in accordance with the provisions of Section 906 of this Resolution. Bonds of a Series may be either Serial Bonds or Term Bonds, or a combination of Serial and Term Bonds. Each Series Resolution shall provide for principal maturities or Sinking Fund Installments, or both, as the case may be. All Bonds of each such Series of like maturity shall be identical in all respects, except as to denominations, numbers and letters, and except that they may be in either coupon or fully registered form.

(4) The amount, if any, necessary to deposit in the Reserve Fund so that the value of the Reserve Fund shall at least equal the Reserve Requirement calculated immediately after the delivery of such Series of Bonds on all Bonds then to be Outstanding (including in such amount the value of any Reserve Fund Credit Instrument deposited in the Reserve Fund, such value to be determined in accordance with Section 602 of this Resolution).

(5) The amount, if any, necessary to deposit in the Debt Service Fund to the credit of the Capitalized Interest Account for such Series of Bonds, all as provided in Section 909 of this Resolution.

(6) A copy of the Tax Levy Ordinance, certified by or on behalf of the City Clerk of the City, for such Series of Bonds levying taxes sufficient to pay the Bonds of such Series as provided in Section 906 of this Resolution.

(7) Such further documents and monies as are required by the provisions of Article X of this Resolution or by any Series Resolution or any Supplemental Resolution adopted pursuant to Article X of this Resolution.

Article III.

General Terms and Provisions of Bonds.

301. *Medium of Payment; Form and Date.* (1) Principal, interest and the Redemption Price on the Bonds shall be payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts. The Bonds are authorized to be issued in the form of coupon bonds, registrable as to principal only, or in the form of fully registered bonds without coupons, or in both such forms. A Series Resolution may provide that Bonds of that Series shall be issued solely in fully registered form, shall not be registrable to bearer and shall not be exchangeable for Bonds in coupon form. Bonds in coupon form shall each be exchangeable for Bonds in fully registered form and Bonds in fully registered form shall be exchangeable for bonds in coupon form, all as provided in this Resolution.

(2) Bonds of each Series in coupon form shall be dated as of the date specified in the Series Resolution authorizing their issuance. Bonds of each Series in fully registered form issued before the first interest payment date for that Series shall be dated as of the date specified in the Series Resolution for Bonds of that Series in coupon form. Bonds in fully registered form issued on or after that first interest payment date shall be dated as of their date of issue if issued June 1 or December 1, or if not issued on such date, shall be dated as of June 1 or December 1 next preceding their date of issue. However, notwithstanding the previous sentence, if the interest on Bonds shall be in default, as shown by the records of the Trustee, Bonds issued in fully registered form in exchange or transfer for Bonds in default shall be dated as of the date specified in the Series Resolution for Bonds of that Series in coupon form (or if not, Bonds are to be issued in coupon form, then on the date specified in the Series Resolution), or the date to which interest has been paid in full on the Bonds surrendered, whichever date is later. The Bonds shall bear interest from their date. All Bonds of each Series shall mature and each Sinking Fund Installment shall fall due on June 1 of the years as specified by the related Series Resolution. Interest on all Bonds of each Series shall be payable semi-annually on June 1 and December 1 of each year as specified by a Series Resolution. The first interest payment date on the Bonds of a Series shall be such date as the Authority shall specify by the related Series Resolution.

302. *Interchangeability of Bonds.* Bonds in coupon form, upon their surrender at the corporate trust office of the Trustee with all unmatured coupons attached, may, at the option of their Holder, be exchanged for an equal aggregate principal amount of Bonds in fully registered form of the same Series and maturity of any authorized denomination. Bonds in fully registered form, upon their surrender at the principal trust office of the Trustee may at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Bonds in coupon form of the same Series and maturity with appropriate coupons attached, or of Bonds in fully registered form of the same Series and maturity of any other authorized denomination or denominations.

303. *Negotiability, Transfer and Registry.* All the Bonds issued under this Registration shall, as provided in the Act, be negotiable, subject to the provisions for registration and transfer contained in this Resolution and in the Bonds. So long as any of the Bonds shall remain outstanding, the Authority shall maintain and keep, at the corporate trust office the Trustee, books for the registration and transfer of Bonds. Upon presentation of any Bond for registration and transfer at the office the Authority shall register or cause to be registered in those books, and shall permit to be transferred on those books, under such

reasonable regulations as it or the Trustee may prescribe, any Bond entitled to registration or transfer. So long as any of the Bonds remain Outstanding, the Authority shall make all necessary provisions to permit the transfer and exchange of Bonds pursuant to this Resolution at the corporate trust office of the Trustee. The Trustee is appointed Bond Register for the Bonds.

304. *Transfer and Registration of Bonds in Coupon Form.* (1) All Bonds in coupon form shall pass by delivery, unless registered as to principal other than to bearer in the manner provided in this Section. Any Bond in coupon form may be registered as to principal on the books of the Authority at the corporate trust office of the Trustee, upon presentation of the Bond at the office and the payment of a charge sufficient to reimburse the Authority or the Trustee for any tax, fee or other governmental charge, other than one imposed by the Authority, required to be paid with respect to such registration, and such registration shall be noted on such Bond. No other charge shall be made by the Authority or the Trustee as a condition precedent to such registration. After the registration no transfer shall be valid unless made on the Books of the Trustee by the registered Owner in person or by the registered owner's attorney duly authorized in writing, and similarly noted on such Bond. Such a Bond may be discharged from registration by being in like manner registered to bearer after which it shall again become transferable by delivery. Thereafter such Bond may again, from time to time, be registered or discharged from registration in the same manner. Registration of any Bond in coupon form as to principal, however, shall not affect the negotiability by delivery of the coupons pertaining to such Bond, but each such coupon shall continue to pass by delivery and shall remain payable to bearer.

(2) As to any Bond in coupon form registered as to principal (other than to bearer), the person in whose name the Bond shall be registered upon the books of the Authority may be deemed and regarded as the absolute owner of the Bond, whether such Bond shall be overdue or not, for all purposes, except for the purposes of receiving payments of coupons. Payment of, or on account of, the principal or Redemption Price, if any, of such Bond shall be made only to, or upon the order of such registered owner, but such registration may be changed as provided in this Article. All such payments shall be valid and effective to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid. The Authority, the Trustee and any Paying Agent may treat the bearer of any coupon as the absolute owner of the coupon, whether the coupon shall be overdue or not, for the purpose of receiving payment of the coupon and for all other purposes whatsoever, and may treat the bearer of any Bond in coupon form which shall not at the time be registered as to principal other than to bearer, as the absolute owner of such Bond, whether such Bond shall be overdue or not for the purpose of receiving payment of the principal or Redemption Price of that Bond and for all other purposes whatsoever except for the purpose of receiving payment of coupon, and neither the Authority, nor the Trustee nor any Paying Agent shall be affected by any notice to the contrary. The Authority agrees to indemnify and save the Trustee and each Paying Agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence under this Resolution, in so treating such bearer or registered owner.

305. *Transfer of Bonds in Fully Registered Form.* (1) Each Bond in fully registered form shall be transferable only upon the books of the Authority, which shall be kept for that purpose at the corporate trust office of the Trustee. Such a transfer may be made by the registered owner of the Bond in person or by such owner's attorney duly authorized in

writing, upon surrender of the Bond together with a written instrument of transfer satisfactory to the Trustee, duly executed by the registered owner or such owner's duly authorized attorney. Upon the transfer of any such Bond in fully registered form, the Authority shall issue (and cause to be authenticated by the Trustee) new Bond or Bonds in fully registered form registered as directed by the instrument of transfer, or, at the option of the transferee, Bonds in coupon form, with appropriate coupons attached, of the same Series, aggregate principal amount and maturity as the surrendered Bonds.

(2) The Authority and the Trustee may deem and treat the person in whose name any outstanding Bond in fully registered form shall be registered upon the books of the Authority as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal and Redemption Price, if any, of and interest on such Bond and for all other purposes, and all such payments so made to any such registered owner or upon such owner's order shall be valid and effective to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the Authority, nor the Trustee shall be affected by any notice to the contrary. The Authority agrees to indemnify and save the Trustee harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence under this Resolution, in so treating such registered owner.

306. *Regulations with Respect to Exchange and Transfer.* In all cases in which the privilege of exchanging Bonds or transferring registered Bonds is exercised, the Authority shall execute and cause to be authenticated and the Trustee shall deliver Bonds in accordance with the provisions of this Resolution. All Bonds in fully registered form surrendered in any such exchanges or transfers shall forthwith be cancelled by the Trustee. All Bonds in coupon form, and the coupons pertaining to such Bonds surrendered in any such exchange or transfer shall be retained in the possession of the Trustee for the purpose of reissuance upon subsequent exchanges. The Trustee, prior to reissuance of any such Bonds in coupon form, shall detach and cancel all matured coupons (as to dates as to which interest on Bonds of that Series have been paid) from those Bonds. For every such exchange or transfer of Bonds, whether temporary or definitive, the Authority or the Trustee may make a charge sufficient to reimburse it for any tax, fee or other governmental charge, other than one imposed by the Authority, required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. No other charge shall be made by the Authority or the Trustee as a condition precedent to such exchange or transfer. The cost of preparing each new Bond in coupon form or Bond in fully registered form upon each exchange or transfer, and any other expenses of the Authority or the Trustee incurred in connection with the exchange or transfer (except any applicable tax, fee or other governmental charge, other than one imposed by the Authority), shall be paid by the Authority. The Authority shall not be obliged to make any such exchange or transfer of Bonds of any Series during the ten (10) days next preceding an interest payment date on the Bonds of that Series or, to make any such exchange or transfer in the case of any Bond proposed to be redeemed, after the first publication of notice of such redemption.

307. *Bonds Mutilated, Destroyed, Stolen or Lost.* In the case any Bonds of any Series shall become mutilated or be destroyed, stolen or lost, the Authority shall execute, cause to

be authenticated by the Trustee, if authentication is required by the Series Resolution authorizing the Bonds of that Series, and deliver new Bonds (with appropriate coupons attached in the case of coupon Bonds) of like Series, maturity and principal amount as the Bonds and attached coupons, if any, so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bonds, upon surrender and cancellation of such mutilated Bonds and attached coupons, if any, or in lieu of and substitution for the Bonds and coupons, if any, destroyed, stolen or lost, upon filing with the Authority of evidence satisfactory to the Authority and the Trustee that such Bonds and attached coupons, if any, have been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the Authority with indemnity satisfactory to it and complying with such other reasonable regulations as the Authority may prescribe and paying such expenses as the Authority may incur. All Bonds and coupons so surrendered to the Authority shall be cancelled by it. An Authorized Officer shall advise the Trustee and Paying Agents of the issuance of substitute Bonds or coupons.

308. *Preparation of Definitive Bonds; Temporary Bonds.* Until definitive Bonds of any Series are prepared, the Authority may execute and cause to be authenticated by the Trustee (if authentication is required by the Series Resolution authorizing the Bonds of that Series) in the same manner as is provided in this Resolution, and deliver, in lieu of definitive Bonds, but subject to the same provisions, limitations and conditions, as the definitive coupon or fully registered Bonds (except as to the denominations and as to exchangeability for registered Bonds) one or more temporary Bonds (which may be registrable as to principal and interest), substantially of the tenor of the definitive Bonds in lieu of which such temporary Bond or Bonds are issued, but with or without coupons, in denominations of \$5,000 or any integral multiples of that amount authorized by the Authority, and with such omissions, insertions and variations as may be appropriate to temporary Bonds. The installments of interest payable on such temporary Bonds in bearer form shall be payable only upon the presentation and surrender of the coupons pertaining to those Bonds or, if no coupons for such interest are attached, then only upon presentation of such temporary Bonds for notation on those Bonds of the payment of such interest. The Chairman or other Authorized Officer is authorized to enter into such agreements as may be necessary or desirable with the purchasers of any Series of Bonds for issuance of such temporary Bonds. The Authority at its own expense shall prepare, execute and cause to be authenticated by the Trustee (if authentication is required by the Series Resolution authorizing the Bonds of that Series) and, upon the surrender of such temporary Bonds, with there being attached all unmatured coupons and all matured coupons for which no payment or only partial payment has been provided, for exchange and the cancellation of such surrendered temporary Bonds and coupons, without charge to the Holder of such Bonds and coupons, deliver in exchange, at the corporate trust office of the Trustee, definitive Bonds. Until so exchanged, the temporary Bonds shall in all respects be entitled to the same benefits and security as definitive Bonds issued pursuant to this Resolution. All temporary Bonds surrendered in exchange for a definitive Bond or Bonds shall then be promptly cancelled by the Trustee.

Article IV.

Redemption of Bonds.

401. *Privilege of Redemption and Redemption Price.* Bonds subject to redemption prior to maturity pursuant to the provisions of a Series Resolution shall be redeemable, upon published notice as provided in this Article IV, at such times, at such Redemption Prices and upon such terms as may be specified in the Series Resolution authorizing such Series.

402. *Redemption at the Election of the Authority.* In the case of any redemption of Bonds at the option of the Authority, an Authorized Officer shall give written notice to the Trustee of the Authority's election so to redeem such Bonds, of the redemption date, of the Series, of the principal amounts of the Bonds of each maturity of such Series so to be redeemed (the Series, maturities and principal amounts of the Bonds to be redeemed to be determined by the Authority, subject to the limitations with respect to such determination contained in this Resolution and any Series Resolution) and of the monies to be applied to the payment of the Redemption Price and the interest accrued and unpaid on the principal amount of the Bonds to be redeemed to the redemption date. That notice shall be given at least sixty (60) days prior to the redemption date or such shorter period (not less than thirty (30) days) as shall be acceptable to the Trustee. In the event notice of redemption shall have been given as provided in Section 405 of this Resolution, the Trustee shall, if it holds the monies to be applied to the payment of the Redemption Price and the interest to the redemption date accrued and unpaid on the principal amount of the Bonds to be redeemed or otherwise the Authority shall, prior to the redemption date, pay to the Trustee and the appropriate Paying Agents an amount in cash which, together with other monies, if any, available for that payment held by the Trustee and those Paying Agents, will be sufficient to redeem all of the Bonds to be redeemed, on the redemption date and at the Redemption Price for those Bonds together with accrued and unpaid interest on those Bonds to the redemption date. The Authority shall promptly notify the Trustee in writing of all such payments made by the Authority to a Paying Agent other than the Trustee.

403. *Redemption Otherwise Than at Authority's Election.* Whenever by the terms of this Resolution and any Series Resolution the Authority is required to redeem Bonds pursuant to Sinking Fund Installments or otherwise, the Trustee shall select the Bonds to be redeemed, give the notice of redemption and pay out the Redemption Price and interest accrued and unpaid to the redemption date on those Bonds to itself and the appropriate Paying Agents in accordance with the terms of this Article IV in order to effect such redemption.

404. *Selection of Bonds to be Redeemed by Lot.* In the event of redemption of less than all of the outstanding Bonds of any Series and maturity, the Trustee shall assign to each Outstanding Bond in fully registered form of the Series and maturity to be redeemed a distinctive number for each \$5,000 of the principal amount of such Bond. The Trustee shall then select by lot, using such method of selection as it shall deem proper in its discretion, from the numbers of all such Bonds in coupon form of such maturity and the numbers assigned to those Bonds in fully registered form as many numbers as, at \$5,000 for each number, shall equal the principal amount of such Bonds of such Series and maturity to be redeemed. The Bonds to be redeemed shall be the Bonds in coupon form of the denomination of \$5,000 bearing the numbers so selected and the Bonds in fully registered form to which were assigned numbers so selected; provided, however, that only so much of the principal amount of each such Bond in fully registered form of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected.

405. *Notice of Redemption.* When the Trustee shall receive notice from an Authorized Officer of the Authority's election to redeem Bonds pursuant to Section 402 of this Resolution, or when redemption of Bonds is required by this Resolution pursuant to Section 403 of this Resolution, the Trustee shall give notice, in the name of the Authority, of the redemption of such Bonds. The notice shall specify the Series and maturities of the Bonds to be redeemed, the redemption date and the place or places where amounts due upon such redemption will be payable and, if less than all of the Bonds of any series and maturity are to be redeemed, the letters and numbers of such Bonds so to be redeemed. In the case of Bonds in fully registered form to be redeemed in part only, the notice shall also specify the respective portions of the principal amount to be redeemed. The notice shall further state that on the redemption date there shall become due and payable upon each Bond to be redeemed the Redemption Price, or in case of Bonds in fully registered form the Redemption Price of the specified portions of the principal to be redeemed, together with unpaid interest accrued to the redemption date on the principal of the Bonds to be redeemed, and that from and after that date interest on such principal amount shall cease to accrue and be payable. The notice shall be given by publication once a week for at least two (2) successive weeks in a daily newspaper of general circulation in the City of Chicago, Illinois, and in a financial newspaper of general circulation in the City of New York, New York, the first such publication to be not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. The Trustee shall also mail a copy of such notice, postage prepaid, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, to the registered owners of any Bonds or portions of Bonds which are to be redeemed at their last address, if any, appearing upon the registry books, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of the proceedings for the redemption of Bonds. A Series Resolution which provides for Bonds of the Series to be issued solely in fully registered form may provide that, with respect to Bonds of that Series, notice of redemption need not be given by publication but may be given solely by mailing, all as provided by that Series Resolution.

406. *Payment of Redeemed Bonds.* Notice having been given by publication in the manner provided in Section 405 of this Resolution, the Bonds or portions of Bonds so called for redemption shall become due and payable on the redemption date so designated at the Redemption Price, plus interest accrued and unpaid to the redemption date on the principal of the Bonds to be redeemed, and, upon presentation and surrender of such Bonds at the offices specified in such notice, together with, in the case of Bonds registered other than to bearer presented by other than the registered owner, a written instrument of transfer duly executed by the registered owner or that owner's duly authorized attorney, and, in the case of Bonds in coupon form, all coupons pertaining to those Bonds maturing subsequent to the redemption date, such Bonds, or portions thereof, as the case may be, shall be paid at the Redemption Price plus interest accrued and unpaid to the redemption date on the Bonds to be redeemed to the extent that such interest is not represented by coupons for matured interest installments. All interest installments represented by coupons which shall have matured on or prior to the redemption date shall continue to be payable to the bearers of such coupons. If there shall be selected for redemption less than all of the principal amount of a Bond in fully registered form, the Authority shall execute and deliver, upon the surrender of such Bond, without charge to the owner thereof, for the unredeemed portion of the principal amount of the registered Bond so surrendered, at option of the owner thereof,

either Bonds in coupon form or Bonds in fully registered form of like Series and maturity in any of the authorized denominations. If, on the redemption date, monies for the redemption of all the Bonds or portions thereof of any Series and maturity to be redeemed, together with interest to the redemption date, shall be held by the Trustee and Paying Agents so as to be available for that redemption on that date and if notice of redemption shall have been published as provided in this Article, then from and after the redemption date, interest on the Bonds or portions of Bonds of such Series and maturity so called for redemption shall cease to accrue and become payable, and the coupons for interest pertaining to those Bonds maturing subsequent to the redemption date shall be void. If those monies shall not be so available on the redemption date, such Bonds or portions thereof shall continue to bear interest until paid at the same rate as they would have borne had they not been called for redemption.

Article V.

Custody and Application of Certain Proceeds of Bonds.

501. *Establishment of and Deposits in School Assistance Fund.* There is created and established a separate and distinct fund to be maintained by the Trustee and entitled the "School Assistance Fund". To the credit of this Fund deposits shall be made as required in this Section. All proceeds of any Series of Bonds which are designated by the Series Resolution authorizing the issuance of that Series of Bonds to be used to provide financial assistance to the Board (including, without limitation, providing it with the money for ordinary and necessary expenditures for educational purposes, maintenance of school facilities, and other operational needs of the Board), other than for School Construction and Rehabilitation Purposes, shall be deposited in the School Assistance Fund. In addition, there shall be deposited in the School Assistance Fund amounts required to be paid to and deposited in that Fund as provided in Section 503 of this Resolution. However, the portion of the proceeds of any Series of Bonds which is to be used to refund any Bonds or other notes and Bonds of the Authority or is to be used to pay any debt obligations of the Board or of the City issued to provide financing for the Board shall be used and applied as provided in the Series Resolution authorizing the issuance of that Series of Bonds and may be applied by the Authority directly to such purposes without being deposited in the School Assistance Fund.

502. *Application of School Assistance Fund.* The amounts in the School Assistance Fund shall be paid by the Trustee from time to time to the Board upon the filing with the Trustee of a requisition of the Chairman or other Authorized Officer so authorizing the Trustee to pay amounts in that Fund. The Chairman or other Authorized Officer is authorized and directed so to file from time to time with the Trustee requisitions to pay amounts deposited in the School Assistance Fund to the Board if the Chairman or such other Authorized Officer shall find that such amounts are then required by the Board for the purposes for which the Series Resolution authorizing the issuance of such Series of Bonds provides such amounts are to be used, all in accordance with the Board's budget or revised budget then in effect as approved by the Authority. The Chairman or other Authorized Officer and the Trustee shall not be responsible for the use or application of any amounts paid to the Board from the School Assistance Fund. Should there remain any amounts in the School Assistance Fund on June 1, 1985, the Trustee shall pay and deposit

all such amounts to the Debt Service Fund to the credit of the Principal and Interest Account, and the School Assistance Fund shall then be closed.

503. *Establishment of, Deposits in and Application of Cost of Issuance Accounts.* There is created and established a series of separate and distinct accounts to be maintained by the Trustee and designated collectively as "School Assistance Bonds Cost of Issuance Accounts." Upon the issuance, sale and delivery of any Series of Bonds pursuant to this Resolution, the Series Resolution authorizing such Series of Bonds may (but is not required to) establish a separate account designated "Series Cost of Issuance Account" (inserting in the title the appropriate Series and any other necessary designation). The Series Resolution shall provide for the payment into the related Cost of Issuance Account of the amount of the proceeds from the sale of such Series of Bonds designated by that Series Resolution to be used to pay the Costs of Issuance of that Series of Bonds. That amount shall be expended for Costs of Issuance of that Series of Bonds upon a requisition signed by an Authorized Officer stating the amount and purpose of any such payment. Upon receipt by the Trustee of a certificate of an Authorized Officer stating that all Costs of Issuance for a Series of Bonds have been paid and that amounts remaining in the related Cost of Issuance Account are no longer needed for the payment of Costs of Issuance of that Series of Bonds, the Trustee shall pay such remaining amounts in that Account to and deposit them in the School Assistance Fund, or if it has been closed, then to the Debt Service Fund to the credit of the Principal and Interest Account. In any event, on the first business day of the twelfth month following the last date of delivery of a Series of Bonds, the Trustee shall pay any amounts remaining in the Cost of Issuance Account for that Series of Bonds to and deposit them in the School Assistance Fund or if it has been closed then to the Debt Service Fund to the credit of the Principal and Interest Account. When all amounts in any Cost of Issuance Account have been expended or transferred as provided in this Section, that Account shall be closed.

504. *Establishment of, Deposits in and Application of Working Cash Fund.* (1) There is created and established a separate and distinct fund to be maintained by the Trustee and entitled the "Working Cash Fund." To the credit of the Working Cash Fund deposits shall be made as required in this Section. All proceeds of any Series of Bonds which are designated by the Series Resolution authorizing the issuance of that Series of Bonds to be used to provide or increase a working cash fund as provided by the Act shall be deposited in the Working Cash Fund.

(2) Amounts in the Working Cash Fund shall be used by the Authority (a) to make loans to the Board from time to time to enable the Board to cover anticipated cash flow deficiencies which it may experience, all as provided by the Act, as it may from time to time be amended, or (b) for any other lawful purpose for which the Act, as it may from time to time be amended, may permit amounts in the Working Cash Fund to be used. The Trustee shall, from time to time, apply amounts in the Working Cash Fund as specified by written direction of the Chairman or other Authorized Officer, which direction shall be accompanied by a certified copy of a resolution of the Authority so authorizing such loan or other application of amounts in the Working Cash Fund and, in the case any amounts are to be applied in accordance with (b) above, by a Counsel's Opinion of nationally recognized bond counsel to the effect that such amounts may be used for that purpose.

(3) The Authority shall not at any time be obligated to make any loan to the Board from the Working Cash Fund. No interest need be charged on any such loan. Each loan made to the Board from the Working Cash Fund shall mature at such time or times, bear interest at such rate or rates, if any, be payable and be secured in such manner and have such other terms as shall be provided by the resolution of the Authority authorizing the loan and as shall be permitted by the Act, as it may from time to time be amended. A single resolution of the Authority may authorize one or more loans from the Working Cash Fund to be made at such times as the Chairman or other Authorized Officer shall determine. All payments of principal of and interest, if any, on any such loan shall be deposited in the Working Cash Fund.

(4) The Authority may, by resolution, at any time reduce the amount of or abolish the Working Cash Fund, all pursuant to the provisions of the Act, as it may from time to time be amended. Upon receipt by the Trustee of a certified copy of such a resolution of the Authority, the Trustee shall withdraw all amounts in the Working Cash Fund in excess of the amount which is to remain in the Working Cash Fund and deposit those excess amounts in the Debt Service Fund to the credit of the Special Payments Account. However, instead of paying those excess amounts into the Debt Service Fund, the Trustee shall apply those excess amounts in such other manner as may be directed in the resolution of the Authority reducing or abolishing the Working Cash Fund, but only upon receipt by the Trustee of a Counsel's Opinion of nationally recognized bond counsel to the effect that the directed application of the excess amounts is authorized by the Act, as amended to the date of the opinion.

505. *Establishment of, Deposits in and Application of School Construction Fund.* There is created and established a separate and distinct fund to be maintained by the Trustee and entitled the "School Construction Fund". To the credit of this Fund deposits shall be made of amounts received upon the issuance of a Series of Bonds as is provided by the Series Resolution for that Series of Bonds. Amounts in the School Construction Fund shall be used to provide the Board with money for School Construction Purposes or shall be used for other purposes as provided in this Section.

Prior to providing the Board with money from the School Construction Fund for any School Construction Purpose, the Authority shall have adopted a resolution determining that those amounts may be used for that School Construction Purpose. That resolution shall also contain a finding and determination of the Authority that money so to be provided to the Board is to be used for School Construction Purposes and not for providing the Board with money for its ordinary and necessary expenditures for educational purposes, maintenance of school facilities or other operational needs. The adoption of such a resolution shall be in the sole judgment and discretion of the Authority. That resolution may be adopted by the Authority to cover an entire program of School Construction and Rehabilitation Purposes and it shall not be necessary that a separate resolution be adopted for each individual School Construction Purpose. The Authority may, in making its findings and determinations, rely upon information provided by or on behalf of the Board. The Authority may from time to time make and amend regulations and issue directives, including to the Board, with respect to the use and application of moneys so to be provided the Board.

The Chairman or other Authorized Officer is authorized and directed to file from time to time with the Trustee directions to disburse amounts in the School Construction Fund for a School Construction Purpose. Such directions shall be filed only if (i) the Authority shall have adopted the resolution described in the preceding paragraph and (ii) the Chairman or other Authorized Officer shall have determined that, under the regulations of the Authority, it is then appropriate to provide the Board with that amount of money for that School Construction Purpose. The Chairman or other Authorized Officer is authorized to make that determination.

Amounts in the School Construction Fund shall be disbursed by the Trustee for School Construction Purposes from time to time upon the filing with the Trustee of a direction of the Chairman or other Authorized Officer that the Trustee shall not be obligated to examine the purposes for which the money is to be disbursed.

The Authority and its Chairman or other Authorized Officer and the Trustee shall not be responsible for the use or application of any amounts disbursed from the School Construction Fund for School Construction Purposes. The Authority and its directors, officers, members, agents and employees and the Trustee shall not be liable for any obligations incurred by the Board for School Construction Purposes.

On December 1 of each year beginning in 1988, the Trustee shall pay to and deposit in the Debt Service Fund to the credit of the Principal and Interest Account, or to one or more other accounts of that Fund as directed by resolution of the Authority, amounts in the School Construction Fund to the extent of all interest and other investment earnings accrued and received on or after December 1, 1987, on investments of the School Construction Fund and not previously transferred to the Debt Service Fund. The Authority, by resolution, in its sole judgment and discretion, may at any time direct that any or all amounts remaining unexpended in the School Construction Fund, in excess of the difference between (i) the minimum amount required by law to have been so deposited and (ii) the amount theretofore paid to the Board from the Fund for School Construction Purposes, be withdrawn from that Fund and be deposited in and credited to the School Rehabilitation Fund. In addition, the Authority by resolution, in its sole judgment and discretion, may at any time direct that any or all amounts in the School Construction Fund, which have not been or shall not have been by a certain date expended, be withdrawn from the School Construction Fund and be deposited in the Debt Service Fund to the credit of one or more accounts of that Fund, as designated by the resolution. Upon receipt by the Trustee of a certified copy of a resolution of the Authority directing a transfer of amounts from the School Construction Fund to the School Rehabilitation Fund or the Debt Service Fund, the Trustee shall withdraw the specified amounts from the School Construction Fund and deposit those amounts in the School Rehabilitation Fund or the Debt Service Fund (to the credit of the designated account or accounts), as directed by the resolution.

506. *Establishment of, Deposits in and Application of School Rehabilitation Fund.* There is created and established a separate and distinct fund to be maintained by the Trustee and entitled the "School Rehabilitation Fund". To the Credit of this Fund deposits shall be made of amounts received upon the issuance of a Series of Bonds as is provided by the Series Resolution for that Series of Bonds. Amounts in the School Rehabilitation Fund shall be used to provide the Board with money for School Rehabilitation Purposes or shall be used for other purposes as provided below.

Prior to providing the Board with money from the School Rehabilitation Fund for any School Rehabilitation Purpose, the Authority shall have adopted a resolution determining that those amounts may be used for that School Rehabilitation Purpose. That resolution shall also contain a finding and determination of the Authority that money so to be provided to the Board is to be used for School Rehabilitation Purposes and not for providing the Board with money for its ordinary and necessary expenditures for educational purposes, maintenance of school facilities or other operational needs. The adoption of such a resolution shall be in the sole judgment and discretion of the Authority. That resolution may be adopted by the Authority to cover an entire program of School Construction and Rehabilitation Purposes and it shall not be necessary that a separate resolution be adopted for each individual School Rehabilitation Purpose. The Authority may, in making its findings and determinations, rely upon information provided by or on behalf of the Board. The Authority may from time to time make and amend regulations and issue directives, including to the Board, with respect to the use and application of moneys so to be provided the Board.

The Chairman or other Authorized Officer is authorized and directed to file from time to time with the Trustee directions to disburse amounts in the School Rehabilitation Fund for a School Rehabilitation Purpose. Such directions shall be filed only if (i) the Authority shall have adopted the resolution described in the preceding paragraph and (ii) the Chairman or other Authorized Officer shall have determined that, under the regulations of the Authority, it is then appropriate to provide the Board with that amount of money for that School Rehabilitation Purpose. The Chairman or other Authorized Officer is authorized to make that determination.

Amounts in the School Rehabilitation Fund shall be disbursed by the Trustee for School Rehabilitation Purposes from time to time upon the filing with the Trustee of a direction of the Chairman or other Authorized Officer that the Trustee shall so disburse amounts in that Fund to the Board. The trustee shall make the disbursements as so directed and shall not be obligated to examine the purposes for which the money is to be disbursed.

The Authority and its Chairman or other Authorized Officer and the Trustee shall not be responsible for the use or application of any amounts disbursed from the School Rehabilitation Fund for School Rehabilitation Purposes. The Authority and its directors, officers, members, agents and employees and the Trustee shall not be liable for any obligations incurred by the Board for School Rehabilitation Purposes.

On December 1 of each year beginning in 1988, the Trustee shall pay to and deposit in the Debt Service Fund to the credit of the Principle and Interest Account, or to one or more other accounts of that Fund as directed by resolution of the Authority, amounts in the School Rehabilitation Fund to the extent of all interest and other investment earnings accrued and received on or after December 1, 1987, on investments of the School Rehabilitation Fund and not previously transferred to the Debt Service Fund. The Authority, by resolution in its sole judgment and discretion, may at any time direct that any or all amounts remaining unexpended in the School Rehabilitation Fund be withdrawn from that Fund and be deposited in and credited to the School Construction Fund, but only if the transfer shall not cause the amount which shall have been deposited in the School Construction Fund to exceed the maximum amount allowed by law to be used

for School Construction Purposes. In addition, the Authority by resolution, in its sole judgment and discretion, may at any time direct that any or all amounts in the School Rehabilitation Fund, which have not been or shall not have been by a certain date expended, be withdrawn from the School Rehabilitation Fund and be deposited in the Debt Service Fund to the credit of one or more accounts of that Fund, as designated by the resolution. Upon receipt by the Trustee of a certified copy of a resolution of the Authority directing a transfer of amounts from the School Rehabilitation Fund to the School Construction Fund or the Debt Service Fund, the Trustee shall withdraw the specified amounts from the School Rehabilitation Fund and deposit those amounts in the School Construction Fund or the Debt Service Fund (to the credit of the designated account or accounts) as directed by the resolution.

507. *Establishment of, Deposits in and Application of School Assistance Bonds Administrative Fund.* There is created and established a separate and distinct fund to be maintained by the Trustee and entitled the "School Assistance Bonds Administrative Fund". To the credit of this Fund, deposits shall be made of amounts received upon the issuance of a Series of Bonds as is provided by the Series Resolution for that Series of Bonds. Amounts in the Administrative Fund shall be used to pay Administrative Expenses or shall be used for other purposes as provided in this Section.

Amounts in the Administrative Fund shall be distributed by the Trustee for Administrative Expenses from time to time upon the filing with it of a requisition signed by the Chairman or other Authorized Officer stating the amount and purpose of any such payment. The Chairman or other Authorized Officer is authorized and directed to file such requisitions from time to time with the Trustee as needed to pay Administrative Expenses for the Authority.

The Authority, by resolution, in its sole judgment and discretion, may at any time direct that any or all amounts in the Administrative Fund, which have not been or shall not have been expended by a certain date, be withdrawn from the Administrative Fund and be deposited in the Debt Service Fund to the credit of one or more accounts of that Fund, as designated by the resolution. Upon receipt by the Trustee of a certified copy of a resolution of the Authority so directing a transfer of amounts from the Administrative Fund to the Debt Service Fund, the Trustee shall withdraw the specified amounts from the Administrative Fund and deposit those amounts in the Debt Service Fund (to the credit of the designated account or accounts) as directed by the resolution.

508. *Separate Funds and Accounts.* Except as allowed by the following sentence, the School Assistance Fund, the School Construction Fund, the School Rehabilitation Fund, the Administrative Fund, the Working Cash Fund and each Cost of Issuance Account shall be separate and segregated from all other funds and accounts of the Authority or the Board. Cash funds and investments in any Cost of Issuance Account, in the School Assistance Fund, in the School Construction Fund, in the School Rehabilitation Fund, in the Administrative Fund or in the Working Cash Fund shall never be commingled with other funds or accounts of the Authority or the Board for any purpose whatsoever, except that the cash funds and investments of the School Construction Fund may be commingled with the cash funds and investments of the School Rehabilitation Fund.

Article VI.

*Establishment and Application of Funds and
Accounts for Payments of Bonds.*

601. *Debt Service Fund.* (1) There is created and established a separate and distinct fund to be maintained by the Trustee and entitled the "School Assistance Bonds Debt Service Fund" (the "Debt Service Fund"). There are created and established in the Debt Service Fund as separate and distinct accounts to be maintained by the Trustee an account entitled "Principal and Interest Account", an account entitled "Redemption Account", an account entitled "Special Payments Account" and a series of accounts entitled collectively the "Capitalized Interest Accounts." Each Series Resolution authorizing the issuance of a Series of Bonds interest on which is required to be paid from a Capitalized Account pursuant to Section 909 of this Resolution shall create and establish such an account entitled "Series..... Capitalized Interest Account" (inserting in the title the appropriate Series and any other necessary designation).

(2) There shall be deposited by the Trustee in the Debt Service Fund to the credit of the Principal and Interest Account:

(a) all collections of taxes to be levied as provided by the Resolution, the Series Resolutions and the Tax Levy Ordinances;

(b) all amounts required to be transferred and credited to the Principal and Interest Account from the Redemption Account as provided in paragraph (11) of this Section;

(c) all amounts required to be paid and deposited in the Debt Service Fund from the Reserve Fund as provided in paragraph (3) or paragraph (5) of Section 602 of the Resolution;

(d) all amounts transferred to the Principal and Interest Account from a Capitalized Interest Account as provided in paragraph (8) of this Section;

(e) all amounts transferred to the Principal and Interest Account from the Special Payments Account as provided in paragraph (11) or paragraph (12) of this Section: and

(f) all amounts transferred to the Principal and Interest Account Pursuant to Article V of this Resolution.

(3) Amounts in the Principal and Interest Account shall be applied by the Trustee to the payment of the interest on the Bonds as it falls due (other than interest paid from a Capitalized Interest Account as provided in paragraph (8) of this Section), and the principal of the Bonds at maturity or on Sinking Fund Installment dates. Prior to June 1 and December 1 of each year (but not more than 5 days prior to such date), beginning with December 1, 1981, the Trustee shall pay out of the amounts in the Principal and Interest Account to itself and the appropriate Paying Agents, the amounts required for the payment by it and the Paying Agents of the Debt Service Requirements then coming due on the Bonds (other than interest to be paid from a Capitalized Interest Account as provided in paragraph (8) of this Section).

(4) In December of each year, after paying all interest due on the Bonds on December 1 of that year (but before making any deposits to the Principal and Interest Account from the Special Payments Account as provided in paragraph (12) of this Section), the Trustee shall transfer from the Principal and Interest Account the following amounts in the following priority:

(a) to the Reserve Fund the amount, if any, by which the value of the Reserve Fund is less than the Reserve Requirements; and then

(b) to the Special Payments Account the aggregate amount of all previous transfers made to the Principal and Interest Account from the Special Payments Account pursuant to paragraph (11) of this Section which have not previously been retransferred to the Special Payments Account pursuant to the requirements of this sentence. No transfer shall be made pursuant to this paragraph except to the extent that amounts in the Principal and Interest Account are in excess of the Debt Service Requirements on the Bonds for the next June 1.

(5) In December of each year (beginning in 1981), upon receipt of the Trustee's Annual Report and after all transfers required from the Principal and Interest Account to the Reserve Fund and the Special Payments Account, as provided by paragraph (4) of this Section, have been made and after the transfers of amounts from the Reserve Fund to the Principal and Interest Account as provided by paragraph (5) of Section 602 of this Resolution have been made, and after the transfers of amounts from the School Construction Fund and School Rehabilitation Fund to the Principal and Interest Account as provided in Sections 505 and 506, respectively, of this Resolution have been made, and after any transfers of amounts from the Special Payments Account to the Principal and Interest Account as provided by paragraph (12) of this Section have been made, the Authority (i) may by resolution direct the Trustee to transfer amounts from the Principal and Interest Account to the Redemption Account, (ii) may by resolution determine to abate the amount of taxes levied with respect to that year (and provided to be collected in the next calendar year) for payment of principal of the Bonds, at maturity or on Sinking Fund Installment dates and of interest on Bonds as it falls due, or (iii) may so direct and determine a combination of such transfers and abatements. Upon a certified copy of such a resolution being filed with the Trustee directing such a transfer to the Redemption Account, the Trustee shall promptly make such a transfer. The total amount of any such abatement and transfer so directed and determined by resolution of the Authority in any year shall not exceed the amount, if any, by which the value of the Principal and Interest Account, after the transfer between the Principal and Interest Account and the Special Payments Account or the Reserve Fund referred to in the first sentence of this paragraph, exceeds the sum of:

(a) the Debt Service Requirements for the next June 1, plus

(b) the amount, if any, by which all taxes levied pursuant to all Tax Levy Ordinances and received by the Trustee through December 1, of each year exceeds the sum of (i) the amount of principal of Bonds due at maturity or on Sinking Fund Installment dates, and of the interest due on the Bonds, through such December 1 (other than interest which was paid from a Capitalized Interest Account) plus (ii) the Debt Service Requirements for the next June 1.

(6) At any time after any December 1, the Trustee, in its sole discretion, may, and upon direction of an Authorized Officer shall, withdraw moneys from the Principal and Interest Account and purchase Bonds or portions of Bonds, which Bonds mature or are subject to mandatory redemption pursuant to Sinking Fund Installments on the next June 1. The principal amount of Bonds so purchased within any period after any December 1 and prior to the next June 1 shall not exceed the sum of the Sinking Fund Installments on Term Bonds due on that June 1 and the principal amount of Serial Bonds maturing on that June 1. The principal amount of Term Bonds so purchased shall be a credit against and reduction of the amount of the Sinking Fund Installments on those Bonds on the next June 1. No purchase of Bonds shall be made after notice of redemption of those Bonds shall have been given as provided in this Resolution. No such purchase shall be made at a price in excess of the principal amount of the Bonds purchased plus accrued and unpaid interest on those Bonds to the date of purchase.

(7) The Authority shall pay to and deposit in the Debt Service Fund to the credit of the Capitalized Interest Account for each Series of Bonds the amount from proceeds of that Series of Bonds provided in the Series Resolution for that Series of Bonds. The Trustee shall pay to and deposit in the Capitalized Interest Account for each Series of Bonds all amounts required to be paid to such Account from the Reserve Fund as provided in paragraph (4) of Section 602 of this Resolution. A Series Resolution may provide for the temporary deposit of proceeds of a Series of Bonds in the Capitalized Interest Account for a Series of Bonds until the exact amount of the deposit required is ascertained and may provide for any excess amounts than to be deposited, as if the deposit were a deposit directly from proceeds of the sale of that Series of Bonds, in the School Assistance Fund, or for the use of such excess amounts for other purposes for which Bonds may be or may then be issued.

(8) Amounts in a Capitalized Interest Account for any Series of Bonds shall be used to pay all or a portion of the interest, as specified in the Series Resolution for that Series of Bonds, on that Series of Bonds coming due on the date specified in the Series Resolution for that Series of Bonds. After all interest to be paid from a Capitalized Interest Account for a Series of Bonds has been paid in full (or the payment of that interest has been provided for) any remaining amounts in that Account shall be transferred by the Trustee to the Principal and Interest Account. Prior to any interest payment date on Bonds of any Series for which interest is so to be paid from a Capitalized Interest Account, the Trustee shall pay out of the amounts in the Account to itself and the Paying Agents for that Series of Bonds, the amounts required then to pay that interest on the Bonds of that Series then coming due.

(9) There shall be deposited by the Trustee in the Debt Service Fund to the credit of the Redemption Account all amounts transferred to the Redemption Account from the Principal and Interest Account pursuant to paragraph (5) of this Section and from the Special Payments Account pursuant to paragraph (12) of this Section and all amounts transferred to the Debt Service Fund to the credit of the Redemption Account pursuant to Article V of this Resolution.

(10) Amounts at any time in the Redemption Account may be used by the Trustee at the direction of an Authorized Officer to redeem Bonds or to purchase Bonds. No purchase of Bonds shall be at a price in excess of the Redemption Price of the Bonds for an optional redemption at the next optional redemption date, plus accrued and unpaid interest on the

principal of the Bonds to be redeemed to the date of redemption. An Authorized Officer may direct the Trustee as to the method of making any such purchase. No purchase of any Bonds from the Redemption Account shall be made by the Trustee within the period of forty-five (45) days next preceding a date on which those Bonds are subject to redemption. The Series Resolution authorizing a Series of Bonds which includes Term Bonds may provide for such redemption or purchase of Term Bonds pursuant to this paragraph (10) to be a credit against and reduction of such Sinking Fund Installments as is determined by that Series Resolution. In addition, upon all Bonds issued prior to 1985 being no longer Outstanding, amounts in the Redemption Account may be used by the Trustee, at the direction of an Authorized Officer, to provide for the payment of Bonds as provided in Section 1101 of this Resolution. In that event, these amounts shall be transferred from the Redemption Account and set aside and held in trust as provided in Section 1101 of this Resolution.

(11) If at any time the amounts in the Principal and Interest Account are insufficient to pay interest on the Bonds as it falls due and to pay principal on Bonds at maturity or on Sinking Fund Installment dates, the Trustee shall transfer to the Principal and Interest Account moneys from the Redemption Account which, when added to funds in the Principal and Interest Account, shall be sufficient to make such payments. If, after that transfer, the amounts in the Principal and Interest Account remain insufficient to make such payments, the Trustee shall transfer amounts from the Special Payments Account to the Principal and Interest Account sufficient to make such payments. If after that transfer the amounts in the Principal and Interest Account still remain insufficient to make such payments, the Trustee shall transfer amounts from the Reserve Fund to the Principal and Interest Account sufficient to make such payments.

(12) There shall be deposited by the Trustee to the credit of the Special Payments Account all amounts required to be paid to and deposited in the Debt Service Fund from the Working Cash Fund as provided in Section 504 of this Resolution, all amounts required to be transferred and credited to the Special Payments Account pursuant to paragraph (4) of this Section and any other amounts which the Authority shall cause to be deposited in the Special Payments Account pursuant to law. The Authority may at any time by resolution direct the Trustee to transfer amounts from the Special Payments Account to the Redemption Account. At any time after December 1 of any year and prior to June 1 of the next year, the Authority may by resolution direct the Trustee to transfer amounts from the Special Payments Account to the Principal and Interest Account. The amounts so to be transferred to the Principal and Interest Account shall not exceed the total amount of the principal of Bonds due at maturity or pursuant to Sinking Fund Installments on the next June 1, plus interest to be paid on those Bonds on that June 1. The amounts so transferred shall be used to pay principal of Bonds on that June 1 and interest on those Bonds on that date. Upon a certified copy of a resolution of the Authority being filed with the Trustee so directing a transfer of amounts in the Special Payments Account to either the Redemption Account or the Principal and Interest Account, the Trustee shall make the directed transfer. In December of each year in which there are amounts in the Special Payments Account, prior to the adoption of any resolution as provided in paragraph (5) of this Section, the Authority shall determine whether or not then to transfer any amounts in the Special Payments Account to the Principal and Interest Account, but that determination shall not preclude the Authority from making any subsequent transfers to the Principal and Interest Account pursuant to this paragraph.

(13) As long as any of the Bonds remain outstanding and unpaid as to either principal or interest, in whole or in part, all amounts in the Debt Service Fund shall be held in trust by the Trustee for the sole benefit of the Holders of Bonds or coupons and shall be applied solely for the payment, redemption or purchase of the Bonds or coupons, all as provided in this Section, and shall not be used for any other purpose.

(14) The Debt Service Fund and each Account in it shall be separate and segregated from all other funds and accounts of the Authority or the Board. Cash funds and investments in the Debt Service Fund and each Account in it shall never be commingled with other funds or accounts of the Authority or the Board for any purpose whatsoever.

602. *Reserve Fund.* (1) There is established and created a separate and distinct fund to be maintained by the Trustee and entitled the "School Assistance Bonds Debt Service Reserve Fund" (the "Reserve Fund"). The Authority shall pay to the Trustee for deposit in the Reserve Fund that portion of the proceeds of the sale of any Series of Bonds as shall be provided by the Series Resolution authorizing that Series of Bonds. The Trustee shall pay to and deposit in the Reserve Fund all amounts provided to be transferred to the Reserved Fund from the Principal and Interest Account pursuant to paragraph (4) of Section 601 of this Resolution.

(2) All amounts on deposit in the Reserve Fund shall be held in trust for the sole benefit of the Holders of the Bonds and coupons as provided in this Resolution and shall be applied and used solely for the payment of principal of the Bonds, at maturity or on Sinking Fund Installment dates, and for the payment of interest on the bonds as it falls due, or for transfer to the Principal and Interest Account for application as provided by this Resolution, and shall not be used for any other purpose.

(3) Amounts in the Reserve Fund shall be transferred by the Trustee to the Debt Service Fund to the credit of the Principal and Interest Account at the times and in the amounts as required by paragraph (11) of Section 601 of this Resolution, in order to pay principal of the Bonds at maturity or on Sinking Fund Installment dates and to pay interest on the Bonds as it falls due.

(4) On or prior to December 1, 1980, and on or prior to June 1, 1981, the Trustee shall pay to and deposit in the Debt Service Fund to the credit of the Capitalized Interest Account for each Series of Bonds for which interest on those dates is provided by the Series Resolutions for those Series of Bonds to be paid from such an Account, all interest or investment earnings, if any, received through those dates on the Investment Obligations purchased from amounts deposited from proceeds of that Series of Bonds in the Reserve Fund pursuant to Section 909 of this Resolution.

(5) On December 1 of each year beginning in 1981 the Trustee shall pay to and deposit in the Debt Service Fund to the credit of the Principal and Interest Account all amounts in the Reserve Fund to the extent the value of the Reserve Fund is in excess of the Reserve Requirement.

(6) Whenever the Trustee shall determine that the total amount in the Reserve Fund, together with all amounts in the Debt Service Fund, will be sufficient to pay or to redeem or

to provide for the payment or redemption of all the Outstanding Bonds, the Trustee shall pay to and deposit in the Debt Service Fund to the credit of the Redemption Account such remaining amounts in the Reserve Fund.

(7) The Reserve Fund shall be separate and segregated from all other funds and accounts of the Authority or the Board. Cash funds and investments in the Reserve Fund shall never be commingled with other funds or accounts of the Authority or the Board for any purpose whatsoever.

(8) Upon all Bonds issued prior to 1985 being no longer Outstanding, all or any part of the Reserve Requirement may be met by deposit with the Trustee of a Reserve Fund Credit Instrument. A Reserve Fund Credit Instrument shall, for purposes of determining the value of the Reserve Fund, be valued at the Reserve Fund Credit Instrument Coverage for the Instrument, except as provided in the next two sentences. If a Reserve Fund Credit Instrument is to terminate (or is subject to termination) prior to the last principal payment date on any Outstanding Bond, then the value of that Reserve Fund Credit Instrument shall be reduced by the amount provided in the next sentence. The amount of the reduction shall be the amount, if any, by which the value of the Reserve Fund, not counting the value of that Reserve Fund Credit Instrument, is less than the Reserve Requirement after the first date that the Reserve Fund Credit Instrument is so to terminate (or is subject to termination). Any amounts in the Reserve Fund which are not required to be transferred to the Debt Service Fund pursuant to paragraph (3) of this Section may, from time to time, be used to pay costs of acquiring a Reserve Fund Credit Instrument or to make payments due under a Reimbursement Agreement, but only if after such payment, the value of the Reserve Fund shall not be less than the Reserve Requirement. The Authority may provide by resolution for the pledge and assignment and grant of a lien on and security interest in the amounts on deposit in the Reserve Fund to any Provider to secure the Authority's obligation to make payments under related Reimbursement Agreement; provided, however, that any such lien or security interest shall be junior in priority to the claim of the Trustee for the benefit of the Holders of the Bonds.

603. *Lien and Security Interest in Debt Service Fund and Reserve Fund.* The Debt Service Fund, including all its accounts, and the Reserve Fund shall be funds held in trust for the Holders of the Bonds and coupons as provided in this Resolution. The Holders of the Bonds and coupons shall have and are granted a security interest in and lien upon all cash and investments of such Funds, and such Funds shall be applied solely as provided in this Resolution, except that only the Holders of Bonds and coupons of a particular Series shall have and are granted such a security interest in and lien upon amounts in the Capitalized Interest Account for that Series of Bonds. The security interests and liens described in this Section are valid and binding from the date the Bonds are issued, without any physical delivery or further action, and shall be valid and binding as against, and prior to any claim of all other parties having claims of any kind in tort, contract or otherwise against the State, the Authority, the Board, the City, or any other person, irrespective of whether such other parties have notice of the lien or security interest.

The Authority by this Resolution assigns to the Trustee its rights to enforce each Reserve Fund Credit Instrument. The Trustee shall have the right to enforce each such instrument at law or in equity with or without the further consent or participation of the Authority. This Assignment to the Trustee of the right to enforce each such instrument

shall not prevent the Authority from enforcing any such instrument on its own behalf to the extent that such enforcement by the Authority will not adversely affect the rights of the Holders of the Bonds and is not inconsistent with any action for enforcement brought by the Trustee.

604. *Disposition of Bonds and Coupons Upon Payment.* All Bonds paid and redeemed, or purchased by the Trustee, under the provisions of this Resolution, either at or before maturity, together with all unmatured coupons, if any, pertaining to those Bonds, shall be cancelled when such payment, redemption or purchase is made, and such Bonds and coupons, unless then held by the Trustee, shall be delivered to the Trustee. All interest coupons shall be cancelled upon their payment and delivered to the Trustee. All cancelled Bonds and coupons shall from time to time, upon direction of an Authorized Officer, be cremated or otherwise destroyed by the Trustee. The Trustee shall execute a certificate of cremation or other destruction in duplicate describing the Bonds and coupons so cremated or otherwise destroyed, listing their numbers, and one executed certificate shall be filed with the Authority and the other executed certificate shall be retained by the Trustee.

605. *Notice to Bond Issuer.* With respect to any Series of Bonds for which the Authority shall have notified the Trustee that it has purchased bond insurance, the Trustee shall give that insurer prompt notice of the failure for there to be on deposit with the Trustee money, at the times, in the amounts and in the Funds and Accounts under the Resolution, as shall be sufficient to allow the Trustee to pay in full the interest as it comes due and the principal, at maturity or pursuant to sinking fund installments, on such Series of Bonds.

606. *Claims on Reserve Fund Credit Instrument.* The Trustee is authorized and directed to file a claim, give notice, or take such other appropriate actions as shall be required in order to effect payment under any Reserve Fund Credit Instrument as those amounts are needed for use for paying principal of and interest on Bonds. The Trustee shall deposit all such amounts received by it in the Reserve Fund.

Article VII.

Security for Deposits and Investment of Funds.

701. *Security for Deposits.* All moneys held under this Resolution by the Trustee or any Paying Agent shall be continuously and fully secured for the benefit of the Authority and the Holders of the Bonds and the coupons, as their respective interests may appear, by Investment Obligations of a market value equal at all times to the amount of the deposit so held by the Trustee. However, it shall not be necessary for the Trustee or any Paying Agent to give security for such amount of moneys as is insured by Federal deposit insurance, for the trustee to give security for any moneys which shall be represented by Investment Obligations purchased under the provisions of this Resolution as an investment of such moneys or for any moneys loaned to the Board from the Working Cash Fund, or for any Paying Agent to give security for the deposit of any moneys held by it in trust for the Holders of Bonds and coupons.

702. *Investment of Funds and Accounts Held by the Trustee.* (1) Upon direction of the Authorized Officer, moneys in the Funds and Accounts established by this Resolution shall be invested by the Trustee in Investment Obligations so that the maturity date or date of

redemption at the option of the holder of such Investment Obligations shall coincide, as nearly as practicable, with the times at which moneys in these Funds and Accounts will be required for the purposes provided in this Resolution.

(2) Moneys in the Reserve Fund shall be invested by the Trustee upon direction of an Authorized Officer, in Investment Obligations the maximum maturity of which shall not be more than ten (10) years from the date of such investment; provided, however, that at least 25% of the moneys in the Reserve Fund shall from time to time be invested in Investment Obligations the average maturity of which shall not be more than two (2) years from the date of any investment. A Reserve Fund Credit Instrument shall be treated, for purposes of Article VII of this Resolution, as an investment in an Investment Obligation of a maturity equal to the number of days of advance notice which must be given in order to obtain payments on it.

(3) Obligations purchased as an investment of moneys in any Fund or Account held by the Trustee under the provisions of this Resolution shall be deemed at all times to be a part of such Fund or Account and the income or interest earned by a Fund or Account due to the investment thereof shall be deposited in and credited to such Fund or Account.

(4) In computing the value of any Fund or Account held by the Trustee under the provisions of this Resolution, except the Reserve Fund, obligations purchased as an investment of moneys therein shall be valued at the cost or market price thereof, whichever is lower, exclusive of accrued interest. In computing the value of the Reserve Fund, obligations purchased as an investment of moneys therein shall be valued at par, or if purchased at less than par, at their cost to the Authority.

(5) The Trustee shall sell at the best price obtainable, or present for redemption, any obligation purchased by it as an investment whenever it shall be necessary in order to provide moneys to meet any payment or transfer from the Fund or Account for which such investment was made. The Trustee shall advise the Authority in writing, on or before the last day of each calendar month, of the details of all investments held for the credit of each Fund and Account in its custody under the provisions of this Resolution as of the end of the preceding month.

(6) The Trustee shall continuously invest all amounts deposited in a Capitalized Interest Account for a Series of Bonds in such Investment Obligations referred to in subparagraphs (a) or (d) of the definition of Investment Obligations in Section 101 of this Resolution, as directed in writing by an Authorized Officer pursuant to Section 909 of this Resolution, until all the interest to be paid from the Account has been paid. The Trustee shall continuously invest all amounts deposited in the Reserve Fund from proceeds of any Series of Bonds for which interest is payable from a Capitalized Interest Account on December 1, 1980, or June 1, 1981, in Investment Obligations referred to in subparagraphs (a) or (d) of the definition of Investment Obligations in Section 101 of this Resolution as directed in writing by an Authorized Officer pursuant to Section 909 of this Resolution.

703. *Liability of Trustee for Investments.* The Authority shall authorize, direct and confirm in writing by an Authorized Officer, all investments by the Trustee. If the Authority fails to direct investments, the Trustee shall invest such amount at its discretion in such Investment Obligations as is permitted by this Resolution. The Trustee shall not be

liable or responsible for the making of any investment authorized by the provisions of this Article, in the manner provided in this Section, or for any loss resulting from any such investment so made, except for its own gross negligence or willful default.

Article VIII.

The Trustee and Paying Agents.

801. *Trustee; Appointment and Acceptance of Duties.* The First National Bank of Chicago, Chicago, Illinois is appointed Trustee under this Resolution. The Trustee shall signify its acceptance of the duties and obligations imposed on it by this Resolution by a written instrument of acceptance deposited with the Authority prior to issuance of the first Series of Bonds.

802. *Paying Agents; Appointment and Acceptance of Duties.* (1) The Authority shall appoint one or more Paying Agents for the Bonds of any Series in the Series Resolution authorizing such Bonds, and may at any time or from time to time appoint one or more other Paying Agents in the manner and subject to the conditions set forth in Section 811 of this Resolution for the appointment of a successor Paying Agent. The trustee may be appointed to act as Paying Agents notwithstanding that it may then be acting in the capacity of the Trustee. Moneys paid to Paying Agents pursuant to this Resolution shall be held in trust for the Holders of the Bonds and coupons and any risk of loss of such amounts shall be the risk of such Holders and not the Authority.

(2) Each Paying Agent shall signify its acceptance of the duties and obligations imposed upon it by the Resolution by written instrument of acceptance deposited with the Authority and the Trustee.

(3) The corporate trust offices of the Paying Agents are designated as the respective agencies of the Authority for the payment of the interest and principal and Redemption Price of the Bonds, except that interest, principal and Redemption Price of all Bonds in fully registered form and principal and Redemption Price of all Bonds in coupon form registered as to Principal (other than to bearer) shall be payable at the corporate trust office of the Trustee. Interest on Bonds in fully registered form shall be payable by check mailed by the Trustee to the Holders of those Bonds at their address as shown on the registry books of the Authority maintained at the Trustee.

803. *Responsibilities of Trustee and Paying Agents.* The recitals of fact in this Resolution, the Series Resolutions, the Tax Levy Ordinances and the Bonds shall be taken as the statements of the Authority (or the City Council in the case of the Tax Levy Ordinances), and neither the Trustee nor any Paying Agent assumes any responsibility for their correctness. Except as explicitly provided in this Resolution, neither the Trustee nor any Paying Agent shall be deemed to make any representations, as to the validity or sufficiency of this Resolution, the Series Resolutions, the Tax Levy Ordinances or the Bonds or in respect of the security afforded by such documents. Except as explicitly provided in this Resolution, neither the Trustee nor the Paying Agent shall have any responsibility or duty with respect to the issuance of the Bonds or the application of the proceeds of the Bonds or the application of any moneys paid to the Board. Neither the Trustee nor any Paying Agent shall be under any obligation or duty to perform any act

which would involve it in expense or liability or to institute or defend any suit in respect of its duties and obligations under this Resolution, or to advance any of its own moneys unless properly indemnified to its reasonable satisfaction. Neither the Trustee nor any Paying Agent shall be liable in connection with the performance of its duties and obligations under this Resolution except for its own gross negligence or willful default or breach of trust. Neither the Trustee nor any Paying Agent shall have any responsibility or duty with respect to the application of any moneys paid by any of them to any other.

804. *Evidence on Which Trustee and Paying Agents May Act.* The Trustee and any Paying Agent may act upon any notice, resolution, request, consent, order, certificate, report, opinion, bond, or other paper or document believed by it to be genuine, and to have been signed or presented by the proper party or parties and shall not be liable for any such action. The Trustee and any Paying Agent may consult with counsel of recognized competency in such matters who may or may not be counsel to the Authority, and the opinion or advice of such counsel shall be full and complete authorization and protection in respect of any action taken or suffered by the Trustee or any Paying Agent under this Resolution in good faith and in accordance with such opinion or advice. Whenever the Trustee or any Paying Agent shall deem it necessary or desirable that a matter be proved or established prior to taking or suffering any action under this Resolution, any Series Resolution, or any Tax Levy Ordinance, such matter (unless other evidence is specifically prescribed by such document) may be deemed to be conclusively proved and established by a certificate of an Authorized Officer of the Authority, and such certificate shall be full warrant for any action taken or suffered in good faith under the provisions of such document, but in its discretion the Trustee or any Paying Agent may in lieu of such certificate accept other evidence of such fact or matter or may require such further or additional evidence as may seem reasonable to it. Except as otherwise expressly provided in this Resolution, any request, order, notice or other direction required or permitted to be furnished pursuant to any provision of this Resolution by the Authority to the Trustee or any Paying Agent shall be sufficiently executed if executed in the name of the Authority by an Authorized Officer.

805. *Compensation.* The Authority shall pay to the Trustee and to each Paying Agent from time to time reasonable compensation for all services rendered under this Resolution, and also all reasonable expenses, charges, counsel fees and other disbursements, including those of its attorneys, agents and employees, incurred in the performance of their powers and duties under this Resolution. The Authority further agrees to defend, indemnify and save the Trustee or any Paying Agent harmless against any liabilities which it may incur in the exercise and performance of its powers and duties under this Resolution, and which are not due to the Trustee's gross negligence or willful default. Such payment of fees and indemnification of the Trustee and each Paying Agent shall be from available funds of the Authority. The Trustee and the Paying Agents shall have no right to use any amounts in the Debt Service Fund or the Reserve Fund or to have any set-off, lien or other right to any such amounts for such purposes.

806. *Permitted Acts and Functions.* The Trustee and any Paying Agent may buy, own, hold and sell (including acting as an underwriter in respect of) any Bonds or other bonds or notes of the Authority; any may engage or be interested in any financial or other transaction with the Authority with like effect and with the same rights as if it were not such Trustee or Paying Agent.

807. *Resignation or Removal of Trustee.* (1) The Trustee may at any time, except during such time as the Authority shall have failed to pay (and shall continue to fail to pay) principal on any Bonds at maturity or on Sinking Fund Installment dates or to pay interest on any Bond as it comes due, resign and be discharged of the duties and obligations created by this Resolution by giving not less than sixty (60) days' written notice to the Authority and publishing notice of the resignation, specifying the date when such resignation shall take effect, once in a daily newspaper of general circulation in the City. Such resignation shall take effect upon the day specified in such notice unless previously a successor shall have been appointed, as provided in Section 808 of this Resolution, in which event such resignation shall take effect immediately on the appointment of the successor.

(2) The Trustee shall be removed by the Authority if at any time the Authority is so requested by an instrument or concurrent instruments in writing filed with the Trustee and the Authority, and signed by the Holders of a majority in principal amount of the Bonds then Outstanding or their attorneys-in-fact duly authorized, excluding any Bonds held by or for the account of the Authority. The Authority may remove the Trustee at any time, except during such time as the Authority shall have failed to pay (and shall continue to fail to pay principal of any Bond at maturity or on Sinking Fund Installment dates) or to pay interest on any Bond as it falls due, for such cause as shall be determined by the Authority by filing with the Trustee an instrument of removal signed by an Authorized Officer of the Authority.

808. *Appointment of Successor Trustee.* In case at any time the Trustee shall resign or shall be removed or shall become incapable of acting, or shall be adjudged a bankrupt or insolvent, or if a receiver, liquidator or conservator of the Trustee, or of its property, shall be appointed, or if any public officer shall take charge or control of the Trustee or of its property or affairs, the Authority covenants and agrees that it will then by resolution appoint a successor Trustee. The Authority shall publish notice of any such appointment made by it in a daily newspaper of general circulation in the City, such publication in each case to be made within twenty (20) days after such appointment. The Authority shall also promptly give notice as to the appointment of the successor Trustee to the county collector of each county in which any taxable property in the City is located. If appointment of a successor Trustee shall not be made as required by the foregoing provisions of this Section within forty-five (45) days after the Trustee shall have given to the Authority written notice, as provided in Section 807 of this Resolution, or after a vacancy in the office of the Trustee shall have otherwise occurred, the Trustee or any Holder of the Bonds may apply to any court of competent jurisdiction to appoint a successor Trustee. That court may thereupon, after such notice, if any, as such court may deem proper and prescribe, appoint a successor Trustee. A copy of the order of court so appointing a successor Trustee shall be given promptly by an Authorized Officer to the county collector of each county in which any taxable property in the City is located. Any Trustee appointed under the provisions of this Section in succession to the Trustee shall be a bank or trust company organized under the laws of the State of Illinois or a national banking association doing business and having its principal office in the City of Chicago, State of Illinois, and having a capital and undivided surplus aggregating at least Twenty Million Dollars (\$20,000,000), and willing and able to accept the office on reasonable and customary terms and authorized by law to perform all the duties imposed upon it by this Resolution.

809. *Transfer of Rights and Property to Successor Trustee.* Any successor Trustee appointed under this Resolution shall execute, acknowledge and deliver to its predecessor as Trustee, and also to the Authority, an instrument accepting such appointment, and thereupon such successor Trustee, without any further act, deed or conveyance, shall become fully vested with all moneys, estates, properties, rights, powers, duties and obligations of such predecessor Trustee, with like effect as if originally named as Trustee; but the Trustee ceasing to act shall nevertheless, on the written request of the Authority or of the successor Trustee, execute, acknowledge and deliver such instruments of conveyance and further assurance and do such other things as may reasonably be required for more fully and certainty vesting and confirming in such successor Trustee all the right, title and interest of the predecessor Trustee in and to any property or right held by it under this Resolution, and shall pay over, assign and deliver to the successor Trustee any money or other property subject to the trusts and conditions set forth in this Resolution. Should any deed, conveyance or instrument in writing from the Authority be required by such successor Trustee for more fully and certainty vesting in and confirming to such successor Trustee any such estates, rights, powers and duties, any and all such deeds, conveyances and instruments in writing shall, on request, and so far as may be authorized by law, be executed, acknowledged and delivered by the Chairman or other Authorized Officer. Any successor Trustee shall promptly notify the Paying Agents of its appointment.

810. *Merger, Conversion or Consolidation.* Any company into which the Trustee or any Paying Agent may be merged or converted or with which it may be consolidated or any company resulting from any merger, conversion or consolidation to which it shall be a party or any company to which the Trustee or any Paying Agent may sell or transfer all or substantially all of its corporate trust business, shall be the successor to such Trustee or Paying Agent without the execution or filing of any paper or the performance of any further act, provided with the respect to the Trustee that such company shall be a bank or trust company organized under the laws of the State, and otherwise qualifying under Section 808 of this Resolution for appointment as a Trustee and shall be authorized by law to perform all the duties imposed upon it by this Resolution.

811. *Resignation or Removal of Paying Agents and Appointment of Successors.* Any Paying Agent may at any time resign and be discharged of the duties and obligations created by this Resolution by giving at least sixty (60) days' written notice to the Authority and the Trustee. Any Paying Agent may be removed at any time by an instrument filed with such Paying Agent and the Trustee and signed by an Authorized Officer of the Authority. Any successor Paying Agent shall be appointed by the Authority and shall be a bank or trust company organized under the laws of any state of the United States or a national banking association, having a capital and surplus aggregating at least Twenty Million Dollars (\$20,000,000), and willing and able to accept the office of Paying Agent on reasonable and customary terms and authorized by law to perform all the duties imposed upon it by this Resolution. In the event of the resignation or removal of any Paying Agent, such Paying Agent shall pay over, assign and deliver any monies held by it as Paying Agent to its successor, or if there be no successor then appointed, to the Trustee until such successor is appointed. At all times at least one Paying Agent shall be a bank or trust company which maintains its corporate trust office in the City. The Authority shall notify the Trustee as to the appointment of a successor Paying Agent.

812. *Powers of Bondholder or Trustee to Enforce Compliance.* The Trustee shall have all the rights, duties and powers as provided in other sections of this Resolution. In addition, the Trustee shall have power, in its sole discretion, but shall not be obligated, to bring any legal proceedings on behalf of any Holders of the Bonds to enforce the provisions of the Act, this Resolution, any Series Resolution or any Tax Levy Ordinance or any security for the Bonds or coupons as provided by such documents, but this provision shall not exclude any Holder of the Bonds from bringing any such legal proceedings in his or her own name. The Trustee and any Holder of the Bonds may bring any legal proceedings to compel the performance by any person of the obligations, duties and responsibilities imposed under the Act, the Resolution, any Series Resolution or any Tax Levy Ordinance or the Bonds. Those legal proceedings may include, without limitation, actions for injunctive or other equitable relief or for a writ or writs of mandamus. It shall not be necessary in order for any such proceeding to be brought that Bonds have not then been paid as to principal due either at maturity or on Sinking Fund Installment dates or as to interest then due.

813. *Trustee's Annual Valuation of Funds and Report and Tax Levy Certificate.* As promptly as practicable after December 1 in each year (beginning in 1981) but in any event on or prior to December 15 of such year, the Trustee shall determine the value of the cash and investments in the Principal and Interest Account, the Special Payments Account and the Reserve Fund and shall prepare and submit to the Authority a Trustee's Annual Report. The Trustee's Annual Report shall contain a full and complete report on all receipts and expenditures of all Funds and Accounts established under this Resolution and of all transfers between such Funds and Accounts for the year ending the previous November 30. The report shall also include all expenditures and transfers to be made in December of the year of the Report pursuant to Sections 505 and 506, paragraphs (4) and (11) of Section 601 and paragraph (5) of Section 602 of this Resolution. In addition, the Report shall state:

(a) The value of the Principal and Interest Account and the Special Payments Account as of such December 1, after payment of the interest then due on the Bonds and after giving effect to any transfers in that December pursuant to Sections 505 and 506, paragraphs (4) and (11) of Section 601 or to paragraph (5) of Section 602 of this Resolution.

(b) The value of the Reserve Fund (including in such value the value of any Reserve Fund Credit Instrument deposited in the Reserve Fund, such value to be determined in accordance with Section 602 of this Resolution) as of such December 1 after giving effect to any transfers pursuant to paragraph (4) of Section 601 or paragraph (5) of Section 602 of this Resolution.

(c) The total amount of taxes received by the Trustee in all years prior to the date of the Report, shown by year of receipt.

(d) The total amount, if any, of all taxes required to be collected in the next calendar year pursuant to paragraph (3) of Section 906 of this Resolution.

(e) The total amount of all taxes required to have been collected pursuant to this Resolution in all years, up to and including the year of the Report (less any abatements of those taxes allowed by this Resolution).

(f) The Debt Service Requirements for the next June 1.

(g) The percentage by which the total ad valorem property taxes on taxable property in the City collected during the preceding calendar year was less than the total of such taxes extended for collection in that year.

The Trustee's Annual Report shall remind the Authority of its obligations under Section 908 of this Resolution. In addition, no later than December 31 of each year, beginning in 1981, the Trustee shall file in the offices of the county clerks of each county in which any taxable property in the City shall be located a statement, certified by a corporate trust officer of the Trustee, of the amount of the taxes which are to be included in the levy for that year pursuant to paragraph (3) of Section 906 of this Resolution.

Article IX.

Covenants of the Authority.

The Authority covenants and agrees with the Holders of the Bonds and coupons as follows:

901. *Payment of Bonds.* The Authority shall duly and punctually pay or cause to be paid the principal of the Bonds at maturity or on Sinking Fund Installment dates and the interest thereon, at the dates and places and in the manner provided in the Bonds and in the coupons pertaining to the Bonds, according to the true intent and meaning of the Bonds and coupons.

902. *Offices for Payment and Registration of Bonds and Coupons.* The Authority shall at all times maintain an office or agency in the City of Chicago, State of Illinois, where Bonds and coupons may be presented for payment. The Authority may by a Series Resolution designate an additional Paying Agent or Paying Agents where Bonds and coupons of the Series authorized by that Series Resolution may be presented for payment. The Authority shall at all times maintain an office or agency in the City of Chicago, State of Illinois, where Bonds and coupons may be presented for registration, transfer or exchange. The Trustee is appointed as its agent to maintain such office or agency for the registration, transfer or exchange of Bonds and coupons.

903. *Further Assurances and Actions.* At any and all times the Authority shall, so far as it may be authorized or permitted by law, pass, make, do, execute, acknowledge and deliver all and every such further resolutions, acts, assignments, grants, transfers and assurances as may be necessary or desirable for the better assuring, conveying, granting, confirming and effecting all and singular the liens upon and security interests in all rights, claims and interests in any levy of taxes for payment of any Bonds and coupons or in any present or future proceeds of those levies or in any Funds or Accounts created or established by this Resolution or by any Series Resolution pursuant to this Resolution for the Holders of Bonds and coupons. It will take all necessary actions of all kinds to cause the taxes which are to be levied as provided in Section 906 of this Resolution to be extended and collected as provided by that Section.

904. *Security Interests and Liens.* The Authority shall not assign, pledge or grant a security interest in or lien upon any of its rights, claims or interests arising pursuant to any levy of taxes made pursuant to this Resolution with respect to the Bonds or in any present or future proceeds of such levies or in any Fund or Account created or established by this Resolution or any Series Resolution except as provided by this Resolution, for the payment of principal, Redemption Price or interest on the Bonds, or as provided in Section 602(8) of this Resolution, but junior in priority to the claims of the Holders of the Bonds and only with respect to amounts that are on deposit in the Reserve Fund.

905. *Issuance of Additional Obligations.* (1) The Authority shall not create or permit the creation of or issue any obligations or create any indebtedness which will be secured by a lien upon or security interest in any rights, claims or interests of the Authority to any levy of taxes for payment of Bonds or in any present or future proceeds of those levies or by a lien upon or security interest in any Funds or Accounts created or established by or pursuant to Article VI of this Resolution, or which will be payable from the Debt Service Fund or the Reserve Fund, except that Series of Bonds may be issued from time to time pursuant to a Series Resolution on a parity with the Outstanding Bonds and secured by an equal and ratable charge and payable equally and ratably from the Debt Service Fund and Reserve Fund for any lawful purposes (except that Capitalized Interest Accounts shall be established for paying interest solely on particular Series of Bonds).

(2) No Series of Bonds shall be issued under this Resolution unless

(a) the principal amount of the Bonds then to be issued, together with the principal amount of the obligations of the Authority theretofore issued and outstanding, will not exceed in aggregate principal amount any limitation imposed by law;

(b) there is at the time of the issuance of such additional Bonds no deficiency in the amounts required by this Resolution or any Series Resolution to be paid into the Capitalized Interest Account for such additional Series of Bonds (as provided in Section 909 of this Resolution);

(c) the value of the Reserve Fund, upon the issuance and delivery of such additional Bonds and the depositing in the Reserve Fund of any amount or any Reserve Fund Credit Instrument, provided so to be deposited by the Series Resolution authorizing the issuance of such additional Bonds, shall not be less than the Reserve Requirement;

(d) the Series Resolution authorizing the issuance of such Series of Bonds shall demand and direct the City Council of the City to levy taxes sufficient to pay the Bonds of the Series as provided in Section 906 of this Resolution;

(e) the City Council of the City shall have duly adopted a Tax Levy Ordinance levying taxes sufficient to pay the Bonds of that Series as provided in Section 906 of this Resolution which Tax Levy Ordinance shall include as exhibits a copy of this Resolution and a copy of the related Series Resolution (exhibits to a Series Resolution may be deleted from the copy attached to the Tax Levy Ordinance);

(f) certified copies of the Tax Levy Ordinance shall have been duly filed in the offices of the clerks and the collectors of each county in which any taxable property in the City is located;

(g) the various requirements specified in Section 204 for issuance of Bonds under this Resolution shall have been fulfilled with respect to such additional Bonds; and

(h) there shall be no maturity of any Serial Bonds or any Sinking Fund Installments on any Term Bonds of any Series on any date as to which interest on Bonds of that Series is to be paid from a Capitalized Interest Account.

(3) No Bonds, except Bonds issued to pay principal or interest on Bonds or to redeem Bonds (whether issued at or before the time of payment or redemption), to provide deposits to the Reserve Fund, or to pay costs of issuance, shall be issued after 1984.

906. *Levy of Taxes.* (1) Prior to the issuance of any Series of Bonds, the Authority shall by the Series Resolution authorizing that Series of Bonds, demand and direct the City Council of the City to provide by ordinance (the "Tax Levy Ordinance") for the levy and collection of a direct annual tax upon all taxable property within the City, being the school district named the Board of Education of the City of Chicago, without limitation as to rate or amount, sufficient to pay and discharge the principal of Bonds of that Series, at maturity or on Sinking Fund Installment dates, and to pay interest on Bonds of that Series as it falls due, and in particular, but not in limitation of the foregoing, sufficient to produce the amounts set out or described in paragraphs (2) and (3) of this Section. Prior to the issuance of any such Series of Bonds, the City Council shall have adopted such a Tax Levy Ordinance with respect to such Series of Bonds.

(2) The Series Resolution and the Tax Levy Ordinance for such Series of Bonds shall specify the amounts of taxes to be levied for each year for the purpose of providing for the payment of the principal of Bonds at maturity or on Sinking Fund Installment dates, and for payment of interest on Bonds as it falls due. The amount of the tax which shall be so specified for the levy provided for each year shall be an amount (which dollar amount shall be stated in the Series Resolution and the related Tax Levy Ordinance) sufficient to produce a sum equal to the Debt Service Requirements on that Series of Bonds on December 1 of the year following the year of levy and on June 1 of the next succeeding year. No tax need be levied to pay any interest on any Bonds, which interest is to be paid from a Capitalized Interest Account as provided in Section 909 of this Resolution.

(3) The taxes which the Series Resolution shall provide to be collected and which the Tax Levy Ordinance shall levy for the purpose of paying and discharging the principal of the Bonds at maturity or on Sinking Fund Installment dates and paying interest on the Bonds as it falls due, and for the purpose of providing money to be deposited in the Reserve Fund pursuant to the Act, shall include the additional sums provided in this paragraph (3). These amounts shall be in addition to the dollar amounts specifically required by paragraph (2) of this Section to be set forth. The additional amounts provided in this paragraph shall be collected in each year while any of the Bonds are outstanding and unpaid, either as to principal or interest, beginning with the tax levy of 1981. The additional amount required by this paragraph (3) to be levied for each such year shall be the sum sufficient to produce the amount, if any, by which

(a) the cumulative total of Debt Service Requirements on that Series of Bonds authorized by that Series Resolution through December 1 of such levy year, less an amount equal to the interest paid from a Capitalized Interest Account shall have exceeded

(b) the cumulative total of the collections of all taxes levied as provided by the Tax Levy Ordinance with respect to that Series of Bonds (including taxes levied pursuant to this paragraph) for all years up to and through December 1 of such levy year, treating as tax collections the total amount of all such taxes which shall have been abated pursuant to Section 601 of this Resolution with respect to extensions for all years through such December 1).

Section 813 of this Resolution provides for the Trustee to file statements in December of each year (beginning in 1981) as to the amount of taxes to be included in the levy under this paragraph in the year of filing. The failure of the Trustee to file the certificate referred to in that Section 813 shall not affect the validity of the levy of taxes as provided for by this paragraph and whether or not the Trustee shall file the statement, the county clerks and collectors of each county in which any taxable property in the City shall be located shall be directed by the Tax Levy Ordinances to cause to be extended and collected all the amounts provided to be collected in each year pursuant to this paragraph and the Tax Levy Ordinances.

(4) After the adoption and effectiveness of this Resolution and each Series Resolution, the Secretary of the Authority shall cause to be filed a copy of each such resolution duly certified by or on behalf of the Secretary of the Authority with the City Clerk of the City. After the adoption and effectiveness of any Tax Levy Ordinance, the City Clerk of the City shall cause copies of that Tax Levy Ordinance, duly certified by or on behalf of that officer, to be filed in the offices of the county clerks and county collector of each county in which any taxable property in the City is located. Upon filing of such copies of the Tax Levy Ordinance with the offices of such county clerks, it shall be the duty of those county clerks to extend the taxes so levied by that Tax Levy Ordinance, all as provided in the Act, the Series Resolution, this Resolution and the Tax Levy Ordinance. Except as specifically provided in this Resolution, the taxes so to be levied as provided in this Resolution shall be computed, extended and collected in the same manner as is now or may subsequently be provided for the computation, extension and collection of *ad valorem* property taxes in the City generally. The taxes to be levied as provided by this Resolution, the Series Resolutions and Tax Levy Ordinances shall be extended without limitation as to rate and shall be extended in amounts sufficient to produce the taxes as so levied.

(5) In extending the taxes provided by this Resolution and the Series Resolutions to be levied and the taxes levied by Tax Levy Ordinances, the county clerks of each county in which any taxable property in the City is located, shall include in each year an amount to cover loss and cost of collection and anticipated deferred collections of the taxes so levied. Such amount shall be determined by the Authority pursuant to the Act, this Resolution and the Series Resolutions. The amount so determined by the Authority shall be expressed as a percentage of the amounts of taxes required to be collected in such year as provided by the Act, this Resolution, the Series Resolutions and the Tax Levy Ordinances. Each Series Resolution shall determine the amounts so to be included in each extension year as an

allowance which the Authority shall reasonably estimate to be needed to cover loss and cost of collection and anticipated deferred collections of such taxes as extended in the collectors' books, for such years. The amounts so determined shall be based on the actual recent experience of tax collections of levies of taxes in the City, as of the adoption of the Series Resolution giving account to the time on which levies for any year have been collected. The amounts as so determined by any Series Resolution for inclusion in the taxes to be extended in any year shall be subject to change as provided in Section 908 of this Resolution.

(6) The taxes to be levied as provided in this Resolution, the Series Resolutions and the Tax Levy Ordinances shall be in addition to and exclusive of the maximum of all other taxes which the Authority, the Board or the City Council of the City is now, or may hereafter be, authorized by law to levy for any and all school (or any other) purposes. The taxes so to be levied as provided in this Resolution, the Series Resolutions and the Tax Levy Ordinances shall be separate and apart from all other taxes of the Authority, the Board and the City and shall be separately identified as such by the proper tax collectors for such taxes.

(7) While any Bonds remain Outstanding and unpaid, the tax levies to be made as provided by this Resolution, the Series Resolutions and the Tax Levy Ordinances shall be for the sole benefit of the Holders of the Outstanding Bonds and the coupons pertaining to such Bonds and such Holders shall have and are granted a security interest in, and a lien upon, all rights, claims and interests of the Authority arising pursuant to those levies and all present and future proceeds of such levies. The security interest in and lien upon those rights, claims and interests are valid and binding from the time the Bonds are issued, without any physical delivery or further act, and shall be valid and binding as against, and prior to any claims of, all other parties having claims, if any, of any kind in contract, tort or otherwise against the State, the Authority, the Board or the City, or any other person, irrespective of whether such other parties have notice of such lien or security interest.

(8) Upon all Bonds of any Series being paid in full as to both principal and interest, or provision having been made for such payment as provided in Section 1101 of this Resolution, the Trustee shall give notice of that fact to the county clerks of each county in which any taxable property of the City is located, and all further taxes levied pursuant to the Series Resolution and the Tax Levy Ordinance for that Series of Bonds shall then be abated. However, if any Series of Bonds are issued to refund any Outstanding Bonds, the Series Resolution and the Tax Levy Ordinance for that refunding Series of Bonds may provide that the taxes which have been levied pursuant to the Series Resolution and Tax Levy Ordinance for the Bonds being refunded for years prior to the year in which the Tax Levy Ordinance for the refunding Bonds is adopted and filed with the appropriate county clerks, will continue to be extended, collected and paid to the Trustee and deposited in the Debt Service Fund. The amount of any such levy in a prior year for Bonds being refunded which shall not be required to pay principal on those Bonds being refunded at maturity or on Sinking Fund Installment dates or interest on those Bonds being refunded as it falls due may reduce the required amounts of taxes to be levied for the Refunding Bonds for those years.

(9) As to tax payments made with respect to estimated tax bills which are computed on the basis of a prior year's extension of taxes, the county collectors of taxes are directed to pay to the Trustee not less than the percentage of such tax receipts which the prior years

extension of levies for the Bonds was of all extensions of taxes of the Authority in that prior year.

(10) All proceeds from the levy of any taxes by any Tax Levy Ordinance shall be deposited by the county collector of each county in which any taxable property in the City is located directly in the Debt Service Fund with the Trustee and shall be applied, as provided by this Resolution, solely for the payment and discharge of the Bonds (at maturity or on Sinking Fund Installment dates) and of interest on the Bonds as it falls due, or for the redemption or purchase of Bonds as provided by this Resolution or for transfer to the Reserve Fund as provided by this Resolution and shall not be used for any other purpose.

907. *Abatement of Taxes.* The Authority will not repeal, abate or reduce the taxes levied pursuant to the Act, this Resolution, any Series Resolution or any Tax Levy Ordinance, or otherwise take any action to restrict the extension and collection of those taxes, except that the Authority may take action to cause those taxes to be abated to the following extent:

(a) The Authority may abate any such taxes to the extent that taxes are levied to pay principal of or interest on Bonds which at the time of the abatement shall have been paid or redeemed in full as to both principal and interest or for the payment or redemption of which provision shall have been made as provided in Article XI of this Resolution;

(b) The Authority may abate any such taxes as provided pursuant to Section 601 of this Resolution.

908. *Allowance for Loss.* (1) Pursuant to Section 906 of this Resolution the Authority is required in each Series Resolution to determine an amount to be included in the extension of taxes levied by the related Series Tax Levy Ordinance, for an allowance for loss and cost of collection and anticipated deferred collections of those taxes. The allowance for such loss and cost of collection and anticipated deferred collections is to be expressed as a percentage of the taxes required to be produced in any year, all as provided in Section 906 of this Resolution.

(2) The Authority may, and when required by this Resolution shall, in accordance with this Section from time to time by resolution modify the determination of the allowance for loss and cost of collection and anticipated deferred collections made by a Series Resolution. In December of each year, beginning in 1981, the Authority shall by resolution determine whether to modify the allowance for loss and cost of collection and anticipated deferred collections for all those taxes to be extended in any future year or years. The Series Resolution may contain restrictions on the powers of the Authority to reduce the allowance as determined by the Series Resolution. A certified copy of any resolution of the Authority modifying the determination of the allowance for loss and cost of collection and anticipated deferred collections shall be filed by the Secretary of the Authority or an Authorized Officer in the offices of the county clerks of each county in which any taxable property in the City is located prior to December 31 of the year in which the resolution is adopted.

(3) The allowance for loss and cost of collection and anticipated deferred collections for any extension of taxes levied with respect to any Series of Bonds for any year shall not in any event be less than the percentage which would have been needed to be added to the total of all property taxes collected in the City for the second full calendar year preceding

the year of extension to equal the total of the gross property taxes in the City extended in such preceding calendar year. In any event, the Authority shall for each tax levy with respect to each Series of Bonds for each year determine an allowance for loss and cost of collection and anticipated deferred collection of taxes of an amount which the Authority shall by resolution find to be sufficient so that the amount of taxes to be collected will produce the amounts required to be produced pursuant to this Resolution.

909. *Capitalized Interest.* (1) Each Series Resolution authorizing any Series of Bonds shall determine the interest payment dates on which interest from the Bonds of that Series shall be paid from a Capitalized Interest Account for that Series of Bonds. All interest payable on any interest payment date on or prior to the June 1 of the year succeeding the year of the first levy of taxes with respect to that Series of Bonds shall be paid from a Capitalized Interest Account (except, with respect to a Series of Bonds issued to refund Outstanding Bonds, to the extent that taxes levied for the Outstanding Bonds being refunded will be available for payment of interest on the refunding Bonds).

(2) Upon the issuance of any Series of Bonds there shall be deposited into the Capitalized Interest Account for that Series of Bonds, from the proceeds of that Series, an amount as shall be sufficient to purchase Investment Obligations of any type described in subparagraphs (a) or (d) of paragraph 15 of Section 101 of this Resolution as shall be designated in writing to the Trustee by an Authorized Officer, the principal of and interest on which, when due, will provide money which (when added to any money to be transferred to the Capitalized Interest Account for the Series from the Reserve Fund) will produce money sufficient to pay interest on the Bonds of that Series in the amounts and on the interest payment dates on which interest is to be paid from that Capitalized Interest Account, as specified in the Series Resolution for that Series of Bonds. The amount of money which shall be treated as transferable from the Reserve Fund shall be calculated on the basis of the amount of interest and investment earnings to be received in time to make such transfer on Investment Obligations to be purchased by the Trustee as designated in writing by an Authorized Officer from amounts deposited in the Reserve Fund from proceeds of such Bonds.

910. *Arbitrage.* The Authority will not use or invest any proceeds of the sale of any of the Bonds or any other funds in any manner which would cause any Bonds to be "arbitrage bonds" within the meaning of Section 103(c) of the United States Internal Revenue Code of 1954, as amended, and any lawful regulations promulgated under the Section.

911. *Application of Taxes, Funds and Accounts.* The Authority shall faithfully apply pursuant to the terms of this Resolution all proceeds of taxes levied with respect to the Bonds and all moneys and Investment Obligations in the Debt Service Fund and the Reserve Fund pursuant to this Resolution and the Series Resolutions.

912. *Payment of Trustee and Paying Agents.* The authority will promptly pay all amounts owed by it under this Resolution to the Trustee and the Paying Agents.

913. *Maintenance of Bond Insurance and Reserve Fund Credit Instruments.* The Authority shall enforce or cause to be forced, as provided under this Resolution, the provisions of each policy of bond insurance insuring the payment of principal of and interest on the Bonds and each Reserve Fund Credit Instrument. The Authority shall, as

provided under this Resolution, duly perform its covenants and agreements pertaining to such policies or instruments so that each shall remain in full force and effect. The Authority shall not consent or agree to or permit any rescission of or amendment to or otherwise take any action under or in connection with such bond insurance policies or Reserve Fund Credit Instruments which would in any manner materially impair or materially adversely affect the rights of the Authority or the Trustee under such bond insurance policies or Reserve Fund Credit Instruments or the rights or security of the Holders of the Bonds.

Article X.

Series Resolutions and Supplemental Resolutions.

1001. *Adoption and Filing.* The Authority may adopt at any time or from time to time Series Resolutions to provide for the issuance of a Series of Bonds in accordance with the provisions of this Resolution and to prescribe the terms and conditions pursuant to which such Bonds may be issued, paid or redeemed. The Authority may adopt at any time or from time to time Supplemental Resolutions for any one or more of the following purposes:

(1) To add additional covenants and agreements of the Authority for the purpose of further securing the payment of the Bonds, provided such additional covenants and agreements are not contrary to or inconsistent with the covenants and agreements of the Authority contained in this Resolution;

(2) To prescribe further limitations and restrictions upon the issuance of Bonds and the incurring of indebtedness by the Authority which are not contrary to or inconsistent with the limitations and restrictions on such issuance or incurring of indebtedness in effect prior to the adoption of such Supplemental Resolution;

(3) To surrender any right, power or privilege reserved to or conferred upon the Authority by the terms of this Resolution;

(4) To confirm as further assurance any covenant, lien or security interest created or recognized by the provisions of this Resolution;

(5) To take any further action necessary or desirable for the levy, collection and application of taxes sufficient to pay the Bonds as to principal at maturity or on Sinking Fund Installment dates and to pay interest on the Bonds as it falls due;

(6) With the consent of the Trustee, to correct any ambiguity or defect or inconsistent provisions in this Resolution or any Series Resolution or to insert such provisions clarifying matters or questions arising under this Resolution or any Series Resolution as are necessary or desirable in the event any such modifications are not contrary to or inconsistent with this Resolution or such Series Resolution as in effect prior to the adoption of any such Supplemental Resolution; or

(7) To create one or more sub-accounts within the Principal and Interest Account, to provide for the crediting of amounts in the Principal and Interest Account to the various sub-accounts and to provide for the order in which amounts in the various sub-accounts

shall be applied for the purposes for which the Principal and Interest Account is to be applied as provided in this Resolution; provided, however, that a Supplemental Resolution adopted pursuant to this paragraph (7) shall not in any way effect the rights or duties of the Authority or the Trustee to pay amounts to, deposit amounts in or credit them to the Principal and Interest Account or to apply amounts in that Account at the times, in the manner and for the purposes all as provided in this Resolution.

Any Series Resolution or Supplemental Resolution shall become effective in accordance with its terms upon the filing with the Trustee of a copy certified by an Authorized Officer.

1002. *General Provisions Relating to Series Resolutions and Supplemental Resolutions.* This Resolution shall not be modified or amended in any respect except in accordance with and subject to the provisions of this Article X. Nothing contained in this Article X shall affect or limit the right or obligation of the Authority to adopt, make, do, execute and deliver any resolution, act or other instrument pursuant to the provisions of Section 903 of this Resolution or the right or obligation of the Authority to execute and deliver to the Trustee or any Paying Agent any instrument elsewhere in this Resolution provided or permitted to be delivered to the Trustee or any Paying Agent. A copy of every Supplemental Resolution adopted by the Authority when filed with the Trustee shall be accompanied by a Counsel's Opinion stating that such Supplemental Resolution has been duly and lawfully adopted in accordance with the provisions of the Act as amended to the date of the Counsel's Opinion, is authorized or permitted by the Act as so amended and by this Resolution and is valid and binding upon the Authority. The Trustee is authorized to accept delivery of a certified copy of any Series Resolution or Supplemental Resolution permitted or authorized pursuant to the provisions of this Resolution and to make all further agreements and stipulations which may be contained in that Series Resolution or Supplemental Resolution. In taking such action, the Trustee shall be fully protected in relying on Counsel's Opinion that such Series Resolution or Supplemental Resolution is authorized or permitted by the provisions of this Resolution. No series Resolution or Supplemental Resolution changing, amending or modifying any of the rights, duties or obligations of the Trustee or any Paying Agent may be adopted by the Authority without the written consent of the Trustee or Paying Agent affected by the Series Resolution or Supplemental Resolution.

Article XI.

Defeasance.

1101. *Defeasance.* (1) If the Authority shall pay or cause to be paid, or there shall otherwise be paid, to the Holders of the Bonds and coupons then Outstanding, the principal and interest and Redemption Price, if any, to become due thereon, at the times and in the manner stipulated in the Bonds, the Bond Resolution and the Series Resolutions, then and in that event the covenants, agreements and other obligations of the Authority to the Holders of the Bonds and the coupons pertaining to the Bonds, shall be discharged and satisfied. In such event, the Trustee shall, upon request of the Authority, execute and deliver to the Authority all such instruments as may be desirable to evidence such release and discharge and the Trustee and the Paying Agent shall pay over or deliver to the Authority all monies or securities held by them pursuant to the Bond Resolution which are

no longer required for the payment or redemption of Bonds or coupons not theretofore surrendered for such payment or redemption.

(2) Bonds or coupons for the payment or redemption of which monies shall have been set aside and shall be held in trust by the Trustee or any Paying Agents (through deposit by the Authority of funds for such payment or redemption or otherwise), whether at or prior to the maturity or the redemption date of such Bonds, shall be deemed to have been paid within the meaning and with the effect expressed in paragraph (1) of this Section 1101. All Outstanding Bonds of any Series and all coupons pertaining to those Bonds shall, prior to their maturity or redemption date, be deemed to have been paid within the meaning and with the effect expressed in paragraph (1) of this Section 1101 if (a) there shall have been deposited with such Trustee or Paying Agents either monies in an amount which shall be sufficient, or Investment Obligations the principal of and interest on which when due will provide monies which, when added to the monies, if any, deposited with such Trustee or Paying Agents at the same time, shall be sufficient to pay the principal of those Bonds at maturity or on Sinking Fund Installment dates or the Redemption Price, if applicable, and interest due and to become due on those Bonds on and prior to the redemption date or maturity date thereof, as the case may be, and (b) in case any of the Bonds are to be redeemed on any date prior to their maturity, the Authority shall have given to the Trustee, in form satisfactory to it, irrevocable instructions to publish or give as provided in Article IV of this Resolution notice of redemption on that date of such Bonds, and (c) in the event those Bonds are not by their terms subject to redemption and do not mature within the next succeeding 60 days, the Authority shall have given the Trustee in form satisfactory to it irrevocable instructions to publish, as soon as practicable, at least twice, at an interval of not less than seven days between publications, in a daily newspaper of general circulation in the City and in a financial newspaper of general circulation in the City of New York a notice to the Holders of such Bonds and coupons that the deposit required by (b) above has been made with the Trustee and that those Bonds and coupons are deemed to have been paid in accordance with paragraph (1) of this Section 1101 and stating such maturity or redemption date upon which monies are to be available for the payment of the principal or Redemption Price, if applicable, on those Bonds. Neither Investment Obligations nor monies deposited with the Trustee pursuant to this Section nor principal or interest payments on any such Investment Obligations shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal or Redemption Price, if applicable, and interest on those Bonds; provided that any cash received from such principal or interest payments on such Investment Obligations deposited with the Trustee, if not then needed for such purpose, shall, to the extent practicable, be reinvested in Investment Obligations maturing at times and in principal amounts sufficient to pay when due the principal or Redemption Price, if applicable, and interest to become due on those Bonds on and prior to such redemption date or maturity date thereof, as the case may be.

(3) Anything in the Bond Resolution to the contrary notwithstanding, any moneys held by the Trustee or Paying Agents in trust for the payment and discharge of any of the Bonds or coupons which remain unclaimed for six years after the date when such Bonds have become due and payable, either at their stated maturity dates or by call for earlier redemption, if such moneys were held by the Trustee or Paying Agents at such date, or for six years after the date of deposit of such moneys if deposited with the Trustee or Paying Agents after the date when the Bonds became due and payable, shall, at the written

request of the Authority, be repaid by the Trustee or Paying Agents to the Authority, as its absolute property and free from trust, and the Trustee or Paying Agents shall thereupon be released and discharged with respect thereto and the Bondholders shall look only to the Authority for the payment of such Bonds and coupons; provided, however, that before being required to make any such payment to the Authority, the Trustee or Paying Agents shall, at the expense of the Authority, cause to be published at least twice, at any interval of not less than seven days between publications, in a daily newspaper of general circulation in the City and in a financial newspaper of general circulation in the City of New York, a notice that those moneys remain unclaimed and that, after a date named in the notice, which date shall be not less than 30 days after the date of the first publication of the notice, the balance of such moneys then unclaimed will be returned to the Authority.

(4) For the purpose of this Section 1101 Investment Obligations shall mean only direct obligations of the United States of America.

Article XII.

Miscellaneous.

1201. *Preservation and Inspection of Documents.* All documents received by the Trustee or any Paying Agent under the provisions of this Resolution, any Series Resolution or any Tax Levy Ordinance shall be retained in its possession and shall be subject at all reasonable times to the inspection of the Authority, the Trustee or any Paying Agent, any Bondholders and their agents and representatives duly authorized in writing, any of whom may make copies of such documents.

1202. *Parties in Interest.* Nothing expressed or implied in this Resolution, in any Series Resolution or any Tax Levy Ordinance adopted pursuant to the provisions of this Resolution is intended to or shall be construed to confer upon or to give to any person or party other than the Authority, the Trustee, the Paying Agents and the Holders of the Bonds and coupons pertaining to the Bonds any rights, remedies or claims under or by reason of this Resolution, any Series Resolution or any Tax Levy Ordinance or any covenants, condition or stipulation of those documents; and all covenants, stipulations, promises and agreements in this Resolution, any Series Resolution or any Tax Levy Ordinance by or on behalf of the Authority shall be for the sole and exclusive benefit of the Authority, the Trustee, the Paying Agents and the Holders from time to time of the Bonds and the coupons pertaining to the Bonds.

1203. *No Recourse Under Resolution and Series Resolution or on Bonds.* All covenants, stipulations, promises, agreements and obligations of the Authority contained in this Resolution and the Series Resolutions shall be deemed to be the covenants, stipulations, promises, agreements and obligations of the Authority and not of any Director, officer or employee of the Authority in that person's individual capacity. No recourse shall be had for the payment of the principal or Redemption Price of or interest on the Bonds or for any claim based on that payment or on this Resolution against any Director, officer or employee of the Authority or any person executing the Bonds or coupons on behalf of the Authority.

1204. *Severability.* If any one or more of the covenants, stipulations, promises, agreements or obligations provided in this Resolution on the part of the Authority, Trustee

or any Paying Agent to be performed should be determined by a court of competent jurisdiction to be contrary to law, then such covenant(s), stipulation(s), promise(s), agreement(s) or obligation(s) shall be deemed and construed to be severable from the remaining covenants, stipulations, promises, agreements and obligations contained in this Resolution and shall in no way affect the validity of the other provisions of this Resolution.

1205. *Headings.* Any headings preceding the texts of the several Articles and Sections of this Resolution or any Series Resolution, and any table of contents or marginal notes appended to copies of this Resolution or any Series Resolution, shall be solely for convenience or reference and shall not constitute a part of this Resolution or such Series Resolution, nor shall they affect its meaning, construction or effect.

1206. *Conflict.* All resolutions or parts of resolutions or other proceedings of the Authority in conflict with this Resolution are repealed to the extent of the conflict.

1207. *Effectiveness.* This Resolution is effective immediately upon its adoption.

Certificate.

I, Lawrence Block, certify that I am the duly qualified and acting Secretary of the Chicago School Finance Authority (the "Authority") and as Secretary I am the keeper of its books and records. I certify that attached to this Certificate is a true and complete copy of a Resolution entitled

A RESOLUTION CREATING AND ESTABLISHING AN ISSUE OF GENERAL OBLIGATION SCHOOL ASSISTANCE BONDS OF THE CHICAGO SCHOOL FINANCE AUTHORITY, PROVIDING FOR THE ISSUANCE FROM TIME TO TIME OF THOSE BONDS AND PROVIDING FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON THOSE BONDS

which Resolution was duly adopted by the Board of Directors of the Authority at its regular meeting of April 29, 1980, at which a quorum was present and voting throughout, and was supplemented by Supplemental Resolutions duly adopted by the Board of Directors of the Authority at its reconvened regular meeting of December 9, 1980, at its reconvened regular meeting of November 13, 1984, and at its special meeting of November 20, 1985 at all of which meetings a quorum was present and voting throughout. The Resolution as adopted on April 29, 1980 and the Supplemental Resolutions as adopted on December 9, 1980, on November 13, 1984, and on November 20, 1985 were all adopted by the affirmative vote of not less than three Directors. The Resolution as adopted on April 29, 1980 and supplemented on December 9, 1980, on November 13, 1984, and on November 20, 1985 has not been otherwise amended, altered or repealed and remains in full force and effect.

Signed this 20th day of November, 1985.

/s/ Lawrence Block

Secretary
Chicago School Finance Authority

Exhibit B.

*A Series Resolution Authorizing the Issuance of \$350,000,000
Chicago School Finance Authority General Obligation
School Assistance Bonds, Refunding Series (1986)*

Article I.

Authority and Definitions.

101. *1986 Refunding Series Resolution and Bond Resolution.* This Series Resolution (the "1986 Refunding Series Resolution") is adopted in accordance with the provisions of the School Assistance Bond Resolution of the Authority, adopted April 29, 1980, as supplemented by the Authority on December 9, 1980, November 13, 1984, and November 20, 1985, (the "Bond Resolution"), and pursuant to the authority contained in the Act, as amended to the date of this 1986 Refunding Series Resolution.

102. *Definitions.* (1) All terms which are defined in Article I of the Bond Resolution shall have the same meanings, respectively, in this 1986 Refunding Series Resolution as such terms are given in Article I of the Bond Resolution.

(2) In this 1986 Refunding Series Resolution, the following terms shall have the following meanings:

(a) "Refunded Bonds" means that portion of the Authority's General Obligation School Assistance Bonds, Series A, Series B and Series C, as are determined by the 1986 Supplemental Resolution, to be refunded pursuant to this 1986 Refunding Series Resolution including Bonds which are expected to be redeemed on June 1, 1990, as described in Section 103 (c) of this 1986 Refunding Series Resolution, the interest on which Bonds prior to that date is to be paid as provided in this 1986 Refunding Series Resolution.

(b) "1986 Refunding Series Bonds" means the General Obligation School Assistance Bonds authorized by Article II of this 1986 Refunding Series Resolution.

(c) "1986 Refunding Series Resolution" means this Resolution.

(d) "1986 Refunding Series Tax Levy Ordinance" means the ordinance which is to be adopted pursuant to Section 503 of this 1986 Refunding Series Resolution.

(e) "1986 Supplemental Resolution" means the resolution which is to be adopted awarding the sale of the 1986 Refunding Series Bonds and supplementing this 1986 Refunding Series Resolution, as provided in Section 209 of this 1986 Refunding Series Resolution.

103. *Findings.* It is found and declared as follows:

(a) The Board of Directors of the Authority, by the Bond Resolution, has created and established an issue of General Obligation School Assistance Bonds of the Authority.

(b) The Bond Resolution authorizes the issuance of General Obligation School Assistance Bonds in one or more Series pursuant to Series Resolutions authorizing Series of Bonds. The Bond Resolution authorizes the Authority to issue Bonds to refund outstanding Series of Bonds or portions of such Series and to pay interest on Bonds.

(c) The Authority has various amounts on hand which it expects to use, together with interest and other investment earnings on those amounts to redeem on June 1, 1990, certain of the Refunded Bonds and to pay interest then due on the Refunded Bonds so then to be redeemed.

(d) The Refunded Bonds constitute parts of Series of Bonds originally issued principally for the purpose of providing moneys to the Authority to enable it to carry out certain of its purposes. The issuance of 1986 Refunding Series Bonds to refund the Refunded Bonds, as provided in this 1986 Refunding Series Resolution and the 1986 Supplemental Resolution, will provide substantial net present value debt service savings to the Authority by reason of interest rates now prevailing in the municipal bond market which are lower than those on the Refunded Bonds. It is in the best interests of the Authority for the Authority to issue at this time a Series of Bonds to be designated "General Obligation School Assistance Bonds, Refunding Series (1986)," to refund the Refunded Bonds. It is in the best interests of the Authority to apply proceeds of the 1986 Refunding Series Bonds, as provided in this 1986 Refunding Series Resolution, to provide for the payment of principal of the Refunded Bonds maturing on and prior to June 1, 1990, as those amounts come due; for the redemption of Refunded Bonds on June 1, 1990; and for the payment of interest on the Refunded Bonds, as such amounts come due, after June 1, 1986, and on and prior to June 1, 1990, including the payment of interest coming due after June 1, 1986 and prior to June 1, 1990, on the Refunded Bonds expected to be redeemed as described in Section 103(c) of the 1986 Refunding Series Resolution; and for the other purposes as provided in this 1986 Refunding Series Resolution.

(e) It is necessary and in the best interest of the Authority and the public for the Authority to borrow the sum of not to exceed \$350,000,000 and in evidence of its obligation to repay that borrowing to issue the 1986 Refunding Series Bonds as provided in this 1986 Refunding Series Resolution and the 1986 Supplemental Resolution, and for the Authority to use the amounts received from the sale of the 1986 Refunding Series Bonds as provided in this 1986 Refunding Series Resolution.

(f) It is necessary and in the best interests of the Authority and the public for the Authority to demand and direct the City Council of the City to provide by ordinance for the levy and collection of direct annual taxes sufficient to pay principal of and interest on the 1986 Refunding Series Bonds, all as provided in the Act, the Bond Resolution, this 1986 Refunding Series Resolution and the 1986 Supplemental Resolution, and for the Authority to determine an amount for loss and cost of collection of taxes and anticipated deferred collections of taxes, as extended on the collectors' books, all as provided in the Act, the Bond Resolution and this 1986 Refunding Series Resolution.

(g) The interest cost to the Authority of the proceeds of the 1986 Refunding Series Bonds, (taking into account the discount on their purchase price and the interest rates to be specified in the 1986 Supplemental Resolution) computed to stated maturity according to standard tables of bond values shall not exceed 125% of the 20 G.O. Bond Index of average municipal bond yield published by *The Bond Buyer* most recently before the adoption of the 1986 Supplemental Resolution.

Article II.

Authorization of 1986 Refunding Series Bonds.

201. *Principal Amount, Designation and Series.* Pursuant to the provisions of the Bond Resolution, a Series of Bonds is authorized in the aggregate principal amount of \$350,000,000. Those Bonds shall be designated as General Obligation School Assistance Bonds, Refunding Series (1986).

202. *Purposes.* The purposes for which the 1986 Refunding Series Bonds are being issued are (i) to provide for the refunding of the Refunded Bonds by paying principal of Refunded Bonds maturing on and prior to June 1, 1990, as those amounts come due; by redeeming Refunded Bonds on June 1, 1990; and by paying interest on Refunded Bonds as such amounts come due after June 1, 1986, and on and prior to June 1, 1990, including by paying interest coming due after June 1, 1986, and prior to June 1, 1990, on Refunded Bonds expected to be redeemed as described in Section 103(c) of the 1986 Refunding Series Resolution; and (ii) to establish and pay into a Cost of Issuance Account with respect to the 1986 Refunding Series Bonds an amount to pay Costs of Issuance of the 1986 Refunding Series Bonds.

203. *Date, Form, Principal Amounts and Interest Rates.* The 1986 Refunding Series Bonds issued prior to December 1, 1986, shall be dated April 1, 1986. The 1986 Refunding Series Bonds shall be issued solely in fully registered form, shall not be registrable to bearer, and shall not be subject to exchange for 1986 Refunding Series Bonds in coupon form. The 1986 Refunding Series Bonds shall be payable on June 1 in the years and the amounts as provided in the 1986 Supplemental Resolution. The 1986 Refunding Series Bonds shall bear interest at a rate or rates specified in the 1986 Supplemental Resolution which rate or rates shall not exceed 125% of the 20 G.O. Bond Index of average municipal bond yields published by *The Bond Buyer* most recently before the adoption of the 1986 Supplemental Resolution.

204. *Sinking Fund Installments.* The amounts and due dates of Sinking Fund Installments for the 1986 Refunding Series Bonds which are Term Bonds shall be as set forth in the 1986 Supplemental Resolution.

The total principal amount of any 1986 Refunding Series Bonds of any maturity which shall have been redeemed by the Authority pursuant to optional redemption provisions or which shall have been purchased by the Trustee pursuant to paragraph (10) of Section 601 of the Bond Resolution shall be a credit against and reduction of any Sinking Fund Installments for the 1986 Refunding Series Bonds of that maturity in inverse order of those Sinking Fund Installments.

205. *Interest Payments.* The 1986 Refunding Series Bonds shall bear interest from their dates until paid, payable semiannually on June 1 and December 1 of each year, with the first interest payment date being December 1, 1986. Interest shall be calculated on the basis of a 360-day year consisting of twelve 30-day months.

206. *Denominations, Numbers and Letters.* The 1986 Refunding Series Bonds will be issued in denominations of \$5,000 or integral multiples of that amount not exceeding the aggregate principal amount of 1986 Refunding Series Bonds maturing in the year of maturity from which the denomination is to be specified for 1986 Refunding Series Bonds, in fully registered form. The 1986 Refunding Series Bonds shall be lettered ESR and shall be numbered from one (1) consecutively upwards.

207. *Places of Payment.* The principal and Redemption Price of all 1986 Refunding Series Bonds shall be payable at the corporate trust office of The First National Bank of Chicago, in the City of Chicago, Illinois, as Trustee. The Trustee shall be considered the paying agent for the 1986 Refunding Series Bonds. Interest on the 1986 Refunding Series Bonds shall be payable by check mailed by the Trustee to the Holders of those Bonds at their addresses as shown on the registration books of the Authority maintained at the Trustee. The interest payable on 1986 Refunding Series Bonds on each interest payment date will be paid to the persons in whose names they are registered at the close of business on the applicable record date (the May 15 or November 15, as the case may be, next preceding the interest payment date).

208. *Redemption Prices, Notice and Terms.* (a) The 1986 Refunding Series Bonds maturing on or after June 1, 1996, shall be subject to redemption at the option of the Authority, in whole or in part, on any interest payment date occurring on or after June 1, 1995, in the inverse order of maturity and within a maturity by lot, at the respective Redemption Prices (expressed as percentages of the principal amount of the 1986 Refunding Series Bonds or portions of 1986 Refunding Series Bonds to be redeemed) set forth below, plus in each case accrued interest to the date of redemption:

<i>Redemption Dates</i>	<i>Redemption Prices</i>
On June 1, 1995, through May 31, 1996.	102%
On June 1, 1996, through May 31, 1997.	101 1/2
On June 1, 1997, through May 31, 1998.	101
On June 1, 1998, through May 31, 1999.	100 1/2
On June 1, 1999, and after that date.	100

No 1986 Refunding Series Bonds shall be redeemed from any funds on deposit, as of the date of initial issuance of the 1986 Refunding Series Bonds, in the Working Cash Fund or in the Special Payments or Redemption Accounts of the Debt Service Fund, or from interest or other investment earnings on those amounts, if upon such refunding there will remain Outstanding any Bonds initially issued prior to 1986. For purposes of this paragraph, all

amounts expended from the Redemption Account of the Debt Service Fund for any purpose after the issuance of the 1986 Refunding Series Bonds shall be treated as having been first expended from the funds described in the prior sentence prior to having been expended from any other Fund or Account.

(b) The 1986 Refunding Series Bonds which are designated by the 1986 Supplemental Resolution as Term Bonds shall be subject to mandatory redemption, pursuant to Sinking Fund Installments, by lot on June 1 in the years and in the amounts as set forth in the 1986 Supplemental Resolution at a price equal to their principal amount plus accrued interest to the date of redemption, without premium.

(c) Notice of optional or mandatory redemption shall be given as provided in the form of 1986 Refunding Series Bond and need not be given by publication.

209. *Sale of 1986 Refunding Series Bonds.* (a) The Authority shall advertise for proposals to purchase the 1986 Refunding Series Bonds in such amount or amounts, up to the principal amount of 1986 Refunding Series Bonds authorized by this 1986 Refunding Series Resolution, as shall be determined by the Chairman or other Authorized Officer. Those advertisements shall appear in a daily newspaper published in the City, and in a daily newspaper published in the City of Springfield, Illinois. Each of those advertisements shall be published not less than ten days prior to the date for the opening of the bids for the 1986 Refunding Series Bonds. That date shall be established by the Chairman or other Authorized Officer. In addition, the Authority shall cause there to be distributed to prospective purchasers of the 1986 Refunding Series Bonds a Preliminary Official Statement and a Notice of Sale and Official Bid Form, each pertaining to the 1986 Refunding Series Bonds and substantially in the form attached to this 1986 Refunding Series Resolution as Exhibits A and B, respectively, with such changes, including without limitation the specification of all amounts or sums, as shall be approved by the Chairman or other Authorized Officer.

(b) Upon the receipt of bids for the 1986 Refunding Series Bonds, the Authority may accept a bid or may reject all bids. If the Authority determines to accept a bid, it shall adopt a 1986 Supplemental Resolution awarding the sale of the 1986 Refunding Series Bonds in the principal amount to be issued and providing the various details with respect to them as provided in this 1986 Refunding Series Resolution. In addition, the 1986 Supplemental Resolution shall provide the principal amounts and maturities of the Refunded Bonds. The Authority shall not sell any 1986 Refunding Series Bonds unless it shall, pursuant to the 1986 Supplemental Resolution, determine that the issuance and application of the 1986 Refunding Series Bonds and refunding of the Refunded Bonds, all as contemplated by this 1986 Refunding Series Resolution and the 1986 Supplemental Resolution, shall result in net present value debt service savings to the Authority. If the Authority shall determine not to sell any 1986 Refunding Series Bonds, such determination shall be set forth in the 1986 Supplemental Resolution and, in such event, no details as to the 1986 Refunding Series Bonds shall be provided in the 1986 Supplemental Resolution.

Article III.

Disposition of 1986 Refunding Series Bond Proceeds.

301. *Escrow Account.* (a) The Authority shall establish an escrow account (the "Escrow Account") with the Trustee, as escrow trustee (the "Escrow Trustee"). The Authority shall enter into an agreement (the "Escrow Agreement") with the Escrow Trustee in substantially the form of Exhibit C to this 1986 Refunding Series Resolution, with such changes in that agreement, including, without limitation, the specification of all amounts or sums in it as shall be approved by the Chairman or other Authorized Officer. The Chairman, Treasurer or other Authorized Officer of the Authority is authorized and directed to execute the Escrow Agreement on behalf of and in the name of the Authority.

(b) There shall be deposited into the Escrow Account an amount sufficient to purchase Investment Obligations, as provided in paragraph (c) of this Section, and to provide for an initial cash balance, such that the principal and interest payable on those Investment Obligations when due, together with the initial cash balance on hand in the Escrow Account will be sufficient, without any consideration of reinvestment, to pay principal on the Refunded Bonds (other than Refunded Bonds expected to be redeemed as described in Section 103(c) of this 1986 Refunding Series Resolution) maturing on or prior to June 1, 1990, as those amounts come due; to pay the Redemption Price on the remaining Refunded Bonds (other than Refunded Bonds expected to be redeemed as described in Section 103(c) of this 1986 Refunding Series Resolution) on June 1, 1990; to pay when due the interest coming due on the Refunded Bonds after June 1, 1986; and on and prior to June 1, 1990, on Refunded Bonds; and to pay when due interest on Refunded Bonds expected to be redeemed as described in Section 103(c) of this 1986 Refunding Series Resolution after June 1, 1986, and prior to June 1, 1990. The amounts so deposited shall be irrevocably set aside and held in trust in the Escrow Account to be used solely for those purposes, subject to the release of any excess funds to the Trustee pursuant to the Escrow Agreement. Any such released amounts shall be deposited in the Debt Service Fund to the credit of the Principal and Interest Account.

(c) Except for the initial cash balance, the amounts deposited in the Escrow Account shall be used to purchase United States Treasury Obligations, State and Local Government Series, or other direct obligations of the United States of America. Those Investment Obligations shall be limited in yield so as not to exceed the yield on the 1986 Refunding Series Bonds. The Treasurer or other Authorized Officer of the Authority is authorized and directed to instruct the Escrow Trustee as to the proper Investment Obligations so to be acquired consistent with this paragraph, which Investment Obligations shall be set forth as a Schedule to the Escrow Agreement.

(d) The Trustee is irrevocably instructed to cause notice of redemption of the Refunded Bonds which are to be redeemed on June 1, 1990 (other than those Refunded Bonds expected to be redeemed as described in Section 103(c) of the 1986 Refunding Series Resolution) to be published or given to the Holders of the Refunded Bonds as provided in the Bond Resolution, and to redeem such Refunded Bonds as provided in paragraph (b) of this Section. The Refunded Bonds maturing after June 1, 1990 (other than those Refunded Bonds expected to be redeemed as described in Section 103(c) of the 1986 Refunding Series Resolution) are to be redeemed on June 1, 1990. The Trustee is also irrevocably instructed to cause notice to be given, as provided in the Bond Resolution, of the provision for payment and redemption of the Refunded Bonds.

(e) All amounts deposited in the Escrow Account are appropriated for the purposes specified in this 1986 Refunding Series Resolution.

302. *Cost of Issuance Account.* There is created and established a separate account to be deposited with and held by the Trustee, pursuant to Section 503 of the Bond Resolution, and designated the 1986 Refunding Series Cost of Issuance Account. Upon receipt of the proceeds of the sale of the 1986 Refunding Series Bonds, the Authority shall deposit in the 1986 Refunding Series Cost of Issuance Account the sum specified in the 1986 Supplemental Resolution. Costs of giving notice of redemption of the Refunded Bonds and fees of the Escrow Trustee may be paid from the 1986 Refunding Series Cost of Issuance Account.

303. *Accrued Interest.* All accrued interest received upon the sale of the 1986 Refunding Series Bonds shall be deposited in the Debt Service Fund to the credit of the Principal and Interest Account and applied for paying interest on the Bonds on December 1, 1986, as provided in the Bond Resolution.

304. *Payment of Interest Through June 1, 1987; No Capitalized Interest Account.* Principal and interest payable on the 1986 Refunding Series Bonds through June 1, 1987, and the interest on the Refunded Bonds payable on June 1, 1986, will be payable from amounts deposited as provided in Section 303 of this Resolution and from amounts which are or shall be on deposit in the Debt Service Fund which are available to make such payment. No Capitalized Interest Account for the 1986 Refunding Series Bonds is required and none is established.

Article IV.

Form and Execution of 1986 Refunding Series Bonds.

401. *Form of 1986 Refunding Series Bonds.* Subject to the provisions of the Bond Resolution, 1986 Refunding Series Bonds in fully registered form, and the Trustee's form of authentication, shall be in substantially the following form and tenor:

United States of America

State of Illinois

Cook and DuPage Counties

Chicago School Finance Authority
General Obligation School Assistance Bond
Refunding Series (1986)

Number ESR

\$.....

DATE OF BOND:

DATE OF MATURITY:

INTEREST RATE PER YEAR:

KNOW ALL PERSONS BY THESE PRESENTS, that the Chicago School Finance Authority, Cook and DuPage Counties, Illinois (the "Authority"), for value received, promises to pay to, or that person's registered assignee, the principal sum of Dollars on the Date of Maturity, unless this Bond is redeemed prior to that date as provided in this Bond, together with interest on that sum from the Date of Bond specified above until it is paid or earlier redeemed, at the Interest Rate Per Year specified above, payable semiannually on June 1 and December 1 in each year, with the first interest payment date being December 1, 1986. No interest shall accrue on this Bond after its Date of Maturity unless this Bond shall have been presented for payment at maturity and shall have not then been paid.

Principal, redemption price, if any, and interest on this Bond are payable in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts. The interest payable on this Bond, on each interest payment date will be paid to the person in whose name it is registered at the close of business on the applicable record date (the May 15 or November 15, as the case may be, next preceding the interest payment date). Principal and redemption price are payable at the corporate trust office of the First National Bank of Chicago, in the City of Chicago, Illinois, as Trustee. Interest on this Bond shall be payable by check mailed by the Trustee to the registered owner of this Bond at his or her address as shown on the registration books of the Authority maintained by the Trustee (the "Bond Register").

This Bond is one of a duly authorized issue of bonds of the Authority designated "General Obligation School Assistance Bonds" (the "Bonds"), issued and to be issued in various series under and pursuant to the School Finance Authority Act of the State of Illinois, as amended (the "Act"), and under and pursuant to the School Assistance Bond Resolution of the Authority duly adopted April 29, 1980, as supplemented by the Authority on December 9, 1980, November 13, 1984 and November 20, 1985 (the "Bond Resolution"), series resolutions authorizing each such series, and ordinances of the City Council of the City of Chicago levying taxes to pay principal of and interest on the Bonds.

This Bond is one of a series of Bonds designated "General Obligation School Assistance Bonds, Refunding Series (1986)" (the "1986 Refunding Series Bonds"), issued in the aggregate principal amount of \$ under the Bond Resolution, a series resolution authorizing the issuance of such series (the "1986 Refunding Series Resolution") and a resolution supplementing the Refunding Series Resolution (the "1986 Supplemental Resolution"). As provided in the Bond Resolution, the Bonds may be issued from time to time pursuant to series resolutions in one or more series, in various principal amounts, may mature at different times, may bear interest at different rates and, subject to the provisions of the Bond Resolution, may otherwise vary. The aggregate principal amount of Bonds which may be issued under the Bond Resolution is not limited except as provided in the Bond Resolution and the Act, as amended from time to time, and all Bonds issued and to be issued under the Bond Resolution are and will be equally and ratably secured by the covenants, liens and security interest made or provided for in the Bond Resolution (except as to any Capitalized Interest Accounts which are established for the purpose of paying interest on particular Series of Bonds).

The 1986 Refunding Series Bonds are general obligations of the Authority. To the payment when due of the interest on the 1986 Refunding Series Bonds and of the principal of the 1986 Refunding Series Bonds, at stated maturity or on sinking fund installment dates, the full faith and credit of the Authority are irrevocably pledged. The 1986 Refunding Series Bonds are not obligations of the City of Chicago (the "City"), the Board of Education of the City (the "Board"), the State of Illinois (the "State") or any other political subdivision of the State (other than the Authority) or any charge upon the general credit or against the taxing power of the City, the Board, the State or any other political subdivision of the State (other than the Authority).

The 1986 Refunding Series Bonds are issued for the purpose of refunding certain outstanding Bonds as provided by the Act, the Bond Resolution, the 1986 Refunding Series Resolution and the 1986 Supplemental Resolution (including paying interest on certain Bonds expected to be redeemed from other funds of the Authority). The 1986 Refunding Series Bonds have been issued by the Authority upon full payment for the 1986 Refunding Series Bonds as provided in the 1986 Refunding Series Resolution and the 1986 Supplemental Resolution.

The City Council of the City has by duly adopted ordinances levied direct annual taxes upon all taxable property in the City sufficient to pay the interest, not to be paid from capitalized interest accounts, on the outstanding Bonds issued under the Bond Resolution, including the 1986 Refunding Series Bonds, as it falls due and to pay the principal of the outstanding Bonds, including the 1986 Refunding Series Bonds, at maturity or on sinking fund installment dates. The 1986 Refunding Series Bonds, together with the outstanding Bonds issued under the Bond Resolution, are payable solely from taxes levied or to be levied to pay the principal of and interest on such Bonds and from funds and revenues as provided in the Bond Resolution and the series resolutions. Nothing in this Bond or in the Bond Resolution, the 1986 Refunding Series Resolution or the 1986 Supplemental Resolution prohibits the use for such payment of any funds which lawfully may be used for that purpose.

The issuance by the Authority of the 1986 Refunding Series Bonds will not cause the Authority to exceed or violate any applicable limitation or condition regarding the issuance of obligations of the Authority imposed by the Constitution or laws of the State.

1986 Refunding Series Bonds maturing on or after June 1, 1996, are subject to redemption at the option of the Authority, in whole or in part, on any interest payment date occurring on or after June 1, 1995, in the inverse order of maturity and within a maturity by lot, if less than a whole maturity is redeemed, at the respective redemption prices (expressed as percentages of the principal amounts of the 1986 Refunding Series Bonds to be redeemed) on the dates, all as set forth below, plus interest accrued on such 1986 Refunding Series Bonds to the date fixed for redemption:

<i>Redemption Dates</i>	<i>Redemption Prices</i>
On June 1, 1995, through May 31, 1996.	102%
On June 1, 1996, through May 31, 1997.	101 1/2

<i>Redemption Dates</i>	<i>Redemption Prices</i>
On June 1, 1997, through May 31, 1998.	101
On June 1, 1998, through May 31, 1999.	100 1/2
On June 1, 1999, and after that date.	100

1986 Refunding Series Bonds maturing after June 1, , are subject to mandatory redemption in part on June 1 in the years and in the amounts of the sinking fund installments for each of such years as set forth in the 1986 Refunding Series Resolution and the 1986 Supplemental Resolution at their principal amount plus accrued interest, without premium.

Notice of redemption of any of the 1986 Refunding Series Bonds shall be given by mailing a copy of the notice, postage prepaid, to the registered owners of the 1986 Refunding Series Bonds which are to be redeemed at their last addresses appearing on the Bond Register. The notice shall be mailed not less than thirty nor more than sixty days prior to the date fixed for redemption. The failure of any person to receive the notice shall not affect the validity of the redemption. Any failure to give notice of redemption or any defect in any notice of redemption with respect to any particular 1986 Refunding Series Bond shall not affect the Validity of redemption of any other 1986 Refunding Series Bond. When any of the 1986 Refunding Series Bonds, including this Bond, shall have been called for redemption, and payment made or provided for, interest on it shall cease to accrue from and after the date so specified.

It is certified and recited that all acts, conditions and things required to be done, to happen, or to be performed precedent to and in the issuance of this Bond, have been done, have happened and have been performed in regular and due form of law. The Authority covenants with the holder of this Bond that it will keep and perform all covenants and agreements contained in the Bond Resolution, the 1986 Refunding Series Resolution and the 1986 Supplemental Resolution.

This Bond is transferable by the registered owner of this Bond in person or by such owner's attorney duly authorized in writing at the principal office of The First National Bank of Chicago, in Chicago, Illinois, as Bond Registrar, but only in the manner, subject to the limitations and upon payment of the charges provided in the Bond Resolution, and upon surrender and cancellation of this Bond.

The Authority and the Trustee may deem and treat the registered holder as the absolute owner of this Bond (whether or not this Bond shall be overdue) for the purpose of receiving payment of or on account of principal of this Bond and the redemption price, if any, and interest due on this Bond and for all other purposes and neither the Authority nor the Trustee shall be affected by any notice to the contrary.

The 1986 Refunding Series Bonds are issuable only in fully registered form without coupons in denominations of \$5,000 or integral multiples of that sum. The 1986 Refunding

Series Bonds are not registrable to bearer. Subject to the limitations and upon payment of the charges provided in the Bond Resolution, 1986 Refunding Series Bonds in fully registered form may be exchanged for a like aggregate principal amount of 1986 Refunding Series Bonds in fully registered form of other authorized denominations.

This Bond shall not be valid for any purpose until the certificate of authentication on this Bond shall have been executed by the Trustee.

ACCORDINGLY, the Authority has caused this Bond to be executed by the facsimile signatures of its Chairman and Secretary, its corporate seal to be affixed to this Bond (or a facsimile of the seal printed on this Bond), this Bond being dated the Date of Bond specified above.

(facsimile signature)

Chairman

Chicago School Finance Authority

Attest:

(facsimile signature)

Secretary

Chicago School Finance Authority

This Bond is one of the 1986 Refunding Series Bonds described in the Bond Resolution, the 1986 Refunding Series Resolution and the 1986 Supplemental Resolution to which reference is made in this Bond.

The First National Bank Of

Chicago, As Trustee

By _____

Authorized Officer

402. *Execution of 1986 Refunding Series Bonds.* The 1986 Refunding Series Bonds shall be executed by the facsimile signatures of the Chairman and the Secretary of the Authority and shall have the corporate seal of the Authority affixed (or a facsimile of that seal printed on them). The Chairman and Secretary of the Authority are authorized and directed to file or to retain on file with the Illinois Secretary of State their manual signatures certified by them pursuant to the Uniform Facsimile Signature of Public Officials Act, as amended, and the use of their facsimile signatures to execute the 1986 Refunding Series Bond is authorized upon such filing. Each 1986 Refunding Series Bond so executed by the facsimile signatures of the Chairman and Secretary shall be as effective as if executed by the hand of such officer.

No 1986 Refunding Series Bonds shall be valid for any purpose unless and until a certificate of authentication of the 1986 Refunding Series Bonds substantially in the form set forth in the form of 1986 Refunding Series Bonds set forth in Section 401 of this 1986

Refunding Series Resolution shall have been duly executed by the Trustee with respect to that 1986 Refunding Series Bond. That certificate upon any such 1986 Refunding Series Bond shall be conclusive evidence that such 1986 Refunding Series Bond has been authenticated and delivered under the Act, the Bond Resolution and this 1986 Refunding Series Resolution. The Trustee's certificate of authentication on any 1986 Refunding Series Bond shall be deemed to have been executed by it if signed by an authorized officer or signatory of the Trustee, but it shall not be necessary that the same officer or signatory sign the certificate of authentication of all of the 1986 Refunding Series Bonds. The Trustee is authorized and directed to cause 1986 Refunding Series Bonds executed by the Authority to be authenticated in accordance with the provisions of the Bond Resolution and this 1986 Refunding Series Resolution.

Article V.

Tax Levy With Respect to 1986 Refunding Series Bonds.

501. *Levy for Principal and Interest.* (a) For the purpose of providing for the payment of the principal of and interest on the Bonds, there shall be collected a direct annual tax upon all taxable property located within the City, being the school district named the Board of Education of the City of Chicago, sufficient to pay principal of the 1986 Refunding Series Bonds at maturity or on Sinking Fund Installment dates and to pay the interest on the 1986 Refunding Series Bonds, in each case as such debt service comes due after June 1, 1987, and, in particular, but not in limitation of the foregoing, a tax sufficient to produce the following sums for the following years:

Levy Year	Amount
1986	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1987 and June 1, 1988)..... \$37,837,187.50
1987	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1988 and June 1, 1989)..... \$37,834,337.50
1988	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1989 and June 1, 1990)..... \$37,839,162.50
1989	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1990 and June 1, 1991)..... \$36,573,537.50
1990	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1991 and June 1, 1992)..... \$36,567,237.50
1991	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1,

Levy Year		Amount
	1992 and June 1, 1993).....	\$36,573,837.50
1992	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1993 and June 1, 1994).....	\$36,587,677.50
1993	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1994 and June 1, 1995).....	\$36,584,342.50
1994	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1995 and June 1, 1996).....	\$33,291,642.50
1995	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1996 and June 1, 1997).....	\$33,294,717.50
1996	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1997 and June 1, 1998).....	\$33,310,217.50
1997	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1998 and June 1, 1999).....	\$33,323,187.50
1998	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 1999 and June 1, 2000).....	\$33,395,187.50
1999	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2000 and June 1, 2001).....	\$33,388,737.50
2000	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2001 and June 1, 2002).....	\$33,425,237.50
2001	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2002 and June 1, 2003).....	\$33,470,737.50
2002	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2003 and June 1, 2004).....	\$33,513,087.50
2003	(an amount sufficient to pay Debt Service Requirements	

Levy Year	Amount
	on the 1986 Refunding Series Bonds on December 1, 2004 and June 1, 2005).....
2004	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2005 and June 1, 2006).....
2005	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2006 and June 1, 2007).....
2006	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2007 and June 1, 2008).....
2007	(an amount sufficient to pay Debt Service Requirements on the 1986 Refunding Series Bonds on December 1, 2008 and June 1, 2009).....

(b) There shall not be sold and delivered 1986 Refunding Series Bonds which shall have principal and interest due in the various periods as described in this Section in excess of the various amounts set forth above for each of such periods. The 1986 Supplemental Resolution shall specify (i) the exact amounts which the tax levies shall be required to produce for each of the various periods, which amounts shall not be greater in any period than the amounts provided above, and (ii) provide for the abatement of taxes which are in excess of such exact amounts; provided that if the Authority shall, as prescribed in Section 209 of this Resolution, determine not to sell any 1986 Refunding Series Bonds, the 1986 Supplemental Resolution shall provide for the abatement of all taxes levied by Section 501(a) of this 1986 Refunding Series Resolution.

502. *Additional Levy.* The taxes collected as provided in this Article V for the purpose of paying the principal of and interest on the Bonds, and for the purpose of providing money to be deposited in the Reserve Fund pursuant to the Act, shall include the additional amounts provided in this Section, in accordance with paragraph (3) of Section 906 of the Bond Resolution. These amounts shall be in addition to the amounts specifically set forth in Section 501(a) of this 1986 Refunding Series Resolution and not abated by the 1986 Supplemental Resolution. The additional amounts provided in this Section shall be levied for each levy year, beginning with the tax levy for levy year 1987, and shall be collected in each calendar year after each such levy year while any of the 1986 Refunding Series Bonds are outstanding and unpaid, either as to principal or interest. The additional amount to be levied for each levy year shall be the sum sufficient to produce the amount, if any, by which

(a) the cumulative total of Debt Service Requirements on the 1986 Refunding Series Bonds, after June 1, 1987, and through December 1 of such levy year, shall have exceeded

(b) the cumulative total of the collections of all taxes levied as provided by the 1986 Refunding Series Tax Levy Ordinance, and not abated by the 1986 Supplemental

Resolution, with respect to the 1986 Refunding Series Bonds (including taxes levied pursuant to this Section) for all years up to and through December 1 of such levy year (and treating as tax collections the total amount of all such taxes levied pursuant to this 1986 Refunding Series Resolution which shall have been abated pursuant to Section 601 of the Bond Resolution with respect to extensions for all years through that December 1). For purposes of this subsection (b) and the corresponding subsections (b) in the prior Series Resolutions for the Series of Bonds of which the Refunded Bonds are parts, collections, after December 1, 1986, of taxes levied for levy for levy years prior to 1986 with respect to those prior Series shall be treated as collections of taxes levied with respect to the 1986 Refunding Series Bonds and those prior Series of Bonds in proportion to the total debt service in the year of collection on the then Outstanding Bonds of the various respective Series of Bonds.

No later than December 31 of each year, beginning in 1987, the Trustee shall file in the offices of the county clerks of each county in which any taxable property in the City as located, a statement, certified by a corporate trust officer of the Trustee, of the amount of the taxes which are to be included in the levy in that year as provided in this Section. The failure of the Trustee to file the certificate referred to in the preceding sentence shall not affect the validity of the levy of taxes as provided in this Section and, whether or not the Trustee shall file the statements, the county clerks and collectors of each county in which any taxable property in the City is located are directed to cause to be extended and collected all the amounts provided to be collected in each year pursuant to this Section. Taxes which have been levied pursuant to the Series Resolutions and Tax Levy Ordinances for the Refunded Bonds for levy years prior to 1986 shall continue to be extended, collected and paid to the Trustee and deposited in the Debt Service Fund.

503. *Direction and Demand to City Council.* Pursuant to the Act, demand is made upon the City Council of the City and the City Council is directed to provide by ordinance for the levy and collection of a direct annual tax upon all taxable property within the City, being the school district named Board of Education of the City of Chicago, without limitation as to rate or amount, sufficient to pay and discharge principal of the 1986 Refunding Series Bonds at maturity or on Sinking Fund Installment dates and to pay interest on the 1986 Refunding Series Bonds as it falls due and to make deposits in the Reserve Fund, and in particular, but not in limitation of the foregoing, sufficient to produce the amounts set out and described in Sections 501(a) and 502 of this Article.

504. *Filing of Tax Levy Ordinance; Extension of Taxes.* After the adoption of this 1986 Refunding Series Resolution, the Secretary of the Authority is authorized and directed to file a copy of it, duly certified by or on behalf of the Secretary, with the City Clerk of the City. After the adoption and effectiveness of the 1986 Refunding Series Tax Levy Ordinance of the City Council levying the taxes described in this Article, the City Clerk of the City is directed to file copies of that 1986 Refunding Series Tax Levy Ordinance, duly certified by or on behalf of that officer, in the office of the County Clerk of each county in which any taxable property in the City is located and in the offices of the County Collectors for those counties. After adoption of the 1986 Supplemental Resolution, the Secretary of the Authority is authorized and directed to file a copy of it duly certified by or on behalf of the Secretary, in the office of the County Clerk of each county in which any taxable property of the City is located and in the offices of the County Collectors for those counties and with the City Clerk of the City. Upon the filing of such copies of the 1986 Refunding

Series Tax Levy Ordinance and the 1986 Supplemental Resolution with those County Clerks, it shall be the duty of those County Clerks to extend the taxes so levied for the payment of the 1986 Refunding Series Bonds, all as provided in the Act, the 1986 Refunding Series Tax Levy Ordinance, the Bond Resolution, this 1986 Refunding Series Resolution and the 1986 Supplemental Resolution. Except as specifically provided in the Bond Resolution, this 1986 Refunding Series Resolution, the 1986 Supplemental Resolution or the 1986 Refunding Series Tax Levy Ordinance, the taxes levied as provided in this 1986 Refunding Series Resolution shall be computed, extended and collected in the same manner as is now or may subsequently be provided for the computation, extension and collection of ad valorem taxes in the City generally. The taxes to be levied as provided by this 1986 Refunding Series Resolution shall be extended without limitation as to rate and shall be extended in amounts sufficient to produce the taxes as so levied, subject to abatement as provided in Section 501(b) of this 1986 Refunding Series Resolution. After the issuance of the 1986 Refunding Series Bonds and provision for payment having been made as provided in the Bond Resolution for the Refunded Bonds, the Authority shall take all needed steps to abate taxes levied pursuant to Section 501 of the Series Resolutions for the Refunded Bonds for levy years 1986 and subsequent, to the extent that provision has been made and those taxes are no longer needed to be extended and collected.

505. *Allowance for Loss and Cost of Collection and Anticipated Deferred Collections.* In extending the taxes provided by this 1986 Refunding Series Resolution, the 1986 Supplemental Resolution and the 1986 Refunding Series Tax Levy Ordinance to be levied, the county clerks of each county in which any taxable property in the City is located shall include in each year an amount to cover loss and cost of collection and anticipated deferred collections of the taxes so levied. Such amount is and shall be determined by the Authority pursuant to the Act, the Bond Resolution and this 1986 Refunding Series Resolution. The amount so determined by the Authority is and shall be expressed as a percentage of the amounts of taxes required to be collected in each such year as provided by the Bond Resolution, this 1986 Refunding Series Resolution, the 1986 Supplemental Resolution and the 1986 Refunding Series Tax Levy Ordinance. It is determined that the amounts so to be included in extensions as an allowance which the Authority reasonably estimates to be needed to cover loss and cost of collection and anticipated deferred collections of such taxes as extended in the collectors' books is 4.5% of the amount of taxes required to be collected in each extension year, commencing in 1987. These amounts are not less than the percentage which would have been needed to have been added to the total of all property taxes collected in the City in 1985 to equal the total of the gross property taxes in the City extended in 1985. The amounts as so determined are found to be presently sufficient so that the amounts of taxes to be levied and collected will produce the amounts required to be produced pursuant to this Article V.

The amounts in respect of the 1986 Refunding Series Bonds determined in this Section 505 for inclusion in the taxes to be extended in any year shall be subject to change as provided in Section 908 of the Bond Resolution.

Article VI.

Miscellaneous.

601. *Special Tax Covenants.*

The Authority covenants and agrees with the Holders of the 1986 Refunding Series Bonds as long as any of the 1986 Refunding Series Bonds continue to bear interest (whether or not they are outstanding within the meaning of the Bond Resolution) as provided in this Section, and also after the 1986 Refunding Series Bonds cease to bear interest but within such subsequent period as shall be required for the Authority to comply with the covenants of this Section.

(a) The Authority (i) will take all actions which are necessary to be taken (and avoid taking any actions which it is necessary to avoid being taken) so that interest on the 1986 Refunding Series Bonds will not be or become subject to federal income taxation under present law, as it would be amended by the provisions of H.R. 3838, in the form as passed by the United States House of Representatives on December 17, 1985; and (ii) will take all actions reasonably within its power to take which are necessary to be taken (and avoid taking any actions which are reasonably within its power to avoid taking and which are necessary to avoid) so that interest on the 1986 Refunding Series Bonds will not be or become subject to federal income taxation under the federal income tax laws as in effect from time to time.

(b) The Authority shall not be required under paragraph (a)(i) of this Section to take (or avoid taking) any actions necessary to take or avoid being taken to result in interest on the 1986 Refunding Series Bonds not being or becoming subject to federal income taxation under present law, as it would be amended by the provisions of H.R. 3838, in the form as so passed by the House of Representatives; if:

(i) those provisions do not ultimately become or remain law in a form applicable to the 1986 Refunding Series Bonds; or

(ii) the Authority shall have received (1) an opinion from nationally recognized bond counsel that such actions are not required to be taken or avoided so that interest on the 1986 Refunding Series Bonds will not be or become subject to federal income taxation under present law, as it would be amended by the provisions of H.R. 3838 or any substitute legislation, as modified by action in Congress taken subsequent to the date this 1986 Refunding Series Resolution is adopted; and (2) the written advice of its financial advisor to the effect that such subsequent action in Congress has been generally accepted in the municipal bond market as supplanting or modifying in the relevant respects H.R. 3838, in its form as passed by the United States House of Representatives on December 17, 1985.

(c) The Authority will, without limitation, (i) take actions to file information returns with the United States Internal Revenue Service, (ii) restrict yield on such investments of amounts received upon the sale of the 1986 Refunding Series Bonds and other amounts, and (iii) timely rebate to the United States of America amounts received as interest or other investment earnings on Funds established by the Bond Resolution, all as shall be necessary in order to comply with this Section. The Authority shall establish such additional accounts or subaccounts in the Debt Service Fund for amounts allocable to the 1986 Refunding Series Bonds and make identifiable investments of those accounts or subaccounts as shall be necessary or appropriate in order to be able to ascertain the amounts which may be required so to be rebated to the United States of America. Amounts received by the Authority as interest and other investment earnings on those accounts or

subaccounts for amounts allocable to the 1986 Refunding Series Bonds which shall be so established shall be held by the Trustee in a separate "Rebate Fund" and treated as not available to pay principal, interest or Redemption Price of Bonds or to purchase Bonds to the extent such amounts are subject to being rebated. The Authority shall provide instructions to the Trustee as to amounts on deposit in such accounts or subaccounts and investments thereof at or prior to the issuance of the 1986 Refunding Series Bonds.

(d) The Authority will not (i) redeem any Bonds which are Outstanding at the time this 1986 Refunding Series Resolution is adopted; (ii) defease any such Outstanding Bonds; or (iii) obtain any Reserve Fund Credit Instrument, without in each such event obtaining the opinion of nationally recognized bond counsel that such action will not violate any covenant of this 1986 Refunding Series Resolution and will not make compliance with those covenants impossible.

602. *Effectiveness.* This 1986 Refunding Series Resolution shall take effect immediately upon its adoption.

Certificate.

I, Lawrence Block, certify that I am the duly qualified and acting Secretary of the Chicago School Finance Authority (the "Authority") and that as such Secretary I am the keeper of its books and records. I certify that attached to this Certificate is a true and complete copy of a Resolution entitled

"A Series Resolution Authorizing the Issuance of \$350,000,000 Chicago School Finance Authority General Obligation School Assistance Bonds, Refunding Series (1986)",

which Resolution was duly adopted by the Board of Directors of the Authority at its meeting of March 11, 1986, at which a quorum was present and voting throughout. The Resolution was adopted with the affirmative vote of not less than three Directors. The Resolution has not been amended, altered or repealed and remains in full force and effect.

Signed this 11th day of March, 1986.

/s/ Lawrence Block
Secretary
Chicago School Finance Authority

AUTHORITY GRANTED FOR REPROGRAMMING OF COMMUNITY
DEVELOPMENT BLOCK GRANT FUNDS TO PROVIDE
FOR CERTAIN WAGE AND SALARY INCREASES
PER VARIOUS LABOR AGREEMENTS.

The Committee on Finance submitted a report recommending that the City Council pass the following proposed ordinance transmitted therewith:

WHEREAS, The City Council of the City of Chicago passed an ordinance on July 9, 1985 establishing procedures for the Community Development Block Grant program which required that the City shall not reprogram funds in excess of \$7,500 appropriated for any object or purpose set forth in the C.D.B.G. Appropriation Ordinance or allocations from prior block grants without the approval of the City Council; and

WHEREAS, The City Council has approved labor agreements between the City of Chicago and the various bargaining units representing City of Chicago employees which provided for wage and salary increases; and

WHEREAS, The approved wage and salary increases apply to the City employees funded under the Community Development Block Grant Program; and

WHEREAS, The C.D.B.G. funds appropriated in the C.D.B.G. Year XI Appropriation Ordinance to the program budgets which support City employees are not sufficient to pay the said wage and salary increases; and

WHEREAS, C.D.B.G. salvage funds have been identified as available; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That \$2,456,000 of C.D.B.G. salvage funds be reprogrammed to the Year XI Local Option account to be expended under the direction of the Budget Director for personal services of the City employees funded under the Community Development Block Grant Program in accordance with the wage and salary increases approved in the labor agreements between the City of Chicago and the various bargaining units representing City of Chicago employees.

SECTION 2. This ordinance shall be effective from and after its passage.

On motion of Alderman Burke, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 44.

Nays -- None.

AUTHORITY GRANTED FOR REPROGRAMMING OF YEAR XI
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS
FROM HOUSING PARTNERSHIP PROGRAM TO
HOMELESS SHELTER REHABILITATION
PROGRAM OF DEPARTMENT
OF HOUSING.

The Committee on Finance submitted a report recommending that the City Council pass the following proposed ordinance transmitted therewith:

WHEREAS, The City Council of the City of Chicago passed an ordinance on July 9, 1985, establishing procedures for the Community Development Block Grant Program which required that the City shall not reprogram funds in excess of \$7,500 appropriated for any object or purpose set forth in the C.D.B.G. Appropriation Ordinance or allocations from prior Block Grants without the approval of the City Council; and

WHEREAS, The City is desirous of providing shelter for the homeless and has appropriated for that purpose Community Development Block Grant funds to the Department of Housing Homeless Shelter Rehabilitation Program; and

WHEREAS, The Community Development Block Grant dollars have leveraged other public and private funds, the total of which is not sufficient to meet the identified rehabilitation needs of the homeless shelters; and

WHEREAS, The Commissioner of Housing requests additional Community Development Block Grant funds totaling \$500,000 to help meet the identified rehabilitation needs of the homeless shelters; and

WHEREAS, \$500,000 has been identified as available within the Department of Housing Year XI Chicago Housing Partnership Program, and the Commissioner of Housing assures the City Council that the Chicago Housing Partnership Program will have sufficient funds after the reprogramming to meet all current obligations; now, therefore,

Be It Resolved by the City Council of the City of Chicago:

SECTION 1. The sum of \$500,000 of Community Development Block Grant funds be reprogrammed from the Department of Housing Year XI Chicago Housing Partnership Program to the Department of Housing Year XI Homeless Shelter Rehabilitation Program.

SECTION 2. This resolution shall be effective from and after its passage.

On motion of Alderman Burke, the foregoing proposed resolution was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 44.

Nays -- None.

AUTHORITY GRANTED FOR EXECUTION OF LOAN AND
SECURITY AGREEMENT WITH MIKES TATERS,
INCORPORATED.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance, transmitted therewith, authorizing the execution of a Loan and Security Agreement with Mikes Taters, Incorporated, whereby Community Development Block Grant funds will be lent for the acquisition and equipping of property located at 4409 South Halsted Street, in the amount of \$175,000.00.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

WHEREAS, The Department of Economic Development of the City of Chicago has as its primary purpose the creation of additional employment opportunities in the City of Chicago through attraction and expansion of economic development activity in the City; and

WHEREAS, The City of Chicago has funds available to it from the U. S. Department of Housing and Urban Development, Community Development Grant Program - Year XI, in the amount of \$1,500,000, to be used to make low interest loans to start up and expand businesses; and

WHEREAS, Mikes Taters, Inc., an Illinois corporation, has made application to the Department of Economic Development to borrow \$175,000 for purposes of acquisition of a building located at 4409 South Halsted Street, and manufacturing equipment for use thereon, which will result, among other things, in the retention of 21 permanent and the creation of an estimated 6 new, permanent job opportunities for low and moderate income persons residing in the City; and

WHEREAS, The Department of Economic Development has recommended approval, and the Economic Development Commission has approved the loan application of Mikes Taters, Inc.; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Commissioner of the Department of Economic Development is authorized to enter into and execute, subject to review as to form and legality by the Corporation Counsel, a Loan and Security Agreement with Mikes Taters, Inc., pursuant to which the City will make a loan of \$175,000 for acquisition and equipping of a building located at 4409 South Halsted Street, Chicago, Illinois 60609, to assist Mikes Taters, Inc. to expand its frozen food distribution business, said Loan and Security Agreement to be substantially in the form attached hereto as Exhibit A.

SECTION 2. The Commissioner of the Department of Economic Development is further authorized to enter into and execute such other documents as may be necessary and proper to implement the terms of the Loan and Security Agreement.

SECTION 3. This ordinance shall be effective by and from the date of its passage.

Exhibit A (Loan and Security Agreement) attached to this ordinance reads as follows:

Loan and Security Agreement.

This Agreement is entered into and executed as of this _____ day of _____, 19____, by and between the City of Chicago, Illinois, an Illinois municipal corporation ("Lender"), by and through its Department of Economic Development ("D.E.D."), having its offices at 20 North Clark Street, Chicago, Illinois, 60602 and Mikes Taters, Inc., an Illinois corporation, with principal offices located at 4419 South Halsted Street, Chicago, Illinois 60609 ("Borrower").

Recitals:

Whereas, D.E.D. was established on 10 February, 1982 by ordinance of the City Council of the City of Chicago; and

Whereas, D.E.D. has as its primary purpose the creation of additional employment opportunities in the City of Chicago through the attraction and expansion of industrial and commercial development in the City; and

Whereas, D.E.D. has funds available to it from the U. S. Department of Housing and Urban Development ("H.U.D."), through the Community Development Block Grant Fund Program - Year XI in the amount of \$1,500,000; and

Whereas, Borrower has made application of D.E.D. for a loan in the amount of \$175,000 for purposes of acquisition and equipping of Property (as hereinafter defined), to assist Borrower to expand its frozen foods distribution business; and

Whereas, D.E.D. recommended approval of Borrower's application to the Economic Development Commission, which accepted said recommendation and approved a loan to Borrower, by resolution passed _____, 1986.

Now, Therefore, in consideration of the mutual covenants contained herein and for other good and valuable consideration, receipt of which is hereby acknowledged, the parties agree as follows:

Section 1. The above recitals are incorporated herein and made a part hereof by reference.

Section 2. Definitions.

2.01. "Additional Security" shall mean those assets of any entity, other than Borrower's, now owned or hereafter acquired, in which Lender has been granted a security interest as security for repayment of the Loan, as set forth in Section 4.06 of this Agreement.

2.02. "Borrower's Liabilities" shall mean all obligations and liabilities of Borrower to Lender (including without limitation all debts, claims and indebtedness) whether primary, secondary, direct, contingent, fixed or otherwise heretofore, now and/or from time to time hereafter owing, due or payable, however evidenced, created, incurred, acquired or owing and however arising whether under this Agreement or the "Other Agreements" (hereinafter defined).

2.04. "Charges" shall mean all national, federal, state, county, city, municipal and/or other governmental (or any instrumentality, division, agency, body or department thereof), taxes, levies, assessments, charges, liens, claims or encumbrances upon and/or relating to the Additional Collateral, Collateral (hereinafter defined), Borrower's Liabilities, Borrower's business, Borrower's ownership and/or use of any of its assets, and/or Borrower's income and/or gross receipts.

2.05. "Collateral" shall mean those assets of Borrower (individually or collectively), now owned or hereafter acquired in which Borrower has granted Lender a security interest as set forth in Section 4 of this Agreement as security for the Loan.

2.06. "Financials" shall mean those financial statements provided to D.E.D. at the time of application for the Loan and financial statements hereinafter provided to D.E.D. pursuant to the terms of this Agreement.

2.07. "Indebtedness" shall mean all obligations and liabilities of Borrower to any Person (other than Lender), heretofore, now and/or from time to time hereafter owed, whether under written or oral agreement, operation of law, or otherwise.

2.08. "Other Agreements" shall mean all agreements, instruments and documents heretofore, now, and/or from time to time hereafter executed by and/or on behalf of Borrower and delivered to Lender by Borrower.

2.09. "Property" shall mean that certain real estate located at 4409 South Halsted Street, Chicago, Illinois 60609, and all buildings, facilities and structures now existing or hereafter erected thereon.

2.10. "Project" shall mean all activities of Borrower on the Property using the proceeds of the Loan or other Indebtedness.

2.11. "Senior Lender" shall mean the Drovers Bank.

Section 3. Loan.

The Loan shall be made upon the following terms and conditions:

3.01. The principal sum of the Loan shall be \$175,000.

3.02. The term of the Loan shall be 10 years.

3.03. The rate of interest charged on the Loan, per annum, shall be 75% of that rate of interest charged by First National Bank of Chicago to its most creditworthy customers upon ninety (90) day unsecured loans, in effect from time to time ("Prime Rate"), payable in equal monthly installments in the amount set forth on Lender's statement(s) provided Borrower on or before the 10th day of January, April, July and October of each year the Loan remains outstanding. The aforesaid interest rate shall be established as of the date of this Agreement is executed and shall be adjusted as of the first day of January, April, July and October of each year the Loan remains outstanding. The first such interest adjustment shall be 1 April 1986.

3.04. Repayment of the Loan shall be in 120 equal monthly installments of principal together with interest thereon at the rate set forth in Paragraph 3.03 above, and in the amounts set forth in Lender's Statements provided to Borrower on or before the 10th day, each of January, April, July and September of each year the Loan, or any portion thereof, remains outstanding. The first payment shall on or before the 15th day of the first full month after initial disbursement of Loan proceeds.

3.05. Borrower expressly agrees that Loan proceeds shall be used for purposes of acquisition of the Property, and purchase of equipment for use thereon, and shall said Loan proceeds shall not be used at any other location of Borrower, except with the prior consent of Lender, which consent shall not be unreasonably withheld; provided that any shift in location by Borrower shall be to another location within the boundaries of the City; and provided further that in occupying the Property, Borrower is not relocating from another labor area within the City, nor has Borrower discontinued, liquidated or curtailed during the past 24 months, by production unit similar to that which will be located at the above address, except as part of a consolidation pursuant to the Project.

Section 4. Grant of Security Interest.

To secure the prompt payment of, and the prompt, full and faithful performance of Borrower's Liabilities to Lender, Borrower hereby grants to Lender, a security interest in and to all Borrower's now owned or hereafter acquired:

4.01. Property;

4.02. Goods inventory, equipment, vehicles and fixtures, including all replacements, additions, accessions, and/or substitutions thereto and therefore; all products and proceeds of the foregoing, including without limitation proceeds of insurance policies insuring the Collateral.

4.03. Borrower at its sole cost and expense, shall keep and maintain the Collateral insured for its full replacement value against loss or damage by fire, theft, explosion, floods and all other hazards and risks ordinarily insured against by other owners or users of such properties in similar businesses with insurers and in amounts as may be reasonably satisfactory to Lender. Borrower shall deliver to Lender an original copy of each policy of insurance, and evidence of payment of all premiums therefor so long as the Loan is outstanding. Such policies of insurance shall contain an endorsement showing Lender as an additional insured as its interests may appear. In addition, such policies and/or endorsement shall provide that the insurers shall give Lender not less than 30 days written notice of any alteration or cancellation thereof. In the event Borrower at any time or times hereafter shall fail to obtain or maintain any of the policies of insurance required under this Agreement or to pay any premium in whole or in part when due, then Lender without waiving or releasing any obligation or default by Borrower hereunder, may at any time or times thereafter (but shall be under no obligation to do so) obtain and maintain such policies of insurance and pay such premium and take any other action with respect thereto which Lender deems advisable to protect its interest in the Loan. All sums so disbursed by Lender, including reasonable attorney's fees, court costs, expenses and other

4.04. Borrower shall execute such financing statements and security agreements as Lender may request to assure Lender's security interest in the Collateral is perfected, which Lender shall file, at Borrower's cost, at such locations as Lender may demand to perfect its security interest in the Collateral.

4.05. All Borrower's Liabilities shall constitute one loan secured by Lender's security in the Collateral and by all other security interests, liens, claims and encumbrances now and/or from time to time hereafter granted by Borrower to Lender; provided however, that the Loan may be subordinated to the loan of the Senior Lender and only the Senior Lender in an amount not to exceed \$175,000 plus interest, plus additional amounts actually advanced by the Senior Lender upon Borrower's failure to perform its obligations under the Senior Financing.

4.06. Borrower agrees that it shall cause Brad Kohn and Frank Jamicich, respectively, to grant a security interest in their real property and all their personal assets now owned or hereafter acquired located at 2314 North Lincoln Park West, Chicago, Illinois 606___ and 2029 West Bradley, Chicago, Illinois 606___, respectively, and to execute such agreements, documents and instruments as Lender may reasonably demand to evidence such grant(s) of security interest(s).

4.07. Borrower agrees that Brad Kohn and Frank Jamicich shall personally guaranty the Loan.

Section 5. Conditions Precedent.

The following, some of which may already have been accomplished shall be required of Borrower as Conditions Precedent to execution of the Loan agreements:

5.01. Duly executed First Source Agreement with Lender in substantially the form attached hereto as Exhibit A.

5.02. Borrower shall certify to City that Borrower has sufficient funds on hand or irrevocably available to it to complete its obligations under the Agreement and has identified the sources of said funds.

5.03. Borrower shall have furnished to City, duly executed financing statements to be filed by the City, with the Secretary of State of Illinois and Cook County Recorder of Deeds, respectively.

5.04. Borrower shall have furnished to City insurance policies indicating that Borrower, at its sole cost and expense, shall keep and maintain the Collateral insured for the full replacement value against loss or damage by fire, theft, explosion, sprinklers and all other hazards and risks ordinarily insured against by other owners or users of such properties in similar businesses. Said policy or policies shall be duly endorsed identifying the City as a loss payee, as its interests appear.

5.05. Certificate of good standing of Borrower from the Illinois Secretary of State.

5.07. Duly executed resolution of directors of Borrower, authorizing the Loan with the City, and naming persons authorized to execute all documents relating thereto.

5.08. Personal Guarantee of repayment of the Loan.

5.09. Consent of Senior Lender to D.E.D.'s Loan and Borrower's grant of security interest as security therefor.

Section 6. Conditions Precedent to Disbursement of Loan Proceeds.

6.01. For Loan proceeds used for acquisition of the Property, Borrower shall provide a commitment for an A.L.T.A. lender's title insurance policy in the amount of the Loan, and a title report on the Property reasonably satisfactory to Lender.

6.02. For Loan proceeds used to purchase machinery and equipment, Borrower shall create an escrow account with a bank reasonably satisfactory to Lender, with instructions that disbursements shall be made as directed by Lender, in writing. Lender shall promptly provide the aforesaid instruction upon receipt of duly executed Certificate(s) of Inspection and Acceptance, certifying that the machinery and equipment purchased with Loan proceeds has been received, inspected, installed, and is working to the full satisfaction of

Borrower; and Borrower's letter of direction instructing to whom Lender should make payment.

6.03. All costs incurred in fulfilling the obligations of this Section 6, shall be borne solely by the Borrower.

Section 7. Warranties, Representations and Covenants.

Borrower warrants, represents and covenants to Lender as follows:

7.01. All representations and warranties of Borrower contained in this Agreement and the Other Agreements shall be true at the time of Borrower's execution of this Agreement, and shall survive the execution, delivery and acceptance hereof by the parties hereto.

7.02. Borrower shall be subject to, obey and adhere to any and all federal, state, and local laws, statutes, ordinances, rules and regulations, and executive orders as are now or may be in effect during the term of the Loan.

7.03. Except as disclosed in the Financials, (a) Borrower is now an Illinois corporation duly organized and existing and in good standing under the laws of the State of Illinois, as represented at the beginning of this Agreement, and qualified or licensed to do business in all other states in which the laws thereof require Borrower to be so qualified and/or licensed; (b) Borrower has the right and power and is duly authorized and empowered to enter into, execute, deliver and perform this Agreement; (c) the execution, delivery and performance by Borrower of this Agreement shall not, by the lapse of time, the giving of notice or otherwise, constitute a violation of any applicable law or breach of any provision contained in Borrower's Articles of Incorporation or bylaws, or contained in any agreement, instrument or document to which Borrower is now or hereafter a party or by which it is or may become bound; (d) Borrower has and at all times hereafter shall have good, indefeasible and merchantable title to and ownership of the Collateral (as hereinafter defined), free and clear of all liens, claims, security interests and encumbrances except those of Lender and as otherwise permitted under Section 4 of this Agreement; (e) Borrower is now and at all times hereafter shall be solvent and able to pay its debts as they mature; (f) there are no actions or proceedings which are pending or threatened against Borrower (except as may be set forth in the application for the Loan), which might result in any material and adverse change to Borrower's financial condition, or materially affect Borrower's assets or the Collateral; (g) Borrower has and is in good standing with respect to all government permits, certificates, consents (including without limitation appropriate environmental clearances and approvals) and franchises necessary to continue to conduct its business as previously conducted by it and to own or lease and operate its properties (including but not limited to the Property) as now owned or leased by it; (h) Borrower is not in default with respect to any indenture, loan agreement, mortgage, deed or other similar agreement relating to the borrowing of monies to which it is a party or by which it is bound; (i) the Financials fairly and accurately present the assets, liabilities and financial conditions and results of operations of Borrower as of the date of application for the Loan and for the fiscal year immediately preceding the date of Financials submitted thereafter; and (j) there has been no material and adverse change in the assets, liabilities or financial condition of Borrower since the dates of the aforesaid Financials.

7.04. Borrower shall cause all current outstanding loans and/or liens to be subordinated to this Loan if such subordination is necessary to assure that Lender occupies no less than a second secured lien position on all of the Collateral. Borrower shall furnish Lender documents satisfactory to Lender which evidence its compliance with this Paragraph 7.04.

7.05. Except as permitted under Section 4 hereof, Borrower not, without Lender's prior written consent thereto, which Lender may or may not give in its sole discretion, concurrently or hereafter (a) grant a security interest in, assign, sell or transfer any of the Collateral to any person, or permit, grant, or suffer or permit a lien, claim or encumbrance upon any of the Collateral except as provided herein; (b) permit or suffer any levy, attachment or restraint to be made affecting any of the Collateral; (c) enter into any transaction not in the ordinary course of its business which materially and adversely affects Borrower's ability to repay Borrower's Liabilities or Indebtedness; or (d) permit the Tangible Net Worth, as measured in the annual financial statements of Borrower to decrease more than 15% in any calendar year subsequent to the date of this Agreement from the Tangible Net Worth of Borrower for the immediately prior financial year (as shown in the Financials).

7.06. Borrower shall pay promptly when due, all of the Charges. In the event Borrower, at any time or times hereafter, shall fail to pay the Charges or to obtain discharges of the same, Borrower [and/or Developer] shall so advise Lender thereof in writing at which time Lender may, without waiving or releasing any obligation or liability of Borrower under this Agreement, in its sole discretion, make such payment, or any part thereof, or obtain such discharge and take any other action with respect thereto which Lender deems advisable. All sums so paid by Lender and any expenses, including reasonable attorney's fees, court costs, expenses and other charges relating thereto, shall be payable by Borrower to Lender. Notwithstanding anything herein to the contrary, Borrower may permit or suffer Charges to attach to its assets and may dispute the same without prior payment thereof, provided that Borrower, in good faith shall be contesting said Charges in an appropriate proceeding and the same are not in excess of \$5,000, and Borrower has given such additional collateral and/or assurances as Lender in its sole discretion, deems necessary under the circumstances.

7.07. Borrower shall maintain financial records prepared by a certified public accountant in accordance with generally accepted accounting principles consistently applied not less frequently than annually, and certified to by the chief executive officer of Borrower. Within 90 days following the close of each fiscal year of Borrower, Borrower shall provide a copy of the aforesaid annual financial statement(s) to Lender. In addition, upon request by D.E.D., Borrower shall submit to D.E.D. no less frequently than once per calendar quarter, statements of Borrower's employment profile and Borrower's financial condition prepared in accordance with generally accepted accounting principles consistently applied.

7.08. Borrower shall immediately notify Lender of any and all events or actions which may materially affect Borrower's abilities to carry on its operations or perform all its obligations under this Agreement or any other agreements whether senior or junior to the Loan, and whether now existing or hereafter entered into by Borrower so long as any of Borrower's Liabilities remain unsatisfied.

Section 8. Maintaining Records/Right To Inspect.

8.01. Borrower shall keep and maintain such books, records and other documents as shall be required by Lender and/or H.U.D., necessary to reflect and disclose fully the amount and disposition of the Loan proceeds, the total cost of the activities paid for, in whole or in part, with Loan proceeds, and the nature of all activities which are supplied or to be supplied by other sources. All such books, records and other documents shall be available at the offices of Borrower for inspection, copying, audit and examination at all reasonable times upon 24 hours prior notice, by any duly authorized representative of the Lender and H.U.D.

8.02. Any duly authorized representative of the Lender or H.U.D. shall, at all reasonable times, upon 24 hours prior notice, have access to all portions of the Project.

8.03. The rights of access and inspection provided in this Section 8 shall continue until the completion of all close-out procedures respecting the Loan and until the final settlement and conclusion of all issues arising out of the Loan.

Section 9. Events of Default.

Borrower shall be in Default under this Agreement upon the occurrence of any of the following Event(s) of Default or conditions, namely: (a) failure to make when due and owing, any payment under the Note which failure shall continue for a period of 10 days following notice thereof to Borrower; (b) failure to perform any obligations of or any covenants or liabilities contained or referred to herein other than payment under the Note; (c) any warranty, representation or statement made or furnished to Lender by or on behalf of Borrower proving to have been false in any material respect when made or furnished; (d) loss, theft, substantial damage, destruction, sale or encumbrance to or of any of the Collateral or Additional Collateral, or the making of any levy, seizure or attachment thereof or thereon except as expressly otherwise permitted under this Agreement; (e) Borrower's sale, partial sale, transfer or voluntary disposition of its business; (f) involuntary dissolution, termination of existence, insolvency, business failure, appointment of a receiver of any part of the assets of, assignment for the benefit of creditors by, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against the Borrower or any guarantor or surety of Borrower and, for (b) through (f) of this Section 9, continued for a period of 60 days after notice thereof to Borrower; or (h) any default of other Agreements with the Lender or the Senior Lender which would permit the Lender or the Senior Lender as the case may be, after the expiration of any applicable cure period thereunder, to accelerate its loan.

Section 10. Remedies.

Upon such default (regardless of whether the Uniform Commercial Code as applicable has been enacted in the jurisdiction where rights or remedies are asserted), and at any time thereafter (such default not having previously been cured as set forth in Section 9 above), Lender, at its option, may declare all Borrower's Liabilities secured hereby immediately due and payable and shall have the remedies of a secured party under the Uniform Commercial Code as adopted in Illinois ("Code") (and the foreclosure provisions of Ill. Rev. Stat., Chapter 110, Section 15-101 et seq.), including without limitation, the right to take

immediate and exclusive possession of Collateral, or any part thereof, and for that purpose may, so far as Borrower can give authority therefor, with or without judicial process, enter (if this can be done without breach of the peace), upon any premises on which the Collateral or any part thereof may be situated and remove the same therefrom (provided that if the Collateral is affixed to real estate, such removal shall be subject to the conditions of the Code) and Lender shall be entitled to hold, maintain, preserve and prepare the Collateral for sale, subject to Borrower's right to redemption, in satisfaction of Borrower's Liabilities as provided in the Code. To this end, Lender may require Borrower to assemble the Collateral and make it available to Lender for possession at a place to be designated by Lender which is reasonably convenient to both parties. Unless the Collateral is perishable or threatens to decline rapidly in value or is of a type customarily sold on a recognized market, Lender will give Borrower at least five (5) days notice of the time and place of any public sale thereof or of the time after which any private sale or any other intended disposition thereof is to be made. The requirements of reasonable notice shall be met if such notice is mailed, postage prepaid, to the address of Borrower shown in the beginning of this Agreement at least five (5) days before the time of the sale or disposition. Lender may buy at any public sale, and if the Collateral is of a type customarily sold on a recognized market or is of a type which is the subject of a widely distributed standard price quotations, it may buy at private sale. The net proceeds realized upon any such disposition, after deduction for the expenses or retaking, holding, preparing for sale, selling or the like, and reasonable attorney's fees and legal expenses incurred by Lender in connection therewith, shall be applied in satisfaction of Borrower's Liabilities secured hereby. Lender will account to Borrower for any surplus realized on such disposition and Borrower shall remain liable for any deficiency.

The remedies of Lender hereunder are cumulative and the exercise of any one or more of the remedies provided for herein or under the Code shall not be construed as a waiver of any of the other remedies of Lender so long as any part of Borrower's Liabilities remain unsatisfied.

Section 11. No Waiver By Lender.

Lender's failure at any time or times hereafter to require strict performance by Borrower of any provision of this Agreement shall not waive, affect or diminish any right of Lender thereafter to demand strict compliance and performance therewith, nor shall any waiver by Lender of a Borrower's Event of Default waive, suspend or affect any other Event of Default under this Agreement, whether the same is prior or subsequent thereto, and whether of the same or of a different type.

Lender's delay in instituting or prosecuting any action or proceeding or otherwise asserting its rights hereunder, shall not operate as a waiver of such rights or limit them in any way so long as an Event of Default shall be continuing.

Section 12. Jobs.

12.01. Borrower shall use its best efforts to create approximately 6 permanent jobs within 36 months after execution of this Agreement.

12.02. Borrower shall report in writing to D.E.D. as D.E.D. may from time to time request, the numbers and kinds of jobs maintained, created and filled.

Section 13. Prepayment.

This Loan may be prepaid at anytime without premium or penalty.

Section 14. Labor Standards.

If Loan proceeds are used for construction, Borrower (including all contractors of Borrower for the Project), shall be required to meet labor standards and prevailing wage schedules of the Davis-Bacon Act, as amended (40 U.S.C. 276-a- 5).

Section 14. Equal Employment.

Borrower and its successors and assigns agree that during the term of the Loan:

14.01. Borrower will not discriminate against any employee or applicant for employment on account of race, religion, color, sex, age or physical handicap. Borrower will take affirmative action to ensure that job applicants will be considered for employment and that employees will be treated during employment without regard to race, color, religion, sex, age or physical handicap. Such action shall include, but not be limited to, the following employment upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination, rates of pay, or other forms of compensation and selection for training, including apprenticeship. Borrower agrees to post in conspicuous places, available to employees and applicants for employment notices setting forth the provisions of this non-discrimination clause.

14.02. Borrower will in all solicitations of, or advertisements for, employees placed by or on its behalf, state that all qualified job applicants will receive consideration for employment without regard to race, religion, color, sex, age or physical handicap.

14.03. Discrimination as used herein shall be interpreted in accordance with the Constitution and applicable federal laws. This covenant may be enforced solely by the City and solely against the party who breaches this covenant.

Section 15. Disclaimer of Relationship.

Nothing contained in this Agreement, nor any act of the Borrower or the Lender, shall be deemed or construed by any of the parties, or by third persons, to create any relationship of third-party beneficiary, or of principal or agent, or of limited or general partnership, or of joint venture, or any association or relationship between Lender and Borrower other than that expressly created by the making of this Loan.

Section 16. Conflict of Interest.

No member, official or employee of Lender shall have any personal interest, direct or indirect, in the Borrower's business; nor shall any such member, official or employee participate in any decision relating to Borrower's business which affects his personal

interests or the interests of any corporation, partnership or association in which he is directly interested.

Section 17. Limitation of Liability.

Borrower expressly agrees that no member, official, employee or agent of Lender shall be individually or personally liable to Borrower, its successors or assigns for any actions under this Agreement.

Section 18. Assignment.

18.01. Borrower may not sell, assign or transfer this Agreement without the prior written consent of Lender.

18.02. Borrower consents to Lender's sale, assignment, transfer or other disposition, at any time, and from time to time hereafter, of this Agreement, in whole or in part.

Section 19. Additional Provisions.

19.01. This Agreement may not be altered or amended except by written instrument signed by all parties hereto.

19.02. All notices, certificates or other communications required or given hereunder shall be in writing and placed in the United States mail, registered or certified, return receipt requested, first class postage, prepaid and addressed as follows:

If to Lender:

Department of Economic Development
of the City of Chicago
Room 2800
20 North Clark Street
Chicago, Illinois 60602
Attention: Commissioner

With copies to:

City of Chicago
Department of Law
Room 511, City Hall
121 North LaSalle Street
Chicago, Illinois 60602
Attention: Corporation Counsel

If to Borrower:

Mike Taters, Inc.
4419 South Halsted Street
Chicago, Illinois 60609
Attention: Brad Kohn

With copies to:

The parties shall give notice if there are any further or different addresses to which subsequent notices, certificates or other communications shall be sent.

19.03. If any provision hereof is held invalid or unenforceable by any court of competent jurisdiction, such provision shall be deemed severed from this Agreement to the extent of such invalidity or unenforceability, and the remainder hereof will not be affected thereby, each of the provisions hereof being severable in any such instance.

19.04. This Agreement shall be governed by and construed in accordance with the laws of the State of Illinois.

In Witness Whereof, Lender and Borrower have caused this Agreement to be duly executed and delivered as of the date first above written.

[Signature forms omitted for printing purposes.]

AUTHORITY GRANTED FOR EXECUTION OF LOAN AND SECURITY
AGREEMENT WITH DONALD S. SAMUELSON AND
MONTROSE VENTURE CENTER PARTNERS.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of a loan and security agreement whereby the City will lend \$100,000 of Community Development Block Grant funds to assist in the development of a small business incubator facility at 4700 West Montrose Avenue, to Donald S. Samuelson and Montrose Venture Center Partners.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

WHEREAS, Chapter 15.2 of the Municipal Code of the City of Chicago established the Department of Economic Development; and

WHEREAS, The Department of Economic Development of the City of Chicago has as its primary purpose the creation of additional employment opportunities in the City of Chicago through attraction and expansion of economic development activity; and

WHEREAS, The U. S. Department of Housing and Urban Development has made funds available to the City of Chicago, through the Community Development Block Grant Program -- Year X, of which \$900,000 has been allocated to be used to assist the development of small business incubators in the City, through low interest loans; and

WHEREAS, Donald Samuelson, the general partner of Montrose Venture Center Partners, an Illinois limited partnership, has made application to the Department of Economic Development to borrow \$100,000 for purposes of developing 14,500 square feet of leased space in a building located at 4700 West Montrose Avenue, Chicago, Illinois 60641, into a small business incubator; and

WHEREAS, The small business incubator will provide small, start-up and fledgling businesses, on a rental basis, office and plant facilities, access to service staff and equipment, and consultation; and

WHEREAS, The project is expected to create 6 new, permanent full time and 25 part-time jobs; and

WHEREAS, The Department of Economic Development recommended approval of said loan application to the Economic Development Commission, which voted its approval at its meeting of 14 January 1986; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Commissioner of the Department of Economic Development of the City of Chicago ("Commissioner"), is authorized, on behalf of the City of Chicago, to enter into and execute, subject to review as to form and legality by the Corporation Counsel, a Loan and Security Agreement with Donald Samuelson ("Borrower"), the general partner of Montrose Venture Center Partners, an Illinois limited partnership, pursuant to which the City will loan \$100,000 to Borrower to assist in the development of approximately 14,500 square feet of leased space in a building located at 4700 West Montrose Avenue, Chicago, Illinois 60641, into a small business incubator dedicated to assisting small, start-up and fledgling businesses, said Loan and Security Agreement to be substantially in the form attached hereto as Exhibit A.

SECTION 2. The Commissioner is further authorized to enter into and execute such other documents as may be necessary and proper to implement the terms of the Loan and Security Agreement.

SECTION 3. This ordinance shall be effective by and from the date of its passage.

Agreement attached to this ordinance reads as follows:

This Agreement is entered into and executed as of this _____ day of _____, 19_____, by and between the City of Chicago, Illinois, an Illinois municipal corporation ("Lender"), by and through its Department of Economic Development ("D.E.D."), having its offices at 20 North Clark Street, Chicago, Illinois 60602 and Donald S. Samuelson, an individual ("Borrower"); Montrose Venture Center Partners, an Illinois limited

partnership, with principal offices at Three First National Plaza, Suite 2025, Chicago, Illinois 60602.

Recitals:

Whereas, D.E.D. was established on 10 February, 1982 by ordinance of the City Council of the City of Chicago; and

Whereas, D.E.D. has as its primary purpose the creation of additional employment opportunities in the City of Chicago through the attraction and expansion of industrial and commercial development in the City; and

Whereas, D.E.D. has funds available to it through the Community Development Block Grant Program of the U. S. Department of Housing and Urban Development in the amount of \$900,000 for purposes of assisting the development of small business incubators through low interest loans; and

Whereas, Borrower has made application to D.E.D. to borrow \$100,000 for the development of approximately 14,500 square feet of leased space in a building located at 4700 West Montrose Avenue, Chicago, Illinois 60641, into a small business incubator; and

Whereas, Borrower's application was approved by D.E.D. and the Economic Development Commission of the City of Chicago;

Now, Therefore, in consideration of the mutual covenants contained herein and for other good and valuable consideration receipt of which is hereby acknowledged, the parties agree as follows:

Section 1. The above recitals are incorporated herein and made a part hereof by reference.

Section 2. Definitions.

2.01. "Additional Collateral" shall mean those assets of any entity, other than Borrower's, now owned or hereafter acquired, in which Lender has been granted a security interest as security for repayment of the Loan, as set forth in Section 4.02 of this Agreement.

2.02. "Borrower's Liabilities" shall mean all obligations and liabilities of Borrower to Lender (including without limitation all debts, claims and indebtedness) whether primary, secondary, direct, contingent, fixed or otherwise heretofore, now and/or from time to time hereafter owing, due or payable, however evidenced, created, incurred, acquired or owing and however arising whether under this Agreement or the "Other Agreements" (hereinafter defined).

2.03. "Charges" shall mean all national, federal, state, county, city, municipal and/or other governmental (or any instrumentality, division, agency, body or department thereof), taxes, levies, assessments, charges, liens, claims or encumbrances upon and/or relating to the "Collateral" (hereinafter defined), the Additional Collateral; Borrower's Liabilities,

Borrower's business, Borrower's ownership and/or use of any of its assets, and/or Borrower's income and/or gross receipts.

2.04. "Collateral" shall mean those assets of Borrower (individually or collectively), now owned or hereafter acquired in which Borrower has granted Lender a security interest as set forth in Section 4 of this Agreement as security for the Loan.

2.05. "Financials" shall mean those financial statements provided to D.E.D. at the time of application for the Loan and financial statements hereinafter provided to D.E.D. pursuant to the terms of this Agreement.

2.06. "Indebtedness" shall mean all obligations and liabilities of Borrower to any Person (other than Lender), heretofore, now and/or from time to time hereafter owed, whether under written or oral agreement, operation of law, or otherwise.

2.07. "Leased Space" shall mean the approximately 14,500 square feet of space at the Property (defined below), to be developed for use on a rental basis, by small, start-up and fledgling businesses, individually, and the centrally located facilities for services to be used in common by business tenants.

2.08. "Limited Partnership" shall mean Montrose Venture Center Partners.

2.09. "Other Agreements" shall mean all agreements, instruments and documents heretofore, now, and/or from time to time hereafter executed by and/or on behalf of Borrower and delivered to Lender by Borrower.

2.10. "Property" shall mean that certain real estate located at 4700 West Montrose Avenue, Chicago, Illinois 60641, and all buildings, facilities and structures now existing or hereafter erected thereon.

2.11. "Project" shall mean all activities of Borrower on the Property using the proceeds of the Loan or other Indebtedness.

Section 3. Loan.

The Loan shall be made upon the following terms and conditions:

3.01. The principal sum of the Loan shall be \$100,000.

3.02. The term of the Loan shall be 5 years.

3.03. The rate of interest charged on the Loan, per annum, shall be 6% on the principal balance outstanding from time to time.

3.04. Repayment of the Loan shall be as follows:

(a) for years 1 through 2, annual payments of interest only, on the principal balance outstanding, said payments to be made on or before the 1st day of the 12th and 24th months following initial disbursement of Loan proceeds;

(b) on or before the 1st day of each month for years 3 through the 11th month of year 5, following initial disbursement of Loan proceeds, equal payments of principal together with interest thereon, based upon a __ year amortization schedule;

(c) on or before the 1st day of the 12th month in year 5 following initial disbursement of Loan proceeds, one final balloon payment of \$64,000, together with any and all accrued and unpaid interest, late charges, and reasonable attorneys' fees, if placed with an attorney for collection.

3.05. Borrower expressly agrees that Loan proceeds shall be used for purposes of renovating the Leased Space; and only at the Property; and that in occupying the Property, Borrower is not relocating from another labor area within the City, nor has Borrower discontinued, liquidated or curtailed during the past 24 months any production unit similar to that which will be located at the above address except as part of a consolidation pursuant to the Project.

Section 4. Grant of Security Interest.

To secure the prompt payment of, and the prompt, full and faithful performance of Borrower's Liabilities to Lender, Borrower hereby grants to Lender;

4.01. A security interest in and to Borrower's entitlement to all revenues received as a result of his interest in that certain elderly housing real estate development owned by Cedar Village Associates located in Lake Villa, Illinois. Said grant of security shall be evidenced by a Pledge Agreement in recordable form, executed by Borrower and original instruments evidencing Borrower's ownership in the aforesaid development; and

4.02. As Additional Security for the Loan, Borrower shall cause the Limited Partnership to grant Lender a security interest in all leases relating to the Leased Space and the Property, now existing or hereafter executed (both with individual tenants of the Leased Space and Borrower's lease with the owner of the Property), goods, inventory, equipment, vehicles and fixtures, including all replacements, additions, accessions, and/or substitutions thereto and therefore; all products and proceeds of the foregoing, including without limitation proceeds of insurance policies insuring the Collateral, which interest may be subordinated to the interest(s) of other lenders' to the Project to a maximum aggregate amount of \$100,000.

4.03. Borrower at its sole cost and expense, shall keep and maintain the Additional Collateral, and shall cause the Limited Partnership to keep and maintain the Collateral insured for its full replacement value against loss or damage by fire, theft, explosion, floods and all other hazards and risks ordinarily insured against by other owners or users of such properties in similar businesses with insurers and in amounts as may be reasonably satisfactory to Lender. Borrower shall deliver to Lender an original copy of each policy of insurance, and evidence of payment of all premiums therefor so long as the Loan is outstanding. Such policies of insurance shall contain an endorsement showing Lender as an additional insured as its interests may appear. In addition, such policies and/or endorsement shall provide that the insurers shall give Lender not less than 30 days written notice of any alteration or cancellation thereof. In the event Borrower at any time or times

hereafter shall fail to obtain or maintain any of the policies of insurance required under this Agreement or to pay any premium in whole or in part when due, then Lender without waiving or releasing any obligation or default by Borrower hereunder, may at any time or times thereafter (but shall be under no obligation to do so) obtain and maintain such policies of insurance and pay such premium and take any other action with respect thereto which Lender deems advisable to protect its interest in the Loan. All sums so disbursed by Lender, including reasonable attorney's fees, court costs, expenses and other charges relating thereto, shall be payable by Borrower to Lender.

4.04. Borrower shall execute such financing statements and security agreements as Lender may request to assure Lender's security interest in the Collateral and Additional Collateral are perfected, which Lender shall file, at Borrower's cost, at such locations as Lender may demand to perfect its security interest in said Collateral and Additional Collateral.

4.05. All Borrower's Liabilities shall constitute one loan secured by Lender's security in the Collateral, the Additional Collateral, and by all other security interest, liens, claims and encumbrances now and/or from time to time hereafter granted by Borrower to Lender.

4.06. Borrower agrees that he and Nancy Samuelson shall personally guaranty the Loan.

Section 5. Conditions Precedent.

The following, some of which may already have been accomplished shall be required of Borrower as Conditions Precedent to disbursement of Loan proceeds:

5.01. Borrower shall certify to Lender that Borrower has not less than \$70,000 in his control, and said funds are readily available and irrevocably committed to the Project and has identified the sources of the balance of \$30,000 required to complete the Project.

5.02. Borrower shall have furnished to Lender duly executed financing statements and such other evidence of grants of security in the Collateral and Additional Collateral, reasonably satisfactory to Lender.

5.03. Borrower shall have furnished to Lender insurance policies indicating that Borrower, at its sole cost and expense, shall keep and maintain the Additional Collateral, and shall cause the Limited Partnership at its sole cost and expense to keep and maintain the Collateral insured for the full replacement value against loss or damage by fire, theft, explosion, sprinklers and all other hazards and risks ordinarily insured against by other owners or users of such properties in similar businesses. Said policy or policies shall be duly endorsed identifying the Lender as a loss payee, as its interests appear.

5.04. Personal Guarantee of repayment of the Loan.

5.05. Consent of other lenders to the Loan and Borrower's grant of security interest as security therefor.

5.06. Borrower shall establish an escrow account at an institution reasonably satisfactory to Lender, with instructions that disbursements may be made upon receipt and review by escrow agent of duly executed waivers of mechanics, vendors and materialmen' liens, and contractors sworn statements of work completed.

5.08. All costs incurred in fulfilling the obligations of this Section 5, shall be borne solely by the Borrower.

Section 6. Warranties, Representations and Covenants.

Borrower and the Limited Partnership warrant, represent and covenant, to Lender, as follows:

6.01. All representations and warranties of Borrower and the Limited Partnership contained in this Agreement and the Other Agreements shall be true at the time of their execution of this Agreement, and shall survive the execution, delivery and acceptance hereof by the parties hereto.

6.02. Borrower shall be subject to, obey and adhere to any and all federal, state, and local laws, statutes, ordinances, rules and regulations, and executive orders as are now or may be in effect during the term of the Loan.

6.03. Except as disclosed in the Financials, (a) the Limited Partnership is now and at all times hereafter, an Illinois limited partnership, duly organized and existing and in good standing under the laws of the State of Illinois, as represented at the beginning of this Agreement, and qualified or licensed to do business in all other states in which the laws thereof require the Limited Partnership to be so qualified and/or licensed; (b) Borrower and the Limited Partnership have the right and power and are duly authorized and empowered to enter into, execute, deliver and perform this Agreement; (c) the execution, delivery and performance by Borrower of this Agreement shall not, by the lapse of time, the giving of notice or otherwise, constitute a violation of any applicable law or breach of any provision contained in the Limited Partnership's limited partnership agreement, or contained in any agreement, instrument or document to which Borrower and/or the Limited Partnership are now or hereafter a party or by which they are or may become bound; (d) Borrower and the Limited Partnership, have and at all times hereafter shall have good, indefeasible and merchantable title to and ownership of the Collateral and the Additional Collateral, respectively, free and clear of all liens, claims, security interests and encumbrances except those of Lender and as otherwise permitted under Section 4 of this Agreement; (e) Borrower is now and at all times hereafter shall be solvent and able to pay its debts as they mature; (f) there are no actions or proceedings which are pending or threatened against Borrower and/or their Limited Partnership (except as may be set forth in the application for the Loan), which might result in any material and adverse change to Borrower's and/or the Limited Partnership's financial condition, or materially affect Borrower's and/or the Limited Partnership's assets, the Collateral and/or the Additional Collateral; (g) Borrower and the Limited Partnership have and are in good standing with respect to all government permits, certificates, consents (including without limitation appropriate environmental clearances and approvals) and franchises necessary to continue to develop and operate the Project; (h) neither Borrower nor the Limited Partnership in default with respect to any indenture, loan agreement, mortgage, deed or other similar agreement relating to the

borrowing of monies to which either is a party or by which either is bound; (i) the Financials fairly and accurately present the assets, liabilities and financial conditions and results of operations of Borrower as of the date of application for the Loan and for the fiscal year immediately preceding the date of Financials submitted thereafter; and (j) there has been no material and adverse change in the assets, liabilities or financial condition of Borrower or the Limited Partnership since the dates of the aforesaid Financials.

6.04. Borrower and/or the Limited Partnership shall cause all current outstanding loans and/or liens to be subordinated to this Loan if such subordination is necessary to assure that Lender occupies no less than a first secured lien position on all of the, and no less than a second secured lien position on all the Additional Collateral. Borrower and the Limited Partnership shall furnish Lender documents satisfactory to Lender which evidence its compliance with this Paragraph 6.04.

6.05. Except as permitted under Section 4 hereof, neither Borrower nor the Limited Partnership shall without Lender's prior written consent thereto, which Lender may or may not give in its sole discretion, concurrently or hereafter (a) grant a security interest in, assign, sell or transfer any of the Collateral or Additional Collateral to any person, or permit, grant, or suffer or permit a lien, claim or encumbrance upon any of the same except as provided herein; (b) permit or suffer any levy, attachment or restraint to be made affecting any of the Collateral or the Additional Collateral; (c) enter into any transaction not in the ordinary course of its business which materially and adversely affects Borrower's ability to repay Borrower's Liabilities or Indebtedness; or (d) permit the Tangible Net Worth, as measured in the annual financial statements of Borrower to decrease more than 15% in any calendar year subsequent to the date of this Agreement from the Tangible Net Worth of Borrower for the immediately prior financial year (as shown in the Financials).

6.06. Borrower and/or the Limited Partnership shall pay promptly when due, all Charges. In the event either Borrower or the Limited Partnership at any time or times hereafter, shall fail to pay their respective Charges, or to obtain discharges of the same, they shall so advise Lender thereof in writing at which time Lender may, without waiving or releasing any obligation or liability of Borrower and/or the Limited Partnership under this Agreement, in its sole discretion, make such payment, or any part thereof, or obtain such discharge and take any other action with respect thereto which Lender deems advisable. All sums so paid by Lender and any expenses, including reasonable attorney's fees, court costs, expenses and other charges relating thereto, shall be payable by Borrower to Lender. Notwithstanding anything herein to the contrary, the Limited Partnership may permit or suffer Charges to attach to its assets and may dispute the same without prior payment thereof, provided that the Limited Partnership, in good faith shall be contesting said Charges in an appropriate proceeding and the same are not in excess of \$5,000, and Borrower and/or the Limited Partnership has given such additional collateral and/or assurances as Lender in its sole discretion, deems necessary under the circumstances.

6.07. Borrower and the Limited Partnership shall maintain financial records (in the case of Borrower, this obligation is met by tendering a certified copy of Borrower's federal income tax forms as submitted, for each year the Loan is outstanding), prepared by a certified public accountant in accordance with generally accepted accounting principals consistently applied not less frequently than annually, and certified to by Borrower and the general partner of the Limited Partnership. Within 90 days following the close of each

fiscal year of Borrower and the Limited Partnership, Borrower and the Limited Partnership shall provide a copy of the aforesaid annual financial statement(s) to Lender. In addition, upon request by D.E.D, Borrower and/or the Limited Partnership shall submit to D.E.D. no less frequently than once per calendar quarter, statements of Borrower and the Limited Partnership's employment profile and Borrower and the Limited Partnership's financial condition prepared in accordance with the standards set forth above.

6.08. Borrower and/or the Limited Partnership shall immediately notify Lender of any and all events or actions which may materially affect their ability to carry on their operations or perform all their obligations under this Agreement or any other agreement whether senior or junior to the Loan, and whether now existing or hereafter entered into by Borrower and/or the Limited Partnership, so long as any of Borrower's Liabilities remain unsatisfied.

Section 7. Maintaining Records/Right to Inspect.

7.01. Borrower and/or the Limited Partnership shall keep and maintain such books, records and other documents as shall be required by Lender and/or the H.U.D., necessary to reflect and disclose fully the amount and disposition of the Loan proceeds, the total cost of the activities paid for, in whole or in part, with Loan proceeds, and the nature of all activities which are supplied or to be supplied by other sources. All such books, records and other documents shall be available at the offices of Borrower and/or the Limited Partnership for inspection, copying, audit and examination at all reasonable times, and upon 24 hours prior notice, by any duly authorized representative of the Lender and H.U.D.

7.02. Any duly authorized representative of the Lender or H.U.D. shall, at all reasonable times and upon 24 hours prior notice, have access to all portions of the Project.

7.03. The rights of access and inspection provided in this Section 7 shall continue until the completion of all close-out procedures respecting the Loan and until the final settlement and conclusion of all issues arising out of the Loan.

Section 8. Events of Default.

Borrower and/or the Limited Partnership shall be in default under this Agreement upon the occurrence of any of the following Event(s) of Default or conditions, namely: (a) failure to make when due and owing, any payment under the Note which failure shall continue for a period of 10 days following notice thereof to Borrower; (b) failure to perform any obligations of or any covenants or liabilities contained or referred to herein other than payment under the Note; (c) any warranty, representation or statement made or furnished to Lender by or on behalf of Borrower and/or the Limited Partnership proving to have been false in any material respect when made or furnished; (d) loss, theft, substantial damage, destruction, sale or encumbrance to or of any of the Collateral and/or the Additional Collateral, or the making of any levy, seizure or attachment thereof or thereon except as expressly otherwise permitted under this Agreement; (e) Borrower and/or the Limited Partnership's sale, partial sale, transfer or voluntary disposition of its business; (f) involuntary dissolution, termination of existence, insolvency, business failure, appointment of a receiver of any part of the assets of, assignment for the benefit of creditors by, or the commencement of any proceeding under any bankruptcy or insolvency laws by or

against the Borrower and/or the Limited Partnership or any guarantor or surety of Borrower and/or the Limited Partnership and, for (b) through (f) of this Section 8, continuing for a period of 60 days after notice thereof to Borrower and/or the Limited Partnership; or (h) any default of Other Agreements with the Lender or other lender or holder of a security interest in the Collateral or the Additional Collateral which would permit the Lender or such other lender or holder of security, as the case may be, after the expiration of any applicable cure period thereunder, to accelerate its loan or foreclose its security in the Collateral or the Additional Collateral.

Section 9. Remedies.

Upon such default (regardless of whether the Uniform Commercial Code as applicable has been enacted in the jurisdiction where rights or remedies are asserted), and at any time thereafter (such default not having previously been cured as set forth in Section 8 above), Lender, at its option, may declare all Borrower's Liabilities secured hereby immediately due and payable and shall have the remedies of a secured party under the Uniform Commercial Code as adopted in Illinois ("Code") (and the foreclosure provisions of Ill. Rev. Stat., Chapter 110, Section 15-101 et seq.), including without limitation, the right to take immediate and exclusive possession of Collateral and/or the Additional Collateral, or any part thereof, and for that purpose may, so far as Borrower and/or the Limited Partnership can give authority therefor, with or without judicial process, enter (if this can be done without breach of the peace), upon any premises on which the Additional Collateral or any part thereof may be situated and remove the same therefrom (provided that if the Additional Collateral is affixed to real estate, such removal shall be subject to the conditions of the Code) and Lender shall be entitled to hold, maintain, preserve and prepare the Collateral and/or the Additional Collateral for sale, subject to Borrower's and/or the Limited Partnership's right to redemption, in satisfaction of Borrower's Liabilities as provided in the Code. To this end, Lender may require Borrower to assemble or cause to be assembled the Additional Collateral, and make it available to Lender for possession at a place to be designated by Lender which is reasonable convenient to both parties. Unless the Collateral and/or the Additional Collateral are perishable or threaten to decline rapidly in value or are of a type customarily sold on a recognized market, Lender will give Borrower and/or The Limited Partnership at least five (5) days notice of the time and place of any public sale thereof or of the time after which any private sale or any other intended disposition thereof is to be made. The requirements of reasonable notice shall be met if such notice is mailed, postage prepaid, to the address of Borrower and the Limited Partnership as shown in the beginning of this Agreement at least five (5) days before the time of the sale or disposition. Lender may buy at any public sale, and if the Collateral or the Additional Collateral are of a type customarily sold on a recognized market or are of a type which is the subject of a widely distributed standard price quotations, it may buy at private sale. The net proceeds realized upon any such disposition, after deduction for the expenses or retaking, holding, preparing for sale, selling or the like, and reasonable attorney's fees and legal expenses incurred by Lender in connection therewith, shall be applied in satisfaction of Borrower's Liabilities secured hereby. Lender will account to Borrower and/or The Limited Partnership for any surplus realized on such disposition and Borrower shall remain liable for any deficiency.

The remedies of Lender hereunder are cumulative and the exercise of any one or more of the remedies provided for herein or under the Code shall not be construed as a waiver of

any of the other remedies of Lender so long as any part of Borrower's Liabilities remain unsatisfied.

Section 10. No Waiver by Lender.

Lender's failure at any time or times hereafter to require strict performance by Borrower and/or The Limited Partnership of any provision of this Agreement shall not waive, affect or diminish any right of Lender thereafter to demand strict compliance and performance therewith, nor shall any waiver by Lender of a Borrower and/or the Limited Partnership's Event of Default waive, suspend or affect any other Event of Default under this Agreement, whether the same is prior or subsequent thereto, and whether of the same or of a different type.

Lender's delay in instituting or prosecuting any action or proceeding or otherwise asserting its rights hereunder, shall not operate as a waiver of such rights or limit them in any way so long as an Event of Default shall be continuing.

Section 11. Jobs.

11.01. Borrower and/or the Limited Partnership shall use its best efforts to cause to be created approximately 6 new permanent and 25 part-time jobs within 18 months after execution of this Agreement.

11.02. Borrower shall report in writing to D.E.D. as D.E.D. may from time to time request, the numbers and kinds of jobs maintained, created and filled.

Section 12. Prepayment.

This Loan may be prepaid at anytime without premium or penalty.

Section 13. Labor Standards.

If Loan proceeds are used for construction, Borrower and/or the Limited Partnership (including all contractors of Borrower and/or the Limited Partnership for the Project), shall be required to meet labor standards and prevailing wage schedules of the Davis-Bacon Act, as amended (40 U.S.C. 276-a- 5).

Section 14. Equal Employment.

Borrower and/or the Limited Partnership and its successors and assigns, agree that during the term of the Loan:

14.01. Borrower and/or the Limited Partnership will not discriminate against any employee or applicant for employment on account of race, religion, color, sex, age or physical handicap. Borrower and/or the Limited Partnership will take affirmative action to ensure that job applicants will be considered for employment and that employees will be treated during employment without regard to race, color, religion, sex, age or physical handicap. Such action shall include, but not be limited to, the following employment upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or

termination, rates of pay, or other forms of compensation, and selection for training, including apprenticeship. Borrower and/or the Limited Partnership agrees to post in conspicuous places, available to employees and applicants for employment notices setting forth the provisions of this non-discrimination clause.

14.02. Borrower and/or the Limited Partnership will in all solicitations of, or advertisements for employees placed by or on its behalf, state that all qualified job applicants will receive consideration for employment without regard to race, religion, color, sex, age or physical handicap.

14.03. Discrimination as used herein shall be interpreted in accordance with the Constitution and applicable federal laws. This covenant may be enforced solely by the City and solely against the party who breaches this covenant.

Section 15. Disclaimer of Relationship.

Nothing contained in this Agreement, nor any act of the Borrower and/or the Limited Partnership or the Lender, shall be deemed or construed by any of the parties, or by third persons, to create any relationship of third-party beneficiary, or of principal or agent, or of limited or general partnership, or of joint venture, or any association or relationship between Lender and Borrower and/or the Limited Partnership other than that expressly created by the making of this Loan.

Section 16. Conflict of Interest.

No member, official or employee of Lender shall have any personal interest, direct or indirect, in the Borrower and/or the Limited Partnership's business; nor shall any such member, official or employee participate in any decision relating to Borrower and/or the Limited Partnership's business which affects his personal interests or the interests of any corporation, partnership or association in which he is directly interested.

Section 17. Limitation of Liability.

Borrower and/or the Limited Partnership expressly agrees that no member, official, employee or agent of Lender shall be individually or personally liable to Borrower and/or the Limited Partnership, its successors or assigns for any actions under this Agreement.

Section 18. Assignment.

18.01. Borrower and/or the Limited Partnership may not sell, assign or transfer this Agreement without the prior written consent of Lender.

18.02. Borrower and/or the Limited Partnership consents to Lender's sale, assignment, transfer or other disposition, at any time and from time to time hereafter, of this Agreement, in whole or in part.

Section 19. Additional Provisions.

19.01. This Agreement may not be altered or amended except by written instrument signed by all parties hereto.

19.02. All notices, certificates or other communications required or given hereunder shall be in writing and placed in the United States mails, registered or certified, return receipt requested, first class, postage prepaid and addressed as follows:

If to Lender: Department of Economic Development
of the City of Chicago
Room 2800
20 North Clark Street
Chicago, Illinois 60602
Attention: Commissioner

With copies to: Department of Law of
the City of Chicago
Room 511 - City Hall
121 North LaSalle Street
Chicago, Illinois 60602
Attention: Corporation Counsel

If to Borrower: Donald S. Samuelson
c/o Samuel & Associates
Three First National Plaza
Suite 2025
Chicago, Illinois 60602

The parties shall give written notice of any further or different addresses to which subsequent notices, certificates or other communications are to be sent.

19.03. If any provision hereof is held invalid or unenforceable by any court of competent jurisdiction, such provision shall be deemed severed from this Agreement to the extent of such invalidity or unenforceability, and the remainder hereof will not be affected thereby, each of the provisions hereof being severable in any such instance.

19.04. This Agreement shall be governed by and construed in accordance with the laws of the State of Illinois.

In Witness Whereof, Lender [and] Borrower [and The Limited Partnership] have caused this Agreement to be duly executed and delivered as of the date first above written.

[Signature forms omitted for printing purposes.]

AUTHORITY GRANTED FOR EXECUTION OF AMENDED GRANT
APPLICATION FOR INTERSTATE SUBSTITUTION CAPITAL
FUNDS FOR DEARBORN STREET SUBWAY
RENOVATION PROGRAM.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of an amended grant application for Interstate Substitution Capital Funds for the Dearborn Street Subway Renovation Program in the amount of \$3,350,000.00.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

WHEREAS, The U. S. Secretary of Transportation is authorized to make grants for mass transportation projects; and

WHEREAS, On October 2, 1979, the U. S. Secretary of Transportation approved a joint request of the Mayor and the Governor to withdraw the south leg of Interstate 494, known as the Crosstown Expressway; and

WHEREAS, Such approval authorized the Mayor to develop a program of highway and transit substitute projects which required the concurrence of the Metropolitan Planning Organization; and

WHEREAS, On February 21, 1980, the Metropolitan Planning Organization concurred in the Mayor's program, rendering each project, contained therein, eligible for Federal financial assistance, and this program included the Dearborn Street Subway Renovation Program; and

WHEREAS, By ordinances passed May 13, 1981 (C.J.P. 6093), February 10, 1982 (C.J.P. 9394), September 15, 1982 (C.J.P. 12119), June 20, 1984 (C.J.P. 7717) and July 9, 1985 (C.J.P. 18658) the City Council authorized the execution of grant contracts between the City of Chicago and the Urban Mass Transportation Administration (IL-23-9012) and between the City of Chicago and the Illinois Department of Transportation (CAP-81-176-IST, No. 752) for the Dearborn Street Subway Renovation Project; and

WHEREAS, Under the ordinances dated June 20, 1984 and July 9, 1985, the State and City matching shares in the original ordinance dated May 13, 1981 were incorrectly cited in the "WHEREAS" sections; and

WHEREAS, This ordinance supersedes the ordinances of June 20, 1984 and July 9, 1985; and

WHEREAS, Additional funds are needed for the renovation of the Lake/Transfer tunnel/platform and the Lake/Wells mezzanine; and

WHEREAS, This amendment in an amount up to \$3,350,000, of which an amount up to \$2,847,500 is the Federal share, an amount up to \$500,100 is the State share, and an amount up to \$2,400 is the City's share, will provide continued funding for the Dearborn Street Subway Renovation Program; and

WHEREAS, This amendment increases the project costs to \$8,695,000 allocated as follows:

	Federal Share	State Share	City Share	Total
Orig. Appl.	\$888,250	\$134,250	\$22,500	\$1,045,000
Amend. No. 1	3,187,500	562,500	-0-	3,750,000
Amend. No. 2	467,500	82,500	-0-	550,000
Amend. No. 3	<u>2,847,500</u>	<u>500,100</u>	<u>2,400</u>	<u>3,350,000</u>
Totals	\$7,390,750	\$1,279,350	\$24,900	\$8,695,000

WHEREAS, As the project enters the construction stage, the State may find additional line items for which it will not provide its matching share, and if this situation occurs, the City may increase its portion of the matching share in an amount up to \$5,100 for a total City match of \$30,000 for this project; and

WHEREAS, It is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U. S. Department of Transportation requirements thereunder; and

WHEREAS, It is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts or consultant and other services; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute and file an amended grant application with the U. S. Department of Transportation, Urban Mass Transportation Administration and the Illinois Department of Transportation for funds in an amount up to \$3,350,000 of which up to \$2,847,500 will be provided by the Federal Government, up to

\$500,100 will be provided by the State of Illinois, and up to \$2,400 will be provided by the City of Chicago for the Dearborn Street Subway Renovation Program.

SECTION 2. That the Mayor of the City of Chicago is authorized to increase the City's portion of the matching share by an additional \$5,100 for a total match of \$30,000 in the event that the State will not provide for the match for additional line items in the Dearborn Street Subway Renovation Program budget.

SECTION 3. That the Mayor is authorized to execute and file with such application an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

SECTION 4. That the City Council hereby appropriates the amount of \$3,350,000 or such amount as may actually be received from the U.S. Department of Transportation, Urban Mass Transportation Administration and the Illinois Department of Transportation, and an amount up to \$7,500 of City funds for the Dearborn Street Subway Renovation Program.

SECTION 5. That the Mayor is hereby authorized to execute, the City Clerk to attest, the Corporation Counsel to certify contracts pertaining to the grant application in an amount up to \$2,847,500 between the Urban Mass Transportation Administration and the City of Chicago, and in an amount up to \$500,100 between the Illinois Department of Transportation and the City of Chicago.

SECTION 6. That the Mayor is authorized to set forth and execute affirmative minority business procurement needs.

SECTION 7. That the City Comptroller is directed to disburse the grant funds as required to carry out the Dearborn Street Subway Renovation Program.

SECTION 8. That the Commissioner of Public Works is authorized to furnish additional information, and execute and file assurances or other documents, including technical amendments that do not change project scope or budget total, as the U.S. Department of Transportation or the Illinois Department of Transportation may require in connection with the applications or agreements.

SECTION 9. That the Mayor, the Commissioner of Public Works, the City Comptroller and the City Purchasing Agent are authorized to execute, the City Clerk to attest, and the Corporation Counsel to review as to form and legality, on behalf of the City of Chicago, contracts/agreements and amendments thereto pertaining to the renovation of the Dearborn Street Subway, all in accordance with applicable City, State and Federal Statutes and Regulations.

SECTION 10. That this ordinance supersedes the ordinances approved by the City Council on June 20, 1984 and July 9, 1985 for the Dearborn Street Subway Renovation Project.

SECTION 11. That this ordinance shall be in force and effect from and after its passage.

AUTHORITY GRANTED FOR AMENDMENT OF CITY/STATE
PROJECT AGREEMENT FOR IMPROVEMENT OF
INDEPENDENCE BOULEVARD BETWEEN
DOUGLAS BOULEVARD AND
HARRISON STREET.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing an amendment to a City/State Project Agreement for the improvement of Independence Boulevard between Douglas Boulevard and Harrison Street.

On motion of Alderman Burke, the said proposed ordinance was passed by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute, the City Clerk to attest to and the Commissioner of Public Works to approve, upon review of the Corporation Counsel as to form and legality, a project agreement with the State of Illinois providing for the improvement of Independence Boulevard between Douglas Boulevard and Harrison Street described therein, said agreement to be substantially in the following form:

This Agreement, entered into this ____ day of _____, 19____, by and between the State of Illinois, acting through its Department of Transportation hereinafter called the "State", and the City of Chicago, acting through its Department of Public Works hereinafter called the "City".

Witnesseth:

Whereas, the State and the City, in the interest of the safe and efficient movement of vehicular and pedestrian traffic, find it necessary to improve Independence Boulevard between Douglas Boulevard and Harrison Street, hereinafter referred to as the "Project" and identified in Paragraph 11 of this Agreement; and

Whereas, the Department of Transportation of the State of Illinois, under Chapter 121, Article 4-409 of the Illinois Revised Statutes (1981), as amended, may enter into a written

contract with any other highway authority for the jurisdiction, maintenance, administration, engineering or improvement of any highway or portion thereof; and

Whereas, the Federal Highway Administration and the Urban Mass Transportation Administration are authorized under 23 U.S.C. 103(e)(4) to approve the use of funds made available by the request for withdrawal of certain non-essential interstate highway routes from the Interstate System for substitute highway or non-highway public mass transit project; and

Whereas, the State of Illinois and the City of Chicago have concurred on the use of such funds available from the Interstate System Withdrawal and Substitution Program; and

Whereas, the City is proceeding with studies and engineering required for the Project; and

Whereas, under the Federal regulations, certain written agreements for the Project may be required.

Now Be It Therefore Resolved, The State Agrees:

1. To reimburse the City for the Non-Federal (State) and Federal share of the costs incurred in connection with the contract construction, force account construction and construction engineering/supervision of the Project, as hereinafter provided, upon receipt of progressive billings supported by documentation as required by the State and Federal Highway Administration.
2. To review, approve and submit to the Federal Highway Administration without delay, all submittals which require Federal Highway Administration review, approval or other action.

Now Be It Therefore Resolved, The City Agrees:

3. To prepare, or cause to be prepared, studies, surveys, plans, specifications and estimates of cost for said Project.
4. Upon approval from the State and the Federal Highway Administration to let and award the contract for the Project, and to provide all force account construction and construction engineering/supervision, all in accordance with established procedures of the City, the State and the Federal Highway Administration.
5. To finance the work pending progressive reimbursement by the State of the Federal and Non-Federal (State) shares of costs.
6. To comply with all applicable Executive Orders and Federal legislation pursuant to the Equal Employment Opportunity and Nondiscrimination Regulations.
7. That failure on the part of the City to fulfill the responsibilities assigned in Paragraphs 6 and 9 of this Agreement may render the City ineligible for future

Federal participation in projects for which the City has similar responsibilities, until such failures are corrected.

8. To retain all Project records and to make them available for audit by State and Federal auditors during the Project development and construction stages, and for a period of three (3) years after final acceptance of the Project.

Now Be It Therefore Resolved, The Parties Hereto Mutually Agree:

9. That, upon completion of the improvement, the City and the State will maintain or cause to be maintained, in a satisfactory manner, their respective portions of the improvement in accordance with established jurisdictional authority.
10. That prior to initiation of work to be performed hereunder, the disposition of encroachments will be cooperatively determined by representatives of the City and State.
11. That said Project generally consists of the reconstruction of Independence Boulevard between Douglas Boulevard and Harrison Street.

The existing pavement will be removed. The pavement base will be entirely reconstructed and a new driving surface will be applied. The roadway will be realigned as necessary. The intersections of Independence Boulevard with Ridgeway Avenue/Douglas Boulevard, with Roosevelt Road, with Polk Street and with Harrison Street will be improved, and a new traffic signal will be installed on the west leg of the intersections of Independence Boulevard and Polk Street. (The modernization of the remaining traffic signals at these intersections has been done under a separate project.)

Existing utility structures and catch basins will be reconstructed. Curbs, gutters and sidewalks will be repaired or reconstructed as necessary. Sidewalk ramps for the handicapped and pavement markings will be provided. The existing street lighting system will be replaced and all other appurtenances necessary to complete the project will be provided.

12. That all prior Agréements, or portions thereof, between the City and the State which refer to the construction of this Project are superceded by this Agreement.
13. That the estimated costs of the Project covered and described by this Agreement are:

Contract Construction	\$3,520,000
Force Account Construction	500,000
Construction Engineering/Supervision	<u>400,000</u>
TOTAL:	\$4,420,000

and that based upon the current ratio of Federal to Non-Federal (State) funds for Interstate Road Substitution projects, the proportional participation for the project will be:

Federal-Aid Share (IX)	
(85% of \$4,420,000)	\$3,757,000

Non-Federal Share (State)	
(15% of \$4,420,000)	<u>663,000</u>

TOTAL:	\$4,420,000
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and that based upon said ratio, State financial participation (referred to herein as the Non-Federal Share) shall be limited to a maximum of \$663,000, with any Non-Federal share required in excess of that amount to be provided by the City.

14. That the City shall be responsible for 100% of the cost of any work not eligible for Federal participation.
15. That standard Federal-Aid procedures and requirements shall apply to all phases of this Project.
16. That the Commissioner of Public Works is authorized to execute subsequent revisions to this Agreement relative to budgetary items, upon approval by Illinois Department of Transportation, as long as such revisions do not increase the total cost of the Project as stated in Paragraph 13.
17. That this Agreement and the covenants contained herein shall be void ab initio in the event the contract covering the construction work contemplated herein is not awarded and/or the force account construction work is not authorized by December 1, 1988.

This Agreement shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

In Witness Whereof, the City and State have caused this Agreement to be executed by their respective officials and attested to on the date hereinafter listed.

[Signature forms omitted for printing purposes.]

Minority Business Enterprises Provisions attached to this agreement read as follows:

Minority Business Enterprises Provisions.

"It is the Policy of the U. S. Department of Transportation that minority business enterprises, as defined in 49 C.F.R. Part 23, shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this agreement. Consequently, the M.B.E. requirements of 49 C.F.R. Part 23 apply to this agreement.

The State and City agree to ensure that minority business enterprises, as defined in 49 C.F.R. Part 23, have the maximum opportunity to participate in the performance of this agreement. In this regard the State and City shall take all necessary and reasonable steps, in accordance with 49 C.F.R. Part 23, to ensure that minority business enterprises have the maximum opportunity to compete for and perform portions of contracts and subcontracts financed in whole or in part with Federal funds provided under this agreement. The State and City shall not discriminate on the basis of race, color, national origin, or sex in the selection and retention of contractor or subcontractors, including procurement of materials and lease of equipment.

The City shall include the provisions of this "Policy" in every contract, including procurement of materials and leases of equipment.

Failure to carry out the requirements set forth above shall constitute a breach of this agreement and may result in termination of the agreement or such remedy as deemed appropriate."

This Agreement shall be administered under the provisions of the City of Chicago's federally approved Disadvantaged Business Enterprise Program.

SECTION 2. That the City Clerk is hereby directed to transmit two (2) certified copies of this ordinance to the Division of Highways, Department of Transportation of the State of Illinois through the District Engineer of District 1 of said Division of Highways.

SECTION 3. That this ordinance shall be effective by and from the date of its passage.

AUTHORITY GRANTED FOR EXECUTION OF CITY/STATE
PROJECT AGREEMENT FOR REHABILITATION OF
HALSTED STREET BRIDGE OVER SOUTH
BRANCH OF CHICAGO RIVER.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted herewith, authorizing the execution of a City/State project agreement for rehabilitation of the Halsted Street Bridge over the South Branch of the Chicago River in the amount of \$4,470,000.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute, the City Clerk to attest to and the Commissioner of Public Works to approve, upon review of the Corporation Counsel as to form and legality, a project agreement with the State of Illinois providing for the rehabilitation of the Halsted Street Bridge over the South Branch of the Chicago River described therein, said agreement to be substantially in the following form:

This Agreement, entered into this _____ day of _____, 19____, by and between the State of Illinois, acting through its Department of Transportation, hereinafter called the "State", and the City of Chicago, acting through its Department of Public Works, hereinafter called the "City".

Witnesseth:

Whereas, the State and the City, in the interest of the safe and efficient movement of vehicular and pedestrian traffic, find it necessary to rehabilitate the Halsted Street Bridge over the South Branch of the Chicago River, hereinafter referred to as the "Project" and described in Paragraph 11 of this Agreement; and

Whereas, the Department of Transportation of the State of Illinois, under Chapter 121, Article 4-409 of the Illinois Revised Statutes (1981), as amended, may enter into a written contract with any other highway authority for the jurisdiction, maintenance, administration, engineering or improvement of any highway or portion thereof; and

Whereas, the State and the City wish to avail themselves, where possible, of Federal-Aid Urban System funds authorized by the Surface Transportation Assistance Act of 1982 or subsequent Federal legislation for the contract construction, force account construction and the construction engineering/supervision of said Project; and

Whereas, the City is proceeding with studies and engineering required for the Project; and

Whereas, under the federal regulations, certain written agreements for the Project may be required; and

Now Be It Therefore Resolved, The State Agrees:

1. To reimburse the City for the Non-Federal (State) and Federal share of the costs incurred in connection with the contract construction, force account construction and construction engineering/supervision of the Project, as hereinafter provided, upon receipt of progressive billings supported by documentation as required by the State and Federal Highway Administration.

2. To review, approve and submit to the Federal Highway Administration without delay, all submittals which require Federal Highway Administration review, approval or other action.

Now Be It Therefore Resolved, The City Agrees:

3. To prepare, or cause to be prepared, studies, surveys, plans, specifications and estimates of cost for said Project.
4. Upon approval from the State and the Federal Highway Administration, to let and award the contract for the Project, and to provide all force account construction and construction engineering/supervision, all in accordance with established procedures of the City, the State and the Federal Highway Administration.
5. To finance the work pending progressive reimbursement by the State of the Federal and Non-Federal (State) shares of costs.
6. To comply with all applicable Executive Orders and Federal legislation pursuant to the Equal Employment Opportunity and Nondiscrimination Regulations.
7. That failure on the part of the City to fulfill the responsibilities assigned in Paragraphs 6 and 10 of this Agreement may render the City ineligible for future federal participation in projects for which the City has similar responsibilities, until such failures are corrected.
8. To retain all Project records and to make them available for audit by state and federal auditors during the Project development and construction stages, and for a period of three (3) years after final acceptance.

Now Be It Therefore Resolved, The Parties Hereto Mutually Agree:

9. That prior to initiation of work to be performed hereunder, the disposition of encroachments will be cooperatively determined by representatives of the City and State.
10. That, upon completion of the improvement, the City and the State will maintain or cause to be maintained, in a satisfactory manner, their respective portions of the improvement in accordance with established jurisdictional authority.
11. That said Project generally consists of the rehabilitation and repair of the Halsted Street Bridge over the South Branch of the Chicago River.

This project will include replacement of the roadway steel grid deck, stringers, floor beams connecting angles, gusset plates and the lateral bracing system. Timber sidewalks will be replaced with concrete filled steel grating and sidewalk stringers will also be replaced. The deteriorated structural roadway slab and sidewalk will be repaired. Expansion joints will be replaced and a new driving surface and driveways will be constructed. The center lock mechanism will be

repaired. The bridge will be painted and counter balanced and masonry on the bridgehouses and pit walls will be repaired. Sump pumps, drain pipes and navigation lights will be replaced, and the bridge approaches will be improved with the construction of new driving surfaces, curbs, gutters and sidewalks. New catch basins and a new street lighting system will be installed. Utilities will be adjusted. Pavement markings, street signs and sidewalk ramps for the handicapped will be provided. A sound powered intercommunication system will be installed and all other appurtenances necessary to complete the project will be provided.

12. That all prior Agreements, or portions thereof, between the City and the State which refer to the construction of this Project are superceded by this Agreement.
13. That the estimated costs of the Project covered and described by this Agreement are:

Contract Construction	\$3,520,000
Force Account Construction	550,000
Construction Engineering/Supervision	<u>400,000</u>
TOTAL:	\$4,470,000

and that based upon the current ratio of Federal to Non-Federal (State) funds for Federal-Aid Urban System projects the estimated proportional participation for the Project will be:

Federal-Aid Share (FAU) (75.18% of \$4,470,000)	\$3,360,546
Non-Federal Share (State) (24.82% of \$4,470,000)	<u>1,109,454</u>
TOTAL:	\$4,470,000

and that based upon said ratio, State financial participation (referred to herein as the Non-Federal Share) shall be limited to a maximum of \$1,109,454, with any Non-Federal share required in excess of that amount to be provided by the City or by amendment to this Agreement.

14. That the City shall be responsible for 100% of the cost of any work not eligible for federal participation.
15. That standard federal-aid procedures and requirements shall apply to all phases of this project.
16. That the Commissioner of Public Works is authorized to execute revisions to this Agreement relative to budgetary items, upon approval by Illinois Department of

Transportation, as long as such revisions do not increase the total cost of the Project as stated in Paragraph 13.

17. That this Agreement and the covenants contained herein shall be void ab initio in the event the contract covering the construction work contemplated herein is not awarded and/or the force account construction work is not authorized by December 1, 1988.

This Agreement shall be binding upon and inure to the benefit of the Parties hereto, their successors and assigns.

In Witness Whereof, the City and State have caused this Agreement to be executed by their respective officials and attested to on the date hereinafter listed.

[Signature forms omitted for printing purposes.]

Minority Business Enterprise Provisions attached to this agreement read as follows:

Minority Business Enterprises Provisions.

"It is the Policy of the U. S. Department of Transportation that minority business enterprises, as defined in 49 C.F.R. Part 23, shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with federal funds under this agreement. Consequently, the M.B.E. requirements of 49 C.F.R. Part 23 apply to this agreement.

The State and City agree to ensure that minority business enterprises, as defined in 49 C.F.R. Part 23, have the maximum opportunity to participate in the performance of this agreement. In this regard the State and City shall take all necessary and reasonable steps, in accordance with 49 C.F.R. Part 23, to ensure that minority business enterprises have the maximum opportunity to compete for and perform portions of contracts and subcontracts financed in whole or in part with federal funds provided under this agreement. The State and City shall not discriminate on the basis of race, color, national origin, or sex in the selection and retention of contractor or subcontractors, including procurement of materials and lease of equipment.

The City shall include the provisions of this "Policy" in every contract, including procurement of materials and leases of equipment.

Failure to carry out the requirements set forth above shall constitute a breach of this agreement and may result in termination of the agreement or such remedy as deemed appropriate."

This Agreement shall be administered under the provisions of the City of Chicago's federally approved Disadvantaged Business Enterprise Program.

SECTION 2. That the City Clerk is hereby directed to transmit two (2) certified copies of this ordinance to the Division of Highways, Department of Transportation of the State of Illinois through the District Engineer of District 1 of said Division of Highways.

SECTION 3. That this ordinance shall be effective by and from the date of its passage.

AUTHORITY GRANTED FOR AMENDMENT OF CITY/STATE
PROJECT AGREEMENT FOR IMPROVEMENT OF
ROOSEVELT ROAD VIADUCT BETWEEN
CANAL STREET AND
CHICAGO RIVER.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing an amendment to a City/State Project Agreement for the improvement of the Roosevelt Road Viaduct between Canal Street and the Chicago River, in the amount of \$12,690,000.00.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute, the City Clerk to attest to and the Commissioner of Public Works to approve, upon review of the Corporation Counsel as to form and legality, a project agreement with the State of Illinois providing for the improvement of the Roosevelt Road Viaduct between Canal Street and the Chicago River, described therein, said agreement to be substantially in the following form:

This Agreement, entered into this _____ day of _____, 198 __, by and between the State of Illinois, acting through its Department of Transportation hereinafter called the "State", and the City of Chicago, acting through its Department of Public Works hereinafter called the "City".

Witnesseth:

Whereas, the State and the City, in the interest of the safe and efficient movement of vehicular and pedestrian traffic, find it necessary to improve the Roosevelt Road Viaduct between Canal Street and the Chicago River hereinafter referred to as the "Project" and identified in Paragraph 11 of this Agreement; and

Whereas, the Department of Transportation of the State of Illinois, under Chapter 121, Article 4-409 of the Illinois Revised Statutes (1981), as amended, may enter into a written contract with any other highway authority for the jurisdiction, maintenance, administration, engineering or improvement of any highway or portion thereof; and

Whereas, the Federal Highway Administration and the Urban Mass Transportation Administration are authorized under 23 U.S.C. 103(e)(4) to approve the use of funds made available by the request for withdrawal of certain non-essential interstate highway routes from the Interstate System for substitute highway or non-highway public mass transit project; and

Whereas, the State of Illinois and the City of Chicago have concurred on the use of such funds available from the Interstate System Withdrawal and Substitution Program; and

Whereas, the City is proceeding with studies and engineering required for the Project; and

Whereas, under the federal regulations, certain written agreements for the Project may be required; and

Whereas, the City shall enter into separate Agreements with the Chicago Union Station Company, the Burlington Northern Railroad Company, and the National Railroad Passenger Corporation (AMTRAK) for furnishing, altering or relocating railroad appurtenances, providing temporary roadway crossings and furnishing flagman services.

Now Be It Therefore Resolved, The State Agrees:

1. To reimburse the City for the Non-Federal (State) and Federal share of the costs incurred in connection with the contract construction, force account construction, railroad force account construction and construction engineering/supervision of the Project, as hereinafter provided, upon receipt of progressive billings supported by documentation as required by the State and Federal Highway Administration.
2. To review, approve and submit to the Federal Highway Administration without delay, all submittals which require Federal Highway Administration review, approval or other action.

Now Be It Therefore Resolved, The City Agrees:

3. To prepare, or cause to be prepared, studies, surveys, plans, specifications and estimates of cost for said Project.
4. Upon approval from the State, to let and award the contract for the Project, and to provide or cause to be provided, all force account construction, railroad force account construction and construction engineering/supervision, all in accordance with established procedures of the City, the State and the Federal Highway Administration.

5. To finance the work pending progressive reimbursement by the State of the Federal and Non-Federal (State) shares of costs.
6. To comply with all applicable executive orders and federal legislation pursuant to the Equal Employment Opportunity and Nondiscrimination Regulations.
7. That failure on the part of the City to fulfill the responsibilities assigned in Paragraphs 6 and 9 of this Agreement may render the City ineligible for future federal participation in projects for which the City has similar responsibilities, until such failures are corrected.
8. To retain all Project records and to make them available for audit by state and federal auditors during the Project development and construction stages, and for a period of three (3) years after final acceptance of the Project by the parties hereto.

Now Be It Therefore Resolved, The Parties Hereto Mutually Agree:

9. That, upon completion of the improvement, the City and the State will maintain or cause to be maintained, in a satisfactory manner, their respective portions of the improvement in accordance with established jurisdictional authority.
10. That prior to initiation of work to be performed hereunder, the disposition of encroachments will be cooperatively determined by representatives of the City and State.
11. That said Project generally consists of the partial reconstruction of the Roosevelt Road Viaduct between Canal Street and the Chicago River.

The viaduct superstructure will be removed and reconstructed in its entirety on the existing caissons. The west approach roadway pavement will also be reconstructed. The west abutment will be repaired and new retaining walls will be constructed under the west approach sidewalks. Deck drains, downspouts and the street lighting system will be replaced. Other utility structures will be removed and reinstalled on the new structure. Sidewalk ramps for the handicapped and pavement markings will be installed. Railroad signal and other equipment will be replaced or relocated as necessary and all other appurtenances necessary to complete the project will be provided.

12. That all prior Agreements, or portions thereof, between the City and the State which refer to the construction of this Project are superceded by this Agreement.
13. That the estimated costs of the Project covered and described by this Agreement are:

Contract Construction	\$8,900,000
Force Account Construction	240,000
Railroad Force Account	2,400,000

Construction Engineering/Supervision	<u>1,150,000</u>
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TOTAL:	\$12,690,000
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and that based upon the current ratio of Federal to Non-Federal (State) funds for Interstate Road Substitution projects, the proportional participation for the project will be:

Federal-Aid Share (IX)	
(85% of \$12,690,000)	\$10,786,500

Non-Federal Share (State)	
(15% of \$12,690,000)	<u>1,903,500</u>

TOTAL:	\$12,690,000
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and that based upon said ratio, State financial participation (referred to herein as the Non-Federal share) shall be limited to a maximum of \$1,903,500, with any Non-Federal share required in excess of that amount to be provided by the City or by Amendment to this Agreement.

14. That the City shall be responsible for 100% of the cost of any work not eligible for federal participation.
15. That standard federal-aid procedures and requirements shall apply to all phases of this Project.
16. That the Commissioner of Public Works is authorized to execute revisions to this Agreement relative to budgetary items, upon approval by the Illinois Department of Transportation, as long as such revisions do not increase the total cost of the Project as stated in Paragraph 13.
17. That this Agreement and the covenants contained herein shall be void ab initio in the event the contract covering the construction work contemplated herein is not awarded and/or the force account construction work is not authorized by July 1, 1989.

This Agreement shall be binding upon and inure to the benefit of the Parties hereto, their successors and assigns.

In Witness Whereof, the City and State have caused this Agreement to be executed by their respective officials and attested to on the date hereinafter listed.

[Signature forms omitted for printing purposes.]

Minority Business Enterprises Provisions attached to this agreement reads as follows:

Minority Business Enterprises Provisions.

"It is the Policy of the U. S. Department of Transportation that minority business enterprises, as defined in 49 C.F.R. Part 23, shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this agreement. Consequently, the M.B.E. requirements of 49 C.F.R. Part 23 apply to this agreement.

The State and City agree to ensure that minority business enterprises, as defined in 49 C.F.R. Part 23, have the maximum opportunity to participate in the performance of this agreement. In this regard the State and City shall take all necessary and reasonable steps, in accordance with 49 C.F.R. Part 23, to ensure that minority business enterprises have the maximum opportunity to compete for and perform portions of contracts and subcontracts financed in whole or in part with Federal funds provided under this agreement. The State and City shall not discriminate on the basis of race, color, national origin, or sex in the selection and retention of contractor or subcontractors, including procurement of materials and lease of equipment.

The City shall include the provisions of this "Policy" in every contract, including procurement of materials and leases of equipment.

Failure to carry out the requirements set forth above shall constitute a breach of this agreement and may result in termination of the agreement or such remedy as deemed appropriate."

This Agreement shall be administered under the provisions of the City of Chicago's federally approved Disadvantaged Business Enterprise Program.

SECTION 2. That the City Clerk is hereby directed to transmit two (2) certified copies of this ordinance to the Division of Highways, Department of Transportation of the State of Illinois through the District Engineer of District 1 of said Division of Highways.

SECTION 3. That this ordinance shall be effective by and from the date of its passage.

AUTHORITY GRANTED FOR EXECUTION OF CITY/STATE
PROJECT AGREEMENT FOR IMPROVEMENT OF
LAKE STREET BETWEEN LARAMIE AND
ASHLAND AVENUES.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of a City/State project agreement for improvement of Lake Street between Laramie and Ashland Avenues in the amount of \$9,380,000.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute, the City Clerk to attest to and the Commissioner of Public Works to approve, upon review of the Corporation Counsel as to form and legality, a project agreement with the State of Illinois providing for the improvement of Lake Street between Laramie Avenue and Ashland Avenue described therein, said agreement to be substantially in the following form:

This Agreement, entered into this _____ day of _____, 19____ by and between the State of Illinois, acting through its Department of Transportation hereinafter called the "State", and the City of Chicago, acting through its Department of Public Works hereinafter called the "City".

Witnesseth:

Whereas, the State and the City, in the interest of the safe and efficient movement of vehicular and pedestrian traffic, find it necessary to improve Lake Street, hereinafter referred to as the "Project" and identified in Paragraph 11 of this Agreement; and

Whereas, the Department of Transportation of the State of Illinois, under Chapter 121, Article 4-409 of the Illinois Revised Statutes (1981), as amended, may enter into a written contract with any other highway authority for the jurisdiction, maintenance, administration, engineering or improvement of any highway or portion thereof; and

Whereas, the Federal Highway Administration and the Urban Mass Transportation Administration are authorized under 23 U.S.C. 103(e)(4) to approve the use of funds made available by the request for withdrawal of certain non-essential Interstate highway routes from the Interstate System for substitute highway or non-highway public mass transit project; and

Whereas, the State of Illinois and the City of Chicago have concurred on the use of such funds available from the Interstate System Withdrawal and Substitution Program; and

Whereas, the City is proceeding with studies and engineering required for the Project; and

Whereas, under the Federal regulations, certain written agreements for the Project may be required.

Now Be It Therefore Resolved, That State Agrees:

1. To reimburse the City for the Non-Federal (State) and Federal share of the costs incurred in connection with the contract construction, force account construction and construction engineering/supervision of the Project, as hereinafter provided, upon receipt of progressive billings supported by documentation as required by the State and Federal Highway Administration.
2. To review, approve and submit to the Federal Highway Administration without delay, all submittals which require Federal Highway Administration review, approval or other action.

Now Be It Therefore Resolved, The City Agrees:

3. To prepare, or cause to be prepared, studies, surveys, plans, specifications and estimates of cost for said Project.
4. Upon approval from the State and the Federal Highway Administration, to let and award the contract for the Project, and to provide all force account construction and construction engineering/supervision, all in accordance with established procedures of the City, the State and the Federal Highway Administration.
5. To finance the work pending progressive reimbursement by the State of the Federal and Non-Federal (State) shares of costs.
6. To comply with all applicable Executive Orders and federal legislation pursuant to the Equal Employment Opportunity and Nondiscrimination regulations.
7. That failure on the part of the City to fulfill the responsibilities assigned in Paragraphs 6 and 9 of this Agreement will render the City ineligible for future federal participation in projects for which the City has similar responsibilities, until such failures are corrected.
8. To retain all Project records and to make them available for audit by State and Federal auditors during the Project development and construction stages, and for a period of three (3) years after final acceptance of the Project.

Now Be It Therefore Resolved, The Parties Hereto Mutually Agree:

9. That, upon completion of the improvement, the City and the State will maintain or cause to be maintained, in a satisfactory manner, their respective portions of the improvement in accordance with established jurisdictional authority.
10. That prior to initiation of work to be performed hereunder, the disposition of encroachments will be cooperatively determined by representatives of the City and State.

11. That said Project generally consists of the resurfacing of Lake Street between Laramie Avenue and Ashland Avenue. The existing pavement will be removed. The pavement base will be repaired and a new driving surface will be applied. Lake Street will be reconstructed under the railroad viaduct between Talman Avenue and Maplewood Avenue in order to increase vertical clearance. Between Ashland Avenue and the railroad viaduct the concrete curb and gutter will be relocated to a line in front of the C.T.A. structure support columns in order to improve traffic safety and pavement drainage, and to provide a uniform pavement width within the limits of the project. Improvements will be made at the intersections of Lake Street with Conservatory Drive, with Hamlin Avenue and with Ashland Avenue and traffic signals will be modernized at 14 intersections within the project limits. Deteriorated curbs, gutters and sidewalks will be replaced and sidewalk ramps for the handicapped, and pavement markings will be provided. Various steps will be taken in order to improve the viability of the C.T.A. structure support columns and to reduce their potential as a traffic hazard. Drainage structures will be relocated and adjusted as necessary, and all other appurtenances necessary to complete this project will also be provided.
12. That all prior Agreements, or portions thereof, between the City and the State which refer to the construction of this Project are superceded by this Agreement.
13. That the estimated costs of the Project covered and described by this Agreement are:

Contract Construction	\$6,490,000
Force Account Construction	2,040,000
Construction Engineering/Supervision	<u>850,000</u>
TOTAL:	\$9,380,000

and that based upon the current ratio of Federal to Non-Federal (State) funds for Interstate Road Substitution projects, the proportional participation for the Project will be:

Federal-Aid Share (IX) (85% of \$9,380,000)	\$7,973,000
Non-Federal Share (State) (15% of \$9,380,000)	<u>1,407,000</u>
TOTAL:	\$9,380,000

and that based upon said ratio, State financial participation (referred to herein as the Non-federal share) shall be limited to a maximum of \$1,407,000, with any Non-federal share required in excess of that amount to be provided by the City.

14. That the City shall be responsible for 100% of the cost of any work not eligible for Federal participation.
15. That standard Federal-Aid procedures and requirements shall apply to all phases of this Project.
16. That the Commissioner of Public Works is authorized to execute subsequent revisions to this Agreement relative to budgetary items, upon approval by the Illinois Department of Transportation, as long as such revisions do not increase the total cost of the Project as stated in Paragraph 13.
17. That this Agreement and the covenants contained herein shall be void ab initio in the event the contract covering the construction work contemplated herein is not awarded and/or the force account construction work is not authorized by December 1, 1988.

This Agreement shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

In Witness Whereof, the City and State have caused this Agreement to be executed by their respective officials and attested to on the date hereinafter listed.

[Signature forms omitted for printing purposes.]

Minority Business Enterprise Provisions attached to this agreement read as follows:

Minority Business Enterprises Provisions.

"It is the Policy of the U. S. Department of Transportation that minority business enterprises, as defined in 49 C.F.R. Part 23, shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this agreement. Consequently, the M.B.E. requirements of 49 C.F.R. Part 23 apply to this agreement.

The State and City agree to ensure that minority business enterprises, as defined in 49 C.F.R. Part 23, have the maximum opportunity to participate in the performance of this agreement. In this regard the State and City shall take all necessary and reasonable steps, in accordance with 49 C.F.R. Part 23, to ensure that minority business enterprises have the maximum opportunity to compete for and perform portions of contracts and subcontracts financed in whole or in part with Federal funds provided under this agreement. The State and City shall not discriminate on the basis of race, color, national origin, or sex in the selection and retention of contractor or subcontractors, including procurement of materials and lease of equipment.

The City shall include the provisions of this "Policy" in every contract, including procurement of materials and leases of equipment.

Failure to carry out the requirements set forth above shall constitute a breach of this agreement and may result in termination of the agreement or such remedy as deemed appropriate."

This Agreement shall be administered under the provisions of the City of Chicago's federally approved Disadvantaged Business Enterprise Program.

SECTION 2. That the City Clerk is hereby directed to transmit two (2) certified copies of this ordinance to the Division of Highways, Department of Transportation of the State of Illinois through the District Engineer of District 1 of said Division of Highways.

SECTION 3. That this ordinance shall be effective by and from the date of its passage.

AUTHORITY GRANTED FOR AMENDMENT OF CITY/STATE
PROJECT AGREEMENT FOR RECONSTRUCTION OF
PRATT BOULEVARD BETWEEN SHERIDAN
ROAD AND RIDGE BOULEVARD.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing an amendment to a City/State Project Agreement for the reconstruction of Pratt Boulevard between Sheridan Road and Ridge Boulevard.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute, the City Clerk to attest to and the Commissioner of Public Works to approve, upon review of the Corporation Counsel as to form and legality, an amendment to a project agreement with the State of Illinois providing for the reconstruction of Pratt Boulevard between Sheridan Road and Ridge Boulevard described therein, said amendment to be substantially in the following form:

Whereas, on May 9, 1984, the City Council passed an ordinance authorizing the aforementioned Joint Agreement for execution (Council Journal pages 6298 through 6300); and

Whereas, on September 18, 1984, the City of Chicago, acting through its Department of Public Works, hereinafter called the "City", and the State of Illinois, acting through its Department of Transportation, hereinafter called the "State", entered into a Joint Agreement to reconstruct Pratt Boulevard between Sheridan Road and Ridge Boulevard hereinafter referred to as the "Project"; and

Whereas, the City and the State have subsequently entered into a First Amendment to the aforementioned Agreement; and

Whereas, Paragraph 13 of the aforementioned Agreement contains the estimated cost and the division of financial responsibilities for the Project; and

Whereas, the City and the State are desirous of updating and revising the estimate of cost and of increasing the upper limit of State participation.

Now, Therefore, Be It Agreed, that Paragraph 13 of the aforementioned Agreement be revised to read as follows:

13. That the estimated costs of the Project covered and described by this Agreement are:

Contract Construction	\$2,080,000
Force Account Construction	150,000
Construction Engineering/Supervision	<u>220,000</u>
TOTAL:	\$2,450,000

and that based upon the current ratio of Federal to Non-Federal (State) funds for Interstate Road Substitution projects, the proportional participation for the project will be:

Federal-Aid Share (IX) (85% of \$2,450,000)	\$2,082,500
Non-Federal Share (State) (15% of \$2,450,000)	<u>367,500</u>
TOTAL:	\$2,450,000

and that based upon said ratio, State financial participation (referred to herein as the Non-Federal Share) shall be limited to a maximum of \$367,500 with any Non-Federal share required in excess of that amount to be provided by the City, or by Amendment to this Agreement.

Be It Further Agreed, that all items contained in the original City/State Agreement and any subsequent executed Amendment which are not in conflict with this Amendment shall remain in full force and effect.

Be It Further Agreed, that this Amendment to the Agreement shall be binding and inure to the benefits of the parties hereto, their successors and assigns.

In Witness Whereof, the City and State have caused this Amendment to an Agreement to be executed by their respective officials and attested to on the date hereinafter listed.

[Signature forms omitted for printing purposes.]

SECTION 2. That the City Clerk is hereby directed to transmit two (2) certified copies of this ordinance to the Division of Highways, Department of Transportation of the State of Illinois through the District Engineer of District 1 of said Division of Highways.

SECTION 3. That this ordinance shall be effective by and from the date of its passage.

AUTHORITY GRANTED FOR EXECUTION OF CITY/STATE PROJECT
AGREEMENT FOR PARTIAL RECONSTRUCTION OF VAN BUREN
STREET VIADUCT WEST OF CHICAGO RIVER.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of a City/State Project Agreement for the partial reconstruction of the Van Buren Street Viaduct west of the Chicago River, in the amount of \$3,509,000.00.

On motion of Alderman Burke, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schultzer, Volini, Orr, Stone -- 44.

Nays -- None.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute, the City Clerk to attest to and the Commissioner of Public Works to approve, upon review of the Corporation Counsel as to form and legality, a project agreement with the State of Illinois providing for the partial reconstruction of the Van Buren Street Viaduct west of the Chicago River described therein, said agreement to be substantially in the following form:

This Agreement, entered into this ____ day of _____, 19____, by and between the State of Illinois, acting through its Department of Transportation hereinafter

called the "State", and the City of Chicago, acting through its Department of Public Works, hereinafter called the "City".

Witnesseth:

Whereas, the State and the City, in the interest of the safe and efficient movement of vehicular and pedestrian traffic, find it necessary to partially reconstruct the Van Buren Street Viaduct west of the Chicago River, hereinafter referred to as the "Project" and identified in Exhibit A and described in Paragraph 11 of this Agreement; and

Whereas, the Department of Transportation of the State of Illinois, under Chapter 121, Article 4-409 of the Illinois Revised Statutes (1981), as amended, may enter into a written contract with any other highway authority for the jurisdiction, maintenance, administration, engineering or improvement of any highway or portion thereof; and

Whereas, the State and the City wish to avail themselves, where possible, of Federal-Aid Urban System funds authorized by the Surface Transportation Assistance Act of 1982 or subsequent federal legislation for the contract construction, force account construction and the construction engineering/supervision of said Project; and

Whereas, the City is proceeding with studies and engineering required for the Project; and

Whereas, under the federal regulations, certain written agreements for the Project may be required; and

Now Be It Therefore Resolved, The State Agrees:

1. To reimburse the City for the Non-Federal (State) and Federal share of the costs incurred in connection with the contract construction, force account construction and construction engineering/supervision of the Project, as hereinafter provided, upon receipt of progressive billings supported by documentation as required by the State and Federal Highway Administration.
2. To review, approve and submit to the Federal Highway Administration without delay, all submittals which require Federal Highway Administration review, approval or other action.

Now Be It Therefore Resolved, The City Agrees:

3. To prepare, or cause to be prepared, studies, surveys, plans, specifications and estimates of cost for said Project.
4. Upon approval from the State and the Federal Highway Administration, to let and award the contract for the Project, and to provide all force account construction and construction engineering/supervision, all in accordance with established procedures of the City, the State and the Federal Highway Administration.

5. To finance the work pending progressive reimbursement by the State of the Federal and Non-Federal (State) shares of costs.
6. To comply with all applicable Executive Orders and federal legislation pursuant to the Equal Employment Opportunity and Nondiscrimination Regulations.
7. That failure on the part of the City to fulfill the responsibilities assigned in Paragraphs 6 and 10 of this Agreement may render the City ineligible for future federal participation in projects for which the City has similar responsibilities, until such failures are corrected.
8. To retain all Project records and to make them available for audit by state and federal auditors during the Project development and construction stages, and for a period of three (3) years after final acceptance.

Now Be It Therefore Resolved, The Parties Hereto Mutually Agree:

9. That prior to initiation of work to be performed hereunder, the disposition of encroachments will be cooperatively determined by representatives of the City and State.
10. That, upon completion of the improvement, the City and the State will maintain or cause to be maintained, in a satisfactory manner, their respective portions of the improvement in accordance with established jurisdictional authority.
11. That said Project generally consists of the partial reconstruction of the Van Buren Street Viaduct between the Chicago River and Canal Street. The deck of the existing structure will be repaired or replaced as necessary and a new driving surface will be applied. The existing balustrade on the north side of the structure will be removed and replaced by a concrete parapet. All existing expansion joints will be replaced. Deteriorated encasements will be removed from the viaduct's columns. All necessary structural steel repairs will be made and the columns will be re-encased. All exposed structural steel will also be sandblasted and painted. Existing drainage structures, curbs, gutters and sidewalks will be repaired or replaced as necessary, and sidewalk ramps for the handicapped will be provided. Street lighting will be replaced as necessary and all other appurtenances necessary to complete the project will be provided.
12. That all prior Agreements, or portions thereof, between the City and the State which refer to the construction of this Project are superceded by this Agreement.
13. That the estimated costs of the Project covered and described by this Agreement are:

Contract Construction	\$2,750,000
Force Account Construction	440,000
Construction Engineering/Supervision	<u>319,000</u>

TOTAL: \$3,509,000

and that based upon the current ratio of Federal to Non-Federal (State) funds for Federal-Aid Urban System projects the estimated proportional participation for the Project will be:

Federal-Aid Share (FAU)
(75.18% of \$3,509,000) \$2,638,066.20

Non-Federal Share (State)
(24.82% of \$3,509,000) 870,933.80

TOTAL: \$3,509,000.00

and that based upon said ratio, State financial participation (referred to herein as the Non-Federal share) shall be limited to a maximum of \$870,933.80, with any Non-Federal share required in excess of that amount to be provided by the City, or by Amendment to this Agreement.

14. That the City shall be responsible for 100% of the cost of any work not eligible for federal participation.
15. That standard Federal-Aid procedures and requirements shall apply to all phases of this Project.
16. That the Commissioner of Public Works is authorized to execute revisions to this Agreement relative to budgetary items, upon approval by Illinois Department of Transportation, as long as such revisions do not increase the total cost of the Project as stated in Paragraph 13.
17. That this Agreement and the covenants contained herein shall be void ab initio in the event the contract covering the construction work contemplated herein is not awarded and/or the force account construction work is not authorized by December 1, 1988.

This Agreement shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

In Witness Whereof, the City and State have caused this Agreement to be executed by their respective officials and attested to on the date hereinafter listed.

[Signature forms omitted for printing purposes.]

Minority business enterprises provisions attached to this agreement read as follows:

Minority Business Enterprises Provisions

"It is the Policy of the U. S. Department of Transportation that minority business enterprises, as defined in 49 C.F.R. Part 23, shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with federal funds under this agreement. Consequently, the M.B.E. requirements of 49 C.F.R. Part 23 apply to this agreement.

The State and City agree to ensure that minority business enterprises, as defined in 49 C.F.R. Part 23, have the maximum opportunity to participate in the performance of this agreement. In this regard the State and City shall take all necessary and reasonable steps, in accordance with 49 C.F.R. Part 23, to ensure that minority business enterprises have the maximum opportunity to compete for and perform portions of contracts and subcontracts financed in whole or in part with federal funds provided under this agreement. The State and City shall not discriminate on the basis of race, color, national origin, or sex in the selection and retention of contractor or subcontractors, including procurement of materials and lease of equipment.

The City shall include the provisions of this "Policy" in every contract, including procurement of materials and leases of equipment.

Failure to carry out the requirements set forth above shall constitute a breach of this agreement and may result in termination of the agreement or such remedy as deemed appropriate."

This Agreement shall be administered under the provisions of the City of Chicago's federally approved Disadvantaged Business Enterprise Program.

SECTION 2. That the City Clerk is hereby directed to transmit two (2) certified copies of this ordinance to the Division of Highways, Department of Transportation of the State of Illinois through the District Engineer of District 1 of said Division of Highways.

SECTION 3. That this ordinance shall be effective by and from the date of its passage.

*AUTHORITY GRANTED FOR ISSUANCE OF FREE PERMITS,
AND REFUND OF FEES FOR CERTAIN CHARITABLE,
EDUCATIONAL AND RELIGIOUS INSTITUTIONS.*

The Committee on Finance to which had been referred (February 26, 1986) sundry proposed ordinances and orders transmitted therewith, to authorize the issuance of free permits and refund of fees for certain charitable, educational and religious institutions, submitted separate reports recommending that the City Council pass said proposed ordinances and orders.

On separate motions made by Alderman Burke, each of the said proposed ordinances and orders was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone -- 44.

Nays -- None.

Said ordinances and orders as passed read respectively as follows (the italic heading in each case not being a part of the ordinance or order):

FREE PERMITS.

Associated Talmud Torahs of Chicago.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Commissioner of Inspectional Services, the Commissioner of Public Works, the Commissioner of Streets and Sanitation, the Commissioner of Sewers, and the Commissioner of Water are hereby directed to issue all necessary permits, free of charge, notwithstanding other ordinances of the City to the contrary, to Associated Talmud Torahs of Chicago, 2828 West Pratt Boulevard, for installation of fire alarm, on the premises known as 2828 West Pratt Boulevard..

Said building shall be used exclusively for religious and related purposes and shall not be leased or otherwise used with a view to profit, and the work thereon shall be done in accordance with plans submitted.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Gateway To Learning.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Commissioner of Inspectional Services, the Commissioner of Public Works, the Commissioner of Streets and Sanitation, the Commissioner of Sewers, and the Commissioner of Water are hereby directed to issue all necessary permits, free of charge, notwithstanding other ordinances of the City to the contrary, to Gateway To Learning, for construction of school for mentally retarded, on the premises known as 4925 North Lincoln Avenue.

Said building shall be used exclusively for a workshop for the handicapped and related purposes and shall not be leased or otherwise used with a view to profit, and the work thereon shall be done in accordance with plans submitted.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

McDermott Foundation.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Commissioner of Inspectional Services, the Commissioner of Public Works, the Commissioner of Streets and Sanitation, the Commissioner of Sewers, and the Commissioner of Water are hereby directed to issue all necessary permits, free of charge, notwithstanding other ordinances of the City to the contrary, to McDermott Foundation, for electrical installations (Argo Electric, Inc., 2737 West Diversey Avenue) on the premises known as 932 West Washington Boulevard. Said building shall be used exclusively for _____ and _____ purposes and shall not be leased or otherwise used with a view to profit, and the work thereon shall be done in accordance with plans submitted.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Saint Joseph Hospital.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Commissioner of Inspectional Services, the Commissioner of Public Works, the Commissioner of Streets and Sanitation, the Commissioner of Sewers, and the Commissioner of Water are hereby directed to issue all necessary permits, free of charge, notwithstanding other ordinances of the City to the contrary, to Saint Joseph Hospital, 2900 North Lake Shore Drive, for renovation and remodeling by W. E. O'Neil Construction Company, on the premises known as 2900 North Lake Shore Drive. Said building shall be used exclusively for medical and related purposes and shall not be leased or otherwise used with a view to profit, and the work thereon shall be done in accordance with plans submitted.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

REFUND OF FEES.

House of Prayer.

Ordered, That the City Comptroller is hereby authorized and directed to refund annual sign inspection fee No. D1-518639, in the amount of \$16.00, to the House of Prayer, 7125 South South Chicago Avenue.

E. W. Corrigan Construction Company.

Ordered, That the City Comptroller is hereby authorized and directed to refund the annual building permit fee No. B64400 in the amount of \$4,474.00 to E. W. Corrigan Construction Co., 1900 Spring Road, Oak Brook, Illinois.

AUTHORITY GRANTED FOR EXEMPTION OF CHARGE
FOR SEWER SERVICES.

The Committee on Finance submitted a report recommending that the City Council pass the following proposed ordinance transmitted therewith:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Pursuant to Section 185.1-2(a) of the Municipal Code of Chicago, the Commissioner of Sewers is hereby authorized and directed to exempt the Polish American Congress, 5844-5848 North Milwaukee Avenue, from the first One Thousand Dollar (\$1,000) charge for sewer services in 1986.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

On motion of Alderman Burke, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas--Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone--44.

Nays--None.

CITY COMPTROLLER AUTHORIZED AND DIRECTED TO CANCEL
WARRANTS FOR COLLECTION ISSUED AGAINST CERTAIN
CHARITABLE, EDUCATIONAL AND
RELIGIOUS INSTITUTIONS.

The Committee on Finance to which had been referred on February 26, 1986, sundry proposed orders for cancellation of specified warrants for collection issued against certain charitable, educational and religious institutions, submitted reports recommending that the City Council pass the following substitute proposed order:

Ordered, That the City Comptroller is hereby authorized and directed to cancel specified warrants for collection issued against certain charitable, educational and religious institutions, as follows:

3/12/86

REPORTS OF COMMITTEES

28507

Name and Address	Warrant Number and Type of Inspection	Amount
Action Community Coalition 5251 West North Avenue	F4-521565 (Mech. Vent.)	\$19.00
Augustana Hospital 2035 North Lincoln Avenue	P2-551144 (Process Device)	15.00
Byron Rehabilitation Center 6050 North California Avenue	A1-506424 (Elev.)	30.00
Catholic Archdiocese/Center for Pastoral Ministry 155 East Superior Street	A1-511202 (Elev.)	90.00
Catholic Bishop of Chicago/Old Saint Mary's Church 21 East Van Buren Street	A1-506649 A1-512243	60.00 60.00
Center for the Rehabilitation and Training of the Disabled 6610 North Clark Street	A1-506649 (Elev.) D3-685325 (Sign)	30.00 40.00
Chicago Academy of Science 2001 North Clark Street	A1-50885 (Elev.)	30.00
Ezras Israel Congregation 7001 North California Avenue	No. 1 Low Pressure Boiler	29.00
Ida Crown Jewish Academy 2828 West Pratt Avenue	P1-509567 (Fuel Burn. Equip.)	217.00
Immaculate Conception Church 1431 North North Park Avenue	A1-506765 (Elev.)	30.00
LaRabida Children's Hospital and Research Center 6500 South South Shore Drive	A1-511586 (Elev.)	60.00
Lutheran Day Nursery 1802-1808 North Fairfield Avenue	P1-508575 (Fuel Burn. Equip.)	29.00

Name and Address	Warrant Number and Type of Inspection	Amount
Misericordia Home 2916 West 47th Street	A1-512465 (Elev.)	\$ 90.00
Misericordia North 6300 North Ridge Avenue	A1-506911 (Elev.) P1-509552 (Fuel Burn. Equip.)	150.00 389.00
Moody Memorial Church 1609 North LaSalle Street	P1-507774 (Fuel Burn. Equip.)	129.00
Morgan Park Methodist Church 11030 South Longwood Drive	Special Serv. Boiler	101.00
Mundelein College/Wright Hall 1025 West Sheridan Road	A1-506275 (Elev.)	96.00
Museum of Science and Industry 1701 East 57th Street	A1-510897 (Elev.)	562.50
19th Church of Christ, Scientist 4015 North Pulaski Road	F4-527028 (Mech. Vent.)	19.00
Northwest Home for the Aged 6300 North California Avenue	A1-506425 A1-512590 (Elev.)	60.00 60.00
Norwegian Lutheran/Bethesda Home Association 2833 North Nordica Avenue	A1-41419 (Elev.)	90.00
Rehabilitation Institute of Chicago 345 East Superior Street	A1-511914 (Elev.) D1-527990 (Sign)	330.00 16.00
Resurrection Day Nursery 1849 North Hermitage Avenue	P1-508562 (Fuel Burn. Equip.)	29.00

3/12/86

REPORTS OF COMMITTEES

28509

Name and Address	Warrant Number and Type of Inspection	Amount
Resurrection Retirement Community 7262 West Peterson Avenue	F4-531446 (Mech. Vent.) P1-508425 (Fuel Burn. Equip.)	\$142.50 87.00
Sacred Heart Convent 6250 North Sheridan Road	A1-506214 (Elev.)	60.00
St. James Lutheran Church 7400 West Foster Avenue	P1-508420 (Fuel Burn. Equip.)	58.00
St. Jerome Church 1709 West Lunt Avenue	A1-506196 (Elev.)	30.00
St. Joseph Hospital 2900 North Lake Shore Drive	P1-509119 (Fuel Burn. Equip.) Special Serv. Boiler	1,667.00 30.00
Self-Help Home for the Aged 908 West Argyle Street	A1-511294 (Elev.)	180.00
Temple Sholom 3480 North Lake Shore Drive	P1-507231 (Fuel Burn.) Equip.)	261.00
Washington and Jane Smith Home 2340 West 113th Place	A1-506940 (Elev.)	180.00

On motion of Alderman Burke, the foregoing proposed substitute order was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 44.

Nays -- None.

AUTHORITY GRANTED FOR INSTALLATION OF ALLEY
LIGHT AT SPECIFIED LOCATION.

The Committee on Finance submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the installation of an alley light in the rear of the premises located at 12258 South Stewart Avenue.

On motion of Alderman Burke, the foregoing proposed order was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 44.

Nays -- None.

AUTHORITY GRANTED FOR PAYMENTS OF HOSPITAL, MEDICAL
AND NURSING SERVICES RENDERED CERTAIN INJURED
MEMBERS OF POLICE AND FIRE DEPARTMENTS.

The Committee on Finance submitted a report recommending that the City Council pass a proposed order transmitted therewith, to authorize payments for hospital, medical and nursing services rendered certain injured members of the Police and Fire Departments.

On motion of Alderman Burke, the said proposed order was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said order as passed:

Ordered, That the City Comptroller is authorized and directed to issue vouchers, in conformity with schedule herein set forth, to physicians, hospitals, nurses or other

individuals, in settlement for hospital, medical and nursing services rendered to the injured members of the Police Department and/or the Fire Department herein named. The payment of any of these bills shall not be construed as an approval of any previous claims pending or future claims for expenses or benefits on account of any alleged injury to the individuals named. The total amount of said claims is set opposite the names of the injured members of the Police Department and/or the Fire Department, and vouchers are to be drawn in favor of the proper claimants and charged to Account No. 100.9112.937.

[Regular orders printed on pages 28512 through 28513
of this Journal.]

Ordered, That the City Comptroller is authorized and directed to issue warrants, in conformity with the schedule herein set forth, to physicians, hospitals, nurses or other individuals, in settlement for hospital, medical and nursing services rendered to the injured members of the Police Department and/or the Fire Department herein named, provided such members of the Police Department and/or Fire Department shall enter into an agreement in writing with the City of Chicago to the effect that, should it appear that any of said members of the Police Department and/or Fire Department have received any sum of money from the party whose negligence caused such injury, or have instituted proceedings against such party for the recovery of damage on account of such injury or medical expenses, then in that event the City shall be reimbursed by such member of the Police Department and/or Fire Department out of any sum that such member of the Police Department and/or Fire Department has received or may hereafter receive from such third party on account of such injury or medical expense, not to exceed the amount that the City may, or shall, have paid on account of such medical expense, in accordance with Opinion No. 1422 of the Corporation Counsel of said City, dated March 19, 1926. The payment of any of these bills shall not be construed as approval of any previous claims pending or future claims for expenses or benefits on account of any alleged injury to the individuals named. The total amount of such claims, as allowed, is set opposite the names of the injured members of the Police Department and/or Fire Department and warrants are to be drawn in favor of the proper claimants and charged to Account No. 100.9112.937.

[Third party order printed on page 28514
of this Journal.]

Placed on File -- APPLICATIONS FOR CITY OF CHICAGO
CHARITABLE SOLICITATION (TAG DAY) PERMITS.

The Committee on Finance submitted a report recommending that the City Council *Place on File* two applications for City of Chicago charitable solicitation (Tag Day) permits for:

Vietnam Veterans of America/Chicago Northwest Chapter 209, May 22 and 23, 1986
(City-wide);

(Continued on page 28515)

REPORT DATE 3/11/86
REPORT TIME 17:01:00
PROGRAM-- PPROTO

CITY OF CHICAGO

CITY COUNCIL ORDERS

COUNCIL MEETING OF 3/12/86

REGULAR ORDERS

***** EMPLOYEE NAME *****	***** RANK *****	***** UNIT OF ASSIGNMENT *****	DATE INJURED	VOUCHER TOTAL
BAKER	VERNON	POLICE OFFICER	ELEVENTH DISTRICT	3/31/81 1425.97
BALICKI	LYLIA M	POLICE OFFICER	FOURTEENTH DISTRICT	11/18/85 89.50
BEVAN	HERRBERT H	POLICE OFFICER	FIRST DISTRICT	8/26/78 969.70
BROGAN	JAMES W	POLICE OFFICER	TENTH DISTRICT	11/07/85 207.00
BUNCH	EDWARD	POLICE OFFICER	SEVENTH DISTRICT	9/30/85 149.25
CESARIO	CHARLES	POLICE OFFICER	NINETEENTH DISTRICT	5/28/85 57.00
CHANA	DAVID N	POLICE OFFICER	EIGHTEENTH DISTRICT	10/13/85 593.65
CONNEY	EDWARD T	POLICE OFFICER	PUBLIC TRANSPORTATION M.T.S.	11/19/85 144.75
COYLE	ROBERT J	POLICE OFFICER	FIFTH DISTRICT	1/13/85 550.96
DENNGELES	PHILIP	POLICE OFFICER	NINTH DISTRICT	11/27/85 81.00
DEGNAN	DAVID	POLICE OFFICER	NARCOTIC GENERAL ENFORCEMENT	8/23/85 9516.37
DUBLINSKI	ROBERT	POLICE OFFICER	TWENTY-FOURTH DISTRICT	10/19/85 20.00
FELIX	KENNETH	POLICE OFFICER	PUBLIC HOUSING DIVISION-NORTH	8/08/85 408.50
FURMANEK	JOSEPH A	POLICE OFFICER	EIGHTH DISTRICT	11/20/85 2768.62
GONZALEZ	JACK	POLICE OFFICER	FIFTEENTH DISTRICT	11/28/85 290.65
HICKEY	PATRICK	POLICE OFFICER	GANG CRIMES ENFORCEMENT DIVISI	8/31/85 80.00
HILL	MALCOLM B	POLICE OFFICER	PATROL DIVISION-ADMINISTRATION	10/10/85 49.00
HUBSON	GEORGE	POLICE OFFICER	SEVENTH DISTRICT	2/28/83 410.00
KAEHN	JOHN W	POLICE OFFICER	ENFORCEMENT SECTION	11/05/85 359.75
KISSANE	MICHAEL F.	POLICE OFFICER	SIXTEENTH DISTRICT	7/26/85 35.00
LANDL	JOSEPH	POLICE OFFICER	THIRTEENTH DISTRICT	11/05/85 292.00
LARSON	DENNIS W	POLICE OFFICER	THIRTEENTH DISTRICT	11/20/85 2620.20
LUBE	DOROTHY	POLICE OFFICER	CENTRAL DETENTION SECTION	10/17/85 436.00
LUCKI	JOHN P	POLICE OFFICER	TENTH DISTRICT	1/20/85 581.00
LUKASZEWSKI	EDWIN	POLICE OFFICER	EIGHTEENTH DISTRICT	7/08/85 343.75
MCCANN	HENRY S	POLICE OFFICER	EIGHTH DISTRICT	11/28/85 222.40
MCCOLLUM	MICHAEL C	POLICE OFFICER	SEVENTH DISTRICT	10/15/85 188.00
MILLER	NED R	POLICE OFFICER	FIFTEENTH DISTRICT	11/20/85 168.65
MIZERA	EDWARD G	POLICE OFFICER	ELEVENTH DISTRICT	8/16/85 25.00
MULLIGAN	MICHAEL J	POLICE OFFICER	TENTH DISTRICT	11/24/85 249.00
NASH	LEW P	POLICE OFFICER	FOURTEENTH DISTRICT	11/09/85 214.00
NOLAN	ARTHUR G	POLICE OFFICER	BOMB AND ARSON SECTION	11/14/85 373.50
NOWINSKI	STANLEY	POLICE OFFICER	ELEVENTH DISTRICT	10/30/85 180.00
OLSON	ROBERT G	POLICE OFFICER	TWENTY-FOURTH DISTRICT	7/13/85 75.00
ONEIL	WILLIAM	POLICE OFFICER	YOUTH DIVISION ADMINISTRATION	11/06/85 355.28
ORR	JAMES J	POLICE OFFICER	NINTH DISTRICT	11/11/85 227.00
OSHEA	WILLIAM J	POLICE OFFICER	TWENTY-FOURTH DISTRICT	11/26/85 90.30
PEDONE	FLOYD	POLICE OFFICER	TENTH DISTRICT	11/16/85 389.00
PETLI	ROBERT	POLICE OFFICER	TENTH DISTRICT	10/29/85 25.00
PLALEK	JOHN R	POLICE OFFICER	SIXTH DISTRICT	2/23/85 975.55
FLETKE	DANIEL W	POLICE OFFICER	GANG CRIMES ENFORCEMENT DIVISI	7/29/85 12.50
FOCHIE	EDGAR J	POLICE OFFICER	SEVENTH DISTRICT	1/06/85 148.00
QUINN	BERNARD	POLICE OFFICER	NINTH DISTRICT	8/03/85 615.00
RICHARDSON	CHARLES	POLICE OFFICER	TWENTY-FIRST DISTRICT	6/19/85 172.00
ROTKOVICH	GEORGE	POLICE OFFICER	CENTRAL INVESTIGATION UNIT	3/08/83 50.00
RUSINSKAS	ROBERTA	POLICE OFFICER	SIXTH DISTRICT	2/19/85 97.45
SANTORO	CAROL	POLICE OFFICER	NINETEENTH DISTRICT	6/09/85 53.00
SCHERR	CURT	POLICE OFFICER	NARCOTIC SPECIAL ENFORCEMENT	11/13/85 363.00
SCOTT	LEE A	POLICE OFFICER	NINETEENTH DISTRICT	7/03/85 47.75

3/12/86

REPORTS OF COMMITTEES

28513

REPORT DATE 3/11/86
 REPORT TIME 17:01:00
 PROGRAM-- PFR070

CITY OF CHICAGO

CITY COUNCIL ORDERS

COUNCIL MEETING OF 3/12/86

REGULAR ORDERS

***** EMPLOYEE NAME *****	***** RANK *****	***** UNIT OF ASSIGNMENT *****	DATE INJURED	VOUCHER TOTAL
SILES	RONALD J.	POLICE OFFICER	TWENTY-FOURTH DISTRICT	7/27/85 43.00
STEHLIK	JOSEPH	POLICE OFFICER	YOUTH DIVISION AREA ONE	7/13/84 857.00
SWEENEY	JAMES E	POLICE OFFICER	NINTH DISTRICT	2/04/85 423.80
SWEENEY	JAMES R	POLICE OFFICER	GANG CRIMES ENFORCEMENT DIVISI	1/03/85 58.00
SWICK	RONALD	POLICE OFFICER	FOURTH DISTRICT	11/19/84 527.90
WALKER	JUNE L	POLICE OFFICER	TWENTY-SECOND DISTRICT	11/09/85 943.40
WARSHAUER	WILLIAM N	POLICE OFFICER	TWENTY-FOURTH DISTRICT	1/05/85 97.90
WATKINS	DONALD W SR	POLICE OFFICER	SIXTH DISTRICT	11/05/85 292.05
WHALEN	MICHAEL	POLICE OFFICER	INTERSECTION CONTROL UNIT	11/19/85 499.50
WOLFER	LAWRENCE M	POLICE OFFICER	TENTH DISTRICT	10/17/85 30.00
YUCAITIS	JOHN A	POLICE OFFICER	DETECTIVE DIV AREA 2 VIOLENT C	11/28/85 194.00
AGUIRRE	RUDY	PARAMEDIC	AMBULANCE 34	6/16/85 80.00
CARRASOTTI	JOHN	FIREFIGHTER	TRUCK 48	8/05/85 219.00
HARRINGTON	DENNIS J	PARAMEDIC	BATTALION 2	4/06/85 301.60
KANIA	RONALD	PARAMEDIC	DISTRICT RELIEF 3	5/19/85 19.00
KRAJECKI	THOMAS J	PARAMEDIC	AMBULANCE 14	11/15/84 172.00
LASCO	SAMUEL	FIREFIGHTER	TRUCK 58	2/01/85 510.00
MCPOLIN	JOHN T	FIREFIGHTER	ENGINE COMPANY 45	7/28/85 2465.80
MESCH	EDMUND	FIREFIGHTER	SQUAD 5	10/04/85 7411.07
SCHROEDER	BERNARD	FIREFIGHTER	ENGINE COMPANY 99	10/23/85 330.00

28514

JOURNAL--CITY COUNCIL--CHICAGO

3/12/86

REPORT DATE 3/11/86
 REPORT TIME 17:01:00
 PROGRAM-- PFR070

CITY OF CHICAGO

CITY COUNCIL ORDERS

COUNCIL MEETING OF 3/12/86

THIRD PARTY ORDERS

***** EMPLOYEE NAME *****	***** RANK *****	***** UNIT OF ASSIGNMENT *****	DATE INJURED	VOUCHER-TOTAL
BARILEAU THOMAS J	POLICE OFFICER	NINETEENTH DISTRICT	7/09/85	35.00
BATTAGLIA CHRISTOPHER	POLICE OFFICER	FIFTEENTH DISTRICT	9/25/85	897.59
CROWELL DAVID A	POLICE OFFICER	NINETEENTH DISTRICT	11/15/84	3854.90
DARIELS DAVID L	POLICE OFFICER	EIGHTH DISTRICT	11/14/85	776.50
DUIGNAN JAMES P	POLICE OFFICER	ENFORCEMENT SECTION	7/07/85	720.20
GALUHN KENNETH J	POLICE OFFICER	TWENTY-FIFTH DISTRICT	11/15/85	464.00
GARANT ALAN J	POLICE OFFICER	EIGHTEENTH DISTRICT	11/20/85	855.30
GASS PATRICIA J	POLICE OFFICER	TWENTY-THIRD DISTRICT	11/05/85	196.10
GLOSS ARTHUR	POLICE OFFICER	NINETEENTH DISTRICT	11/07/85	1214.00
COLONKA FRANK	POLICE OFFICER	PUBLIC TRANSPORTATION M.T.S.	11/11/85	319.50
HEIL MICHAEL E	POLICE OFFICER	EIGHTEENTH DISTRICT	11/20/85	266.95
HERR JOHN	POLICE OFFICER	TWENTY-THIRD DISTRICT	11/09/85	5171.90
HOBAN GERALD	POLICE OFFICER	DETECTIVE DIV AREA 6 ADMINISTR	5/05/85	201.95
HODGE ROGER	POLICE OFFICER	PUBLIC HOUSING DIVISION-NORTH	11/20/85	173.50
HOLMES RICHARD	POLICE OFFICER	SEVENTEENTH DISTRICT	7/13/85	1544.00
JOHNSON WILLIE	POLICE OFFICER	DETACHED SERVICES-MISCELLANEOU	4/02/85	203.75
KIRK NEIL B	POLICE OFFICER	AUTOMOTIVE POUNDS SECTION	12/06/85	9647.36
MCCOLLUM JAMES T	POLICE OFFICER	ELEVENTH DISTRICT	11/28/85	1504.25
MILLETTE JAN	POLICE OFFICER	TWENTY-THIRD DISTRICT	11/07/85	234.25
MORALES DIANA	POLICE OFFICER	SEVENTH DISTRICT	11/13/85	378.00
MORLAND CLIFFORD	POLICE OFFICER	TWENTY-THIRD DISTRICT	10/24/85	10.00
MURDOCK DENNIS C	POLICE OFFICER	FIFTH DISTRICT	7/14/85	701.00
MURPHY PATRICIA	POLICE OFFICER	INTERSECTION CONTROL UNIT	10/29/85	889.20
MUSOLF JOHN	POLICE OFFICER	SEVENTEENTH DISTRICT	10/17/85	330.00
OGONOWSKI EDWIN	POLICE OFFICER	THIRTEENTH DISTRICT	10/22/85	955.00
FLOSZAJ ANTHONY	POLICE OFFICER	CRIME LABORATORY DIVISION	6/17/85	824.00
RAMIEREZ RAYMOND	POLICE OFFICER	FOURTEENTH DISTRICT	10/17/85	541.00
RICE MICHAEL P	POLICE OFFICER	SEVENTEENTH DISTRICT	6/07/85	30.00
RIVERA DANIEL W	POLICE OFFICER	ELEVENTH DISTRICT	9/16/85	132.50
ROMANO JOHN	POLICE OFFICER	OHARE LAW ENFORCEMENT	7/10/85	281.00
SANFILIPPO STEVEN V	POLICE OFFICER	PUBLIC HOUSING DIVISION-NORTH	11/20/85	356.75
STEPHENS JAMES	POLICE OFFICER	SEVENTH DISTRICT	6/13/77	450.00
VACCARO BRUCE	POLICE OFFICER	FOURTEENTH DISTRICT	10/07/85	5330.18
WESTPHAL MARY G	POLICE OFFICER	NINTH DISTRICT	11/26/85	272.00
YOUNG CLARENCE J	POLICE OFFICER	SEVENTH DISTRICT	6/02/85	55.00
GLENNON WILLIAM A	FIREFIGHTER	ENGINE COMPANY 8	8/13/85	470.00

(Continued from page 28511)

Jewish War Veterans of U. S. A., Dept. of Illinois, May 22, and 23, 1986 (City- wide).

On motion of Alderman Burke, the committee's recommendation was *Concurred In* and said applications and report were *Placed on File*.

Action Deferred -- AUTHORIZATION FOR ADDITIONAL VACATION
BENEFITS FOR CITY TRADESMEN AND LABORERS.

The Committee on Finance submitted the following report, which was, on motion of Alderman Evans and Alderman Bloom, *Deferred* and ordered published:

CHICAGO, March 12, 1986.

To the President and Members of the City Council:

Your Committee on Finance to which was referred an ordinance authorizing vacation benefits for City tradesmen and laborers equal to those of employees within the American Federation of State, County and Municipal Employees collective bargaining unit, having had the same under advisement, begs leave to report and recommend that Your Honorable Body pass the proposed ordinance transmitted herewith.

This recommendation was concurred in by a viva voce vote of the members of the committee.

(Signed) Respectfully submitted,
EDWARD M. BURKE,
Chairman.

The following is said ordinance transmitted with the foregoing committee report:

WHEREAS, The City Council of the City of Chicago has had under consideration collective bargaining agreements covering almost the entire City work-force; and

WHEREAS, It is the intent of the City of Chicago to establish and promote harmonious understanding and relationships between the City of Chicago and all of the collective bargaining units representing City employees; and

WHEREAS, There exists a material difference between the collective bargaining contracts of the American Federation of State, County and Municipal Employees, Council 31, and the collective bargaining contracts of the Industrial Trade unions; and

WHEREAS, The City Council intends to provide the same vacation benefits for both the City's A.F.S.C.M.E. workers and the City's tradesmen and laborers; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Employees shall be eligible for paid vacation as of January 1 of each year following the year in which they were employed. Full time employees will earn the following amounts of paid vacation, based on such employee's seniority or continuous service as of July 1:

<i>Continuous Service as of July 1</i>	<i>Vacation</i>
Less than 7 years (Effective 1/1/86 -- 6 yrs.)	10 days (Effective 1/1/86 -- 11 days)
7 years or more, but less than 15 years	15 days (Effective 1/1/86 -- 16 days) (Effective 1/1/86 -- 6 yrs.)
15 years or more (Effective 1/1/86 -- 14 yrs.)	20 days (Effective 1/1/86 -- 21 days) (Effective 1/1/87 -- 23 days)

SECTION 2. The above Section 1 vacation benefits shall supercede any contrary vacation benefits in the following collective bargaining units:

Architectural and Ornamental Iron Workers Union, Local 63

Cement Masons' Union, Local 502

Chicago Typographical Union, Local No. 16

Chicago Journeymen Plumbers, Local No. 130, U.A.

Glazier, Architectural Metal and Glass Workers,
Local Union No. 27

Hotel Employees and Restaurant Employees, Local No. 1

International Association of Bridge, Structural and
Reinforcing Ironworkers, Local No. 1

International Association of Heat and Frost Insulators and
Asbestos Workers, Local 17

International Association of Machinists and Aerospace
Workers, Local No. 126

International Association of Boilermakers, Iron Ship
Builders, Blacksmiths, Forgers and Helpers, Local
Lodge No. 1

International Brotherhood of Carpenters, Local 112

International Brotherhood of Electrical Workers, Local 9,
A.F.L.-C.I.O.

International Brotherhood of Electrical Workers, Local Union
No. 134, A.F.L.-C.I.O.

International Brotherhood of Firemen and Oilers, Local No. 7

International Union of Elevator Constructors, Local 2

International Union of Operating Engineers, Local 150

International Union of Operating Engineers, Local 399

Journeymen Plasterers' Protective and Benevolent Society
of Chicago, Local No. 5

Laborer's International Union of North America

Licensed Tugmen's and Pilot's Protective Association of
America, Local No. 374-2

Marble Setters, Helpers and Polishers Union, Local No. 102

Painters District Council No. 14

Pipe Fitters' Association, Local Union 597

Pointers, Cleaners and Caulkers Union, Local No. 52

Sheet Metal Workers International Association, Local 73

Sign and Pictorial Painters Union, Local 830

Sprinkler Fitters and Apprentices Union, Local 281

Service Employees International Union, Local 25

State and Municipal Teamsters, Chauffeurs and Helpers
Union, Local 726

United Order of American Bricklayers and Stone Masons,
Local 21

United Union of Roofers, Waterproofers and Allied
Workers, Local 11

Window Cleaners Union, Local 34, S.E.I.U.

SECTION 3. This ordinance shall be effective upon due passage and publication.

COMMITTEE ON BEAUTIFICATION AND RECREATION.

AUTHORITY GRANTED FOR ISSUANCE OF PERMITS FOR STREET CARNIVALS AND MISCELLANEOUS STREET CLOSINGS.

The Committee on Beautification and Recreation submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Beautification and Recreation, having had under consideration (which were referred on January 16, January 30, February 4 and February 26, 1986), sundry orders authorizing and directing the Commissioner of Public Works to grant permission for the closing of designated streets for the conduct of festivals and/or carnivals and for school purposes during specified hours; and, further for the conduct of sidewalk sales in the areas indicated thereon for specified periods and hours, begs leave to recommend that Your Honorable Body *Pass* the said orders, which are transmitted herewith.

This recommendation was concurred in by 9 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) WILLIAM F. KRYSTYNIAK,
Chairman.

On separate motions made by Alderman Krystyniak, each of the said proposed orders, transmitted with the foregoing committee report, was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Santiago, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

Said orders as passed respectively as follows (the italic heading in each case not being part of the order):

Ashburn Lutheran Church and School.

Ordered, The Commissioner of Public Works is hereby authorized and directed to issue the necessary permits to authorize the temporary closing of the first alley 125 ft. North of 83rd Street at Homan Avenue to a point from Homan Avenue to 125 ft. East thereof, and also the closing of Homan Avenue from 83rd Street to a point 125 ft. North between the hours of 11:00 A.M. and 2:00 P.M. on days that school is in session.

McDonald's Restaurant.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to issue permits to McDonald's Restaurant, 600 N. Clark Street (Kathy Lencioni - 664-7940) to close to traffic North Clark Street between West Ohio Street and West Ontario Street, from 10:00 A.M. Saturday, August 16, 1986 through Sunday, August 17, 1986 at 6:00 P.M. for a Sock Hop.

Enrico Tonti Elementary School/Board of Education.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to the Enrico Tonti Elementary School/Board of Education, 5815 S. Homan Avenue, to close to traffic for school purposes, on all school days, S. Homan Avenue and S. Christiana Avenue between W. 58th and W. 59th Streets, for the periods of 8:25 A.M. to 9:00 A.M. and 2:00 P.M. to 2:35 P.M.

Buddhist Temple of Chicago.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to issue the necessary permits for a festival to the Buddhist Temple of Chicago, 1151 W. Leland Avenue (James Barrientos/871-8700), to be held on June 27, 28 and 29, 1986 -- 24 hours a day -- on W. Leland Avenue from Broadway to Racine Avenue.

Saint Hedwig Church.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to issue a permit to St. Hedwig Church, 2226 N. Hoyne Avenue, a regularly organized charitable or religious organization, for the conduct of a street carnival on W. Webster Avenue between N. Hoyne Avenue and N. Hamilton Avenue, for the period of May 27 thru

June 2, 1986, in accordance with the City's carnivals ordinance, Sections 34-49.1 to 34-49.5, inclusive; and upon issuance of said permit the Commissioner of Public Works shall provide barricades to prohibit vehicular traffic over the portion of the street affected, as provided by said carnivals ordinance.

American Society of Artists, Incorporated.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to the American Society of Artists, Inc., 645 N. Michigan Avenue, for the conduct of the Water Tower Art and Craft Festival for the period of June 28 thru June 29, 1986, from 11:00 A.M. to 7:00 P.M., on the following sidewalks:

E. Chicago Avenue (n/s) from a point 50 feet east of N. Michigan Avenue to N. Lake Shore Drive;

E. Chicago Avenue (s/s) from the 1st alley east of N. Michigan Avenue to N. Lake Shore Drive;

E. Pearson Street (s/s) from the entrance to the Water Tower Building to N. Seneca Street; and

N. Seneca Street (b/s) from E. Chicago Avenue to E. Pearson Street.

Northtown Chamber of Commerce.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to issue the necessary permits to the Northtown Chamber of Commerce, 2951 West Devon Avenue (Donald B. Singer/761-4060) to conduct an "Around the World Chicago" International Fair on West Devon Avenue from North Western Avenue to North California Avenue, from 10:00 A.M. to 10:00 P.M., Saturday and Sunday, June 28 through June 29, 1986.

Anthony Bruno/Ultimate Sports Bar and Grill.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to Anthony Bruno/Ultimate Sports Bar and Grill, 354 West Armitage Avenue, for the conduct of a sidewalk sale on the east side of the 2100 block of North Sedgwick Street from West Armitage Avenue to the end of the Ultimate Sports Bar and Grill building, on Sunday, February 9, 1986, from 12:00 noon to 8:00 P.M.

Thomas Croney/Lake Shore Athletic Services.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to Thomas Croney/Lake Shore Athletic Services, 6560 North Sheridan Road, for the conduct of a sidewalk sale on the west side of North Sheridan Road between Nos. 6530 and 6600, for the period of April 24 through April 26, 1986, from 10:00 A.M. to 7:00 P.M.

COMMITTEE ON ECONOMIC DEVELOPMENT.

MUNICIPAL CODE AMENDED BY ADDING NEW CHAPTER 202 ENTITLED "THE NUCLEAR WEAPON FREE CHICAGO ORDINANCE".

The Committee on Economic Development submitted the following report:

CHICAGO, March 12, 1986.

To the President and Members of the City Council:

Your Committee on Economic Development, having had under consideration a proposed ordinance introduced by Aldermen Bernard Hansen (44th), David Orr (49th), et al., providing for the establishment of the City of Chicago as a Nuclear Weapon-Free Zone, begs leave to recommend that Your Honorable Body *Pass* said proposed ordinance which is transmitted herewith.

This recommendation was concurred in by eight (8) members of the committee with no dissenting vote.

Respectfully submitted,
(Signed) BERNARD J. HANSEN,
Chairman.

On motion of Alderman Hansen, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by a viva voce vote.

The following is said ordinance as passed:

WHEREAS, The people of Chicago find that the presence of nuclear weapons facilities within Chicago is in direct conflict with the maintenance of the community's public health, safety, morals, economic well-being and general welfare; and

WHEREAS, The presence of the nuclear weapons industry in Chicago threatens the development of a stable local economy because the demand for nuclear weapons may decline drastically in the event of an arms control agreement or a freeze or reduction in the United States Government's nuclear weapons arsenal; and

WHEREAS, The allocation of the City's resources in the form of police, fire, and other municipal services to the nuclear weapons industry diverts the City's limited resources from urgently needed human services such as job training, social services for children, the elderly and disabled, shelter for the homeless, education, affordable housing, health care, public transportation, emergency services and public safety; and

WHEREAS, The allocation of the community's private resources in the form of manufacturing, sales, services, education, research and other forms of productive occupation to the nuclear weapons industry diverts the community's limited resources from fundamental human needs including food, clothing, shelter, education, health care, transportation, art, philosophy and recreation; and

WHEREAS, The security requirements accompanying the nuclear weapons industry unduly restrict the dissemination of information necessary for the citizens of Chicago to make informed decisions regarding the future of their community, and foster a climate of fear and mistrust; and

WHEREAS, The psychological health of the people of the City of Chicago is threatened by the presence of an industry which could make the City a target of terrorism or a nuclear attack that would cause death and destruction unparalleled in human history; and

WHEREAS, The presence of the nuclear weapons industry in Chicago poses a public health threat to the community by increasing the likelihood that this community will be a target of terrorism or a nuclear attack; and

WHEREAS, The public morality is affronted by the presence of an industry profiting from activities which may ultimately lead to unprecedented death and destruction in this community; and

WHEREAS, The people of the City of Chicago clearly expressed their will in 1982 when they passed the Nuclear Weapons Freeze referendum by an overwhelming majority, demonstrating their concern about the issue of nuclear weapons development; and

WHEREAS, The issue of the presence of the nuclear weapons industry in the City has caused severe dissention and discord and has incited its citizens to voice their opposition and to assemble in opposition to such controversial work, and these activities have necessitated the reallocation of scarce police and fire department resources from other important tasks to the control and protection of marchers, demonstrators, protestors and speakers, have on occasion been disruptive of the public order, and have required the City to divert its police forces in order to quell such disruptions, all causing the City great expense; and

WHEREAS, By adopting this ordinance, the City Council, on behalf of the citizens of Chicago, reaffirms the City's commitment to peace and prosperity and fulfills the responsibility it has to the citizens of Chicago who supported the Nuclear Weapons Freeze referendum; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That a new Chapter 202 of the Municipal Code be enacted, entitled "The Nuclear Weapon Free Chicago Ordinance."

202.1 Definitions

For the purposes of this ordinance, the following definitions shall apply:

- a) "Person" means a natural person, as well as a corporation, institution, or other entity, but shall not include the federal government or any agency thereof.*
- b) "Nuclear weapon" is any device, the purpose of which is use as a weapon, a weapon prototype, or a weapon test device, the intended detonation of which results from the energy released by fission and/or fusion reactions involving atomic nuclei. For the purpose of this ordinance, "nuclear weapon" includes the weapon's guidance and propulsion system and triggering mechanism, i.e., the means of transporting, guiding, propelling, triggering, or detonating the weapon, provided that such means is destroyed or rendered useless in the normal transporting, guiding, propelling, triggering, or detonation of the weapon.*
- c) "Component of a nuclear weapon" is any device, radioactive or non- radioactive, specifically designed to be installed in and contribute to the operation of a nuclear weapon.*
- d) "Direct activities of the federal government" shall mean actions of the federal government or any agency thereof created by statute, but shall exclude actions of independent contractors.*

202.2 Prohibitions of Nuclear Weapons Work

- a) Phase-Out of Present Activities: No person shall knowingly, within the City of Chicago, design, produce, deploy, launch, maintain, or store nuclear weapons or components of nuclear weapons. This prohibition shall take effect two years after the adoption and publication of this ordinance.*
- b) Prohibition of Commencement of Nuclear Weapons Work: No person who is not, as of the effective date of this ordinance, engaged in the design, production, deployment, launching, maintenance or storage of nuclear weapons or components of nuclear weapons, shall, within the City of Chicago, commence any such activities after the effective date of this ordinance.*
- c) Exclusion: Nothing in this Section shall be construed to prohibit:*
 - i) any activity not specifically described in this section;*
 - ii) basic research;*
 - iii) any writing or speech devoted to public commentary or debate or other speech protected by the First Amendment of the United States Constitution;*
 - iv) the research and application of nuclear medicine;*
 - v) uses of fissionable materials for smoke detectors, light-emitting watches and clocks, and other consumer products; or*

- vi) *direct activities of the federal government.*

202.3 Redirection of Resources Towards Human Needs

The Mayor of the City of Chicago shall propose, and the City Council shall establish, a Chicago Peace Conversion Commission which shall solicit testimony from the public and prepare a detailed plan for the conversion of resources and physical plants to peaceful and productive uses and to develop alternative sources of employment for persons currently employed in the nuclear weapons industry. The Peace Conversion Plan shall be completed within two years of the adoption of this ordinance. The Commission shall issue an interim report on its progress at the end of the first year following the Commission's first meeting. This interim report shall be presented to the City Council and copies shall be made available to the news media for public dissemination.

The Peace Conversion Commission shall consist of seven members appointed by the Mayor of the City of Chicago, with the advice and consent of the City Council. Following the date of a communication from the Mayor advising the Council of his nominations to the Commission, the City Council shall have 60 days to either approve or reject the Mayor's nominees. Should the City Council not act within that period of time, the Mayor's nominees shall be considered to have received the favorable approval of the City Council. The Mayor shall select one member of the Commission to serve as Chairman of the Commission. The Mayor shall provide staff support for the Commission from the City's Department of Economic Development.

202.4 Civil Defense

Recognizing the futility of civil defense against nuclear war and its ensuing radioactive contamination, the City declares that planning for or participating in civil defense programs purporting to prepare for nuclear attack is futile and dangerous. Therefore, the City will not participate in any civil defense or population evacuation program exclusively intended to be implemented upon the outbreak or threatened outbreak of nuclear hostilities.

Nothing in this Section shall be construed to prohibit or limit any other type of civil defense or emergency preparedness program.

202.5 Nuclear Weapon Free Zone Commemoration Day

In recognition of the first use of nuclear weapons against the Japanese City of Hiroshima in 1945, August 6 shall be declared "Nuclear Weapon Free Zone Commemoration Day" within the City of Chicago. The City shall sponsor an appropriate observation annually on this date. This annual observation shall include a report by the Mayor on the City's activities to enforce this ordinance.

202.6 Nuclear Weapon Free Zone Signs

The City shall post and maintain appropriate signs at recognized entrances to the City and in City Hall proclaiming the City of Chicago's status as a nuclear weapon free zone. When posted on City streets or on state or federally supported roads entering the City of

Chicago, such signs shall conform with the standards set forth in Section 28-44 of the Federal Highway Administration's "Manual on Uniform Traffic Control Devices for Streets and Highways."

202.7 Enforcement

Each violation of this ordinance shall be punishable by up to 30 days imprisonment and a \$1,000.00 fine. Each day of violation shall be deemed a separate violation.

202.8 Severability

If any section, sub-section, paragraph, sentence or word of this ordinance shall be held to be invalid, either on its face or as applied, the invalidity of such provision shall not affect the other sections, sub-sections, paragraphs, sentences or words of this ordinance, and the applications thereof; and to that end the sections, sub-sections, paragraphs, sentences or words of this ordinance shall be deemed to be severable.

SECTION 2. This ordinance shall be in full force and effect from and after its date of passage.

COMMITTEE ON HEALTH.

EXPRESSION OF SUPPORT FOR PUBLIC HEALTH SERVICE
AND CALL FOR PUBLIC HEARINGS ON
SERVICE OPTIONS.

The Committee on Health submitted the following report:

CHICAGO, February 28, 1986.

To the President and Members of the City Council:

Your Committee on Health, having had under consideration a resolution (which was referred on February 27, 1985) urging that the City Council go on record as favoring a National Health Service, federally funded, locally administered and available to all; and further urging that the Chicago City Council Committee on Health work with community groups to set up public hearings in at least three sections of the City to discuss how such services should be provided, begs leave to recommend that Your Honorable Body *Adopt* the said resolution, which is transmitted herewith.

This recommendation was concurred in unanimously by the members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) ALOYSIUS A. MAJERCZYK,
Chairman.

On motion of Alderman Majerczyk, the proposed resolution transmitted with the foregoing committee report was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Marzullo, W. Davis, Smith, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 43.

Nays -- None.

The following is said resolution as adopted:

WHEREAS, High quality health care is the right of all people, if it is not the current reality in the City of Chicago; and

WHEREAS, This right is denied because of unequal access to care, especially to the poor, maldistribution of health workers, unreliable quality of care, and excessive uncontrollable costs; and

WHEREAS, Large numbers of Chicagoans do not have any health insurance and escalating costs of care have removed health care services from a great many people; now, therefore,

Be It Resolved, That the Chicago City Council go on record as favoring a National Health Service, federally funded, locally administered and available to all; and

Be It Further Resolved, That the Health Committee of the City Council work with community groups to set up public hearings in at least 3 sections of the City to discuss how such services should be provided.

COMMITTEE ON HOUSING AND NEIGHBORHOOD DEVELOPMENT.

AUTHORITY GRANTED TO APPROVE SALE OF PROPERTY LOCATED AT 3209 WEST DOUGLAS BOULEVARD TO HOMER AND LOIS LYONS.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a proposed ordinance transmitted with a communication signed by Honorable Harold Washington, Mayor (which was referred on December 23, 1985) to approve the sale of property, heretofore acquired by the Department of Urban Renewal, located at 3209 W. Douglas Boulevard in Project Douglas-Lawndale, to Homer and Lois Lyons through the Urban Homesteading Program, as approved by the Department of Urban Renewal by Resolution No. 85-DUR-59, adopted by the Department on November 21, 1985, a certified copy of which is attached to the ordinance, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed ordinance transmitted with the foregoing report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The City of Chicago, Department of Urban Renewal, heretofore acquired the property at 3209 West Douglas Boulevard in Project Douglas-Lawndale; and

WHEREAS, Said property contains 6,930 square feet and is improved with a 2- story brick residential building; and

WHEREAS, The Board of the Department of Urban Renewal by Resolution No. 83-DUR-136, adopted on September 20, 1983, authorized the assignment of the property at 3209 West Douglas Boulevard from the Department of Urban Renewal to the Urban Homesteading Unit of the Department of Housing; and

WHEREAS, The Department of Housing has negotiated with Homer and Lois Lyons for the purchase and rehabilitation of said property through the Urban Homestead Program; said usage being in conformance with the approved Plan for Project Douglas-Lawndale; and

WHEREAS, The Department of Housing has agreed to process a mortgage and rehabilitation loan for the proposed purchasers; and

WHEREAS, The Board of the Department of Urban Renewal by Resolution No. 85-DUR-59, adopted on November 21, 1985, approved the sale of the property at 3209 West Douglas Boulevard to Homer and Lois Lyons, and, further, has submitted herewith the said proposed sale to the City Council of the City of Chicago for its approval; and

WHEREAS, The City Council has considered said Resolution and the proposed sale of said property as provided therein, and it is the sense of the City Council that the sale is satisfactory and should be approved; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The proposed sale of the property at 3209 West Douglas Boulevard by the Urban Homesteading Unit of the Department of Housing to Homer and Lois Lyons is approved.

SECTION 2. Said sale shall be conditioned upon Homer and Lois Lyons assuming a mortgage loan and rehabilitation loan for said property.

SECTION 3. The Commissioner of the Department of Housing is hereby authorized to execute a contract and supplementary documents necessary to implement this ordinance. The Mayor is authorized to execute, and the City Clerk to attest to, a deed conveying the property as provided herein.

SECTION 4. This ordinance shall be effective upon its passage and approval.

APPROVAL OF AMENDED DESIGNATION OF SLUM AND
BLIGHTED AREA REDEVELOPMENT PROJECT
MOHAWK-NORTH.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a proposed ordinance transmitted with a communication signed by Honorable Harold Washington, Mayor (which was referred on December 17, 1985) to approve an Amended Designation Report for Slum and Blighted Area Redevelopment Project Mohawk-North, the purpose of which is to make the legal description of the Project conform to the approved Boundary Map, approved by the Department of Urban Renewal by Resolution No. 85-DUR-43, adopted by the Department on November 21, 1985, a certified

copy of which is attached to the ordinance, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The Urban Renewal Consolidation Act of 1961, Illinois Revised Statutes, 1965, Chapter 67 1/2, Section 91.101 et seq., hereinafter referred to as the "Act", authorizes a Department of Urban Renewal, hereinafter referred to as the "Department", with Federal, State and City grant funds, to provide for the development and redevelopment of Slum and Blighted Areas; and

WHEREAS, The Department has, by Resolution No. 76-DUR-66, adopted May 25, 1976, and the City Council, by ordinance passed on June 22, 1976 heretofore designated a tract of land in the City of Chicago as Slum and Blighted Area Redevelopment Project Mohawk-North; and

WHEREAS, There is a discrepancy between the legal description and the Boundary Map of the original designation of said Redevelopment Project Area; and

WHEREAS, The legal description of Slum and Blighted Area Redevelopment Project Mohawk-North should be amended to conform with the approved Boundary Map for said Redevelopment Project Area; and

WHEREAS, The Department has, by Resolution 85-DUR-43, adopted November 21, 1985, a certified copy of which has been delivered to the City Council of the City of Chicago, amended the legal description in the Designation Report for said Redevelopment Project Area to conform with said Boundary Map; and

WHEREAS, This Body has duly considered said Resolution and the original Designation Report; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Having been advised that the Department of Urban Renewal found that the area hereinafter referred to in Section 2 of this Ordinance as Slum and Blighted Area Redevelopment Project Mohawk-North, is a Slum and Blighted Area Redevelopment Project and has determined that said area should be acquired pursuant to the provisions of the Urban Renewal Consolidation Act of 1961, such determination having been evidenced by a Resolution adopted by said Department, a certified copy of which has been delivered to the City Council and the City Council having been advised by the Department of Urban Renewal that it desires to acquire said area for development and redevelopment, the City Council hereby approves said amended designation and determination of the Department of Urban Renewal to acquire the area hereby designated as Slum and Blighted Area Redevelopment Project Mohawk-North for development and redevelopment in accordance with the provisions of the Act.

SECTION 2. The area to be acquired by the Department of Urban Renewal, pursuant to the approval of the City Council hereinabove conferred in Section 1 of this Ordinance, designated as Slum and Blighted Area Redevelopment Project Mohawk-North, is described as follows:

A tract of land located in the East 1/2 of the Northwest 1/4 of Section 4, Township 39 North, Range 14 East of the Third Principal Meridian in the City of Chicago, County of Cook, Illinois, described as follows:

Beginning at the convergence of the center line of West North Avenue and the center line of North Larrabee Street; thence east along the center line of West North Avenue to the center line of North Mohawk Street; thence south along said center line to a line extended east from the south line of Lots 8 and 9 in Block 5 of the subdivision of the North 3/4 of Lot 29 and the North 3/4 of the West 1/2 of Lot 30 in Butterfield's Addition to Chicago; thence west along said extension and along the south lot lines of Lots 8 and 9 aforesaid and west along said lot lines as extended to the center line of North Larrabee Street; thence north along said center line to the place of beginning.

SECTION 3. This ordinance shall be effective immediately upon the passage thereof.

AUTHORITY GRANTED TO APPROVE REDEVELOPMENT
PLAN FOR SLUM AND BLIGHTED AREA
REDEVELOPMENT PROJECT
MOHAWK-NORTH.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a proposed ordinance transmitted with a communication signed by Honorable Harold Washington, Mayor (which was referred on December 23, 1985) to approve the Redevelopment Plan for Slum and Blighted Area Redevelopment Project Mohawk-North, approved by the Commercial District Development Commission by Resolution No. 85-DUR-42, adopted by the Commission on November 21, 1985, a certified copy of which is attached to the ordinance, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The City Council of the City of Chicago has, by ordinance passed on June 22, 1976, heretofore approved the designation of the area described as Slum and Blighted Area Redevelopment Project Mohawk-North; and

WHEREAS, The Department of Urban Renewal Board has, pursuant to Resolution 85-DUR-42, adopted November 21, 1985, submitted a duly approved Redevelopment Plan for Slum and Blighted Area Redevelopment Project Mohawk-North, entitled Mohawk-North Redevelopment Plan, dated September, 1985, consisting of eight (8) pages and three (3) exhibits, including a narrative description of the Plan, a Boundary Map, Land Use Plan Map, and an Acquisition Map; and

WHEREAS, The Department of Housing maintains a program of assistance for the relocation of individuals, families and businesses that will be displaced as a result of carrying out the Project in accordance with the Redevelopment Plan; and

WHEREAS, This Body has reviewed the Redevelopment Plan, and the recommendations of the Department of Housing and finds that said Plan is in accord with modern principles of urban planning and with the general recommendations of the Chicago Plan Commission for the redevelopment of the area covered and now desires to evidence its approval of said Redevelopment Plan; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Mohawk-North Redevelopment Plan dated September, 1985, incorporated herein by reference, is hereby approved.

SECTION 2. It is necessary to acquire the property depicted on the above-mentioned acquisition map in order to implement the Redevelopment Plan and achieve and public purpose of eliminating slum and blight.

SECTION 3. The Corporation Counsel is authorized to make offers to purchase such land. If such offers are rejected the Corporation Counsel is authorized to file proceedings to acquire the property pursuant to the City's power of eminent domain.

SECTION 4. This ordinance shall be effective immediately upon its passage.

AUTHORITY GRANTED FOR TRANSFER OF PARCEL
PF-1 IN PROJECT HASKINS-HERMITAGE TO
DEPARTMENT OF PUBLIC WORKS.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a proposed ordinance transmitted with a communication signed by Honorable Harold Washington, Mayor (which was referred on December 17, 1985) to approve the transfer of Parcel PF-1 in Project Haskins-Hermitage to the Department of Public Works, approved by the Department of Urban Renewal by Resolution No. 85-DUR-51, adopted by the Department on November 21, 1985, a certified copy of which is attached to the ordinance, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The Redevelopment Plan, as amended, for Project Haskins- Hermitage heretofore has been approved by the Department of Urban Renewal and by the City Council of the City of Chicago; and

WHEREAS, The City of Chicago, Department of Urban Renewal, acquired the following legally described property in Project Haskins-Hermitage,

Lots 1 thru 16 in Block 2 in Gunderson's Resubdivision of Blocks 10, 11, 12, 13, and 14 together with vacated street and vacated alleys, all in Gunderson's North Birchwood Subdivision of Blocks 4 to 17, both inclusive, in David P. O'Leary's Subdivision of part of the South 1/2 of the Northeast 1/4 of Section 30, Township 41 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois;

also

The Northeasterly and the Northerly one-half of the 14-foot alley lying Southwesterly and Southerly of and adjoining lots 1 thru 16 in Block 2 in Gunderson's Resubdivision, aforesaid, being bounded on the North by the North line of lot 1 extended West and on the East by the East line of lot 16 extended South;

also

That part of the West one-half of N. Hermitage Avenue lying East of and adjoining lot 16 in Block 2 in Gunderson's Resubdivision, aforesaid, being bounded on the North by a line which is 76 feet Northeasterly of (measured at right angles) and parallel to the Southwesterly of lot 16 and on the South by the center line of the 14-foot alley lying South of and adjoining lot 16 extended East;

known as Parcel PF-1; and

WHEREAS, Said parcel is located on the westside of North Haskins Street between West Jonquil Terrace and West Juneway Terrace containing 73,478.0 square feet; and

WHEREAS, Parcel PF-1 is located adjacent to the Chicago Transit Authority Howard Yard and Vehicle Maintenance Facility and is necessary for the expansion of said facility; and

WHEREAS, The City of Chicago, Department of Public Works on behalf of the Chicago Transit Authority has requested the transfer of Parcel PF-1 for the construction of the Howard Yard expansion in conjunction with the Howard-Dan Ryan Transit project; and

WHEREAS, The transfer and proposed reuse of said parcel is in accordance with the Haskins-Hermitage Redevelopment Plan, as amended; and

WHEREAS, The Board of the Department of Urban Renewal by Resolution No. 85-DUR-51, adopted on November 21, 1985, authorized said transfer; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The transfer of Parcel PF-1, Project Haskins-Hermitage, as legally described above, to the Department of Public Works of the City of Chicago is hereby approved.

SECTION 2. Said transfer shall be effectuated without transfer of funds, or consideration thereof.

SECTION 3. The Mayor is hereby authorized to execute a deed effecting such transfer, and the City Clerk to attest thereto.

AUTHORITY GRANTED FOR SALE OF PARCEL 3 IN
COMMERCIAL DISTRICT DEVELOPMENT PROJECT
16TH-CANAL TO S. GORDON AND SONS,
INCORPORATED.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a proposed ordinance transmitted with a communication signed by Honorable Harold Washington, Mayor (which was referred on October 9, 1985) to approve the sale of Parcel 3 in Commercial District Development Project 16th- Canal to S. Gordon

and Sons, Inc., approved by the Commercial District Development Commission by Resolution No. 85-CDDC-30, adopted by the Commission on September 17, 1985, a certified copy of which is attached to the ordinance, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The Redevelopment Plan for Project 16th-Canal heretofore has been approved by the Commercial District Development Commission and by the City Council of the City of Chicago; and

WHEREAS, The Commission proposed to accept an offer to purchase a certain parcel of land, made by S. Gordon and Sons, Inc. as set forth in Resolution No. 85-CDDC-30, adopted by the Commission on September 17, 1985, and further has submitted herewith the said proposed offer to the City Council of the City of Chicago, for its approval; and

WHEREAS, The City Council has considered the said resolution, the redevelopment proposed and the indicated sale of said parcel of land as provided therein, and it is the sense of the City Council that the sale is satisfactory and should be approved; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the sale proposed by the Commercial District Development Commission of a certain parcel of land in Commercial District Development Project 16th-Canal, as identified on a Disposal Parcel Map for said Project is hereby approved as follows:

Purchaser	Parcel	Sq.Ft. Price	Total Price
S. Gordon and Sons, Inc.	3	\$1.90	\$246,691.25

SECTION 2. This ordinance shall be effective upon its passage and approval.

AUTHORITY GRANTED FOR SALE OF PARCEL 2 IN
COMMERCIAL DISTRICT DEVELOPMENT PROJECT
LAWRENCE-KEDZIE TO KFC NATIONAL
MANAGEMENT COMPANY.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a proposed ordinance transmitted with a communication signed by Honorable Harold Washington, Mayor (which was referred on December 30, 1985) to approve the sale of Parcel 2 in Commercial District Development Project Lawrence-Kedzie to KFC National Management Company, approved by the Commercial District Development Commission by Resolution No. 85-CDDC-36, adopted by the Commission on October 15, 1985, a certified copy of which is attached to the ordinance, begs leave to recommend that Your Honorable Body *Pass* the said ordinance, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The Redevelopment Plan for Project Lawrence-Kedzie heretofore has been approved by the Commercial District Development Commission and by the City Council of the City of Chicago; and

WHEREAS, The Commission proposes to accept an offer to purchase a certain parcel of land, made by KFC National Management Company as set forth in Resolution No. 85-CDDC-36, adopted by the Commission on October 15, 1985, and further has submitted herewith the said proposed offer to the City Council of the City of Chicago, for its approval; and

WHEREAS, The City Council has considered the said resolution the redevelopment proposed and the indicated sale of said parcel of land as provided therein, and it is the sense of the City Council that the sale is satisfactory and should be approved; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the sale proposed by the Commercial District Development Commission of certain parcel of land in Commercial District Development Project Lawrence-Kedzie as identified on a Disposal Parcel Map for said Project is hereby approved as follows:

Purchaser	Parcel	Sq. Ft. Price	Total Price
KFC National Management Company	2	\$5.00 +	\$125,000.00

SECTION 2. This ordinance shall be effective upon its passage and approval.

CHICAGO HOUSING AUTHORITY URGED TO HIRE
PRIVATE MANAGEMENT FIRM IN REGARD
TO GOVERNOR LOWDEN HOMES.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a resolution (which was referred on December 23, 1985) from Alderman Sherman calling for memorializing the Housing Department to study feasibility of private

sector takeover of Chicago Housing Authority projects, and which was thereafter substituted in committee with a resolution urging C.H.A. to contract private management for Governor Lowden Homes as per the attached, begs leave to recommend that Your Honorable Body *Adopt* the said substitute resolution, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed resolution transmitted with the foregoing committee report was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said resolution as adopted:

WHEREAS, Two and a half years ago, as an experiment, the Chicago Housing Authority turned over management of certain scattered-site units to private firms; and

WHEREAS, The latest reports of this private management, involving almost 200 individual dwelling units in Uptown, Edgewater, Lakeview, Rogers Park, Woodlawn and Englewood neighborhoods, have been highly favorable, indicating a considerable increase in management and a marked decrease in management costs, improving in every way upon management of those same units by C.H.A.; and

WHEREAS, The private management program is scheduled to expire at the end of this month, and officials of the Housing Authority must decide whether to continue this program or not; and

WHEREAS, There are many other scattered-site housing projects which from all present indications would definitely benefit from private management; now, therefore,

Be It Resolved, That the Chicago Housing Authority is hereby memorialized to continue the program of private management of scattered-site housing, which in its experimental stages shows a marked improvement in management and management costs; and

Be It Further Resolved, That the officials of C.H.A. are further memorialized to extend a contract to a qualified private source for the management of the Governor Lowden Homes, 9500 S. Wentworth Avenue in the 21st Ward of the City of Chicago.

CHICAGO HOUSING AUTHORITY AND UNITED STATES DEPARTMENT
OF HOUSING AND URBAN DEVELOPMENT URGED TO
DEVELOP AND IMPLEMENT TENANT-MANAGED
PUBLIC HOUSING IN CHICAGO.

The Committee on Housing and Neighborhood Development submitted the following report:

CHICAGO, March 10, 1986.

To the President and Members of the City Council:

Your Committee on Housing and Neighborhood Development, having had under consideration a resolution (which was referred on October 9, 1985) from Alderman D. Davis and Alderman Natarus calling for memorializing the Chicago Housing Authority and the U. S. Department of Housing and Urban Development to move seriously towards developing and implementing tenant-managed public housing in Chicago, and which was thereafter amended in committee as per the attached, begs leave to recommend that Your Honorable Body *Adopt* the said amended resolution, which is transmitted herewith.

This recommendation was concurred in by 7 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) MIGUEL A. SANTIAGO,
Chairman.

On motion of Alderman Roti, the said proposed resolution transmitted with the foregoing committee report was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said resolution as adopted:

WHEREAS, The Chicago Housing Authority houses in its nineteen family developments nearly 300,000 people; and

WHEREAS, The wholesale flight of working families from Chicago Housing Department Developments have created communities where three-fourth of the adults are unemployed, eighty-percent of the households are headed by unemployed single mothers, more than half of the young people do not finish high school and the residents find it necessary to cope with the all too frequent incidents of criminality, marginality, gang violence, alcoholism, drug abuse and other forms of self-destructive behavior bred by the unbroken landscape of poverty and deprivation; and

WHEREAS, The problems of life in and the management of Chicago's public housing do not appear to be unique to Chicago, but are rather common to urban North America; and

WHEREAS, It has come to our attention and to the attention of a number of concerned C.H.A. residents and community organizations that public housing residents in such cities as St. Louis, Missouri, Boston, Massachusetts and most recently Washington, D.C., have taken matters into their own hands; and

WHEREAS, These residents, with the help of such organizations as the National Center for Neighborhood Enterprise have obtained training, formed management companies, crafted and signed management contracts with their local housing authorities, and with acute knowledge of their needs, sheer determination and renewed sense of pride -- they have made tremendous progress towards transforming their traditionally unstable, unlivable, unsanitary, vermin and crime infested public housing developments into proud, safer and more stable communities; and

WHEREAS, These improvements have been made without displacement, without gentrification, and without moving one group of tenants out and another in; and

WHEREAS, These developments are now being run by management teams of highly motivated and well trained community residents who have created jobs, developed health clinics, radio stations, formed day care centers, co-operative grocery stores and other joint ventures such as barber shops, beauty parlors, automobile repair shops, catering services and other businesses; and

WHEREAS, On the ninth through the eleventh of September, 1985, a group of concerned residents from the Cabrini Green homes in the 42nd Ward organized by Mr. Roosevelt Vonil and the Near North Community Organization, assisted by staff members of State Representative Jesse White of the 8th District journeyed to Washington, D.C., to study the most recent example of successful tenant managed public housing, Kenilworth Parkside Homes in the District of Columbia; and

WHEREAS, The residents of Cabrini Green Homes, after their tour of Kenilworth Parkside were guests at a reception hosted by Senator Alan Dixon, and attended by Senator Paul Simon, Congresspersons George O'Brien and Charles Haley, State Representative Jesse White, Alderman Burton Natarus, representatives of the Mayor's Office, the C.H.A., the U. S. Department of Housing and Urban Development, AMOCO,

other foundations, representatives of the Center for Neighborhood Development and residents of the LeClaire Courts Development; and

WHEREAS, Many residents of the Cabrini Green homes and members of the Near North Community Organization have expressed great hope in this type of program as a possible solution to some of the many problems in their community; now, therefore,

Be It Resolved, That the Chicago City Council memorialize the Chicago Housing Authority and the U. S. Department of Housing and Urban Development to seriously explore the development and implementation of a tenant or resident- managed public housing program for the residents of the Cabrini Green Homes. And provided that a substantial consensus of the residents of Cabrini Green approve such a program.

COMMITTEE ON LAND ACQUISITION AND DISPOSITION.

AUTHORITY GRANTED TO NEGOTIATE FOR ACQUISITION OF EIGHT PARCELS OF LAND NECESSARY TO MAINTAIN CLEAR ZONE AT CHICAGO MIDWAY AIRPORT.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance transmitted therewith:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. It is hereby determined and declared that it is useful, desirable and necessary to the City of Chicago that said City acquire for public use for the Department of Aviation the following described property in order to maintain a clear zone at Chicago Midway Airport; said property being located near said Airport.

Payment for the property is to be made under Fund Number 623-8653-161-1.

SECTION 2. The Commissioner of Public Works is authorized and directed to negotiate with the owner or owners for the purchase of the property described in Section 1 of this ordinance.

In case the Commissioner of Public Works is able to agree with the owner or owners of said property upon the purchase thereof, he is authorized to purchase said property for the agreed price, subject to the approval of the City Council.

SECTION 3. In case of the inability of the Commissioner of Public Works to agree with the owner or owners of said property upon the purchase price thereof, or in case the owner or owners or any of them are incapable of consenting to the sale thereof, or in case the name or residence of said owner or owners are unknown, or they are non-residents of the State of Illinois, then the Commissioner of Public Works shall report such facts to the Corporation Counsel. Upon receipt of such report, the Corporation Counsel shall institute and prosecute condemnation proceedings in the name of and in behalf of the City of Chicago for

the purpose of acquiring title to said property under the City's right of eminent domain, and said property is hereby declared to be useful, advantageous, desirable and necessary to the City of Chicago for the use set forth above.

SECTION 4. This ordinance shall take effect and be in force from and after its passage.

Legal descriptions attached to this ordinance read as follows:

Parcel 31.

Lots 40 and 41 (except part acquired for street) in Block 32 in W. F. Kaiser and Company's Ardale Subdivision of the West half (W. 1/2) of the Southwest quarter (S.W. 1/4) and the West three quarters (W. 3/4) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 10, Township 38 North, Range 13 East of the Third Principal Meridian (except railroad rights of way) in Cook County, Illinois, commonly known as 5401 to 5405 South Cicero Avenue.

Parcel 32.

Lot 7, the North 1.0 feet of Lot 8, Lot 8 (except the North 17.0 feet thereof), Lots 9 to 14 both inclusive Lot 27 (except the South 17 feet thereof) Lots 28 to 38 both inclusive, Lot 39 (except part acquired for street) and the vacated alley lying West of and adjoining the West line of Lots 8 to 12, both inclusive, lying East of and adjoining the East line of Lots 27 to 32 both inclusive, lying South of and adjoining the South line of the North 17 feet of said Lot 8 and said line produced West 16 feet, and lying North of and adjoining the North line of the South 17 feet of Lot 27 and said line produced East 16 feet, in Block 32 in W. F. Kaiser and Company's Ardale Subdivision of the West half (W. 1/2) of the Southwest quarter (S.W. 1/4) and the West three quarters (W. 3/4) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 10, Township 38 North, Range 13 East of the Third Principal Meridian (except railroad rights of way) in Cook County, Illinois, commonly known as 5407 to 5435 South Cicero Avenue, 5418 South Keating Avenue and 5424 to 5442 South Keating Avenue.

Parcel 33.

Lots 18 to 26 both inclusive, the South 1.0 feet of Lot 27 and the vacated alley lying West of and adjoining the West line of Lot 19 and East of Lots 20 to 24 both inclusive, and lying South of the North line of Lot 19 produced West 16 feet in Block 32 in W. F. Kaiser and Company's Ardale Subdivision of the West half (W. 1/2) of the Southwest quarter (S.W. 1/4) and the West three quarters (W. 3/4) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 10, Township 38 North, Range 13 East of the Third Principal Meridian (except railroad rights of way) in Cook County, Illinois, commonly known as 5441 to 5459 South Cicero Avenue.

Parcel 34.

Lot 17 in Block 32 in W. F. Kaiser and Company's Ardale Subdivision of the West half (W. 1/2) of the Southwest quarter (S.W. 1/4) and the West three quarters (W. 3/4) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 10, Township 38

North, Range 13 East of the Third Principal Meridian (except railroad rights of way) in Cook County, Illinois, commonly known as 4738 West 55th Street.

Parcel 35.

Lots 15 and 16 in Block 32 in W. F. Kaiser and Company's Ardale Subdivision of the West half (W. 1/2) of the Southwest quarter (S.W. 1/4) and the West three quarters (W. 3/4) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 10, Township 38 North, Range 13 East of the Third Principal Meridian (except railroad rights of way) in Cook County, Illinois, commonly known as 4736 West 55th Street.

Parcel 36.

Lot 1 in Block 1 in Fredrick H. Bartlett's City Addition, being a Subdivision of the North three quarters (N. 3/4) of the West half (W. 1/2) of the West half (W. 1/2) of the Northwest quarter (N.W. 1/4) of Section 15, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois commonly known as 5501 to 5509 South Cicero Avenue.

Parcel 37.

Lots 36, 37, 38 and 39 in Block 1 in Fredrick H. Bartlett's City Addition, being a Subdivision of the North three quarters (N. 3/4) of the West half (W. 1/2) of the West half (W. 1/2) of the Northwest quarter (N.W. 1/4) of Section 15, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois, commonly known as 4735 to 4745 West 55th Street.

Parcel 38.

Lot 2 to 9 both inclusive, Lots 31 to 35 both inclusive and the vacated alley lying East of and adjoining Lots 3 to 9 both inclusive and lying west of and adjoining Lots 31 to 35 both inclusive and lying South of the North line of Lot 35 produced West 16 feet and North of the North line of Lot 31 produced West 16 feet in Block 1 in Fredrick H. Bartlett's City Addition, being a Subdivision of the North three quarters (N. 3/4) of the West half (W. 1/2) of the West half (W. 1/2) of the Northwest quarter (N.W. 1/4) of Section 15, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois, commonly known as 5511 South Cicero Avenue.

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

AUTHORITY GRANTED TO NEGOTIATE FOR ACQUISITION
OF PROPERTY AT 4859 WEST 63RD STREET
NECESSARY TO MAINTAIN CLEAR ZONE
AT CHICAGO MIDWAY AIRPORT.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. It is hereby determined and declared that it is useful, desirable and necessary to the City of Chicago that said City acquire for public use for the Department of Aviation the following described property in order to maintain a clear zone at Chicago Midway Airport; said property being located at 4831 to 4859 West 63rd Street.

Payment for the property is to be made under Fund Number 610-8653-540-6.

Parcel 39.

Lot 10, (except that part acquired for the widening of West 63rd Street), in Block 2 in Fredrick H. Bartlett's Marquette Highlands, a Subdivision in the Northeast quarter (N.E. 1/4) of Section 21, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois, commonly known as 4859 West 63rd Street.

Parcel 40.

Lots 1 to 9 both inclusive, (except that part acquired for the widening of West 63rd Street), in Block 2 in Fredrick H. Bartlett's Marquette Highlands, a Subdivision in the Northeast quarter (N.E. 1/4) of Section 21, Township 38 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois, commonly known as 4831 to 4851 West 63rd Street.

SECTION 2. The Commissioner of Public Works is authorized and directed to negotiate with the owner or owners for the purchase of the property described in Section 1 of this ordinance.

In case the Commissioner of Public Works is able to agree with the owner or owners of said property upon the purchase thereof, he is authorized to purchase said property for the agreed price, subject to the approval of the City Council.

SECTION 3. In case of the inability of the Commissioner of Public Works to agree with the owner or owners of said property upon the purchase price thereof, or in case the owner or owners or any of them are incapable of consenting to the sale thereof, or in case the name

or residence of said owner or owners are unknown, or they are non-residents of the State of Illinois, then the Commissioner of Public Works shall report such facts to the Corporation Counsel.

Upon receipt of such report, the Corporation Counsel shall institute and prosecute condemnation proceedings in the name of and in behalf of the City of Chicago for the purpose of acquiring title to said property under the City's right of eminent domain, and said property is hereby declared to be useful, advantageous, desirable and necessary to the City of Chicago for the use set forth above.

SECTION 4. This ordinance shall take effect and be in force from and after its passage.

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

AUTHORITY GRANTED TO NEGOTIATE FOR ACQUISITION OF
PROPERTY AT 5735-5759 SOUTH KEATING AVENUE
NECESSARY FOR IMPROVEMENTS AT CHICAGO
MIDWAY AIRPORT.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, On September 25, 1984, Council Journal pages 9685-9686, the City Council of the City of Chicago ordained that it is useful, desirable and necessary to the City of Chicago that the City acquire for public use for the Department of Aviation, the following described property adjacent to Chicago Midway Airport required for the expansion of airport parking, including the connection to the proposed Southwest Transit Midway Terminal:

Parcel 27.

Lots 12 to 28 both inclusive in Block 4 in Frederick H. Bartlett's City Addition, being a Subdivision of the North three quarters of the West half of the West half of the Northwest quarter of Section 15, Township 38, North Range 13 East of the Third Principal Meridian and Lots 13 to 17 both inclusive and Lots 22 and 23 in Block 10 in

Frederick H. Bartlett's first Addition to City Addition, subdivision of part of the west half of the Northwest quarter of aforesaid Section 15, all in Cook County, Illinois (Commonly known as 5735-5759 South Keating Avenue).

WHEREAS, The Commissioner of Public Works was by said ordinance authorized to negotiate for the acquisition of this parcel; and

WHEREAS, An agreement has been made with the owner of Parcel 27 to acquire said parcel for the sum of \$359,000.00; and

WHEREAS, Payment for said property is to be made from Fund No. 623-8653- 540-6; and

WHEREAS, Upon such payment, the City of Chicago shall be vested with fee simple absolute title to said real property; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That it is desirable and necessary that the property commonly described as 5735-5759 S. Keating Avenue and legally described above, be acquired by the City of Chicago for the purpose herein set forth in this ordinance.

SECTION 2. The City Comptroller and City Treasurer are hereby authorized and directed to pay to the owner or owners of said property, the sum of \$359,000.00 when approved by the Commissioner of Public Works. Payment for said property is to be made from Fund No. 623-8653-540-6.

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

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

AUTHORITY GRANTED FOR APPROVAL OF RELEASE AGREEMENT
WITH MUNDELEIN COLLEGE OF CHICAGO IN SETTLEMENT
FOR INTERSECTION IMPROVEMENT.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Mayor is authorized to execute, the City Clerk to attest, the Commissioner of Public Works and the Comptroller to approve, and the Corporation Counsel to approve as to form and legality, a Release Agreement between the City of Chicago and Mundelein College of Chicago, for damages resulting from the improvement of the intersection at 6400 North Sheridan, said Release Agreement to be substantially in the following form:

Release Agreement.

This agreement, made and entered into this _____ day of _____ A.D., 1985, by and between Mundelein College of Chicago, hereinafter referred to as the "Owner", and the City of Chicago, a municipal corporation of the County of Cook, State of Illinois, hereinafter referred to as the "City":

Witnesseth:

Whereas, the City is increasing the radius of the intersection at 6400 North Sheridan Road, and

Whereas, the Owner is the occupant and record holder of title to the premises known as Piper Hall at 958 W. Sheridan Road, Chicago, Illinois; and

Whereas, increasing the radius of the intersection at 6400 North Sheridan Road will require alterations to the premises of the Owner;

Now, Therefore, for and in consideration of the sum of \$27,000.00 receipt of which is hereby acknowledged, the Owner Hereby Releases and Discharges the City, its employees and agents, of and from any and all liability, claims, demands, actions and causes of action whatsoever, resulting from any damage, or damages that may hereafter arise as well as those that are now apparent to any and all of the abutting property of the Owner, that may have been caused or may be caused, or arising out of, or resulting from the construction and existence of the radius increase improvement of the intersection at 6400 North Sheridan Road, and all work in connection therewith, or arising from said construction work, and the Owner, for itself, its successors and assigns does hereby acknowledge full satisfaction for all such liabilities, claims, demands, actions and causes of actions that have accrued, if any, or that may hereafter accrue as a result of the increase in radius of the intersection at 6400 North Sheridan Road.

The Owner hereby reserves unto itself, its successors and assigns the right to proceed against any contractor to recover damages caused by the negligence of any contractor, agent, or subcontractor to any of the property, or facilities owned by it in and about the construction of the radius increase at the intersection of 6400 North Sheridan Road.

In Witness Whereof, the Parties hereto have caused this Agreement to be executed by their duly authorized officials and have caused their Corporate Seals to be hereunto affixed the day and year hereinbefore set forth.

[Signature forms omitted for printing purposes.]

SECTION 2. The City Clerk is directed to transmit two (2) certified copies of this ordinance to the Department of Transportation of the State of Illinois, through the District Engineer of District 1 of said Department of Transportation.

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

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

AUTHORITY GRANTED FOR ACQUISITION OF PROPERTY
NECESSARY FOR IMPROVEMENT OF SPECIFIED
INTERSECTION.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, On November 28, 1984, Council Journal Page 11207, the City Council of the City of Chicago ordained that it is useful, desirable and necessary to the City of Chicago that said City acquire property for the improvement of the southwest corner of South Damen Avenue and South Blue Island Avenue, payment for said property to be made from Fund 302-6992-352; and

WHEREAS, Parcel 1 is located at the Southwest corner of South Damen Avenue and South Blue Island, the owner of said property being Shell Oil Company; said property legally described as follows:

Legal Description.

Parcel 1 Southwest Corner of South Damen Avenue
and South Blue Island Avenue.

That part of Block 2 in S.J. Walker's Second Dock Addition, a Subdivision of Block 6 and 7 of Moore's Subdivision of the East half (E. 1/2) of the Northwest quarter (N.W. 1/4) of Section 30, and that part lying North of the Chicago River of the East half (E. 1/2) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 30, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois described as follows: beginning at the Northeast corner of said Block 2; thence Southerly along the East line of said Block 2 a distance of 13.54 feet; thence Northwesterly along the arc of a circle convex to the Northeast having a radius of 22.0 feet an arc distance of 14.30 feet to a point on the Northerly line of said Block 2; thence Northeasterly along said Northerly line of said Block 2 a distance of 12.94 feet to the point of beginning.

Tax No. 17-30-126-003

WHEREAS, The Commissioner of Public Works was by said ordinance authorized to negotiate for the acquisition of this parcel; and

WHEREAS, An agreement had been made with the owner of Parcel 1 for the acquiring of said parcel for the sum of \$5,500.00; and

WHEREAS, Upon such payment, the City of Chicago shall be vested with fee simple absolute title to said real property; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The City Comptroller and City Treasurer are hereby authorized and directed to pay to the owner or owners, the sum of \$5,500.00 with accrued interest and court costs, if any, when approved by the Commissioner of Public Works.

SECTION 2. This ordinance shall be in effect from and after its passage.

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

AUTHORITY GRANTED TO NEGOTIATE FOR ACQUISITION OF
PROPERTY NECESSARY FOR NEW STREET CONSTRUCTION
ON PORTION OF SOUTH MILLARD AVENUE.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, The City Council of the City of Chicago on July 9, 1984 Council Journal pages 8024 and 8025, authorized the Commissioner of Public Works to expend Motor Fuel Tax Funds for New Street Construction 1980-1, M.F.T. Project No. 80-05038-00-PV for the following new streets:

S. Harding Avenue	W. 111th Street to W. 110th Street
S. Springfield Avenue	W. 110th Street to W. 109th Street
S. Hamlin Avenue	W. 111th Street to W. 109th Street
S. Ridgeway Avenue	W. from legal limits south of W. 110th Street to W. 109th Street
S. Lawndale Avenue	W. 111th Street to W. 109th Street
S. Millard Avenue	W. 111th Street to W. 109th Street
S. Central Park Avenue	W. 111th Street to W. 109th Street
W. 110th Street	S. Springfield Avenue to S. Millard Avenue
W. 109th Place	S. Springfield Avenue to S. Hamlin Avenue

and

WHEREAS, South Hamlin Avenue is not a full width street from 11047 to 11057 South Hamlin Avenue along with South Lawndale Avenue from 11039 to 11057 South Lawndale Avenue; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Commissioner of Public Works is authorized to negotiate with the owner or owners for the purchase of the property required for the above mentioned New Street Construction.

SECTION 2. That it is desirable and necessary that the following described property by acquired by the City of Chicago for street purposes.

Parcel 1.

The West 33.0 feet of the South 125.0 feet of Lot 13 in George W. Hill's Subdivision of the South half (S. 1/2) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 14, Township 37 North, Range 13 East of the Third Principal Meridian in Cook County, Illinois. Commonly known as 11047 to 11057 South Hamlin Avenue, Chicago, Illinois.

Parcel 2.

The West 33.0 feet of Lot 15 (except the South 13.9 feet thereof) in George W. Hill's Subdivision of the South half (S. 1/2) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 14, Township 37 North, Range 13 East of the Third Principal Meridian in Cook County, Illinois. Commonly known as 11039 South Lawndale Avenue Chicago, Illinois.

Parcel 3.

The West 33.0 feet of the South 139.0 feet of Lot 15 in George W. Hill's Subdivision of the South half (S. 1/2) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 14, Township 37 North, Range 13 East of the Third Principal Meridian in Cook County, Illinois. Commonly known as 11047 to 11057 South Lawndale Avenue, Chicago, Illinois.

SECTION 3. In case the Commissioner of Public Works is able to agree with the owner or owners of said property upon the purchase price thereof, he is authorized to purchase said property subject to the approval of the City Council.

SECTION 4. In case of the inability of the Commissioner of Public Works to agree with the owner or owners of said property or any part thereof, upon the purchase price thereof, or in the case the owner or owners or any of them are incapable of consenting to the sale thereof, or in case the names or residences of said owner or owners are unknown, or they are non-residents of the State of Illinois, the Commissioner of Public Works shall report such facts to the Corporation Counsel.

Upon receipt of such report, the Corporation Counsel shall institute and prosecute condemnation proceedings in the name of and in behalf of the City of Chicago for the purpose of acquiring title to said property under the City's right of eminent domain, and said property is hereby declared to be useful, advantageous, desirable and necessary to the City of Chicago for the uses and purposes set forth above.

SECTION 5. The City Clerk is directed to transmit two (2) certified copies of this ordinance to the Department of Transportation of the State of Illinois, through the District Engineer of District 1 of said Department of Transportation.

SECTION 6. This ordinance shall be in force and effect from and after its passage.

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

AUTHORITY GRANTED TO NEGOTIATE FOR ACQUISITION OF
PROPERTY NECESSARY FOR NEW STREET CONSTRUCTION
ON PORTIONS OF SOUTH HAMLIN AVENUE AND
SOUTH LAWDALE AVENUE.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, The City Council of the City of Chicago on July 9, 1984 Council Journal pages 8024 and 8025, authorized the Commissioner of Public Works to expend Motor Fuel Tax Funds for New Streets Construction 1980-1, M.F.T. Project No. 80-05038-00-PV for the following new streets:

S. Harding Avenue	W. 111th Street to W. 110th Street
S. Springfield Avenue	W. 110th Street to W. 109th Street
S. Hamlin Avenue	W. 111th Street to W. 109th Street
S. Ridgeway Avenue	W. from legal limits south of W. 110th Street to W. 109th Street
S. Lawndale Avenue	W. 111th Street to W. 109th Street
S. Millard Avenue	W. 111th Street to W. 109th Street
S. Central Park Avenue	W. 111th Street to W. 109th Street
W. 110th Street	S. Springfield Avenue to S. Millard Avenue
W. 109th Place	S. Springfield Avenue to S. Hamlin Avenue

and

WHEREAS, South Hamlin Avenue is not a full width street from 11047 to 11057 South Hamlin Avenue along with South Lawndale Avenue from 11039 to 11057 South Lawndale Avenue; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the Commissioner of Public Works is authorized to negotiate with the owner or owners for the purchase of the property required for the above mentioned New Street Construction.

SECTION 2. That it is desirable and necessary that the following described property be acquired by the City of Chicago for street purposes:

Parcel 1.

The West 33.0 feet of the South 125.0 feet of Lot 13 in George W. Hill's Subdivision of the South half (S. 1/2) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 14, Township 37 North, Range 13 East of the Third Principal Meridian in Cook County, Illinois. Commonly known as 11047 to 11057 South Hamlin Avenue, Chicago, Illinois.

Parcel 2.

The West 33.0 feet of Lot 15 (except the South 13.9 feet thereof) in George W. Hill's Subdivision of the South half (S. 1/2) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 14, Township 37 North, Range 13 East of the Third Principal Meridian in Cook County, Illinois. Commonly known as 11039 South Lawndale Avenue Chicago, Illinois.

Parcel 3.

The West 33.0 feet of the South 139.0 feet of Lot 15 in George W. Hill's Subdivision of the South half (S. 1/2) of the East half (E. 1/2) of the Southwest quarter (S.W. 1/4) of Section 14, Township 37 North, Range 13 East of the Third Principal Meridian in Cook County, Illinois. Commonly known as 11047 to 11057 South Lawndale Avenue, Chicago, Illinois.

SECTION 3. In case the Commissioner of Public Works is able to agree with the owner or owners of said property upon the purchase price thereof, he is authorized to purchase said property subject to the approval of the City Council.

SECTION 4. In case of the inability of the Commissioner of Public Works to agree with the owner or owners of said property or any part thereof, upon the purchase price thereof, or in the case the owner or owners or any of them are incapable of consenting to the sale thereof, or in case the names or residences of said owner or owners are unknown, or they are non-residents of the State of Illinois, the Commissioner of Public Works shall report such facts to the Corporation Counsel.

Upon receipt of such report, the Corporation Counsel shall institute and prosecute condemnation proceedings in the name of and in behalf of the City of Chicago for the purpose of acquiring title to said property under the City's right of eminent domain, and

said property is hereby declared to be useful, advantageous, desirable and necessary to the City of Chicago for the uses and purposes set forth above.

SECTION 5. The City Clerk is directed to transmit two (2) certified copies of this ordinance to the Department of Transportation of the State of Illinois, through the District Engineer of District 1 of said Department of Transportation.

SECTION 6. This ordinance shall be in force and effect from and after its passage.

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

ACCEPTANCE OF BIDS FOR PURCHASE OF CITY-OWNED PROPERTY AT SUNDRY LOCATIONS.

The Committee on Land Acquisition and Disposition submitted four proposed ordinances (under separate committee reports) recommending that the City Council pass said proposed ordinances transmitted therewith, authorizing the acceptance of bids for purchase of certain parcels of City-owned property.

On separate motions made by Alderman Banks, each of the said proposed ordinances was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

Said ordinances, as passed, read respectively as follows (the italic heading in each case not being a part of the ordinance):

2812-2822 West Roosevelt Road/1147-1153 South Mozart Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the City of Chicago hereby accepts the bid of True Solid Rock M. B. Church, 1315 South California Avenue, Chicago, Illinois 60608 to purchase for the sum of \$15,000.00, the City-owned vacant property, previously advertised, pursuant to Council passed September 6, 1984, page(s) 8580-8581 described as follows:

The West 15 feet of Lot 22, All of Lots 23 to 26 and the East 10 feet of Lot 27 in Block 1 in Helen Culver's Douglas Park Subdivision of Blocks 25, 26 and 27 in George W. Clark's Subdivision of the East half of the Southwest quarter of Section 13, Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 2812-2822 West Roosevelt Road/1147-1153 South Mozart Street, Permanent Tax Nos. 16-13-331-033 and 16-13-331-034).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

SECTION 2. The Mayor and the City Clerk are authorized to sign and attest quitclaim deed conveying all interest of the City of Chicago in and to said property to said purchaser.

SECTION 3. The City Clerk is authorized to deliver the deposit check of \$1,500.00 submitted by said bidder to the Department of Housing, City Real Estate Section, who is authorized to deliver said deed to the purchaser upon receipt of the balance of the purchase price of said property.

SECTION 4. The City Clerk is further authorized and directed to refund the deposit check to the unsuccessful bidders for the purchase of said property.

SECTION 5. This ordinance shall be in effect from and after its passage.

4034-4044 West West End Avenue/200-202 North Keystone Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the City of Chicago hereby accepts the bid of Bethel New Life Incorporated, 367 North Karlov Avenue, Chicago, Illinois 60624 to purchase for the sum of \$4,400.00, the City-owned vacant property, previously advertised, pursuant to Council Ordinance passed November 6, 1985, page 21725 described as follows:

The South one foot of Lot 32 and all of Lot 33 in F. S. Tyrrell's Subdivision of Block 17 in West Chicago Land Co.'s Subdivision of the South half of Section 10, Township 39 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 4034-4044 West West End Avenue/200-202 North Keystone Avenue, Permanent Tax No. 16-10- 416-027).

Subject to covenants, zoning and building restrictions, easements and conditions, if any of record.

SECTION 2. The Mayor and the City Clerk are authorized to sign and attest quitclaim deed conveying all interest of the City of Chicago in and to said property to said purchaser.

SECTION 3. The City Clerk is authorized to deliver the deposit check of \$440.00 submitted by said bidder to the Department of Housing, City Real Estate Section, who is authorized to deliver said deed to the purchaser upon receipt of the balance of the purchase price of said property.

SECTION 4. The City Clerk is further authorized and directed to refund the deposit checks to the unsuccessful bidders for the purchase of said property.

SECTION 5. This ordinance shall be in effect from and after its passage.

441 East 41st Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the City of Chicago hereby accepts the bid of Harold Williams, 32 West Randolph Street, Suite 1920, Chicago, Illinois 60601 to purchase for the sum of \$4,555.00, the City-owned vacant property, previously advertised, pursuant to Council authority passed October 1, 1984, page 9863 described as follows:

Lot 19 in Block 2 in George S. Bowen's Subdivision of the North half of the North half of the Southwest quarter of the Northeast quarter of Section 3, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 441 East 41st Street, Permanent Tax No. 20-03-212-019).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

SECTION 2. The Mayor and the City Clerk are authorized to sign and attest quitclaim deed conveying all interest of the City of Chicago in and to said property to said purchaser.

SECTION 3. The City Clerk is authorized to deliver the deposit check of \$455.50 submitted by said bidder to the City Comptroller, who is authorized to deliver said Deed to the purchaser upon receipt of the balance of the purchase price of said property.

SECTION 4. The City Clerk is further authorized and directed to refund the deposit checks to the unsuccessful bidders for the purchase of said property.

SECTION 5. This ordinance shall be in effect from and after its passage.

451 East 41st Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the City of Chicago hereby accepts the bid of Harold Williams, 32 West Randolph Street, Suite 1920, Chicago, Illinois 60601 to purchase for the sum of \$4,555.00, the City-owned vacant property, previously advertised, pursuant to Council authority passed October 1, 1984, pages 9863- 9864 described as follows:

Lot 23 in Block 2 of Bowen's Subdivision of the North half of the North half and the Southwest quarter of the Northeast quarter of Section 3, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 451 East 41st Street, Permanent Tax No. 20-03- 313-023).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

SECTION 2. The Mayor and the City Clerk are authorized to sign and attest quitclaim deed conveying all interest of the City of Chicago in and to said property to said purchaser.

SECTION 3. The City Clerk is authorized to deliver the deposit check of \$455.50 submitted by said bidder to the City Comptroller, who is authorized to deliver said deed to the purchaser upon receipt of the balance of the purchase price of said property.

SECTION 4. The City Clerk is further authorized and directed to refund the deposit checks to the unsuccessful bidders for the purchase of said property.

SECTION 5. This ordinance shall be in effect from and after its passage.

ACCEPTANCE OF BIDS AUTHORIZED FOR PURCHASE
OF VARIOUS CITY-OWNED PROPERTIES UNDER
ADJACENT NEIGHBORS LAND ACQUISITION
PROGRAM, PHASE IV.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the City of Chicago hereby accepts the bids listed below to purchase City-owned vacant properties under the "Adjacent Neighbors Land Acquisition Program", which was approved by the City Council of the City of Chicago in an ordinance passed July 23, 1982 on pages 11830-11831 of the Journal of the City Council Proceedings. Said bids and legal description of the City-owned properties are as follows:

Bidder: Lillian Moss
Address: 1136 South Albany
Bid Amount: \$300.00

Real Estate No. 1433
Address: 1140 South Albany
Index No. 16-13-325-034

Legal Description

Lot 16 in Block 3 in Walker and Armour's Addition to Chicago, a Subdivision of Blocks 7 and 8 in Piper's Subdivision of 45 acres in Section 13, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois, commonly known as: 1140 South Albany Avenue, Chicago, Illinois.

Bidder: Florzell and Ines Thomas
Address: 1037 North Avers
Bid Amount: \$600.00

Real Estate No. 7275
Address: 1039 North Avers
Index No. 16-02-312-007

Legal Description

The North 16 feet of Lot 40 and the South 12 feet of Lot 41 in Block 4 in Thomas J. Diven's Subdivision of the West 1/2 of the Southwest 1/2 of the Southwest 1/4 and the East 1/2 of the Northwest 1/4 of the Southwest 1/4 of Section 2, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois, commonly known as: 1039 North Avers, Chicago, Illinois.

Bidder: Rosalia Mancera
Address: 2049-2051 West Cullerton
Bid Amount: \$503.00

Real Estate No. 4653
Address: 2053 West Cullerton
Index No. 17-19-317-003

Legal Description

Lot 70 (except the South 38 feet thereof) in Hyman & Peter's Subdivision of Block 53 in the Subdivision of Section 19, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois, commonly known as: 2053 West Cullerton Avenue, Chicago, Illinois.

Bidder: Isdiro and Sonia Lorenzo
Address: 2710 West Haddon
Bid Amount: \$300.00

Real Estate No. 2278
Address: 2712 West Haddon
Index No. 16-01-400-039

Legal Description

Lot 43 in Block 2 in Wetherbee and Gregory's Subdivision of the North 1/2 of the North West 1/4 of the South East 1/4 (except the East 100 feet of said tract), of Section 1, Township

39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois, commonly known as: 2712 West Haddon, Chicago, Illinois.

Bidder: Jim and Frances Torres
Address: 900 North Harding
Bid Amount: \$310.00

Real Estate No. 7512
Address: 906 North Harding
Index No. 16-02-317-043

Legal Description

Lot 22 in Block 6 in Thomas J. Diven's Subdivision of the West 1/2 of the South West 1/4 of the South West 1/4 of Section 2, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois, commonly known as: 906 North Harding Avenue, Chicago, Illinois.

Bidder: Myrtis T. Williams
Address: 1348 South Karlov
Bid Amount: \$300.00

Real Estate No. 6045
Address: 1350 South Karlov
Index No. 16-22-213-020

Legal Description

Lot 21 in Block 6 in William A. Merigold's Resubdivision of the North 50 Acres of the East 1/2 of the Northeast 1/4 of Section 22, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois, commonly known as: 1350 South Karlov Avenue, Chicago, Illinois.

Bidder: Clifton Coleman
Address: 4852 South Langley
Bid Amount: \$400.00

Real Estate No. 7039
Address: 4850 South Langley
Index No. 20-10-212-036

Legal Description

Lot 16 in Block 2 in the Subdivision of the South half of the South West quarter of the North East quarter of the North East quarter of Section 10, Township 38 North, Range 14, East of Third Principal Meridian in Cook County, Illinois, commonly known as: 4850 South Langley, Chicago, Illinois.

Bidder: Earline Elam Droumond
Address: 2919 West Lexington
Bid Amount: \$305.00

Real Estate No. 2466
Address: 2915 West Lexington
Index No. 16-13-310-017

Legal Description

Lot 6 in Block 11 in Clarke's Subdivision of the East half of the South West quarter of Section 13, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois, commonly known as: 2915 West Lexington, Chicago, Illinois.

Bidder: Shed Moore
Address: 6421 South Marshfield
Bid Amount: \$300.00

Real Estate No. 7462
Address: 6419 South Marshfield
Index No. 20-19-215-008

Legal Description

Lot 41 in Block 32 in Drexel Park in the East 1/2 of the North 1/2 of Section 19, Township 38 North, Range 14, East of the Third Principal Meridian in Cook County, Illinois, commonly known as: 6419 South Marshfield Avenue, Chicago, Illinois.

Bidder: Clara Blumberg
Address: 5301 South Racine
Bid Amount: \$300.00

Real Estate No. 3261
Address: 5303 South Racine
Index No. 20-08-415-003

Legal Description

Lot 46 in Subdivision of Block 4 in F. Gaylord's Subdivision of the South West 1/4 of the South East 1/4 of Section 8, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois commonly known as: 5303 South Racine Avenue, Chicago, Illinois.

Bidder: William and Myrtis Armstrong
Address: 1420 South Springfield
Bid Amount: \$300.00

Real Estate No. 5741
Address: 1416 South Springfield
Index No. 16-23-115-026

Legal Description

Lot 13 in Block 3 in Douglas Park Boulevard Land Associations' Subdivision in the North West 1/4 of Section 23, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois commonly known as: 1416 South Springfield, Chicago, Illinois.

Bidder: Grace Murphy
Address: 1129 North Waller
Bid Amount: \$300.00

Real Estate No. 7447
Address: 1127 North Waller
Index No. 16-05-406-015

Legal Description

Lot 39 (except the South 17.5 feet) and all of lot 40 in Block 2 in New Subdivision of Blocks 1, 2 and 8 to 11 in Salisbury Subdivision of the East 1/2 of the South East 1/4 of Section 5, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois commonly known as 1127 North Waller Street, Chicago, Illinois.

Bidder: Thomas L. and Jean Burton
Address: 4337 West Wilcox
Bid Amount: \$350.00

Real Estate No. 5836
Address: 4333 West Wilcox
Index No. 16-15-208-010

Legal Description

Lot 11 in the Resubdivision of Lots 39 to 48, inclusive, and 49 to 58, inclusive in A.F. Doremus' Addition to Chicago in the Northeast 1/4 of Section 15, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois commonly known as 4333 West Wilcox, Chicago, Illinois.

Bidder: Leon Townsend
Address: 7251 South Wood Street
Bid Amount: \$322.00

Real Estate No. 7244
Address: 7249 South Wood Street
Index No. 20-30-212-017

Legal Description

Lot 497 in Dewey and Cunningham's Subdivision of the North 3/4 of the East 1/2 of the Northeast 1/4 of Section 30, Township 38 North, Range 14, East of the Third Principal Meridian in Cook County, Illinois, commonly known as 7249 South Wood Street, Chicago, Illinois.

Bidder: Catherine Hudson
Address: 627 West 60th Street
Bid Amount: \$300.00

Real Estate No. 2002
Address: 631 West 60th Street
Index No. 20-16-309-011

Legal Description

Lot 38 and the West 8 1/3 feet of Lot 37 in C.J. Hambleton's Subdivision of 5 acres in the East half of Lot 38 in School Trustees' Subdivision of Section 16, Township 38 North, Range 14, East of the Third Principal Meridian in Cook County, Illinois, commonly known as 631 West 60th Street, Chicago, Illinois.

Bidder: William S. McGee
Address: 633 West 61st Place
Bid Amount: \$310.00

Real Estate No. 2725
Address: 635 West 61st Place
Index No. 20-16-318-0236

Legal Description

Lot 26 in Gerber and Jarrett's Subdivision of the East 2/5 of Lot 11, except the West 50 feet thereof, in Assessor's Division of Lot 37 in School Trustee's Subdivision of Section 16, Township 38 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois, commonly known as 635 West 61st Place, Chicago, Illinois.

Bidder: Kate Barber
Address: 640 West 61st Place
Bid Amount: \$300.00

Real Estate No. 6629
Address: 642 West 61st Place
Index No. 20-16-315-061

Legal Description

Lot 13 in Morcott's Subdivision of that part of Section 16, Township 38 North, Range 14, East of the Third Principal Meridian, described as follows: Commencing on the North line of the South West 1/4 of the South West 1/4 of Said Section, 283.8 feet West of the North East corner of said tract; thence South 20 Rods; thence West 250.8 feet; thence North 20 Rods; thence East 250.8 feet to the point of beginning, in Cook County, Illinois, commonly known as: 642 West 61st Place, Chicago, Illinois.

SECTION 2. That conveyances of these City-owned properties under the "Adjacent Neighbors Land Acquisition Program" are to be subject to all the terms, conditions, covenants, and restrictions contained in the aforementioned enabling ordinance passed by the City Council on July 23, 1982, which established said program. Additionally, said conveyances are to be made to the additional terms, conditions, and restrictions contained in the advertisement announcing said program, the "Instruction to Bidders" and the "Offer to Purchase Real Estate", which were included in the official bid packages distributed to bidders.

SECTION 3. That the City-owned vacant properties to be conveyed are to be sold subject to covenants, zoning and building restrictions, easements, and conditions, if any, of record.

SECTION 4. That failure of a bidder to comply with the terms, conditions, and restrictions contained in the documents referred to in Section 2 of this ordinance may result in the City taking appropriate legal action as determined by the Corporation Counsel.

SECTION 5. That the Mayor and the City Clerk are authorized to sign and attest Quitclaim Deeds conveying all interest of the City of Chicago in and to said properties to the above listed bidders.

SECTION 6. That the City Clerk is authorized, upon receipt of written notification from the Department of Finance that the sale of these properties has been completed, to deliver the cashiers' checks, certified checks, bank checks and/or money orders of the above listed bidders in the full amount to the City Comptroller, who is authorized to deposit said checks and/or money orders in the appropriate City account.

SECTION 7. That the City Clerk is further authorized and directed to refund the cashiers' checks, certified checks, bank checks and/or money orders to the unsuccessful bidders for the purchase of said properties.

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

CITY COMPTROLLER AUTHORIZED TO ADVERTISE FOR
SALE PARCELS OF CITY-OWNED PROPERTY
AT SUNDRY LOCATIONS.

The Committee on Land Acquisition and Disposition submitted twenty-three proposed ordinances (under separate committee reports) recommending that the City Council pass said proposed ordinances transmitted therewith, which authorize the advertisement for sale of certain parcels of City-owned property.

On separate motions made by Alderman Banks, each of the said proposed ordinances was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

Said ordinances, as passed, read respectively as follows (the italic heading in each case not being a part of the ordinance):

1944 North California Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The South 1/2 of Lot 3 in Block 1 in Hansbrough and Hess Subdivision of the East 1/2 of the Southwest 1/4 of Section 36, Township 40 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois, (commonly known as 1944 North California Avenue, Permanent Tax No. 13-36-307- 028).

Subject to covenants, zoning and building restrictions, easements and conditions if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

2413 South Central Park Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lot 5 (except the South 10-1/2 inches thereof) and the South 21 inches of Lot 4 in Konrad Rickers' Resubdivision of Lots 35, 37, 39, 41, 43 and 45 in Block 7 in King Scott and Wilson's Addition to Chicago in the Northeast quarter of Section 26, Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 2413 South Central Park Avenue, Permanent Tax No. 16-26-216-005).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

4136-4138 West Congress Parkway.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 39 and 40 in Block 2 in Colorado Addition to Chicago, being a subdivision of the South east quarter of the Northwest quarter of the South half of the South half of the East half of the North East quarter of Section 15, Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois, (commonly known as 4136-4138 West Congress Parkway, Permanent Tax Nos. 16-15-226-032 and 031).

Subject to covenants, zoning and building restrictions, easements and conditions if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

4515 South Ellis Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The South 66 feet of the North 198 feet of the West half of Block 6 in Hubbard's Subdivision of the East half of Southwest quarter of Section 2, Township 38 North, Range 14, East of the Third Principal Meridian in Cook County, Illinois (commonly known as 4515 South Ellis Avenue, Permanent Tax No. 20-02-313-010).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

3010-3014 West Flourney Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 44 and 43 in Block 2 in Frazer's Subdivision of the Northeast 1/4 of the Northwest 1/4 of the Southwest 1/4 of Section 13, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois (commonly known as 3010-3014 West Flourney Street, Permanent Tax Nos. 16-13-301-034 and 033).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

3042 West Flourney Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lot 31 (except the North 25 feet thereof) in Block 2 in Frazer's Subdivision of the Northeast 1/4 of the Northwest 1/4 of the Southwest 1/4 of Section 13, Township 39 North, Range 13, East of the Third Principal Meridian in Cook County, Illinois (commonly known as 3042 West Flourney Street, Permanent Tax No. 16-13-301-021).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

7709 South Green Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The North 36 feet of Lot 37 in Block 17 in West Auburn being a Subdivision of Blocks 17 to 20 and 29 to 32 in Subdivision of the Southeast 1/4 of Section 29, Township 38 North, Range 14, East of the Third Principal Meridian (except for the North 99 feet thereof) in Cook County, Illinois (commonly known as 7709 South Green Street, Permanent Tax No. 20-29-423-002).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

7011-7013 South Harper Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 42 and 41 in Block 1 in Parkside, being a Subdivision of the South 1/2 of the Northeast 1/4 of the Southeast 1/4 of Section 23, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 7011-7013 South Harper Avenue, Permanent Tax Nos. 20-23-424-004 and 005).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

3229-3231 West Harrison Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The City Comptroller is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 12 in Block 4 and Lot 13 (except the South 9.19 feet conveyed to Chicago Rapid Transit Company by deed dated July 29, 1931 and recorded September 25, 1931, as Document 10977645) in Block 4 in George K. Shoenberger's Subdivision of the East quarter of the North 40 rods of the Southeast quarter of the Northwest quarter of Section 14, Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 3229-3231 West Harrison Street, Permanent Tax Nos. 16-04-403-008 and 007).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the City Comptroller who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

520 North Hartland Court.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 21 and 24 in Block 3 in Embree's Subdivision of North West portion of Block 18 in the Canal Trustee's Subdivision of Section 7, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 520 North Hartland Court, Permanent Tax Nos. 17-07-220-026 and 027).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

1613 North Hudson Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lot 11 and the South half of Lot 12 in C. A. Norton's Subdivision of the East half of Block 54 in Canal Trustee's Subdivision of Section 33, Township 40 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 1613 North Hudson Avenue, Permanent Tax No. 14-33-331-025).

ADDENDUM: 1613 North Hudson Avenue, (vacant property), is located within the Old Town Triangle District, a designated Chicago Landmark district and listed on the National Register of Historic Places. Under City ordinance, Chapter 43 Section 4.1, the applicant will be required to submit drawings and plans to the City Council committee on Cultural Development and Historic Landmark Preservation for review prior to issuing any permits for construction.

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

4727-4731 South Indiana Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The North half of Lot 18 and the South half of Lot 19 in Block 2 in B. H. Bryant's Subdivision of the Northwest quarter of the Northeast quarter of the Northwest

quarter of Section 10, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 4727-4731 South Indiana Avenue, Permanent Tax No. 20-10-103-006).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

666 West Lake Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The City Comptroller is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

That Part of Lot 14 in Subdivision of Block 63 in Canal Trustees' Subdivision of Lots and Blocks in the Southwest quarter of Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, bounded and described as follows:

Beginning at the Southeast corner of said Lot 14; thence West along the South line of said lot, a distance of 0.76 feet; thence North along a straight line, a distance of 22.9 feet to a point 1 foot West of the East line of said lot; thence Northwesterly along a straight line of 109.4 feet to a point 11.36 feet south of the North line of said lot; thence Northeasterly along a straight line, a distance of 9.1 feet to a point 4.12 feet South of the North line; thence Northeasterly along a straight line, a distance of 17.09 feet to the East line of said Lot; thence South along the East line of said Lot to the point of beginning, in Cook County, Illinois (commonly known as 666 West Lake Street, Permanent Tax No. 17-09-313-006).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the City Comptroller who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

2618 South Normal Boulevard.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The North 41 feet of the South 100.75 feet of Lots 29 and 30 taken as a Tract in Block 3 in David Davis' Subdivision of the North 1/2 of the East 1/2 of the Southwest 1/4 of Section 28, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 2618 South Normal Boulevard, Permanent Tax No. 17-28-304-028).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

1358 West Ohio Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The East 25 feet of Lots 32, 33 and 34 in Subdivision (South of Erie Street) of Block 2 in Assessor's Division of the East 1/2 of the Northwest 1/4 of Section 8, Township 39

North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 1358 West Ohio Street, Permanent Tax No. 17-08-118-011).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

5313-5315 South Prairie Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The South 40 feet of Lot 22 in Block 5 in Jennings' Subdivision, a part of Jennings and Moffett's Subdivision of the South 60 acres of the East half of the Southwest quarter of Section 10, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 5313-5315 South Prairie Avenue, Permanent Tax No. 20-10-312-003).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

1410 South Pulaski Road.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lot 5 in Block 9 in William A. Marigold's Resubdivision of North 50 acres of the East half of the Northeast quarter of Section 22, Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 1410 South Pulaski Road, Permanent Tax No. 16-22- 222-026).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

442 North Racine Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lot 12 in Block 2 in Hambleton's Subdivision of Lot "E" in the Circuit Court Partition of the Northwest 1/4 of Section 8, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 442 North Racine Avenue, Permanent Tax No. 17-08-134-036).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

4412-4416 West Washington Boulevard.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 43 and 42 and the East 1/2 of Lot 41 in Block 28 in the Subdivision of the South 1/2 of Section 10, Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 4412-4416 West Washington Boulevard, Permanent Tax Nos. 16-10-327-034 and 033).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

3442 South Western Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lot 4 in Proudfoot's Subdivision of Block 35 (except the West 100 feet thereof) in S. J. Walker's Subdivision of that part South of the Canal of the Northwest quarter of

Section 31, Township 39 North, Range 14, East of the Third Principal Meridian, also that part south of the Canal of the East half of the Northeast quarter of Section 36, Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 3442 South Western Avenue, Permanent Tax No. 16-36-204-032).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

517-525 West 70th Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

The North 44-3/4 feet of Lot 24 in Block 6 in Beck's Subdivision of the Southeast 1/4 of the Southwest 1/4 of Section 21, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 517-525 West 70th Street, Permanent Tax No. 20-21-326-001).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

1220-1230 East 70th/6955-6963 South Woodlawn Avenue.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 182 to 187, both inclusive, in Brockhaven being S. E. Gross; Subdivision of the South 23.569 Acres of that part of the West 1/2 of the Southeast 1/4 of Section 23, Township 38 North, Range 14, East of the Third Principal Meridian, lying West of Railroad in Cook County, Illinois (commonly known as 1220-1230 East 70th/6955-6963 South Woodlawn Avenue, Permanent Tax No. 20-23-410-039).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statements, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

1048 West 103rd Street.

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The Department of Housing, City Real Estate Section is authorized to advertise for sale the following parcel of vacant property which is no longer necessary, appropriate, required for the use of, profitable to or for the best interest of the City of Chicago. Said parcel is described as follows:

Lots 25 and 26 in Dodd's Subdivision of the West 1/2 of Block 14 in Hitt's Subdivision of the Southeast 1/4 of Section 8, Township 37 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois (commonly known as 1048 West 103rd Street, Permanent Tax Nos. 25-08-426-030 and 25-08-426-031).

Subject to covenants, zoning and building restrictions, easements and conditions, if any, of record.

Bidders shall furnish economic disclosure statement, as per City ordinance, Chapter 26.1 Municipal Code.

Bids for purchase of said property are to be solicited and bidding forms shall be obtained from the Department of Housing, City Real Estate Section who is authorized to prepare such bidding forms.

SECTION 2. This ordinance shall take effect and be in full force from and after date of its passage.

ACCEPTANCE OF BID FOR PURCHASE OF BOARD OF
EDUCATION PROPERTY AT 7017-7033
SOUTH STEWART AVENUE.

The Committee on Land Acquisition and Disposition submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, The Board of Education of the City of Chicago has recommended to the City Council Committee on Land Acquisition and Disposition of the City of Chicago to sell the real estate hereinafter described in the manner provided by statute; and

WHEREAS, Pursuant to Illinois Revised Statute, Chapter 122, paragraph 34-21, subsection (b) (2), the sale of real estate acquired, used or held for school purposes, having a fair market value of less than \$25,000 may be negotiated by the Board of Education of the City of Chicago and is exempt from the requirement of notice and competitive bid; and

WHEREAS, The real estate hereinafter described was used for school purposes; and

WHEREAS, The real estate hereinafter described has a fair market value of less than \$25,000 as evidenced by the following two appraisals:

Appraisal Associates, Inc.
John F. Enright, M.A.I.
October 30, 1985
Fair Market Value \$22,875

Terrence O'Brien
Terrence O'Brien & Co.
November 22, 1985
Fair Market Value \$15,300

WHEREAS, The Board of Education of the City of Chicago, by a vote of not less than three-fourths of its full membership, has recommended to the City Council that the following offer from the Antioch Baptist Church, 6953 S. Stewart Avenue, Chicago, Illinois 60621, in the amount of \$18,500 be accepted; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The City of Chicago hereby accepts the offer of the Antioch Baptist Church to purchase the vacant land legally described as follows, to-wit:

The West 125 feet of the North 50 feet of Lot 6 as measured on the West line of said lot in Block 10 in Normal School Subdivision in the West half of the South East quarter of Section 21, Township 38 North, Range 14 East of Third Principal Meridian, in Cook County, Illinois,

also

Lots 7 to 11, both inclusive, and the South 8 feet of Lot 12, in Block 10, in the Subdivision of Lots 5, 6 and the South half of Lot 7 in Block 9, and Lots 1, 2, 3, 4 and 5 in Block 10 in Normal School Subdivision of the West half of the South East quarter of Section 21, Township 38 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois,

which land has a frontage of 183 feet on South Stewart Avenue, contains approximately 22,875 square feet and is vacant land that is no longer necessary, appropriate, required for the use of, profitable to, or for the best interests of the Board of Education of the City of Chicago and/or the City of Chicago.

SECTION 2. That the Mayor and City Clerk are authorized to sign and attest a deed conveying all rights of the City of Chicago In Trust For The Use of Schools in and to said school property and to deliver said deed to the City Comptroller.

SECTION 3. The City Comptroller is authorized to deliver said deed to the purchaser or his nominee upon receipt of the purchase price.

SECTION 4. This ordinance shall be in effect from and after its passage.

On motion of Alderman Banks, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

Action Deferred -- TRANSFER OF PROPERTY AT 31ST STREET
AND CALIFORNIA BOULEVARD TO COOK COUNTY IN
SETTLEMENT OF PENDING LAWSUIT.

The Committee on Land Acquisition and Disposition submitted the following report which was, on motion of Alderman Majerczyk and Alderman Krystyniak, *Deferred*, and ordered published:

CHICAGO, March 12, 1986.

To the President and Members of the City Council:

Your Committee on Land Acquisition and Disposition to which was referred a communication from the Office of the Mayor transmitting an ordinance authorizing the transfer and conveyance by the City of Chicago to Cook County of certain real property owned by the City in settlement of a pending lawsuit filed by Cook County seeking \$2.5 million in contributions for the maintenance of the County Jail and Criminal Courts during the period 1952 to 1966, having had the same under advisement, begs leave to report and recommend that Your Honorable Body pass the proposed ordinance transmitted herewith.

This recommendation was concurred in by unanimous vote of the members of the committee.

Respectfully submitted,
(Signed) WILLIAM J. P. BANKS,
Chairman.

The following is said proposed ordinance transmitted with the foregoing committee report:

WHEREAS, The City of Chicago ("City") is a home rule municipality within Article VII, Section 6 of the Illinois Constitution; and

WHEREAS, The City is the owner of certain real property situated in the vicinity of 31st Street and California Boulevard and legally described as follows:

That part of the East 1/2 of the South West 1/4 of Section 25, Township 39 North, Range 13 East of the Third Principal Meridian, described as follows: commencing at the South East corner of the South West 1/4 of said Section 25; thence westerly along the South line of the aforesaid South West 1/4, a distance of 33.00 feet to a point; thence northerly along a line parallel with the East line of said South West 1/4, a distance of 732.98 feet to the South East corner of said parcel, for a point of beginning; thence continuing northerly along the aforesaid line, a distance of 463.97 feet to the North East corner of said parcel; thence southwesterly along, a line, turning an angle of 126 degrees 32 minutes 45 seconds to the left of the last described line, a distance of 253.92 feet to a point; thence southwesterly along a line, turning an angle of 8 degrees 07 minutes 25 seconds to the right of the last described line extended, a distance of 349.02 feet to a point; thence southwesterly along a line turning an angle of 122 degrees 38 minutes 16 seconds to the right of the last described line, a distance of 148.85 feet to a point; thence easterly along a line turning an angle of 85 degrees, 35

minutes 13.5 seconds to the right of the last described line, a distance of 521.89 feet to the point of beginning, in Cook County, Illinois.

WHEREAS, The County of Cook (the "County") desires to acquire from the City the aforesaid real property for the purpose of expanding its nearby jail facility; and

WHEREAS, The County has filed in the Circuit Court of Cook County as Case No. 83 L 7051 a lawsuit against the City for approximately \$2.5 million, claimed as due to the County in settlement of various alleged joint accounts; and

WHEREAS, The County and City desire to effect a transfer by the City to the County of the aforesaid real property in full settlement of the aforesaid lawsuit; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The sale of the aforementioned real property to the County is hereby approved.

SECTION 2. The Corporation Counsel of the City is hereby authorized and directed to prepare a quitclaim deed conveying all of the City's right, title and interest in said real property to the County.

SECTION 3. The Mayor is authorized to execute and the City Clerk to attest such deed. Upon execution by the Mayor and attestation by the City Clerk, the deed shall be delivered to the County for recording.

SECTION 4. The Corporation Counsel is authorized and directed to effect the full and complete settlement of said lawsuit.

SECTION 5. The Corporation Counsel and the Mayor are hereby authorized and directed to execute and the City Clerk to attest such other documents and perform such other acts as may be necessary to effect the conveyance of said real property to the County and the settlement of said lawsuit.

SECTION 6. This ordinance shall be effective upon its passage and approval.

COMMITTEE ON LICENSE.

MUNICIPAL CODE CHAPTER 156 AMENDED BY ADDING NEW SECTION 156-17.2 CONCERNING PUBLIC PARKING FACILITIES.

The Committee on License submitted a report recommending that the City Council pass the following proposed substitute ordinance transmitted therewith:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Section 156-17 of the Municipal Code of Chicago is hereby amended by adding thereto, after the last paragraph, the following language in italics:

156-17. For the purposes of determining the annual license fee, public garages are divided into the following classes:

* * * * *

Class III. This class shall include all public parking facilities accommodating four or more vehicles, not enclosed within a building, and devoted to parking purposes only in conjunction with the presentation of a sporting event, concert or other public entertainment. The annual license fee shall be \$10 per vehicle capacity. The capacity of such parking facility shall be figured on the basis of gross unenclosed area and by allowing 200 square feet per vehicle.

SECTION 2. Chapter 156 of the Municipal Code of Chicago is hereby amended by adding thereto new Section 156-17.2, in italics, as follows:

156-17.2 A Class III garage must be located within one-half mile of the nearest exterior portion of a stadium or other structure having a capacity of 5,000 or more and licensed as a public place of amusement. The distance shall be measured from any parking area of or entrance to the garage to the stadium. A Class III garage may operate only on days when sporting events or other entertainments are presented in such public place of amusement. A Class III garage may be open no more than 2 hours before and must close no later than 2 hours after a sporting event or other entertainment; the licensee or an employee of the licensee must be present during all hours of operation. A Class III garage may be located only on premises for which a valid occupancy certificate and a valid driveway permit have been issued.

SECTION 3. The collection of taxes shall begin only after passage and publication of this ordinance.

SECTION 4. This ordinance shall be in full force and effect ten days after its passage and publication.

On motion of Alderman Huels, the foregoing proposed substitute ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone --
46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

COMMITTEE ON LOCAL TRANSPORTATION.

**AUTHORITY GRANTED FOR INSTALLATION AND MAINTENANCE
OF BUS PASSENGER SHELTER ON NORTH KIMBALL
AVENUE AT INTERSECTION OF WEST
IRVING PARK ROAD.**

The Committee on Local Transportation submitted the following report:

CHICAGO, March 6, 1986.

To the President and Members of the City Council:

Your Committee on Local Transportation, having had under consideration a proposed ordinance (which was referred on February 4, 1986) for the installation and maintenance of a bus passenger shelter for southbound traffic on North Kimball Avenue at the intersection of West Irving Park Road, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 9 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) VITO MARZULLO,
Chairman.

On motion of Alderman Hagopian, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The necessity of erecting shelters for the convenience of bus passengers has been determined by experience; and

WHEREAS, Chicago Transit Authority has a bus stop where other means of shelter is not readily available; and

WHEREAS, The interval of time between buses was also a factor in this site selection; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the construction of a bus shelter at the following location within the public right-of-way of the City of Chicago is hereby approved:

Street	at	Intersection	Location	Ward
North Kimball Avenue		West Irving Park Road	Southbound	35

SECTION 1a. The Chicago Transit Authority shall submit copies of plans and specifications to the City of Chicago, Department of Public Works, Bureau of Traffic Engineering and Operations for approval.

SECTION 1b. The Chicago Transit Authority shall obtain all necessary permits from the City of Chicago, Department of Public Works, for work necessary to install and maintain the bus shelter.

SECTION 1c. The Chicago Transit Authority shall be solely responsible for all expenses necessary for the installation, maintenance, removal or relocation of the bus shelter.

SECTION 1d. The Chicago Transit Authority shall hold the City of Chicago harmless from property damage or personal injuries arising out of said installation, maintenance, removal or relocation of the bus shelter.

SECTION 1e. The Chicago Transit Authority shall remove or relocate the shelter at its sole expense within ten (10) days when so ordered by the City of Chicago, Department of Public Works.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

AUTHORITY GRANTED FOR INSTALLATION AND MAINTENANCE
OF BUS PASSENGER SHELTER ON WEST MONTROSE
AVENUE AT INTERSECTION OF NORTH NEENAH
AVENUE.

The Committee on Local Transportation submitted the following report:

CHICAGO, March 6, 1986.

To the President and Members of the City Council:

Your Committee on Local Transportation, having had under consideration a proposed ordinance (which was referred on February 26, 1986) for the installation and maintenance of a bus passenger shelter for eastbound passengers on West Montrose Avenue at the intersection of North Neenah Avenue, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 9 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) VITO MARZULLO,
Chairman.

On motion of Alderman Hagopian, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The necessity of erecting shelters for the convenience of bus passengers has been determined by experience; and

WHEREAS, Chicago Transit Authority has a bus stop where other means of shelter is not readily available; and

WHEREAS, The interval of time between buses was also a factor in this site selection; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the construction of a bus shelter at the following location within the public right-of-way of the City of Chicago is hereby approved:

Street	at	Intersection	Location	Ward
Montrose		Neenah	Eastbound	38

SECTION 1a. The Chicago Transit Authority shall submit copies of plans and specifications to the City of Chicago, Department of Public Works Bureau of Traffic Engineering and Operations for approval.

SECTION 1b. The Chicago Transit Authority shall obtain all necessary permits from the City of Chicago, Department of Public Works, for work necessary to install and maintain the bus shelter.

SECTION 1c. The Chicago Transit Authority shall be solely responsible for all expenses necessary for the installation, maintenance, removal or relocation of the bus shelter.

SECTION 1d. The Chicago Transit Authority shall hold the City of Chicago harmless from property damage or personal injuries arising out of said installation, maintenance, removal or relocation of the bus shelter.

SECTION 1e. The Chicago Transit Authority shall remove or relocate the shelter at its sole expense within ten (10) days when so ordered by the City of Chicago, Department of Public Works.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

REPEAL OF ORDINANCE ESTABLISHING TAXICAB STAND
530 ON PORTION OF WEST VAN BUREN
STREET.

The Committee on Local Transportation submitted the following report:

CHICAGO, March 6, 1986.

To the President and Members of the City Council:

Your Committee on Local Transportation, having had under consideration a proposed ordinance (which was referred on February 13, 1986) to repeal an ordinance passed by the City Council on January 28, 1983, printed on pages 15635-15636 of the Journal of the Proceedings of said date, which established Taxicab Stand No. 530 on West Van Buren Street, along the north curb, from a point 108 feet east of the east building line of South Sherman Street to a point 40 feet east thereof, begs leave to recommend that Your Honorable Body Pass the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 9 members of the committee, with no dissenting vote.

1
(Signed) Respectfully submitted,
VITO MARZULLO,
Chairman.

On motion of Alderman Hagopian, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That an ordinance passed by the City Council on January 28, 1983, pages 15635 -- 15636 of the Journal of the Proceedings establishing the following taxicab stand:

Stand No. 530

On West Van Buren Street, along the north curb from a point 108 feet east of the east building line of South Sherman Street to a point 40 feet east thereof -- 2 taxicabs

be and the same is hereby repealed and said taxicab stand is hereby abolished.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and due publication.

REPEAL OF ORDINANCE ESTABLISHING TAXICAB STAND
529 ON PORTION OF WEST VAN BUREN STREET.

The Committee on Local Transportation submitted the following report:

CHICAGO, March 6, 1986.

To the President and Members of the City Council:

Your Committee on Local Transportation, having had under consideration a proposed ordinance (which was referred on February 13, 1986) to repeal an ordinance passed by the City Council on January 28, 1983, printed on page 15635 of the Journal of the Proceedings of said date, which established Taxicab Stand No. 529 on West Van Buren Street, along the north curb, from a point 20 feet east of the east building line of South Sherman Street to a

point 40 feet east thereof -- 2 vehicles, begs leave to recommend that Your Honorable Body *Pass* the said proposed ordinance, which is transmitted herewith.

This recommendation was concurred in by 9 members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) VITO MARZULLO,
Chairman.

On motion of Alderman Hagopian, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That an ordinance passed by the City Council on January 28, 1983, page 15635 of the Journal of the Proceedings establishing the following taxicab stand:

Stand No. 529

On West Van Buren Street, along the north curb from a point 20 feet east of the east building line of South Sherman Street to a point 40 feet east thereof -- 2 taxicabs

be and the same is hereby repealed and said taxicab stand is hereby abolished.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and due publication.

MEMORIALIZATION OF CHICAGO TRANSIT AUTHORITY TO
INSTALL BUS PASSENGER SHELTERS AT CORNER
OF SOUTH ARCHER AND SOUTH CICERO
AVENUES.

The Committee on Local Transportation submitted the following report:

CHICAGO, March 6, 1986.

To the President and Members of the City Council:

Your Committee on Local Transportation, having had under consideration a proposed order (which was referred on January 16, 1986) authorizing and directing the committee to memorialize the Chicago Transit Authority to give consideration to the installation of bus passenger shelters on the northeast, northwest, southeast and southwest corners of South Archer and South Cicero Avenues, begs leave to recommend that Your Honorable Body Pass the said proposed order, which is transmitted herewith.

This recommendation was concurred in by 9 members of the committee, with no dissenting vote.

(Signed) Respectfully submitted,
VITO MARZULLO,
Chairman.

On motion of Alderman Hagopian, the said proposed order transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said order as passed:

Ordered, That the Committee on Local Transportation is hereby authorized and directed to memorialize the Chicago Transit Authority to give consideration to the installation of bus passenger shelters on the northeast, northwest, southeast and southwest corners of South Archer and South Cicero Avenues.

JOINT COMMITTEE
COMMITTEE ON BUILDINGS.
COMMITTEE ON ZONING.

ISSUANCE OF PERMITS FOR ERECTION OF ILLUMINATED SIGNS.

The Joint Committee composed of the members of the Committee on Buildings and the members of the Committee on Zoning submitted the following report:

CHICAGO, March 11, 1986.

To the President and Members of the City Council:

Your Committee on Buildings along the Zoning begs leave to recommend that Your Honorable Body *Pass*, the proposed orders transmitted herewith (referred December 17, 23 and 30, 1985, January 16, 30, February 13 and 26, 1986) to authorize the issuance of permits for the erection and maintenance of illuminated signs.

These recommendations were concurred in by all members of the committee with no dissenting vote.

Respectfully submitted,
(Signed) TERRY M. GABINSKI,
Chairman,
Committee on Zoning.

(Signed) FRED B. ROTI,
Chairman.
Committee on Buildings.

On motion of Alderman Roti, the committee's recommendations were *Concurred In* and said proposed orders were *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following are said orders as passed (the italic heading in each case not being a part of the order):

3210 South Wolcott Street.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to 3M National Advertising Company, 6850 South Harlem Avenue, Bedford Park, Illinois 60501, for the erection of a sign/signboard over 24 feet in height and/or over

100 square feet (in area of one face) at 3210 South Wolcott Street, Be-Mac Transport Company, Inc.;

Dimensions: length 60 feet, height 20 feet
Height Above Grade/Roof to Top of Sign: 110 feet
Total Square Foot Area: 2400 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

8300 South Pulaski Road.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to Flashtrac, Inc., 3140 North Mannheim Road, Franklin Park, Illinois 60131, for the erection of a sign/signboard over 24 feet in height and/or over 100 square feet (in area of one face) at 8300 South Pulaski Road, Seven/Eleven Food Store;

Dimensions: length 8 feet 2-1/2 inches, height 16 feet 9 inches
Height Above Grade/Roof to Top of Sign: 28 feet 0 inches
Total Square Foot Area: 132 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance 8300 South Pulaski Road, and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

830 East 63rd Street.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to Flashtrac, Inc., 3140 North Mannheim Road, Franklin Park Illinois 60131, for the erection of a sign/signboard over 24 feet in height and/or over 100 square feet (in area of one face) at 830 East 63rd Street, Payless Shoe Source;

Dimensions: length 10 feet 0 inches, height 7 feet 5/8 inches
Height Above Grade/Roof to Top of Sign: 30 feet 0 inches
Total Square Foot Area: 70 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

2523 West Cermak Road.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to Artisan Signs, 14101 South Wallace Street, Chicago, Illinois 60627, for the erection of a sign/signboard over 24 feet in height and/or over 100 square feet (in area of one face) at 2523 West Cermak Road, Advance Tire and Auto, Inc. (Goodyear);

Dimensions: length 27 feet 0 inches, height 5 feet 6 inches
Height Above Grade/Roof to Top of Sign: 40 feet 6 inches
Total Square Foot Area: 148.5 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

406 South Pulaski Road.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to Outdoor Media, Inc., 300 North State Street, Suite 5706, Chicago, Illinois 60610, for the erection of a sign/signboard over 24 feet in height and/or over 100 square feet (in area of one face) at 406 South Pulaski Road, general advertisers -- various copy;

Dimensions: length 60 feet, height 20 feet
Height Above Grade/Roof to Top of Sign: 95 feet (plus 5 feet for temporary extensions, when needed)
Total Square Foot Area: 1200 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

5712 West Grand Avenue.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to Foster and Kleiser, 4000 South Morgan Street, Chicago, Illinois 60609, for the erection of a sign/signboard over 24 feet in height and/or over 100 square feet (in area of one face) at 5712 West Grand Avenue, advertising;

Dimensions: length 23 feet 0 inches, height 22 feet 0 inches
Height Above Grade/Roof to Top of Sign: 36 feet
Total Square Foot Area: 506 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

5555 West Irving Park Road.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to James D. Ahern Sign Company, 3257 South Harding Avenue, Chicago, Illinois, 60623, for the erection of a sign/signboard over 24 feet in height and/or over 100 square feet (in area of one face) at 5555 West Irving Park Road, City Oldsmobile;

Dimensions: length 9 feet 0 inches, height 9 feet 0 inches
Height Above Grade/Roof to Top of Sign: 28 feet 0 inches (3 feet x 3 feet local box)
Total Square Foot Area: 90 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

4700 North Milwaukee Avenue.

Ordered, That the Commissioner of Inspectional Services is hereby directed to issue a sign permit to Doyle Signs, Inc., 232 Interstate Road, Addison, Illinois, 60101, for the erection of a sign/signboard over 24 feet in height and/or over 100 square feet (in area of one face) at 4700 North Milwaukee Avenue, Jefferson Park Plaza;

Dimensions: length 12 feet 6 inches, height 23 feet 11 inches
Height Above Grade/Roof to Top of Sign: 23 feet 11 inches
Total Square Foot Area: 300 square feet.

Such sign shall comply with all applicable provisions of Chapter 194A of the Chicago Zoning Ordinance and all other applicable provisions of the Municipal Code of the City of Chicago governing the construction and maintenance of outdoor signs, signboards and structures.

REPEAL OF SIGN/SIGNBOARD FOR 4900 NORTH
WESTERN AVENUE.

The Joint Committee composed of the members of the Committee on Buildings and the members of the Committee on Zoning submitted the following report:

CHICAGO, March 12, 1986.

To the President and Members of the City Council:

Reporting for the Joint Committee on Zoning and Committee on Buildings, a proposed ordinance heard at their meeting held March 11, 1986 to repeal a sign order approved by the City Council for 4900 North Western Avenue.

Respectfully recommends that Your Honorable Body *Pass* the attached substitute ordinance.

This recommendation was passed unanimously by all members of the committees present, with no dissenting vote.

Respectfully submitted,
(Signed) TERRY M. GABINSKI,
Chairman,
Committee on Zoning.

(Signed) FRED B. ROTI,
Chairman,
Committee on Buildings.

On motion of Alderman Roti, the said proposed ordinances transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the order adopted by the City Council of Chicago on November 14, 1983, and appearing on page 3396 of the Journal of Proceedings of said date, directing the Commissioner of Inspectional Services to issue a permit for a sign to Outdoor Media, Inc. to be located at 4900 North Western Avenue is hereby repealed.

SECTION 2. This ordinance shall be in full force and effect from and after its due passage.

MATTERS PRESENTED BY THE ALDERMEN

(Presented By Wards, In Order, Beginning With The Fiftieth Ward).

Arranged under the following subheadings:

1. Traffic Regulations, Traffic Signs and Traffic-Control Devices.
2. Zoning Ordinance Amendments.
3. Claims.
4. Unclassified Matters (arranged in order according to Ward numbers).
5. Free Permits, License Fee Exemptions, Cancellation of Warrants for Collection and Water Rate Exemptions, Etc.

**1. TRAFFIC REGULATIONS, TRAFFIC SIGNS
AND TRAFFIC-CONTROL DEVICES.**

***Referred -- ESTABLISHMENT OF LOADING ZONES
AT SUNDRY LOCATIONS.***

The aldermen named below presented proposed ordinances to establish loading zones at the locations designated, for the distances specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Location
EVANS (4th Ward)	South Harper Avenue, at the parking area east of 54th Street and South Harper Avenue and north of the Hyde Park Co-op Food Market (2 car lengths) Mondays through Saturdays;
LAURINO (39th Ward)	West Lawrence Avenue (south side) at 3801 -- 8:00 A.M. to 6:00 P.M. -- Mondays through Saturdays;
MC LAUGHLIN (45th Ward)	West Irving Park Road (north side) at 5136 -- 8:00 A.M. to 6:00 P.M. -- Mondays through Saturdays.

***Referred -- ESTABLISHMENT OF ONE-WAY TRAFFIC
RESTRICTION ON SPECIFIED PUBLIC WAYS.***

The aldermen named below presented proposed ordinances to restrict the movement of vehicular traffic to the direction indicated in each case, on specified public ways, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Public Way
HUELS (11th Ward)	First alley north of South Archer Avenue, from South Farrell Street to South Quinn Street -- easterly;
HAGOPIAN (30th Ward)	First east-west alley north of West Grand Avenue between North Major Avenue and North Menard Avenue -- westerly.

*Referred -- DISCONTINUANCE OF ONE-WAY TRAFFIC
RESTRICTION ON PORTION OF SOUTH
KOMENSKY AVENUE.*

Alderman Kellam (18th Ward) presented a proposed ordinance to discontinue the one-way traffic restriction on South Komensky Avenue between West 86th Street and West 87th Street, which was *Referred to the Committee on Traffic Control and Safety*.

*Referred -- INSTALLATION OF PARKING METERS ON
PORTION OF SOUTH BELL AVENUE.*

Alderman Sheahan (19th Ward) presented a proposed order for the installation of parking meters on both sides of South Bell Avenue from West 95th Street to the first alley south thereof, which was *Referred to the Committee on Traffic Control and Safety*.

*Referred -- REMOVAL OF PARKING METERS ON PORTION
OF WEST LAWRENCE AVENUE.*

Alderman Laurino (39th Ward) presented a proposed order for the removal of parking meters 502-4074 and 502-4075 from in front of 3801 West Lawrence Avenue at North Hamlin Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

*Referred -- PROHIBITION OF PARKING AT ALL TIMES
AT SPECIFIED LOCATIONS.*

The aldermen named below presented proposed ordinances to prohibit at all times the parking of vehicles at the locations designated, for the distances specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Location and Distance
<i>BEAVERS</i> (7th Ward)	South Oglesby Avenue at 9152 (except for handicapped); South Phillips Avenue at 8441 (except for handicapped);
<i>HUTCHINSON</i> (9th Ward)	South Champlain Avenue at 10609 (except for handicapped); East Kensington Avenue at 362 (at either side of driveway);
<i>HUELS</i> (11th Ward)	South Keeley Street (east side) at 2833 (except for handicapped); West Pershing Road (north side) at 1622;
<i>MADRZYK</i> (13th Ward)	South Central Avenue (west side) from West 60th Street to a point 175 feet south thereof;
<i>MELL</i> (33rd Ward)	West Barry Avenue at 2215 (except for handicapped); North Whipple Street (east side) at 2117 (except for handicapped);
<i>BANKS</i> (36th Ward)	West Altgeld Avenue at 6848 (except for handicapped);
<i>NATARUS</i> (42nd Ward)	East Erie Street at 444 (five car spaces);
<i>SCHULTER</i> (47th Ward)	North Western Avenue (west side) from 3920-3938 north to the corner;
<i>STONE</i> (50th Ward)	West Farwell Avenue (south side) at 2751.

Referred -- DISCONTINUANCE OF PARKING PROHIBITION
DURING SPECIFIED HOURS ON PORTION OF
SOUTH HALSTED STREET.

Alderman Huels (11th Ward) presented a proposed ordinance to discontinue the prohibition against the parking of vehicles on South Halsted Street from South Archer Avenue to West 47th Street, on the west side from 4:00 P.M. to 6:00 P.M. on Mondays through Fridays, and on the east side from 7:00 A.M. to 9:00 A.M. on Mondays through Fridays, which was *Referred to the Committee on Traffic Control and Safety.*

Referred -- ESTABLISHMENT OF RESIDENTIAL PERMIT
PARKING ZONES AT SPECIFIED LOCATIONS.

The aldermen named below presented proposed orders to establish residential permit parking zones for vehicles at the locations designated, for the distances specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Location and Distance
KRYSTYNIAK (23rd Ward)	South side of West 51st Street between South Parkside Avenue and South Central Avenue;
KOTLARZ (35th Ward)	East side of North Monticello Avenue from 3555-3649.

Referred -- ESTABLISHMENT OF DIAGONAL PARKING ON
PORTION OF NORTH AVERS AVENUE.

Alderman Kotlarz (35th Ward) presented a proposed order to establish diagonal parking on the west side of North Avers Avenue from West Irving Park Road to the first alley north thereof, which was *Referred to the Committee on Traffic Control and Safety.*

Referred -- DESIGNATION OF SERVICE DRIVE/DIAGONAL
PARKING ON PORTION OF WEST RICE STREET.

Alderman Gabinski for Alderman Santiago (31st Ward) presented a proposed order to designate the south side of West Rice Street from North Kostner Avenue (east property line) to a point 206 feet west thereof as a service drive and to permit diagonal parking in said location, which was *Referred to the Committee on Traffic Control and Safety.*

Referred -- ESTABLISHMENT OF TOW-AWAY ZONE AT
2834 NORTH HALSTED STREET.

Alderman Hansen (44th Ward) presented a proposed ordinance to establish a tow-away zone at 2834 North Halsted Street, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- INSTALLATION OF TRAFFIC SIGNS AT
SUNDRY LOCATIONS.

The aldermen named below presented proposed orders for the installation of traffic signs, of the nature indicated and at the locations specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Location and Type of Sign
ROTI (1st Ward)	Intersection of West Polk Street and South Wells Street -- "All-Way Stop";
VRDOLYAK (10th Ward)	Northwest and southeast corners of South Bensley Avenue and East 107th Street (stopping Bensley Avenue traffic) -- "Stop"; Northwest corner of East 108th Street and South Bensley Avenue -- "1-Way Stop";
HUELS (11th Ward)	Intersection of West 32nd Place and South May Street (stopping east and west traffic) -- "2-Way Stop";
MADRZYK (13th Ward)	South Spaulding Avenue (one-way street/southerly) at the intersection of West 60th Street -- "Stop"; Intersection of West 65th Street and South Karlov Avenue (stopping 65th Street) -- "Stop"; East-west alley of South Homan and Trumbull Avenues between West 78th and 79th Streets -- "No Through Traffic";

Alderman

Location and Type of Sign

BURKE (14th Ward)

Intersection of South Fairfield Avenue and West 65th Street (stopping northbound and eastbound traffic) -- "2-Way Stop";

Intersection of South Loomis Street and West 48th Street (stopping north and south traffic on Loomis) -- "2-Way Stop";

LANGFORD (16th Ward)

West 65th Street and South Ashland Avenue and West 66th Street and South Ashland Avenue -- "4-Way Stop";

STREETER (17th Ward)

Southeast and southwest corners of West 79th Street and South Peoria Street -- "No Parking From Here To Corner";

KELLAM (18th Ward)

Eastbound traffic on West 87th Street turning northbound into South Komensky Avenue -- "No Left Turn";

Southbound traffic on South Pulaski Road turning westbound into West 86th Street (from 4:00 P.M. to 6:00 P.M. Monday through Friday) -- "No Right Turn";

SHERMAN (21st Ward)

Intersection of West 90th Street and South Lowe Avenue -- "2-Way Stop";

Intersection of West 89th Street and South Normal Avenue -- "2-Way Stop";

KRYSTYNIAK (23rd Ward)

East and westbound traffic on West 54th Street at the intersection of South Long Avenue -- "Stop";

Intersection of West 53rd Street and South Kildare Avenue -- "4-Way Stop";

HAGOPIAN (30th Ward)

Intersection of West Belden Avenue and North Karlov Avenue -- "3-Way Stop";

SANTIAGO (31st Ward)

Intersection of West Belden Avenue and North Drake Avenue -- "Stop";

3/12/86

NEW BUSINESS PRESENTED BY ALDERMEN

28601

Alderman	Location and Type of Sign
<i>GABINSKI</i> (32nd Ward)	Northeast corner of West Blackhawk Street and North Paulina Street -- "Do Not Enter"; Intersection of West Lyndale Avenue and North Hamilton Avenue (stopping east and west traffic on Lyndale Avenue) -- "2-Way Stop"; Northeast corner of West Blackhawk Avenue at the intersection of North Paulina Street -- "Stop";
<i>MELL</i> (33rd Ward)	West Altgeld Street (one-way easterly) at the intersection of North Sawyer Avenue -- "Stop";
<i>KOTLARZ</i> (35th Ward)	Intersection of West Diversey Avenue and North Lawndale Avenue (stopping east and west traffic on Diversey Avenue) -- "2-Way Stop";
<i>BANKS</i> (36th Ward)	Intersection of West Cornelia Avenue and North Octavia Avenue -- "All-Way Stop"; Intersection of West Wrightwood Avenue and North Newland Avenue -- "3-Way Stop";
<i>O'CONNOR</i> (40th Ward)	Intersection of North Rockwell Street and West Balmoral Avenue -- "All-Way Stop";
<i>OBERMAN</i> (43rd Ward)	Intersection of West Kemper Place and North Geneva Terrace -- "3-Way Stop";
<i>MC LAUGHLIN</i> (45th Ward)	Northwest corner of West Irving Park Road and North Laverne Avenue -- "No Turn On Red";
<i>STONE</i> (50th Ward)	Intersection of North Western Avenue and West Lunt Avenue (from 7:00 A.M. to 7:00 P.M.) -- "No Turn On Red".

Referred -- REMOVAL OF TRAFFIC SIGNS
AT SPECIFIED LOCATION.

Alderman D. Davis (29th Ward) presented a proposed order for the removal of two traffic signs at the corner of the alley, 1100 North to 1200 North (Thomas Street to Division Street) between North Massasoit and North Menard Avenues, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- AMENDMENT OF ORDINANCE AUTHORIZING
"NO TURN ON RED" TRAFFIC SIGN AT
NORTH CALIFORNIA AVENUE AND
WEST LUNT AVENUE.

Alderman Stone (50th Ward) presented a proposed ordinance to amend the ordinance establishing a "No Turn On Red" traffic sign at North California Avenue and West Lunt Avenue by inserting the language "7:00 A.M. to 7:00 P.M." therein, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- SURVEY FOR ERECTION OF APPROPRIATE
"ONE WAY" AND "DO NOT ENTER" SIGNS AT
SPECIFIED LOCATION.

Alderman D. Davis (29th Ward) presented a proposed order to conduct a survey for the erection of appropriate "One Way" and "Do Not Enter" signs at the corner of the alley located between West Augusta Boulevard, West Thomas Street, North Massasoit Avenue and North Menard Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- INSTALLATION OF AUTOMATIC TRAFFIC CONTROL
SIGNALS AT WEST POLK STREET AND SOUTH
DEARBORN STREET.

Alderman Roti (1st Ward) presented a proposed order to install automatic traffic control signals with pedestrian signals at the intersection of West Polk Street and South Dearborn Street, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- ESTABLISHMENT OF WEIGHT LIMITATION ON
SPECIFIED PUBLIC WAYS.

Alderman Kotlarz (35th Ward) presented six proposed ordinances to fix a weight limit of three tons for trucks and commercial vehicles at the locations designated for the distances specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Public Way	Distance
North Kedvale Avenue	From West Addison Street to West Irving Park Road;
North Kenneth Avenue	From North Milwaukee Avenue to West Irving Park Road;
North Kildare Avenue	From West Waveland Avenue to West Irving Park Road;
North Kostner Avenue	From North Milwaukee Avenue to West Irving Park Road;
North Lowell Avenue	From North Milwaukee Avenue to West Irving Park Road;
North Tripp Avenue	From West Addison Street to West Irving Park Road.

2. ZONING ORDINANCE AMENDMENTS.

Referred -- ZONING RECLASSIFICATION OF PARTICULAR AREA.

Alderman Krystyniak (23rd Ward) presented a proposed ordinance for amendment of the Chicago Zoning Ordinance, for the purpose of reclassifying a particular area, which was *Referred to the Committee on Zoning*, as follows:

To classify as a B4-1 Restricted Service District instead of an R2 Single- Family Residence District the area shown on Map No. 12-K bounded by

a line 130.93 feet south of and parallel to West 51st Street; South Knox Avenue; the alley next north of South Archer Avenue; and the alley next west of South Knox Avenue.

3. CLAIMS.

Referred -- CLAIMS AGAINST CITY OF CHICAGO.

The aldermen named below presented one hundred seventy-three proposed claims against the City of Chicago for the claimants named as noted respectively, which were *Referred to the Committee on Claims and Liabilities*, as follows:

Alderman

Claimant

EVANS (4th Ward)

Dooridge Condominium Association;

Hyde Park -- Woodlawn Condominium
Association;1356 Hyde Park Condominium
Association;4900 South Drexel Cooperative
Apartments;

Dorchester Condominium Association;

48th and Dorchester Condominium
Association;1348-1350 Hyde Park Condominium
Association;

Ellis Cooperative;

University Park Condominium
Association;Drexel Square Condominium
Association;Watergate East Condominium
Association;Barclay Condominium Homeowners
Association;

Goodfriend Condominium Association;

1314-1316 East 54th Street
Condominium Association;

5000 Cornell Condominium Association;

BLOOM (5th Ward)

The Ruskin Apartments, Incorporated;

3/12/86

NEW BUSINESS PRESENTED BY ALDERMEN

28605

Alderman

Claimant

Promontory Apartments Trust;

Jackson Court Apartments;

Mews on Dorchester Condominium
Association;

Paxton Arms Condominium Association;

Greenway Court Condominium
Association;

5514-5526 Cornell Condominium
Association;

East View Park Condominium
Association;

Jackson Towers Condominium
Association;

5401 Hyde Park Condominium
Association;

5742-5744 South Kenwood
Condominium Association;

Hampton House Condominium;

75th On The Lake Home Owners
Association;

5553-5555 Blackstone Condominium
Association;

6714-6716 South Chappell
Condominium Association;

5302-5312 Cornell Condominium
Association;

5437-5439 South Cornell Condominium
Association;

5624-5626 Dorchester Condominium
Association;

Alderman

Claimant

SAWYER (6th Ward)*HUTCHINSON* (9th Ward)*HUELS* (11th Ward)*SHEAHAN* (19th Ward)*KRYSTYNIAK* (23rd Ward)*NARDULLI* (26th Ward)*D. DAVIS* (29th Ward)*GABINSKI* (32nd Ward)*MELL* (33rd Ward)*KOTLARZ* (35th Ward)*BANKS* (36th Ward)5518-5522 Everett Condominium
Association;

Chatham Park South Cooperative;

Eden Green Housing Cooperative;

Charles Dicaro;

Academy Hall Apartments;

Gallery Condominium Association;

Camden Court Condominium;

Micheal Brannigan;

Clear Ridge Condominium II
Association;Shelbourne Courts Condominium
Association;

6628 West 64th Place Corporation;

6642 West 64th Place Corporation;

Purgloss View Condominium;

6624 West 64th Place Corporation;

Edward Jawgiel;

Stamaglio Realty;

Mr. and Mrs. James Hickson;

Mr. Hugh Ziomek;

Alderman Richard F. Mell;

Francis and Grace Everett;

2159 North Harlem Building
Association;

3/12/86

NEW BUSINESS PRESENTED BY ALDERMEN

28607

Alderman

Claimant

Belmont Terrace Condominium
Association;

2127-2131-2135 North Harlem
Condominium Association;

Colonial Terrace Condominium
Association;

DAMATO (37th Ward)

George Benakos;

CULLERTON (38th Ward)

Heather Terrace Condominium
Association;

The Washington House Condominium
Association;

3821 North Narragansett Condominium
Association;

Narragansett Condominium
Association;

Josephine T. Gandor;

Stanley and Walter Szewczyk;

William Golucki;

LAURINO (39th Ward)

Tudor Manor Condominium
Association;

Centannian II Condominium
Association, Incorporated

John F. Mullen;

Lincolnwood Terrace Condominium
Association;

Gilbert A. Bubbel;

O'CONNOR (40th Ward)

Summerdale Condominium;

NATARUS (42nd Ward)

Two East Oak Condominium

Alderman

Claimant

Association;

1242 Lake Shore Drive Corporation;

1120 Lake Shore Drive Building
Corporation;921 North LaSalle Condominium
Association;

1240 Condominium Association;

Streeterville Center Condominium
Association;

1255 State Parkway Condominium;

1366 Dearborn Parkway Condominium;

OBERMAN (43rd Ward)Willow-Dayton Condominium
Association;

1750 North Wells Condominium;

Kennelly Square Condominium
Association;Armitage-Howe Condominium
Association;1 East Schiller Condominium
Association;

Eugenie Park Condominium;

Walpole Point Owners Association;

Astor Villa Condominium
Association;Dickens Court Condominium
Association;Surrey Court Condominium
Association;Hampden Court Condominium
Association;

3/12/86

NEW BUSINESS PRESENTED BY ALDERMEN

28609

Alderman

Claimant

Clybourn Lofts Condominium
Association;

416 West Grant Place
Condominium Association;

510 Fullerton Condominium
Association;

Seminary Garden Condominium
Association;

McCormick Mansion Condominium
Association;

1350 North State Parkway
Condominium;

Cleveland/Armitage Condominium
Association;

2201 North Cleveland
Condominium Association,
Incorporated;

Fullerton Colonnade Condominium
Association;

Hudson Place Condominium
Association;

Constellation Condominium
Association;

Dayton Dickens Condominium
Association;

Conservatory Condominium
Association;

Lincoln Park Plaza Condominium
Association;

MC LAUGHLIN (45th Ward)

Windsor Point Condominium
Association;

Alderman

Claimant

4247-4249 North Keystone
Condominium Association;

Keystone Courts Condominium
Association Number 2;

Edmunds Street Condominium
Association;

5500 West Higgins Condominium
Association;

Mayfair Terrace Condominium
Association, Incorporated;

5312-5314 Windsor Condominium
Association;

Kedvale Terrace Condominium;

Carousel Court Condominium
Association;

Lester Condominium Association;

ORBACH (46th Ward)

3750 North Lake Shore Drive
Incorporated;

3550 Condominium Association;

3550 Condominium Association;

SCHULTER (47th Ward)

Ravenswood Condominium
Association;

Mondo Condominium Association;

VOLINI (48th Ward)

Granville Tower Condominium;

Horizon House Condominium
Association;

Surfside Condominium;

3/12/86

NEW BUSINESS PRESENTED BY ALDERMEN

28611

Alderman

Claimant

852-854 Lakeside Condominium
Association;

Glenwood Property Association;

Princeton House Condominium
Association;

832 West Gunnison Association;

Glenlake Court Condominium
Association;

1450 Granville Condominium
Association;

Maranatha Condominium
Association;

909-911 West Gunnison
Incorporated;

Tiara Homeowners Association;

Park Edgewater Condominium
Association;

848 West Gunnison Condominium
Association;

904-906 West Gunnison
Condominium
Association;

Margate Green Condominium
Association;

Argyle Estates Condominium
Association;

829-831 Condominium Association;

5100 North Sheridan Road
Condominium Association;

Alderman

Claimant

5201-5203 North Kenmore Association;

Ainslie Park Condominium
Association;939-943 Ainslie Condominium
Association;6118 North Sheridan Road
Condominium Association;1407-1409 West Elmdale
Condominium Association;4900 North Marine Drive
Condominium Association;

ORR (49th Ward)

North Shore Avenue Condominium
Association;6300 Sheridan Road Condominium
Association;1220-1222 West Sherwin Avenue
Condominium Association;1512-1514 West Jonquil Terrace
Condominium Association;West Fargo Avenue Condominium
Association;North Glen Condominium
Association;Colonial Court Homeowners
Association;

Farwell Courts Condominium;

Sheridan Point Condominium
Association;

Shoreline Towers Condominium

3/12/86

NEW BUSINESS PRESENTED BY ALDERMEN

28613

Alderman

Claimant

Association;

Juneway Building Corporation;

Loyola Condominium Association;

The Elms in Rogers Park
Condominium Association,
Incorporated;

7400 Sheridan Condominium
Association;

Birchwood Condominium
Association;

Albion Condominium Association;

Ridge Estates Condominium
Association;

6334 North Sheridan Road
Condominium;

STONE (50th Ward)

Twin Gables Condominium
Association;

Ridgewood Estates Condominium
Association;

Winchester Court Condominium
Association;

6114-6116 North Hamilton
Cooperative Corporation;

Mozart Terrace Condominium
Association;

Oakley North Condominium
Association;

Granville Courts Condominium
West Association;

Alderman

Claimant

Oakley Place Condominium;

Granville Courts Condominium
Association;Fountain View Condominium
Association;6120-6122 North Hamilton Avenue
Building Cooperative
Corporation;Ridge Park Condominium
Association;

7524 Ridge Building Corporation.

4. UNCLASSIFIED MATTERS

(Arranged in Order According to Ward Numbers).

Proposed ordinances, orders and resolutions were presented by the aldermen named below, respectively, and were acted upon by the City Council in each case in the manner noted, as follows:

Presented by

ALDERMAN ROTI (1st Ward):

Referred -- AMENDMENT OF LOCATION FOR
TAXICAB STAND 482.

A proposed ordinance to amend the location previously established for taxicab stand 482 on the west curb of South Damen Avenue to hereafter include the boundaries "from a point 284 feet south of West Polk Street to a point 72 feet south thereof" for four vehicles (instead of the boundaries "from a point 31 feet south of the south entrance wall of 820 South Damen Avenue to a point 80 feet south thereof"), which was *Referred to the Committee on Local Transportation*.

Referred -- ISSUANCE OF PERMITS TO HOLD
"SOUTH LA SALLE STREET FEST"
AT SPECIFIED LOCATION.

Also, a proposed order for the issuance of the necessary permits to Brokers Inn, c/o Louis P. Bournakis, to hold the "South LaSalle Street Fest" in conjunction with "The Sign of The Trader" on South LaSalle Street from West Jackson Boulevard to West Van Buren Street during the period from July 16 through July 18, 1986, which was *Referred to the Committee on Beautification and Recreation.*

Referred -- PAYMENT OF SPECIAL POLICE LICENSE
FEE BY RUSH-PRESBYTERIAN-SAINT LUKE'S
MEDICAL CENTER IN COMPLIANCE WITH
CHICAGO MUNICIPAL CODE.

Also, a proposed ordinance requiring Rush-Presbyterian-Saint Luke's Medical Center to pay a ten dollar license fee for the special police employed therein pursuant to Chapter 173, Section 173-6 of the Chicago Municipal Code, which was *Referred to the Committee on Finance.*

Referred -- ISSUANCE OF PERMITS TO AMERICAN
CANCER SOCIETY FOR ANNUAL
BIKE-A-THON.

Also, a proposed order for the issuance of the necessary permits to the American Cancer Society, c/o Joan Pendleton, for the annual bike-a-thon to be held on South Columbus Drive from West Roosevelt Road to West Balbo Avenue on Sunday, June 8, 1986, which was *Referred to the Committee on Streets and Alleys.*

Referred -- ISSUANCE OF PERMIT FOR OPERATION
OF NEWSPAPER STAND AT SPECIFIED
LOCATION.

Also, a proposed order for the issuance of a permit to Pankaj Modi for the operation of a newspaper stand on the northeast corner of State Street and Randolph Street on a daily basis, in accordance with the Chicago Municipal Code, which was *Referred to the Committee on Streets and Alleys.*

Referred -- ISSUANCE OF SIGN PERMIT FOR ERECTION
OF SIGN/SIGNBOARD AT SPECIFIED LOCATION.

Also, a proposed order for the issuance of a sign permit to All-Sign Corporation for the erection of a sign to be placed on the public sidewalk at 25 East Washington Street for the Washington/Wabash Mall, which was *Referred to the Committee on Zoning.*

Presented by

ALDERMAN BLOOM (5th Ward):

Referred -- PUBLIC HEARINGS URGED CONCERNING
PENDING OPERATIONAL CHANGES AT
RADIO STATION WFMT.

A proposed resolution urging the Committee on Cultural Development and Historical Landmark Preservation to hold public hearings on the changes and pending changes in the operation of Radio Station WFMT, which was *Referred to the Committee on Cultural Development and Historical Landmark Preservation*.

Presented by

ALDERMAN HUTCHINSON (9th Ward):

BUILDINGS DECLARED PUBLIC NUISANCES AND
ORDERED DEMOLISHED.

A proposed ordinance reading as follows:

WHEREAS, The buildings at the following locations, to wit:

10455 South Michigan Avenue (fire-gutted); and
10607 South Edbrooke Avenue (fire-gutted),

are so deteriorated and weakened that each is structurally unsafe and a menace to life and property in its vicinity; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The buildings at the following locations, to wit:

10455 South Michigan Avenue (fire-gutted); and
10607 South Edbrooke Avenue (fire-gutted),

are declared public nuisances, and the Commissioner of Inspectional Services is authorized and directed to demolish the same.

SECTION 2. This ordinance shall be effective upon its passage.

Alderman Hutchinson moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed ordinance. The motion *Prevailed*.

On motion of Alderman Hutchinson, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

DRAFTING OF ORDINANCE DIRECTED FOR VACATION
OF SPECIFIED PUBLIC WAYS.

Also, a proposed order reading as follows:

Ordered, That the Commissioner of Public Works is hereby directed to prepare an ordinance for the closing to vehicular traffic of East 124th Street between the easterly right of way line of the Kensington and Eastern Railroad and the westerly right of way line of the Michigan Central Railroad located between South Cottage Grove Avenue northwesterly and southwesterly of East 124th Street for Chicago South Shore and South Bend Railroad (No. 27-9-86-1039); said ordinance to be transmitted to the Committee on Streets and Alleys for consideration and recommendation to the City Council.

Alderman Hutchinson moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed order. The motion *Prevailed*.

On motion of Alderman Hutchinson, the foregoing proposed order was *Passed*.

Presented for

ALDERMAN VRDOLYAK (10th Ward):

Referred -- ISSUANCE OF PERMITS FOR CARNIVAL TO BE
HELD ON SAINT COLUMBA CHURCH PROPERTY AND
PORTION OF EAST 134TH STREET.

A proposed order, presented by Alderman Huels, for the issuance of the necessary permits to Saint Columba Church for a carnival to be held on church property at 3340 East 134th Street and on portion of East 134th Street during the period from May 28

through June 1, 1986, which was *Referred to the Committee on Beautification and Recreation.*

Presented by

ALDERMAN HUELS (11th Ward):

**HONOR EXTENDED TO FIREFIGHTER RAYMOND ELLITCH FOR
HIS COURAGEOUS ACTIONS.**

A proposed resolution reading as follows:

WHEREAS, On February 19, 1986, off-duty Firefighter Raymond Ellitch had spotted a burning building at 4068 South Wells Street, located in the 11th Ward of the City of Chicago, and had assisted in saving the lives of eight residents; and

WHEREAS, Upon seeing the burning building, Firefighter Ellitch had stopped to tell a local businessman to call the Chicago Fire Department and proceeded to drive toward the building; and

WHEREAS, As he approached the building, he began ringing the doorbells and when he didn't get a response, he started banging on the windows; and

WHEREAS, He had, then, entered the building and began to awaken the residents to alert them that there was a fire in the building; and

WHEREAS, Firefighter Ellitch is to be highly commended for the fine heroic and courageous deed that he had undertaken, placing the well-being of others before his own, with unselfish disregard for his own safety; and

WHEREAS, The 14-year veteran of the Chicago Fire Department, husband, and father of two, should also be honored for his dedication as a civil servant for the citizens of Chicago; always ready to answer the call of duty; now, therefore,

Be It Resolved, That we, the Mayor and the members of the City Council of the City of Chicago, gathered on this 12th day of March in 1986, do hereby extend our highest honor to Firefighter Raymond Ellitch for his courageous and dedicated service to the citizens of Chicago; and

Be It Further Resolved, That a suitable copy of this resolution be made available for Firefighter Raymond Ellitch.

Alderman Huels moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed.*

On motion of Alderman Huels, the foregoing proposed resolution was *Adopted*, unanimously.

CONGRATULATIONS AND BEST WISHES EXTENDED TO
LIEUTENANT EDWARD PETER WOODS ON HIS
RETIREMENT FROM CHICAGO POLICE
DEPARTMENT.

Also, a proposed resolution reading as follows:

WHEREAS, The members of this City Council, in a continuing effort to recognize and commend those persons who have made a significant contribution to the public welfare, wish to honor Chicago Police Department Lieutenant Edward Peter Woods for his dedicated service on this occasion of his retirement after thirty-two years of service; and

WHEREAS, Edward Peter Woods is a lifelong resident of Chicago, where he was born on August 7, 1930, and had attended Nativity of Our Lord Grade School and St. Rita High School; and

WHEREAS, Lieutenant Woods had joined the Chicago Police Department on February 16, 1954 as a police officer, and had been promoted to Detective in 1956; and

WHEREAS, During his tenure with the Chicago Police Department, Lieutenant Woods was promoted to the rank of Sergeant on February 12, 1969 and on January 15, 1977, he had attained the rank of Lieutenant; and

WHEREAS, Lieutenant Woods is to be commended for his outstanding service to the citizens of the City of Chicago as well as for the loyalty that he exemplifies; and

WHEREAS, Lieutenant Woods, a lifelong resident of the great 11th Ward of the City of Chicago and a devoted and respected husband and father, will be joined by his family at a retirement party that will be held in his honor: his lovely wife, Mary; his children, Peter, Edward, William and Janet; and his fine grandchildren, Bobby, Billy and Benjy; now, therefore,

Be It Resolved, That we, the Mayor and the members of the City Council of the City of Chicago, gathered on this 12th day in March of 1986, do hereby extend our heartiest congratulations to a fine public servant, Lieutenant Edward Peter Woods, on his retirement from the Chicago Police Department after thirty-two years of service, and may we also extend our sincerest best wishes to him in all of his future endeavors; and

Be It Further Resolved, That a suitable copy of this resolution be made available for Lieutenant Edward Peter Woods for the retirement party that will be held in his honor.

Alderman Huels moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Huels, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

ALDERMAN MAJERCZYK (12th Ward):

**BUILDING DECLARED PUBLIC NUISANCE AND ORDERED
DEMOLISHED.**

A proposed ordinance reading as follows:

WHEREAS, The building located at 3637 South Maplewood Avenue is so deteriorated and weakened that it is structurally unsafe and a menace to life and property in its vicinity; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. The building located at 3637 South Maplewood Avenue is declared a public nuisance, and the Commissioner of Inspectional Services is hereby authorized and directed to cause demolition of same.

SECTION 2. This ordinance shall be effective upon its passage.

Alderman Majerczyk moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed ordinance. The motion *Prevailed*.

On motion of Alderman Majerczyk, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

Presented by

ALDERMAN MADRZYK (13th Ward):

Referred -- CONSTRUCTION OF CURB-ATTACHED SIDEWALKS
ON PORTION OF SOUTH SPRINGFIELD AVENUE.

A proposed order for the construction of curb-attached sidewalks on the west side of South Springfield Avenue from a point 85 feet south of West 77th Street to West Pippin Street, which was *Referred to the Committee on Streets and Alleys*.

Presented by

ALDERMAN BURKE (14th Ward) and OTHERS:

SAINT PATRICK'S DAY DECLARED DAY OF COMMEMORATION
IN CHICAGO.

A proposed resolution, presented by Aldermen Burke, Sheahan, Cullerton, Kellam and Huels, reading as follows:

WHEREAS, The observance of St. Patrick's Day on March 17, 1986, in tribute to the great Patron Saint of Ireland and the Irish, is a custom universally carried on by persons of all races, colors and creeds in recognition of his world-wide influence in religion and culture and education; and

WHEREAS, The Irish in Chicago cherish the bond that is their Irish legacy, proud of their Irish gifts of heart and mind that make them so much a part of Chicago; and

WHEREAS, St. Patrick, the revered Saint of Ireland, brought the Christian Faith to Ireland as a courageous, religious missionary for which he is and always will be remembered; the fervent devotion of the Irish to their faith has, as a result of the spirit inculcated by St. Patrick's Day has become a holiday not only of the Irish, but of all Americans and of people of other national origins throughout the world who recognize and honor the exemplary life, teachings and spiritual contributions of this great Saint of the Catholic Church; and

WHEREAS, We, in the City of Chicago, think it proper and fitting for St. Patrick's Day to be recognized by all people, whether they are Irish for that day only, or Irish always; now, therefore,

Be It Resolved, By the Mayor and members of the City Council of the City of Chicago, in meeting assembled this 12th day of March, 1986, St. Patrick's Day is

hereby declared a day of commemoration in the City of Chicago; and further, all citizens are hereby invited and urged to participate in this day of celebration.

Alderman Burke moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Burke, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

ALDERMAN LANGFORD (16th Ward):

Referred -- RENAMING OF PORTION OF SOUTH NORMAL BOULEVARD AS
"SIMMONS-HOUSTON BOULEVARD".

A proposed order for the renaming of South Normal Boulevard between West 63rd Street and West 67th Street as "Simmons-Houston Boulevard", which was *Referred to the Committee on Streets and Alleys*.

Presented by

ALDERMAN SHERMAN (21st Ward):

PROHIBITION OF PEDDLING IN 21ST WARD.

A proposed ordinance reading as follows:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Pursuant to Section 160-13 of the Municipal Code of Chicago, peddling is hereby prohibited within the boundaries of the 21st Ward.

SECTION 2. This ordinance shall be in full force and effect from and after its date of passage.

Alderman Sherman moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed ordinance. The motion *Prevailed*.

On motion of Alderman Sherman, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

Presented by

ALDERMAN KRYSTYNIAK (23rd Ward):

**MR. AND MRS. ANGELO IACONO CONGRATULATED
ON OCCASION OF THEIR GOLDEN WEDDING
ANNIVERSARY.**

A proposed resolution reading as follows:

WHEREAS, Mr. and Mrs. Angelo Iacono, longtime residents of Chicago's great southwest side, will celebrate 50 golden years of wedded bliss September 26, 1986; and

WHEREAS, Rosara and Angelo Iacono were married at St. Joseph Church in Summit, and have lived at their present address some 35 years. They are known and respected throughout the community and are active members of St. Daniel Parish and of the Marquette Park Senior Citizens organization; and

WHEREAS, Rosara and Angelo Iacono represent the solidity and continuity of family life in which the leaders of our great City place so much pride and hope; they have two sons and four grandchildren; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here this 12th day of March, 1986, A. D., do hereby offer our congratulations to Mr. and Mrs. Angelo Iacono on the occasion of their 50th wedding anniversary, and extend to this fine couple and their family our very best wishes for many more years of success and happiness; and

Be It Further Resolved, That a suitable copy of this resolution be presented to Mr. and Mrs. Angelo Iacono.

Alderman Krystyniak moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing resolution. The motion *Prevailed*.

On motion of Alderman Krystyniak, the foregoing proposed resolution was *Adopted*, unanimously.

Referred-- INSTALLATION OF ALLEY LIGHT BEHIND
5137 SOUTH TRIPP AVENUE.

Also a proposed order for the installation of an alley light behind the premises at 5137 South Tripp Avenue, which was *Referred to the Committee on Finance*.

Referred-- CONSTRUCTION OF CURB-ATTACHED
SIDEWALK FOR PORTION OF SOUTH
RIDGEWAY AVENUE.

Also, a proposed order for the construction of a curb-attached sidewalk on the east side of South Ridgeway Avenue from a point 207 feet south of West 50th Street to West 50th Street, which was *Referred to the Committee on Streets and Alleys*.

Presented by

ALDERMAN SMITH (28th Ward):

Referred-- ISSUANCE OF PERMIT FOR OPERATION OF
NEWSPAPER STAND AT SPECIFIED LOCATION.

A proposed order for the issuance of a permit to Floyd Henderson to operate a newspaper stand on the southwest corner of West Lake Street and North Central Avenue on a daily basis, in accordance with the Chicago Municipal Code, which was *Referred to the Committee on Streets and Alleys*.

Presented by

**ALDERMAN D. DAVIS (29th Ward) and
ALDERMAN SMITH (28th Ward):**

Referred-- PETITIONING OF UNITED STATES CONGRESS
TO PASS HOUSE BILL 2320 CONCERNING
FEDERAL ELECTION STANDARDS.

A proposed resolution petitioning the United States Congress to pass House Bill 2320 that would set fair and uniform standards for individual candidates in federal elections, which was *Referred to the Committee on Intergovernmental Relations*.

Presented by

ALDERMAN KOTLARZ (35th Ward):

Referred -- ISSUANCE OF SIGN PERMIT FOR ERECTION
OF SIGN/SIGNBOARD AT SPECIFIED LOCATION.

A proposed order for the issuance of a sign permit to Federal Sign, division of Federal Sign Corporation, for the erection of a sign/signboard at 4216 West Irving Park Road for Midas, which was *Referred to the Committee on Zoning*.

Presented by

ALDERMAN CULLERTON (38th Ward):

CONGRATULATIONS EXTENDED TO MR. NATHANIEL GRUNST
ON OCCASION OF 25TH ANNIVERSARY OF
DEDICATED TEACHING SERVICE.

A proposed resolution reading as follows:

WHEREAS, Nathaniel Grunst, now Assistant Principal of Luther High School North, is completing twenty-five years of faithful service to the Lutheran Church-Missouri Synod through the ministry of teaching; and

WHEREAS, Nathaniel Grunst has been a member of the Luther High School North faculty since 1962 and Assistant Principal since 1984; in that time he has been a positive and progressive influence on many young minds in our City and has helped develop the generations that produce future leaders; and

WHEREAS, The faculty and administration of Luther North High School will observe Nathaniel Grunst's twenty-fifth anniversary with a special service and luncheon April 13, 1986; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here this 12th day of March, 1986, A.D., do hereby join the staff and students of Luther North High School in celebrating the twenty-fifth anniversary of service of Mr. Nathaniel Grunst, dedicated to the ministry of teaching and developing young minds. We also extend to this great citizen our very best wishes for many more years of happiness and spiritual fulfillment; and

Be It Further Resolved, That a suitable copy of this resolution be presented to Mr. Nathaniel Grunst.

Alderman Cullerton moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Cullerton, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

ALDERMAN LAURINO (39th Ward):

Referred -- FEASIBILITY STUDY REGARDING INSTALLATION OF
SEWER AT 5758 NORTH CALDWELL AVENUE.

A proposed resolution to study the feasibility of a sewer installation at 5758 North Caldwell Avenue, which was *Referred to the Committee on Streets and Alleys*.

Presented by

**ALDERMAN O'CONNOR (40th Ward) and
ALDERMAN HENRY (24th Ward):**

Referred -- MEETING URGED TO BE HELD FOR EVALUATION OF
BOARD OF EDUCATION EMPLOYMENT PROCEDURES.

A proposed resolution urging the Committee on Education to meet with the Superintendent of Schools, Board of Education members, and various law enforcement agency representatives for evaluation of Board of Education employment procedures to protect students from sexual abuse, which was *Referred to the Committee on Education*.

Presented by

ALDERMAN NATARUS (42nd Ward):

CONGRATULATIONS AND HONOR EXTENDED TO BIELARUSIAN
PEOPLE ON OCCASION OF 68TH ANIVERSARY
OF DECLARATION OF INDEPENDENCE.

A proposed resolution reading as follows:

WHEREAS, March 25 to the Bielarusian people throughout the world has special meaning in that it celebrates the sixty-eighth anniversary of the Declaration of Independence of the Bielarusian people; and

WHEREAS, The Bielarussian Coordinating Committee of Chicago, Illinois, in commemoration of this event will display a Bielarussian cultural exhibit in conjunction with the City of Chicago Office of Fine Arts at the Richard J. Daley Civic Center from March 24 through April 11, 1986; and

WHEREAS, This exhibit will focus attention on the Bielarussian culture, the Bielarussian people, and the Bielarussian heritage with emphasis on the Easter traditions of Bielarussian and the City of Vitebsk where Marc Chagall spent his youth and achieved his artistic perfection as a painter; now, therefore,

Be It Resolved, That we, the Mayor and the members of the City Council of the City of Chicago in meeting assembled this 12th day of March, 1986, A.D., do hereby honor and congratulate the Bielarussian people on the sixty-eighth anniversary of their Declaration of Independence and do hereby extend to them our deepest wish that they be restored to their native soil and be granted the national rights and privileges by which human dignity entitles them to receive, as well as our best wishes for a happy, bright and prosperous future; and

Be It Further Resolved, That a suitable copy of this resolution be prepared for presentation to the Bielarussian Coordinating Committee of Chicago.

Alderman Natarus moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Natarus, the foregoing proposed resolution was *Adopted*, unanimously.

CONGRATULATIONS EXTENDED TO CHICAGO APPAREL CENTER AND
CHICAGO FASHION GUILD ON OCCASION OF HOLDING
"CHICAGO IS...FASHION 86" EVENT.

Also, a proposed resolution reading as follows:

WHEREAS, The Chicago Apparel Center and the Chicago Fashion Guild joined forces in 1982 to create the now nationally acclaimed annual event "Chicago Is"; and

WHEREAS, This nationally acclaimed annual event this year entitled "Chicago Is...Fashion '86" will take place on the 20th and 21st day of March 1986, in the Grand Ballroom of the Chicago Apparel Center, at which time the forty collections of all of Chicago's monumentality talented fashion designers and manufacturers will be presented to the national press and the major retailers from across this country with a special exhibition entitled "Buy Chicago"; and

WHEREAS, Chicago's fashion industry in all of its facets contributes to a multibillion dollar business in the City of Chicago and is a vital industry helping to create a strong economy in this area; and

WHEREAS, The "Chicago Is" gala reception following the fashion show will be a salute to the rising young stars of the City of Chicago; now, therefore,

Be It Resolved, That the Mayor and the members of the City Council of the City of Chicago, assembled this twelfth day of March, Nineteen Hundred and Eighty-six, A.D., do hereby congratulate the Chicago Apparel Center and the Chicago Fashion Guild, its officers and members, on the occasion of "Chicago Is. . . Fashion '86", and for its vital and significant contribution to the growth of Chicago's fashion industry, now a major force in the international design community and for their contribution to the growth of Chicago's economy; and

Be It Further Resolved, That a suitable copy of this resolution shall be prepared and presented to the Chicago Apparel Center.

Alderman Natarus moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Natarus, the foregoing proposed resolution was *Adopted*, unanimously.

Referred -- AUTHORIZATION FOR GRANT OF PRIVILEGE
TO ADVENTURES CLUB.

Also, a proposed ordinance granting permission to the Adventures Club, to construct and maintain an exhaust duct at the rear of the premises located at 300 West Grand Avenue, which was *Referred to the Committee on Streets and Alleys*.

Referred -- GRANTING OF PERMISSION TO HOLD 29TH ANNUAL
GOLD COAST ART FAIR ON PORTIONS OF PUBLIC
SIDEWALKS.

Also, a proposed order for the granting of permission to the Gold Coast Association to hold its 29th Annual Gold Coast Art Fair on the sidewalks on portions of North Rush Street, North Wabash Avenue, North State Street, East Bellevue Place, East Cedar Street, East Oak Street, East Walton Street, East Delaware Place, East Chestnut Street, East Pearson Street and East Chicago Avenue during the period from August 8 through August 10, 1986, which was *Referred to the Committee on Beautification and Recreation*.

Presented by

ALDERMAN OBERMAN (43rd Ward):

HONOR EXTENDED TO MR. GEORGE J. GART, JR. ON
OCCASION OF HIS RETIREMENT FROM CHICAGO
TRANSIT AUTHORITY.

A proposed resolution reading as follows:

WHEREAS, Mr. George J. Gart, Jr. retired on February 26, 1986 after forty years of service as a bus driver for the Chicago Transit Authority; and

WHEREAS, Mr. Gart received numerous awards for having no accidents as a driver; and

WHEREAS, Mr. Gart was a member of the Chicago Transit Authority's 1,000,000 mile club; and

WHEREAS, George Gart was a Democratic precinct captain in the 66th precinct of the 43rd Ward for seventeen years; and

WHEREAS, George Gart has been the loving husband of his wife Audrey for thirty-nine years, and the proud father of his daughters Lynne, Sandra, Joyce, Pamela, and Audra; now, therefore,

Be It Resolved, By the Mayor and the members of the City Council of the City of Chicago, assembled here this 12th day of March, 1986, that we honor George J. Gart, Jr. on the occasion of his retirement from the Chicago Transit Authority; and

Be It Resolved, That a suitable copy of this resolution be presented to Mr. George J. Gart, Jr. and his family.

Alderman Oberman moved to *Suspend the Rules Temporarily* to permit immediate consideration of an action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Oberman, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

ALDERMAN MC LAUGHLIN (45th Ward):

Referred -- ISSUANCE OF PERMITS TO HOLD ARTS
AND CRAFTS FAIR ON PORTIONS OF
PUBLIC WAYS.

A proposed order for the issuance of the necessary permits to the Jefferson Park Chamber of Commerce to hold an arts and crafts fair on portions of North Milwaukee Avenue, West Lawrence Avenue, West Higgins Avenue and West Ainslie Street during the period from June 20 through June 21, 1986, which was *Referred to the Committee on Beautification and Recreation*.

Presented by

ALDERMAN ORBACH (46th Ward):

**WOMEN PARTICIPATING IN LEGISLATIVE PROCESS
HONORED BY CITY COUNCIL.**

A proposed resolution reading as follows:

WHEREAS, The month of March has been designated as National Women's History Month; and

WHEREAS, Over 50 percent of the residents of the City of Chicago are women; and

WHEREAS, Over 7,000 employees of the City of Chicago and 49.7 percent of the City's civilian work force are women; and

WHEREAS, The contributions of women in our society have long been overlooked and taken for granted; and

WHEREAS, Women have and continue to make vital contributions to the workings of the City Council of the City of Chicago; and

WHEREAS, It was in 1971 that the first two women were elected to the City Council as the Honorable Anna Langford was first selected to represent the constituents of the 16th Ward and the Honorable Mary Lou Hedlund was selected to represent the 48th Ward; and

WHEREAS, 1975 saw the first election of two fine women who still serve their constituents in this Council, the Honorable Marian Humes from the 8th Ward and the Honorable Marion Volini from the 48th Ward, and the election of three others, the Honorable Eloise Barden, the Honorable Adeline Keane and the Honorable Esther Saperstein; and

WHEREAS, 1983 saw the return of Alderman Langford to the floor of the City Council and in 1984 the Honorable Dorothy Tillman was elected to this body to serve the constituents of the 3rd Ward; and

WHEREAS, It is appropriate during this special month to honor the women who have throughout history made significant contributions to this body and those continue to do so; and

WHEREAS, All members of this body have been asked to submit the names of those women who currently labor on their staffs to facilitate our legislative process in order that they, too, may be honored during this special month; now, therefore,

Be It Resolved, That the City Council of the City of Chicago commemorate National Women's History Month by honoring the contributions of four members currently sitting in

this body, Alderman Dorothy Tillman, Alderman Marian Humes, Alderman Anna Langford and Alderman Marion Volini, and the aforementioned women who have honored this body with their presence in the past; and

Be It Further Resolved, That the members of the City Council of the City of Chicago also honor the following women who daily play a vital part in our legislative process:

Noreen L. Rasul
Bettie Grant
Regina Campbell
Charlotte Brzeniski
Ola McGee

Linda Anderson
Brenda Cunningham
Virginia Chick
Lorraine Woszniski
Flora Turypeau

Angelia Roberts
Kim Williams
Romona Blanco
Louvenia Sneed
Coretta McFerren

Gloria Frankenback
Laura Hughes
Jeanne Kneffel
Delores Mercado
Lyn Blyth

Janet Carpenter
Pamela Munizzi
Irene Adamczyk
Colleen McShane
Carmelita Wagner

Lillian Cortese
Myrtle Majerczyk
Elizabeth Gora
Terrie McDermott
Judith Radis Perez

Eleanor Knoils
Rudy Martinez
Dorothy Rockaitis
Lita DiVita
Erike Parks

Doris Collins
Janet Pehlke
Anita Cummings
Jeanette Green
Ruth Dawson

Becky Ramos
Connie Bastone
MaryAnn Dybala
Marilyn Schreiber
Mickie Fisher

Mildred Ketterman
Jean Jell
Sonia Chuston
Susan M. Dohl
Sandra L. Street

Pat Terravona
Peggy Douglas
Christina Butler
Donna M. Gabor
Sandra A. Thomas

Adelene Godlavski
Mary Hahne
Patricia Feeley
M. Kathryn Ludtke
Karen Rozanski Harte

Terri Raimondo
Nora Butler
Doris Collins
Nardine DeChristina
Sharon Murtaugh

Marge Porcelli
Lavergne Klest
Mary Ellen Lee
Barbara Wodnarski
Faye K. Batts

Marie Delmedico
Rose DeChristopher
Theresa Pesoli
Margaret Laurino
Lee Miretz

Lorraine Hoag
Mary Farquar
Marti Ahern
Gigi Washington
Stephanie Paulding

Linda Hall
Jennifer Narog
Barbara Silk
Corky Jester
Eileen Lunkes

Marybeth Schroeder
Leah Bloomenthal
Denise Dillon
CPO. Lorna Brown
Sharon Wiesenmayer

Sonja Aghakan
Helen Rybarczyk
Ann Marsalek
Ruth Shriman
Brenda Adams

Lottie Wisniewski
Ruth Zlahoda
Marie Merlo
Sandra Taylor
Valerie Lee

Marion Harris
Theresa Raimondo
Susan Rossi
Erdell Branch
Joann Mitchell

Anne Simmons
Fannie Wilson

Irene Kruei
Georgia E. Day

Thelma Simmons

and all those not mentioned, and direct that the City Clerk publish this resolution as a special excerpt from the Journal of the Proceedings of the City Council so this special commemoration may be duly noted.

Alderman Orbach moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon the foregoing proposed resolution. The motion *Prevailed*.

On motion of Alderman Orbach, the foregoing proposed resolution was *Adopted*, unanimously.

5. *FREE PERMITS LICENSE FEE EXEMPTIONS, CANCELLATION
OF WARRANTS FOR COLLECTION, AND WATER RATE
EXEMPTIONS, ETC.*

Proposed ordinances, orders, etc. described below, were presented by the aldermen named, and were *Referred to the Committee on Finance*, as follows:

FREE PERMITS:

BY ALDERMAN HUMES (8th Ward):

Jackson Park Hospital -- for renovation and remodeling within existing structure and construction of a new addition to existing building on the premises known as 7531 S. Stony Island Avenue.

BY ALDERMAN LAURINO (39th Ward):

Northeastern Illinois University -- for electrical work, maintenance and repair of existing lighting and equipment on the premises known as 5500 N. St. Louis Avenue, 5101 N. Kimball Avenue (Art Center) and 4008 W. Rosemont Avenue (Day Care Center).

BY ALDERMAN PUCINSKI (41st Ward):

Sisters of the Resurrection -- for extensive renovation and repairs of senior Sisters and infirm Sisters at the Queen of the Resurrection House of Prayer by the architectural firm of Wight and Company, 814 Ogden Avenue, Downers Grove, Illinois on the premises known as 7430 W. Talcott Avenue.

BY ALDERMAN OBERMAN (43rd Ward):

Saint Joseph Hospital -- for the construction of a senior citizens' home on the premises known as 2900 N. Lake Shore Drive.

LICENSE FEE EXEMPTIONS:

BY ALDERMAN BLOOM (5th Ward):

Sinai Nursery School, 1720 E. 54th Street.

BY ALDERMAN KELLEY (20th Ward):

Parkway Day Care Center/Hull House Association, 500 E. 67th Street.

BY ALDERMAN SMITH (28th Ward):

Saint Barnabas Urban Center, Inc., 4241 W. Washington Boulevard.

BY ALDERMAN O'CONNOR (40th Ward):

Edgewater Hospital, 5700 N. Ashland Avenue.

BY ALDERMAN NATARUS (42nd Ward):

Moody Bible Institute, 820 N. LaSalle Street.

CANCELLATION OF WARRANTS FOR COLLECTION:

BY ALDERMAN EVANS (4th Ward):

Lutheran School of Theology, 1100 E. 55th Street -- elevator inspection.

Chicago Child Care Society, 5467 S. University Avenue -- elevator inspection.

BY ALDERMAN BLOOM (5th Ward):

University of Chicago, 5715 S. Drexel Avenue and 950 E. 59th Street -- elevator inspections.

Catholic Theological Union, 5401 S. Cornell Avenue -- elevator inspection.

University of Chicago, 5107 S. Blackstone Avenue -- sign inspection.

University of Chicago, 6011 S. Ingleside Avenue, 5748 S. Blackstone Avenue and 5735 S. Ellis Avenue -- boiler and unfired pressure vessels inspections.

St. Mary's Square Living Center of Chicago, Inc., 7270 S. South Shore Drive -- special inspections.

BY ALDERMAN MAJERCZYK (12th Ward):

Misericordia Heart of Mercy, 2916 W. 47th Street -- elevator inspection.

Misericordia Heart of Mercy, 2916 W. 47th Street -- boiler inspection.

BY ALDERMAN STEMBERK (22nd Ward):

Epiphany Church, 2524 S. Keeler Avenue -- boiler and fuel burning equipment and unfired pressure vessels inspections.

BY ALDERMAN MARZULLO (25th Ward):

Providence of God Church, 717 W. 18th Street -- boiler inspection.

BY ALDERMAN GABINSKI (32nd Ward):

Resurrection Day Nursery, 1849 N. Hermitage Avenue -- boiler and fuel burning inspection.

BY ALDERMAN DAMATO (37th Ward):

Saint Anne Hospital, 4949 W. Division Street -- sign inspections.

Saint Anne Hospital, 4900 and 4950 W. Thomas Street -- elevator inspections.

BY ALDERMAN O'CONNOR (40th Ward):

Byron Center, 6050 N. California Avenue -- elevator inspection.

BY ALDERMAN NATARUS (42nd Ward):

Illinois Department of Armory, 234 E. Chicago Avenue -- sign inspection.

Northwestern Memorial Hospital, 216 E. Superior Street -- elevator inspections.

Northwestern University, 700 N. Lake Shore Drive -- building inspection.

Northwestern Memorial Hospital, 230 E. Huron Street -- elevator inspections.

Catholic Charities Near North Center, 719-721 N. LaSalle Street -- elevator inspection.

Northwestern University, 710 N. Lake Shore Drive for location at 58 N. Lake Shore Drive -- annual inspection.

Northwestern Memorial Hospital, 357 E. Chicago Avenue -- elevator inspections.

BY ALDERMAN OBERMAN (43rd Ward):

Lincoln Park Rehabilitation Center, 2032-2042 N. Clybourn Avenue -- elevator inspection.

Augustana Hospital, 2030 N. Lincoln Avenue -- sign inspections.

3/12/86

NEW BUSINESS PRESENTED BY ALDERMEN

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BY ALDERMAN MC LAUGHLIN (45th Ward):

Copernicus Foundation, 5216 W. Lawrence Avenue -- elevator inspection.

Copernicus Foundation, 5216 W. Lawrence Avenue -- boiler inspection.

BY ALDERMAN ORR (49th Ward):

H.U.D./Chase Street Apartments, 1401 W. Chase Avenue -- elevator inspection.

WATER RATE EXEMPTIONS:

BY ALDERMAN BLOOM (5th Ward):

Kidney Dialysis Clinic/The Chicago University, 1160 E. 55th Street.

BY ALDERMAN LAURINO (39th Ward):

Chicago Seoul Church, 4624 N. Pulaski Road.

REFUND OF FEES:

BY ALDERMAN BLOOM (5th Ward):

Kidney Dialysis Clinic/The Chicago University, 1160 E. 55th Street -- Refund of payment of water assessment for the amount of \$292.63.

APPROVAL OF JOURNAL OF
PROCEEDINGS.

JOURNAL (February 26, 1986).

The City Clerk submitted the printed Official Journal of the Proceedings of the regular meeting held on February 26, 1986, at 10:00 A.M., signed by him as such City Clerk.

Alderman Natarus moved to *Correct* the said printed Official Journal as follows:

Page 28192 -- by deleting the words "(East side)" appearing on the eleventh line from the bottom of the page and inserting the words "(Both sides)" in lieu thereof.

The motion *Prevailed*.

Thereupon, Alderman Burke moved to *Approve* said printed Official Journal as *Corrected* and to dispense with the reading thereof. The question being put, the motion *Prevailed*.

UNFINISHED BUSINESS.

None.

MISCELLANEOUS BUSINESS.

Committee Discharged -- ON PROPOSED ORDINANCE REPEALING
GRANT OF PRIVILEGE GIVEN TO CHICAGO
FIBER OPTIC CORPORATION.

Alderman Cullerton moved to *Suspend the Rules Temporarily* for the purpose of discharging the Committee on Streets and Alleys from further consideration of a proposed ordinance concerning the repeal of an ordinance passed by the City Council on October 16, 1984, approving a grant of privilege to the Chicago Fiber Optic Corporation. The motion *Prevailed*.

Alderman Cullerton then moved to *Discharge* the Committee on Streets and Alleys from further consideration of the said proposed ordinance. The motion *Prevailed*.

Thereupon, on motion of Alderman Cullerton, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Sawyer, Beavers, Humes, Hutchinson, Burke, Langford, Streeter, Kellam, Kelley, Sherman, Hagopian, Gabinski, Mell, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Stone -- 29.

Nays -- None.

Alderman Cullerton moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the ordinance adopted by the City Council on October 16, 1984, (C.J.P. 10094, *et seq.*) concerning the approval given for a grant of privilege to the Chicago Fiber Optic Corporation is hereby repealed in its entirety.

SECTION 2. That this ordinance shall be in full force and effect from and after its due passage.

*Committee Discharged -- ON PROPOSED ORDINANCE FOR
GRANT OF PRIVILEGE TO CHICAGO FIBER
OPTIC CORPORATION.*

Alderman Cullerton moved to *Suspend the Rules Temporarily* for the purpose of discharging the Committee on Streets and Alleys from further consideration of a proposed ordinance referred by the City Comptroller, authorizing a grant of privilege to Chicago Fiber Optic Corporation to install and operate a fiber optic telecommunications system in the public way and Chicago Freight Tunnel System of the City of Chicago. The motion *Prevailed*.

Alderman Cullerton then moved to *Discharge* the Committee on Streets and Alleys from further consideration of the said proposed ordinance. The motion *Prevailed*.

Thereupon, on motion of Alderman Cullerton, the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Sawyer, Beavers, Humes, Hutchinson, Burke, Langford, Streeter, Kellam, Kelley, Sherman, Hagopian, Gabinski, Mell, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Stone -- 29.

Nays -- None.

Alderman Burke moved to reconsider the foregoing vote. The motion was lost.

The following is said ordinance as passed:

WHEREAS, The telecommunications industry is being transformed into a competitive industry; and

WHEREAS, A large number of telecommunications companies have requested permission to place fiber optic cables in the public ways of Chicago; and

WHEREAS, It is in the best interest of the City of Chicago to facilitate the development of a competitive fiber optic telecommunications industry serving the City of Chicago; and

WHEREAS, It is in the interest of the City of Chicago that the City receive fair and reasonable compensation from telecommunications companies using the public ways for fiber optics telecommunications; and

WHEREAS, The City of Chicago wishes to enter into agreements which are uniform in terms and conditions to the greatest extent possible with all of the telecommunications companies which have requested permission to place fiber optic cables in the public ways; and

WHEREAS, Chicago Fiber Optic Corporation (C.F.O.) is a system provider of dedicated telecommunications services wishing to construct, maintain and operate a fiber optics telecommunications system in the City of Chicago; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Permission and authority are hereby granted to Chicago Fiber Optic Corporation (hereinafter "grantee") upon the terms and subject to the conditions of this ordinance, to construct, install, renew, repair, maintain and operate a fiber optic cable system in the public ways and in the Chicago Freight Tunnel System (hereinafter the "public ways") as hereinafter described.

Grantee's system shall run for a distance of no more than 16.5 miles or 87,120 lineal feet, within the city limits of the City of Chicago. Grantee's 16.5 mile fiber optic system shall be constructed within a general area bounded by Grand Avenue on the North, by 15th Street on the South, by Jefferson Street on the West, and by Lake Michigan on the East. The exact locations of the grantee's fiber optic system shall be reviewed and approved by the Office of the City Comptroller and the Department of Public Works on an on-going basis as grantee constructs its system, and construction permits shall be issued by the Department of Public Works specifying the exact locations of grantee's fiber optic system.

The 16.5 mile system shall include the following 3.24 mile component system, which grantee proposes to install within the first year of the term of this privilege:

Enter the Chicago Tunnel System at the Sears Tower Building on West Jackson Boulevard and proceed in a westerly direction to Canal Street, a distance of approximately 1000 lineal feet.

Proceed from Jackson Boulevard in a northerly direction on Canal Street to Randolph Street, a distance of approximately 2223 lineal feet.

Proceed from Canal Street in an easterly direction on Randolph Street to Columbus Drive, a distance of approximately 5223 lineal feet.

Proceed from the intersection of Randolph Street and Wabash Avenue in a southerly direction on Wabash Avenue to Van Buren Street, a distance of approximately 2667 lineal feet.

Proceed from the intersection of Jackson Boulevard and Wacker Drive in a northerly direction on Wacker Drive to a closed end of the Chicago Tunnel System near Washington Street, a distance of approximately 1667 lineal feet.

Enter the Chicago Tunnel System at the Sears Tower Building on West Jackson Boulevard and proceed in an easterly direction on Jackson Boulevard to Clark Street, a distance of approximately 1278 lineal feet.

Proceed from the intersection of Jackson Boulevard and LaSalle Street in a northerly direction on LaSalle Street to Randolph Street, a distance of approximately 2223 lineal feet.

Proceed from the intersection of LaSalle Street and Madison Street in an easterly direction on Madison Street to Dearborn Street, a distance of approximately 833 lineal feet.

The component fiber optic system described above shall run in the public way for a total distance of 17,114 lineal feet, or 3.24 miles, and is also described in Exhibit 1 of this ordinance.

SECTION 2. Authority for this privilege shall remain in effect for ten (10) years from the date of passage of this ordinance by the Chicago City Council and shall be automatically extended thereafter pursuant to this ordinance subject to the unlimited right of either the grantee or the City of Chicago (or both) to terminate the agreement embodying this ordinance, effective on any date after 10 years from the date of passage of this ordinance upon six (6) months written notice of such termination delivered to the chief executive officer(s) of grantee or to the City of Chicago, City Comptroller respectively.

The City shall have the right to renegotiate the amount and terms of compensation as specified in Section 6 for use of the public way by grantee at successive five (5) year intervals marked from the date of passage of this ordinance by the Chicago City Council. The City can exercise this right at anytime within the 12-month period following the date marking each successive five year interval upon two weeks written notice to the grantee. The compensation shall be adjusted in a non-discriminatory and reasonable manner.

SECTION 3. Grantee shall not transfer through the sale, merger, consolidation, foreclosure, or through any other such manner, or sublease the rights or authority herein granted or any space that its facilities occupy or have occupied pursuant to this ordinance without the prior approval of the Chicago City Council. Grantee can, however, pledge its common stock and facilities as collateral to its lenders and/or investors for purposes of providing security interests. Grantee shall submit to the City of Chicago, Office of the City Comptroller, on an annual basis at the time of submission of grantee's independent certified financial statements pursuant to Section 7 of this ordinance a statement of ownership interest. If any time after five years from the date of passage of this ordinance by the Chicago City Council there is a change in the controlling ownership interest of grantee, the City has the right based upon good cause shown to void this agreement with grantee and the permission and authority herein granted upon six (6) months written notice of such termination delivered to the chief executive officer(s) of grantee.

SECTION 4. The location of said facilities, and the construction and installation thereof, of any change thereof including extension, reduction or removal of the telecommunications systems shall be subject to the approval of the Commissioner of Public Works. (Grantee is aware that in some cases related to grantee's proposed use of the public way approvals from other City Departments, such as Streets and Sanitation, may be required.)

Grantee shall place on file with the Commissioner of Public Works and with the Office of the City Comptroller, Real Estate Division, prints, plans and maps showing the proposed location of each telecommunications facility to be installed, the location of each conduit to be entered, and the number of manholes or other openings to gain access to said conduit; and no telecommunications facility shall be installed in or under any conduit, vault, tunnel, street, alley, viaduct, subway, elevated roadway, bridge, railroad right of way, river or other public way, until a permit therefor is issued by the Commissioner of Public Works, which permit shall indicate the time, manner and place of laying or installing each such telecommunications facility.

If the location of conduits, telecommunications facilities, and other fixtures or the installation or laying of the same does not interfere with use of the vaults, tunnels, conduits, streets, alleys, viaducts, subways, elevated roadways, elevated railways, railroad rights of way, bridges, rivers or other public ways of the City and otherwise complies with this ordinance, the Commissioner of Public Works shall approve the same and issue a permit or permits therefor, unless such location is otherwise expressly prohibited in this ordinance or any other lawfully enacted ordinance of the City of Chicago.

Grantee shall install its fiber optic cable consistent with the installation and construction standards established by the Department of Public Works in the same manner as public utilities or common carriers which are under the jurisdiction of the Illinois Commerce Commission or of a federal regulatory body.

Grantee shall correct or substantially correct any default or non-conformance with the City's written, publicly available installation standards within 30 days of receipt of written notification ("the 30 day correction period") from the Commissioner of Public Works. If the Commissioner of Public Works determines that grantee has not corrected or substantially corrected the default or non-conformance, the grantee shall pay the City of Chicago, office of the City Comptroller, liquidated damages of six thousand dollars (\$6,000) per day each day the default continues to go uncorrected beyond the 30 day correction period. If after the lapse of the 30 day correction period, the Commissioner of Public Works determines that the grantee has substantially but not completely corrected the default or non-conformance, or determines that failure to correct substantially the default or non-conformance was due to a suppliers strike, acts of God, or force majeure, the grantee shall not be charged liquidated damages, provided that grantee submits a timetable within 5 days of the lapse of the 30 day correction period to the City specifying the anticipated date of completion. In an emergency, as determined by the Department of Public Works, the Commissioner shall have the right to order immediate correction of any default or non-conformance. If grantee has not substantially corrected the emergency within 5 days of the Commissioner's order, grantee shall be in default and shall pay the City liquidated damages of \$6,000 per day each day after the five-day period that grantee fails to correct substantially the emergency.

Grantee shall also abide by all current, applicable federal and state regulatory standards, including but not limited to Occupational Safety and Health Administration industrial standards, in any installation or construction activity.

SECTION 5. The City reserves the right to make physical on-site inspections of grantee's fiber optic system, including grantee's fiber optic terminals, at the City's discretion. Grantee will accomodate the City's monitoring needs by providing the Department of Public Works and the Office of the City Comptroller a map and specifications which grantee shall update quarterly and submit to the City at the time of grantee's March, June, September, and December payments. Said map will identify the locations and the serial numbers of all fiber optic terminals, which establish and control the system's megabit rates, installed by grantee; said specifications will identify by using the serial number of each fiber optic terminal, the number of fiber pairs and the corresponding megabit rate(s) particular to each fiber optic terminal. Grantee will also submit quarterly, cumulative summary of the total number of cables installed to date and their installed lengths; the total number of fiber pairs included therein, including

those that are "dark" or inoperative; and the corresponding megabit rate(s) of all fiber optic cable installed to date. The City acknowledges that said summaries provided by grantee are proprietary in nature and are to be held as confidential.

City will hire an engineering firm of the City's choice to perform unannounced physical audits of grantee's fiber optic system. Grantee shall pay the costs and fees of four (4) physical audits per year to be performed during each calendar year and the City will pay for any additional physical audits performed during each calendar year. If said engineering firm determines that a documented discrepancy existed as of the date of the audit between the results of the engineering firm's physical audit and the information contained in the specifications that grantee has placed on file with the City, grantee shall owe the City the sum of any underpayment which has resulted from the discrepancy plus interest as specified in Section 9, and pay the City, Office of the City Comptroller, for the costs and fees of said audit as well as any required follow-up by said engineering firm within thirty (30) days of grantee's receipt of the engineering firm's audit bill.

Grantee shall maintain records, such as purchase orders and vouchers which show purchase of and payment for the data transmission control boxes and which identify the boxes by serial number, that are necessary to assure an adequate audit trail.

SECTION 6. The grantee agrees to pay as compensation for the use of the public ways and the Chicago Tunnel System of the City of Chicago during calendar year 1986 and throughout the duration of this agreement pursuant to Section 2 the greater of (i) a minimum annual fee, (ii) a capacity based fee, or (iii) a gross billings based fee, as hereinafter defined. Said fee shall be calculated and paid on a monthly basis with a year-end audit and adjustment as necessary. This compensation shall be computed at the end of each month during the term of the privilege granted herein and the compensation owed to the City shall be paid to the Office of the City Comptroller by the 15th day of the second month following.

The following definitions shall apply to the compensation to be paid by grantee to the City:

1. "Minimum annual fee" shall mean the sum of Three Hundred Eight Thousand Six Hundred and Sixty-one dollars (\$308,661.00), or the sum of \$25,721.75 per month.
2. "Capacity based fee" shall mean an amount equal to the annual rate of \$.004111 per mbs per fiber optic pair per installed lineal foot. The capacity-based fee, as calculated monthly, shall be based on the megabit capacity, total number of fiber optic pairs, and total number of lineal feet of the following three components of grantee's fiber optic system:
 - (i) All fiber optic cable actually installed in the public way and Tunnel System and connected to electronics whether the cable is used (active) or redundant;
 - (ii) All fiber cable installed in the public way which is not connected to any electronics and, therefore, is not in operation. The compensation fee for said cable shall be calculated at the megabit per second rate found most frequently in grantee's fiber optic pairs attached to electronics; and

(iii) All fiber optic cable authorized to be installed by construction permits even if installation or construction is not completed as of the end of the month in which compensation is calculated. Grantee shall pay all fees applicable to specific construction segments upon issuance of the requisite construction permits by the Department of Public Works to grantee.

3. "Gross billings based fee" shall mean an amount equal to eight percent (8%) of the annual gross billings of grantee for the provision of telecommunications services or facilities in the City of Chicago, less any City sales taxes on said billings paid by grantee's customers on goods and services provided by grantee, less any City transaction taxes on said billings paid by grantee's customers, and less any City municipal utility tax amount on said billings paid by grantee's customers. No other expenses or allowances shall be deducted from gross billings except in the case of overpayment by grantee, as specified below in this Section, where the excess shall be taken as a credit against future compensation due the City.

Gross billings shall include only the billings of grantee for its Chicago-based operations and shall not include the billings of any subsidiaries or affiliates of grantee not operating a fiber optic telecommunications system in the City.

Grantee agrees to pay the City through December 31, 1986 compensation equal to the greater of the capacity based fee or the gross billings based fee without regard to the minimum annual fee. As of January 1, 1987 and in all years subsequent to 1986, grantee agrees to pay the City annual compensation equal to the greater of the minimum annual fee, the capacity based fee or the gross billings based fee.

In all years subsequent to 1986, the monthly compensation due the City shall be calculated by first determining which of the following two fees--the capacity based fee or the gross billings based fee--is greater for that month. If that greater fee is in excess of the sum of \$25,721.75 (the monthly portion of the minimum annual fee), then the greater of the capacity based fee or the gross billings based fee is due for that month. However, if the greater of these two fees is less than \$25,721.75, then this monthly portion of the minimum annual fee is due to the City. Grantee shall compute its monthly compensation payment each month according to this procedure.

At the end of each calendar year, grantee shall recalculate the compensation due to the City for the year based on the formulas and definitions described herein. If additional amounts are owed the City by grantee, said amounts shall be paid by February 15 of the following year. If grantee has overpaid the City, the excess shall be taken as a credit against future compensation due the City.

SECTION 7. Grantee shall maintain such records as are necessary to assure an adequate audit trail. The City Comptroller at his discretion shall have the right to require and be provided the results of independent certified audits related to the compensation paid to the City. An audit will be required at least once every year.

Annually, and no later than 30 days after receipt by grantee of its annual independent certified financial statements, but no later than June 30th of every year during which this

ordinance remains in force, grantee shall supply to the Comptroller of the City of Chicago a copy of said financial statements and a certificate from an independent certified public accountant attesting to an audit showing that the amounts of compensation paid under this section for the prior year were in compliance with the provisions of this section. The City acknowledges that the financial statements so provided by grantee are proprietary in nature and are to be held as confidential.

SECTION 8. Regardless of the status of grantee as a telecommunications carrier pursuant to Section 13-202 or as a provider of telecommunications services pursuant to Section 13-203 of the Universal Telephone Service Law of 1985, or of the taxing of grantee under Ill. Rev. Stat. Chap. 24, Sec. 8-11-2, if grantee is deemed to be subject to any City transaction tax or City municipal utility tax, said taxes paid by grantee to the City shall be deducted from the compensation owed to the City for use of its public ways pursuant to this ordinance on a dollar per dollar basis.

SECTION 9. In the event that the independent audit provided for in Section 7 determines that grantee made underpayment in any month and that the underpayment exceeded 5% of the amount due in said month, or in the event that grantee fails to make any payment on the date due, grantee shall pay interest compounded daily at the rate of 150% of the prime rate as recorded daily by the First National Bank of Chicago. Interest shall be due on the entire monthly underpayment or on the entire late payment from the date on which payment was due until the date on which full payment is received.

SECTION 10. Authority for this privilege shall remain in effect pursuant to Section 2 of this ordinance.

Upon termination of the privilege herein granted, the grantee, without cost or expense to the City of Chicago, shall remove the structures and appliances herein authorized and restore the public way where disturbed by removal of said structures or appliances to a proper condition under the supervision and to the satisfaction of the Commissioner of Public Works and in accordance with the City Municipal Code. Grantee shall restore the public way where disturbed by any installation activity by grantee without cost or expense to the City. In the event of the failure, neglect or refusal of said grantee to remove facilities or restore the public way where facilities are removed, the City of Chicago will have the right to determine the cost of said work and bill the grantee for such cost, and the City shall have the right, but not the obligation, to perform the work.

SECTION 11. The permission and authority herein granted are not intended to limit or modify any franchise, license or permit previously granted by the City of Chicago to any other occupant of the public way. Therefore, the grantee hereunder, recognizing the prior rights of other franchisees, licensees and permittees in the public way, shall exercise the authority herein granted in such a manner as not unreasonably to interfere with the rights of other prior or future franchisees, licensees and permittees in the public way and so as not to endanger or impair the facilities of any other such franchisee, licensee or permittee. Prior and future franchisees, licensees or permittees shall also, in like manner, respect the rights and not interfere with the rights of the grantee herein.

SECTION 12. The grantee shall, at its own expense, hold and save the City of Chicago and any other licensee and permittee using the public way authorized to be used by grantee

harmless from any and all liability and expense, and provide insurance coverage to the sum of Five Million Dollars (\$5,000,000.00), said liability and expense to include judgments, costs and damages for or associated with removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized, and from any and all damages hereto and on account of the location, construction, alteration, repair or maintenance of any public ways, including bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other public utilities.

For the City to recover from the insurance company and grantee under this Section, it is not necessary that the City first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Public Works is hereby authorized to determine what cost would be involved to perform said removal, relocation, alteration, repair, maintenance or restoration and his decision as to the amount shall be final and binding. Grantee and the insurance company, upon receiving written notification from the Commissioner of Public Works of the cost of said removal and restoration shall immediately pay said amount upon demand.

The grantee shall, at its own expense, also indemnify and hold harmless the City of Chicago and its officers, agents and employees, and all other licensees and permittees having been granted the right to use and occupy the public way, and their officers, agents, and employees, from liability, whether for personal injury, property damage or loss or interruption of utility service occurring out of the reconstruction, installation, maintenance and other operations of the grantee and arising out of torts and including the passive negligence of the City of Chicago, provided all other such prior permittees and licensees shall also, in a like manner, indemnify and hold harmless the grantee, its officers, agents, and employees from any and all such liability, whether for personal injury, property damage or loss of interruption for service occurring out of construction on installation, maintenance or other operations of such prior permittees and licensees, providing insurance coverage to the sum of Five Million Dollars (\$5,000,000.00).

It shall be the responsibility of the grantee to submit to the City of Chicago, Office of the City Comptroller, Real Estate Division, prior to issuance of a permit for this privilege to use the City's public ways, and to all other licensees and to permittees having been granted the right to use and occupy the public way a copy of proof of insurance ("certificate of insurance") in an amount not less than Five Million Dollars (\$5,000,000.00) combined single limit with said insurance covering all liability, both public liability and property damage, that may result from the granting of said privilege. Said certificate of insurance must name the City of Chicago and each other licensee and permittee having been granted the right to use and occupy the public way as additional insured and also clearly indicate that the privilege being granted by this ordinance is covered by the insurance policy. Likewise, certificates evidencing renewal of insurance must be furnished to the Office of the City Comptroller, Department of Finance, Real Estate Division, no later than 30 days prior to expiration of policy. The aforementioned insurance coverage shall be maintained at all times by the grantee until the structures or appliances described in this ordinance are removed and the public way is restored as herein required.

SECTION 13. In the event that another person or company engaged in the business of providing telecommunications services by way of fiber optic cables or other digital transmission media to more than one (1) user for wholesale or retail purposes with the

objective of generating revenue is granted rights to place a fiber optic cable in the public ways of the City of Chicago pursuant to compensation terms which would, if applied to grantee, result in grantee paying less total annual compensation than the compensation to be paid by grantee pursuant to Section 6 of this ordinance, grantee shall have the option to replace the compensation terms stated in Section 6 of this ordinance with the compensation terms applicable to such other person or company as herein referenced. Grantee shall notify the City Comptroller in writing of grantee's election to accept such substitute compensation terms.

SECTION 14. Grantee shall provide a bond with corporate surety, said bond to insure the cost of removal of grantee's structures and appliances at any time the City determines the need for removal; to pay any liability suits, judgments, damages or any costs resulting prior to or after expiration of the authority herein granted; and to pay any penalties, auditing costs and fees, or compensation and interest, if any, if grantee defaults on its payments to the City. The amount of said bond shall equal the minimum annual fee of \$308,661 in 1986. As of January 1, 1987 and as of January 1 of every year subsequent to 1986, amount of said bond shall equal the greater of the minimum annual fee or the capacity-based annual fee as recalculated at the end of the previous calendar year for that previous year, pursuant to Section 6.

For the City of Chicago to recover from the surety or from the grantee under this Section for removal, relocation, alteration, repair, maintenance or restoration of grantee's structures, it is not necessary that the City of Chicago first perform such work. The Commissioner of Public Works is hereby authorized to determine the cost of performing said removal, relocation, alteration, repair, maintenance or restoration and his decision as to the amount shall be final and binding. The grantee and the surety, upon receiving written notification from the Commissioner of Public Works of the cost of said removal and restoration, shall pay immediately said amount upon demand.

SECTION 15. Prior to undertaking any construction activities or performing any work in the Chicago Freight Tunnel System, grantee shall enter into an agreement for the sharing in the maintenance, inspection and other related expenses of any prior licensees or permittees which are maintaining all or any part of the Tunnel System which is authorized to be used by grantee. All future licensees or permittees utilizing the Tunnel System shall be required to enter into a similar agreement prior to and as a condition to their use of the Tunnel System; said agreement shall provide in part that each licensee or permittee shall be jointly and severally liable for maintaining the Tunnel System. In addition, said agreement(s) shall require each subsequent licensee or permittee to pay, and grantee shall have the authority to demand, a pro rata amount to the grantee as a recoupment from each subsequent licensee and permittee, for the cost of preparation and improvement of the public way. The City will not be obligated to pay any amounts to grantee for any cost of preparation or making improvements to the public way and grantee expressly waives any right to any such contributions.

Prior to undertaking any installation, construction or related activities in the public way, grantee shall provide any prior licensee or permittee having facilities located in the public way authorized to be used by grantee with a fully-paid certificate of insurance which names any such other licensee or permittee as an additional insured and is in an amount

sufficient to cover all risk of loss or damage to the facilities of any such other licensee or permittee located in the public way.

SECTION 16. The privilege granted herein shall be maintained and used in accordance with the ordinances of the City and the directions of the Commissioner of Public Works. Grantee further agrees to maintain those portions of the Chicago Tunnel System through which grantee's system is placed free of hazards to the City and grantee's personnel and will keep said tunnels passable for purposes of inspection by City personnel. Grantee shall provide adequate security gates to prevent access to the tunnels by unauthorized personnel along grantee's utilized public way.

SECTION 17. The permission and authority herein granted to use the City's public ways and the Chicago Tunnel System may be revoked at any time by the City if grantee defaults or neglects to comply with the terms of this ordinance.

SECTION 18. The permission and authority herein granted shall not be exercised until a permit authorizing use of the City of Chicago's public way pursuant to the length of term specified in Section 2 has been issued to the grantee by the Office of the City Comptroller, Department of Finance, and thereafter only upon the faithful observance and performance of all the conditions and provisions of this ordinance, and until proof of insurance and surety, as referenced in Sections 12 and 14 herein, are submitted to the City.

SECTION 19. Prior to issuance of the permit provided in Section 18, the grantee shall file a written acceptance of this ordinance with the City Clerk, and proof of indemnification on behalf of the City of Chicago as herein required.

SECTION 20. This ordinance shall take effect and be in force from and after its passage.

License Agreement attached to this ordinance reads as follows:

License Agreement.

Whereas, Chicago Fiber Optic Corporation (hereinafter "grantee") plans to place fiber optic cable within the public ways and in the Chicago Freight Tunnel System (hereinafter "the public ways") of the City of Chicago; and

Whereas, grantee wishes to obtain a license to use the public ways of the City of Chicago, and the City of Chicago wishes to grant a license to grantee:

Witnesseth:

1. The City of Chicago agrees to grant, and grantee agrees to accept a license to use the public ways of the City of Chicago, pursuant to the terms and conditions of the proposed ordinance which is attached hereto as Exhibit A and is incorporated by reference herein.

2. This agreement is subject to enactment of the proposed ordinance attached hereto as Exhibit A and incorporated by reference herein by the City Council of the City of Chicago. The City agrees to submit the attached proposed ordinance to the Council for approval. Grantee agrees to cooperate with the City of Chicago in seeking enactment of the attached

ordinance. The City of Chicago and grantee shall use their best efforts to support passage of the attached ordinance, which shall include but not be limited to providing representatives to testify at any legislative hearing on the proposed ordinance.

3. The City of Chicago on one hand and grantee on the other hand agree and affirm that the terms and conditions stated in the proposed ordinance which is attached hereto and incorporated by reference herein represent the entire agreement of the parties.

4. The contents of this agreement and of the proposed ordinance which is attached hereto and incorporated by reference herein are contractual in nature and are not mere recitals. The mutual promises stated in this contract and the proposed ordinance which is attached hereto and incorporated by reference herein shall survive the execution of this agreement.

[Signature forms omitted for printing purposes.]

Time Fixed for Next Succeeding Regular Meeting.

By unanimous consent, Alderman Burke thereupon presented a proposed ordinance which reads as follows:

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. That the next succeeding regular meeting of the City Council of the City of Chicago to be held after the meeting held on Wednesday, the twelfth (12th) day of March, 1986, at 10:00 A.M., be and the same is hereby fixed to be held on Tuesday, the twenty-fifth (25th) day of March, 1986, at 12:00 Noon, in the Council Chamber in City Hall.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

On motion of Alderman Burke, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Stemberk, Krystyniak, Henry, Marzullo, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Damato, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 46.

Nays -- None.

Alderman Natarus moved to reconsider the foregoing vote. The motion was lost.

Adjournment.

Thereupon, Alderman Burke moved that the City Council do *Adjourn*. The motion *Prevailed* and the City Council *Stood Adjourned* to meet in regular meeting on Tuesday, March 25, 1986, at 12:00 Noon in the Council Chamber in the City Hall.

A handwritten signature in cursive script, reading "Walter S. Kozubowski".

WALTER S. KOZUBOWSKI,
City Clerk.