

(Published by the Authority of the City Council of the City of Chicago)

COPY



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

Regular Meeting—Wednesday, May 20, 1937

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, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone.

Absent -- Aldermen Rush, Vrdolyak, Gutierrez, Figueroa, Austin.

Alderman Huels requested that the Council Journal of Proceedings reflect that Alderman Vrdolyak was absent due to business in Springfield, Illinois.

Call To Order.

On Wednesday, May 20, 1987 at 10:37 A.M. (the hour appointed for the meeting was 10:00 A.M.) Honorable Harold Washington, Mayor, called the City Council to order. Honorable Walter S. Kozubowski, City Clerk, called the roll of members and it was found that there were present at that time: Aldermen Roti, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Langford, Streeter, Kellam, Jones, J. Evans, Smith, Davis, Mell, Banks, Giles, Laurino, O'Connor, Pucinski, Eisendrath, Hansen, Levar, Shiller, Osterman, Orr, Stone -- 31.

Quorum present.

Invocation.

Alderman Danny K. Davis (29th Ward) opened the meeting with prayer.

TRIBUTE TO LATE MR. EDWIN C. "BILL" BERRY.

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, Edwin C. "Bill" Berry, 76, the well-known civil rights leader of more than 30 years, died May 12, 1987 at Michael Reese Hospital after a long illness; and

WHEREAS, Bill Berry attended Oberlin College on an academic scholarship, where he became a star football player and a star track and field participant in the 100-yard dash; and

WHEREAS, Mr. Berry graduated from Duquesne University in Pittsburgh, Pennsylvania with a degree in education, and then went on to attend the University of Pittsburgh School of Social Work; and

WHEREAS, Bill Berry was a major figure in the fight for civil rights nation- wide, taking that struggle beyond rhetoric to the heart of the matter--economic empowerment and equal opportunity for all minorities; and

WHEREAS, As president of the Chicago Urban League, he fought not only for social and economic justice, he also worked diligently to bring community leaders, entrepreneurs and major civic leaders together for a common cause-- making this city a stronger, safer and healthier place to live; and

WHEREAS, Bill Berry was nationally respected for his mastery of the world of business, political and civic affairs; and

WHEREAS, Mr. Berry was a founding member of PACI, and was instrumental in the fight to preserve three minority congressional districts for Chicago; and

WHEREAS, Mr. Berry fought a long battle to desegregate Chicago's public schools and eventually became one of those chosen to nominate candidates for the Chicago Board of Education; and

WHEREAS, For many years, Mr. Berry hosted and moderated the "People to People" talk show on WGN-TV Channel 9; and

WHEREAS, Mr. Berry received honorary degrees from Northwestern University, Chicago State University and Western Michigan University, and was also the recipient of the John F. Kennedy Award from the Catholic Interracial Council; and

WHEREAS, Mr. Berry is survived by his wife Betsy; a son, Joseph; a daughter, Melanie; two fosters sons, Myron Wahls and Charles Carter; and a foster daughter, Westina Matthews; and

WHEREAS, Mr. Berry will be greatly missed by all of those who had the opportunity to know and love him; now, therefore,

Be It Resolved, That the Mayor and the members of the Chicago City Council, assembled here this 20th day of May, 1987, do hereby recognize Edwin C. "Bill" Berry for the numerous contributions he has given, not only to the City of Chicago, but to the nation and the world; and

Be It Further Resolved, That a suitable copy of this resolution be prepared and presented to the family of Mr. Berry.

Alderman T. Evans 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 T. Evans, seconded by Aldermen Bloom, Smith, Langford, Sawyer, Davis, Jones, Orr and Pucinski, the foregoing proposed resolution was *Adopted*, unanimously, by a rising vote.

TRIBUTE TO LATE MR. M. D. "MUSH" OBERMAN.

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, God in His Infinite Wisdom has called to his eternal reward M. D. "Mush" Oberman, May 10, 1987; and

WHEREAS, M. D. Oberman, who was born and raised in Springfield, Illinois, was involved in the scrap metal business and became founder of *Scrap Age* magazine. He moved to Chicago in the 1960s; and

WHEREAS, Patriarch of an illustrious family, Mr. Oberman was active in many philanthropic and charitable organizations; one of his sons, Martin J., served as Alderman of Chicago's 43rd Ward from 1975 to 1987; and

WHEREAS, We mourn with our former colleague and his family the loss of so distinguished a citizen, businessman and friend; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here this 20th day of May, 1987, A.D., do hereby voice our sorrow on the passing of M. D. "Mush" Oberman, and extend to his family our most sincere expressions of sympathy; and

Be It Further Resolved, That a suitable copy of this resolution be presented to the family of M. D. Oberman.

Alderman Eisendrath 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 Eisendrath, seconded by Aldermen Natarus, Langford and Bloom, the foregoing resolution was *Adopted*, unanimously, by a rising vote.

TRIBUTE TO LATE MR. GEORGE J. EDGAR.

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, George J. Edgar, an outstanding Chicago policeman, died April 10, 1987 of cancer in his Beverly home at the age of 58; and

WHEREAS, Mr. Edgar was a former Chicago Park District lifeguard and earned 12 major letters, the most varsity letters in a four-year period ever, while attending Park High School; and

WHEREAS, In his 23 years on the force, Mr. Edgar received nine honorable mentions and three complimentary letters; and

WHEREAS, In 1968, Mr. Edgar shot and wounded a man who opened fire on him and his partner; and

WHEREAS, In 1974, George Edgar saved two boys who were trapped on an ice floe at 60th Street and the lakefront, and through his gallant efforts, saved the lives of the boys, who would have otherwise died of exposure; and

WHEREAS, Mr. Edgar was recently assigned to administrative duties at Chicago Police Headquarters at 11th and South State Street; and

WHEREAS, Mr. Edgar is survived by his wife Frieda; three sons, Jeffrey, Matthew and Donald; a daughter, Margaret Sweeney; three brothers and three sisters; and a host of friends; and

WHEREAS, George Edgar will long be remembered for kindness and willingness to help; now, therefore,

Be It Resolved, That the Mayor and the members of the Chicago City Council, assembled here this 20th day of May, do hereby recognize George J. Edgar for the numerous contributions he has made to Chicago Police Department and the citizens of this great City; and

Be It Further Resolved, That a suitable copy of this resolution be prepared and presented to the family of George J. Edgar.

Alderman Beavers 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 Beavers, the foregoing proposed resolution was *Adopted*, unanimously, by a rising vote.

TRIBUTE TO LATE MR. KENNETH GENE GROGGS.

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, Kenneth Gene Groggs, an architect with a long career of public service, died Saturday, May 2, 1987 at Northwestern Memorial Hospital after suffering a heart attack; and

WHEREAS, Mr. Groggs formed Groggs and Associates in 1982, and in 1984 was advanced to the College of Fellows of the American Institute of Architects; and

WHEREAS, Mr. Groggs, the owner and president of Groggs and Associates Inc., was project manager for the Board of Education's move to its new headquarters at 1819 W. Pershing Road; and

WHEREAS, From 1973 to 1975, Mr. Kenneth Groggs was the Supervising Architect for Illinois, providing a broad range of architectural services to various agencies; and he was the first black in the nation to hold such a position; and

WHEREAS, Previously he was project development coordinator for the Chicago Public Building Commission for three years and was appointed Chairman of the Building Board of Appeals in July of 1986; and

WHEREAS, Mr. Groggs is survived by his wife, Alyce; daughters, Toni Hall and Kellie Benning; two sisters and eight grandchildren; and

WHEREAS, Kenneth Groggs will be greatly missed by all those who knew and loved him; now, therefore,

Be It Resolved, That the Mayor and the members of the Chicago City Council, assembled here this 20th day of May, 1987, do hereby recognize Kenneth G. Groggs for the numerous contributions he has given to the architectural world and the City of Chicago; and

Be It Further Resolved, That a suitable copy of this resolution be prepared and presented to the family of Mr. Groggs.

Alderman Natarus moved to *Suspended 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, by a rising vote.

AUGUST 13--16, 1987 PROCLAIMED AS "BESSEMER
DUNBAR/ABRAMS RECOGNITION DAYS IN
CHICAGO".

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, The Chicago Chapter of the National Bessemer Dunbar/Abrams Alumni Association is hosting its 9th National Convention in Chicago August 13-- 16, 1987; and

WHEREAS, The Chicago Chapter was founded in 1978 with Mrs. Lula E. Webb as Founding President; and

WHEREAS, The National Association and its affiliates give scholarships to deserving students nationwide; and

WHEREAS, The organization also gives awards to its outstanding members; and

WHEREAS, Mrs. Bessie Pippens is the National President of this distinguished group, which boasts more than 500 members; and

WHEREAS, There will be 7 visiting chapters and presidents: Mrs. Albert Rhoden, Akron; Mrs. Ethel L. Borden, Bessemer; Mrs. Mattie Solomon, Cleveland; Mrs. Mabrey Bibb, Detroit; Mr. Dave Pope, Greater Cleveland; Mr. Lister Lee, Los Angeles; Mrs. Amelia English, New York; and Mr. James Lawson, Chicago; now, therefore,

Be It Resolved, That the Mayor and the members of the Chicago City Council, assembled here this 20th day of May 1987 do hereby recognize August 13--16, 1987 as Bessemer Dunbar/Abrams Recognition Days in Chicago; and

Be It Further Resolved, That a suitable copy of this resolution be prepared and presented to Mrs. Lula Webb, Founding President, Chicago Chapter.

Alderman T. Evans 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 MENDEL HIGH SCHOOL
VARSITY TRACK AND FIELD TEAM FOR WINNING
CHICAGO CATHOLIC LEAGUE 1987 TRACK
AND FIELD CHAMPIONSHIP.

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, The Mendel High School Varsity Track and Field Team is the 1987 winner of the Chicago Catholic League Championship, winning at Loyola Academy on May 16, 1987; and

WHEREAS, Mendel High School, located at 250 East 111th Street has also won the 1987 Indoor Catholic League Championship, the 1986 Indoor and Outdoor Catholic League Championship, and the 1986 Illinois High School Association's Sectional Championship; and

WHEREAS, These victories were achieved under the leadership of Head Coach Edward Adams, and assistant coaches Mike Garcia and James Lick, and Mendel High School Principal, Father Donald Lewandowski; and

WHEREAS, The members of the Mendel High School Varsity Track and Field Team are Scott Cohn, Malcolm Davis, Alonzo Collum, David Yarbrough, Kendell West, Charles Collins, Reginald Young, James Debardeleben, Richard Washington, George Kinsey, Darrell Bolton, Tony Daniel, Levia Hoppszallern, Friday Clements, Andre Holland, Bradford Stevens, Anthony Byrdson, Ramel Werner, Robert Thorns, James White, Chester Brown, Brian Thomas, Andre Coleman, Willie Morrow, Dion Williams, and Perry Heard; and

WHEREAS, The Mendel High School Varsity Track and Field Team of 1987 has brought honor, pride, and credit to themselves, their families, and their school; now, therefore,

Be It Resolved, That the Mayor and the City Council assembled this 20th day of May, do hereby congratulate the Mendel High School Varsity Track and Field Team as the winners of the Chicago Catholic League 1987 Track and Field Championship; and

Be It Further Resolved, That a suitable copy of this resolution be prepared and presented to the Mendel High School Varsity Track and Field Team.

Alderman T. Evans 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 T. Evans, the foregoing proposed resolution was *Adopted*, by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

At this point in the proceedings, Mayor Harold Washington invited Coach Edward Adams and his team to the rostrum. Coach Adams thanked Mayor Washington and the City Council on behalf of the team, stating that the team, like the Mayor, had sought a vision and worked toward it.

CONGRATULATIONS EXTENDED TO LANE TECHNICAL HIGH
SCHOOL BOY'S VARSITY TRACK AND FIELD TEAM
FOR WINNING CHICAGO PUBLIC LEAGUE 1987
TRACK AND FIELD CHAMPIONSHIP.

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, The Lane Technical High School Boy's Varsity Track and Field Team is the 1987 winner of the Chicago Public League Championship, winning at Robeson High School on May 15, 1987; and

WHEREAS, Lane Technical High School, located at 2501 West Addison Street, has also won the 1987 Mount Prospect Relay Championship, the Chicago Public League City Championship in Track and Field for 7 consecutive years including: 1980, 1981, 1982, 1983, 1984, 1985, and 1986; and

WHEREAS, These victories were achieved under the leadership of Head Coach Charles McClinton, and Principal, Maude Carson; and

WHEREAS, The members of the Lane Technical High School Track and Field Boy's Varsity Team are Ralph Bonatz, Milton Brown, Godfrey Danchman, Eric Daniels, Derrick Faulkner, Cory Gunderson, Neil Hernandez, John Hernandez, Andre Hobbs, Antonio Howard, Robert Jones, Garvin Lovie, Darrin Mirkarimi, Steven Nash, Jonathan Peters, Anton Pierson, Maurice Roberts, Marcus Shepard, Latroy Spann, Michael Taylor, Timothy Thomas, Albert Walker, Ricardo Toledo, and Derrick Stewart, and whose manager includes Ms. Jennifer Lund; and

WHEREAS, The Lane Technical High School Boy's Varsity Track and Field Team of 1987 has brought honor, pride, and credit to themselves, their families, and their school; now, therefore,

Be It Resolved, That the Mayor and the City Council assembled this 20th day of May, do hereby congratulate the Lane Technical High School Boy's Varsity Track and Field Team as the winners of the Chicago Public League's 1987 Track and Field Championship.

Alderman T. Evans 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 T. Evans, the foregoing proposed resolution was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

At this point in the proceedings, Mayor Washington invited Coach Charles McClinton and his team to the rostrum. The coach thanked the Mayor and the City Council on behalf of the team, stating that the team mirrors the student body of Lane Technical High School, in its dedication to educational and physical excellence.

CONGRATULATIONS EXTENDED TO SOUTH SHORE HIGH
SCHOOL GIRL'S TRACK TEAM FOR WINNING 1987
CITY TRACK AND FIELD MEET AND 1987
PUBLIC LEAGUE SECTIONAL.

Honorable Harold Washington, Mayor, on behalf of himself and all the members of the City Council, presented the following proposed resolution:

WHEREAS, The South Shore High School Girl's 1987 Track Team has won its eighth consecutive City Track and Field Title, and ninth consecutive Public League Sectional Title; and

WHEREAS, The South Shore High School, located at 7529 South Constance Avenue, has also won an opportunity to compete in the State Track and Field Meet in Charleston; and

WHEREAS, These victories were achieved under the direction of Head Coach, Mr. Glenn Johnson, and Assistant Coach, Ms. Annie Moore; and

WHEREAS, The members of the South Shore 1987 Girl's Track Team are: Lisa Chess, Lisa Mack, Amena Jackson, Carla Lewis, Lena Roberts, Roberta Simmons, Shawnette Williams, Cassandra Strickland, Verna Howard, Lynn Hudson, Erica Washington, Paulette Myers, Tanesha Motoya, LaDonna Meekins, and Carmen Taylor; and

WHEREAS, South Shore High School, whose principal is Dr. William A. Marshall, has proven itself to be one of the top high school track teams in the City; and

WHEREAS, The South Shore High School Girl's 1987 Track Team has brought honor, pride, and credit to themselves, their families, and their school; now, therefore,

Be It Resolved, That the Mayor and the members of the City Council assembled this 20th day of May, do hereby congratulate the South Shore High School Girl's 1987 Track Team as the winners of the 1987 City Track and Field Meet, and the 1987 Public League Sectional; and

Be It Further Resolved, That a suitable copy of this resolution be prepared and presented to the South Shore High School Girl's 1987 Track Team.

Alderman T. Evans 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 T. Evans, the foregoing proposed resolution was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

At this point in the proceedings, Mayor Harold Washington invited Coaches Glenn Johnson and Annie Moore together with their team, to the rostrum. Coach Johnson thanked all who had been supportive of the team and pledged its best efforts in the upcoming State Track and Field Meet in Charleston, Illinois.

Acting on behalf of the students and faculty, Dr. William Marshall, Principal of South Shore High School, then presented Mayor Washington with South Shore's first diploma of the 1987 commencement.

**REPORTS AND COMMUNICATIONS FROM
CITY OFFICERS.**

Referred -- AMENDMENT NUMBER 2 TO MOHAWK-NORTH
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*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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 an ordinance approving Amendment No. 2 to the Mohawk-North Redevelopment Plan. This amendment would exempt the property at 1422--1424 North Mohawk from acquisition by the City of Chicago.

Also enclosed are certified copies of a resolution adopted by the Department of Urban Renewal at a meeting held on April 29, 1987, approving Amendment No. 2.

Your favorable consideration of this ordinance will be appreciated.

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

Referred -- AMENDMENT NUMBER 20 TO HYDE PARK-KENWOOD
CONSERVATION PLAN.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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. 20 to the Hyde Park-Kenwood Conservation Plan. This amendment provides for a land use change for the southeast corner of East Hyde Park Boulevard and South Drexel Avenue from "Residential-High Density" to "Off-Street Parking and Open Spaces" use.

Also enclosed are certified copies of a resolution adopted by the Department of Urban Renewal at an adjourned regular meeting held on April 29, 1987, 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 -- AMENDMENT NUMBER 7 TO CHICAGO-ORLEANS
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*:

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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. 7 to the Chicago-Orleans Redevelopment Plan. This amendment would change the land use from

Residential and Related Uses to Institutional Use for parking for St. Matthew's Church in fulfillment of the zoning requirement for church parking.

Also enclosed are certified copies of a resolution adopted by the Department of Urban Renewal at an adjourned regular meeting held on April 29, 1987, 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 -- WITHDRAWAL OF MAYORAL APPOINTMENT OF
MR. HAROLD K. LEWIS TO CHICAGO HOUSING
AUTHORITY.

Honorable Harold Washington, Mayor, submitted the following communication, which was
Referred to the Committee on Housing:

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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

LADIES AND GENTLEMEN -- I hereby withdraw the appointment of Harold K. Lewis to the Chicago Housing Authority for the term ending January 8, 1990 submitted to you on May 13, 1987 (Journal of Council Proceedings, p. 170).

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

Referred -- INDUCEMENT ORDINANCE FOR \$36,000,000 IMPROVEMENT
AND SPECIAL FACILITY LEASE REVENUE BONDS.

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

May 20, 1987.

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, transmitted herewith is an inducement ordinance for \$36,000,000 City of Chicago Improvement and Special Facility Lease Revenue Bonds (Northwest Airlines Project) for capital improvements at Chicago O'Hare International Airport.

Your favorable consideration of this matter will be greatly appreciated.

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

Referred -- AMENDMENT OF MUNICIPAL CODE CHAPTER 37,
SECTION 37-11(c) CONCERNING LANDING FEES.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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, transmitted herewith is an ordinance to amend Chapter 37, Section 11(c) of the Municipal Code. This amendment will lower the landing fees to \$.60 per thousand pounds of maximum gross landing weight, down from \$.75 for the signatory carriers at Chicago Midway Airport.

Your favorable consideration of this ordinance will be appreciated.

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

Referred -- EXECUTION OF PARTIAL LEASE TERMINATION AGREEMENT
WITH NORTHWEST AIRLINES, INCORPORATED.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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 authorizing the approval and execution of a Partial Lease Termination Agreement between the City of Chicago and Northwest Airlines, Inc. for premises located at Chicago Midway Airport.

Your favorable consideration of this ordinance will be appreciated.

Sincerely,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- EXECUTION OF CARGO BUILDING SITE LEASE
AGREEMENT WITH NORTHWEST AIRLINES,
INCORPORATED.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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 authorizing the approval and execution of a Cargo Building Site Lease between the City of Chicago and Northwest Airlines, Inc., for premises located in the southwest cargo area at Chicago O'Hare International Airport.

Your favorable consideration of this ordinance will be appreciated.

Sincerely,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- REPEAL OF ORDINANCE AMENDING HANGAR AND HANGAR SITE
AGREEMENT WITH UNITED AIRLINES, INCORPORATED AND
EXECUTION OF HANGAR SITE LEASE AGREEMENT
WITH UNITED AIRLINES,
INCORPORATED.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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 authorizing the approval and execution of a Hangar Site Lease Agreement between the City of Chicago and United Airlines, Inc. for premises located at Chicago O'Hare International Airport. Additionally, the ordinance repeals the ordinance heretofore passed on August 28, 1986 granting authority for execution of an amendment to a Hangar and Hangar Site Agreement with United Airlines, Inc. at Chicago O'Hare International Airport.

Your favorable consideration of this ordinance will be appreciated.

Sincerely,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- EXECUTION OF TERMINATION AGREEMENT BETWEEN
CITY AND S.A.S. SERVICE PARTNER,
INCORPORATED.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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 authorizing the approval and execution of a Termination Agreement between the City of Chicago and S.A.S. Service Partner, Inc. for premises located at Chicago O'Hare International Airport.

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

Referred -- EXECUTION OF HANGAR SITE LEASE AGREEMENT
WITH UNITED AIRLINES, INCORPORATED FOR
PREMISES LOCATED AT CHICAGO-O'HARE
INTERNATIONAL AIRPORT.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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 authorizing the approval and execution of a Hangar Site Lease Agreement between the City of Chicago and United Airlines, Inc. for premises located at Chicago O'Hare International Airport. This ordinance leases to United certain premises which had previously been leased to S.A.S. Service Partner, Inc.

Your favorable consideration of this ordinance will be appreciated.

Sincerely,
(Signed) HAROLD WASHINGTON,
Mayor.

Referred -- MUNICIPAL CODE CHAPTER 35.1 AMENDED
CONCERNING INCREASE IN FARMERS' MARKET
PERMIT FEES.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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

LADIES AND GENTLEMEN -- At the request of the Commissioner of Consumer Services, I transmit herewith an ordinance amending Chapter 35.1 of the Municipal Code of Chicago to increase Farmers' Market permit fees.

Your favorable consideration of this ordinance will be appreciated.

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

Referred -- MUNICIPAL CODE CHAPTER 141 AMENDED
CONCERNING ITINERANT MERCHANT LICENSES.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

May 20, 1987.

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

LADIES AND GENTLEMEN -- At the request of the Commissioner of Consumer Services, I transmit herewith an ordinance amending Chapter 141 of the Municipal Code of Chicago to create two classes of itinerant merchant license, to establish fees therefor, and to increase the penalty for violations.

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 -- STATE APPROVAL OF ORDINANCE FOR CITY'S
1986 CONTRIBUTION TO CHICAGO TRANSIT AUTHORITY.

A communication from Mr. Melvin W. Smith, Program Support and Evaluation Engineer, dated May 11, 1987, announcing that the Department of Transportation of the State of Illinois has approved the ordinance passed by the City Council on December 19, 1986 authorizing the City of Chicago to enter into an agreement with the Chicago Transit Authority and the County of Cook regarding the allocation of \$3,000,000 in motor fuel tax funds which represents the City's 1986 contribution to the Chicago Transit Authority, which was *Placed on File*.

Placed On File -- APPROVAL BY CHICAGO PLAN COMMISSION
AND DEPARTMENT OF PLANNING OF CERTAIN
PROPOSALS.

Also, copies of resolutions adopted by the Chicago Plan Commission on May 14, 1987, and reports of the Department of Planning, approving the following proposals, which were *Placed on File*:

Department Of Housing.

Disposition of Vacant City-Owned Properties.

Referral Number	Address
87-065-02	4 Properties for Disposition Under the Adjacent Neighbors Land Acquisition Program: 2908 West Flournoy 1758 West Cullerton 220 North Keystone 6041 South Rhodes
87-066-02	3147--3149 West Lexington Street
87-067-02	2434--2436 West Roosevelt Road
87-068-02	2408--2410 South Lowe Avenue/2449--2451 South Archer Avenue
87-069-02	4639--4641 South Langley Avenue
87-071-02	814--820 West 70th Street/6955--6957 South Green Street

Referral Number	Address
87-072-02	1300--1310 West 79th Street
87-073-02	1527 West 110th Street
87-074-02	10156 South Elizabeth Street
87-075-02	178--184 North Cicero Avenue/4803--4809 West Maypole Avenue
87-076-02	4152--4156 South Wabash Avenue/18--24 East 42nd Street
87-080-02	7259 South Racine Avenue
87-081-02	4151--4163 South Drexel Boulevard/908--918 East 42nd Place
87-082-02	1201--1215 East Marquette Road/6601--6609 South Woodlawn Avenue.

Department Of Public Works.

Referral Number	Proposal
87-077-06	California Avenue Improvement--Roosevelt Road to Fulton Street
87-078-06	87th Street Intersection Improvements--South Lafayette Avenue and South State Street
87-079-06	Elston Avenue Viaduct Clearance Improvement-- Hobson and Ashland Avenues.

Placed On File -- REPORT OF VOUCHER PAYMENTS FOR
PERSONAL SERVICES FOR MONTH OF
APRIL, 1987.

The City Clerk transmitted the following report received from Mr. Ronald D. Picur, City Comptroller, which was *Placed on File* and ordered published:

[Voucher payments printed on page 644 of this Journal.]

NAME	ADDRESS	DEPARTMENT	TITLE	ACCOUNT	RATE	Settlement	APR. 1987
Doye, William	12336 S. Emerald	Fire	Firefighter	100	142.80	Settlement	142.80
Butz, Kenneth	2952 W. 86th Pl.	"	"	"	7,575.00	"	7,575.00
Eberle, Warren	11125 S. Ave C	"	"	"	6,287.28	"	6,287.28
Hamner, Walter P.	5117 W. East River Rd.	"	"	"	7,387.50	"	7,387.50
Holmes, Richard	6926 W. Farragut	"	"	"	9,469.20	"	9,469.20
Inbra, Salvatore	1031 S. Racine	"	"	"	7,683.00	"	7,683.00
Knapp-Kemper, Eileen	3536 W. 111th St.	"	"	"	238.68	"	238.68
McAndrew, John H.	6200 W. Coyer	"	"	"	5,319.00	"	5,319.00
Olsen, Jon	5236 W. Winona	"	"	"	108.07	"	108.07
O'Neill, Sean	1833 W. Harragansett	"	"	"	238.68	"	238.68
Ray, Alice	6326 S. Ellis	"	Sr. Typist	"	280.35	"	280.35
Ronan, Leo H.	10745 S. Longwood	"	Firefighter	"	250.00	"	250.00
Schuchman, John	5437 S. Luna	"	"	"	275.40	"	275.40
Stewart, Jesse F.	9217 S. Morgan	"	"	"	2,414.20	"	2,414.20
Williams, Frank	3563 W. 80th Pl.	"	"	"	9,469.20	"	9,469.20
Childs, Ronald	7850 S. Constance	Mayor's Ofc.	Comm. Specialist	"	1,208.33	"	1,208.33
Imas, David	6612 W. Newgard	"	Liaison Asst.	"	1,343.00	"	1,343.00
Otis, Marlice	916 S. Ada	"	Receptionist	200	804.21	"	804.21
Washington, Diane	175 E. Delaware Pl.	"	Accm. Sec. II	100	2,106.00	"	2,106.00
Webb, Kenneth	9497 S. Wolcott	Police	Policeman	"	61,940.73	Settlement	61,940.73

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 May 13, 1987, 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 May 20, 1987, 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 May 13, 1987, 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 -- CLAIMS AGAINST CITY OF CHICAGO.

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

Allstate Ins. Co. (4), Donald J. Durkin, Michael Judge, Gemini Walker and Delores Wayne;

Barnett Jesse, Brown Jeffroe Jr.;

Contreras Mario G.;

Egeonu Samson I., Ekster Lawrence, Ellington Erick, Engebretson Lorraine;

Fredrick Monica;

Gillick Sharon, Green Lawrence;

Hartford Ins. Co. and Elvira Costillo, Haseman Jerry, Hrastinski Elvir;

Jenkins Hattie, Juarez Alex and Maria;

Khalil Faraj, Knapp Robert;

Leone Lewis, LeSac Gay;

Mazzanti Albert, Moore Arnetha;

Peoples Gas Light and Coke Co. (5), Price Faith:

Rose Haywood, Rybko Edwin:

Selin Janet, Slomski Josephine M., Stewart Peggy:

Unterreiner Teri L.:

Watkins Byron, Welch Edna, Wheeler Otis Jr., Williams Mary Ann:

Yates Herman.

Referred -- REQUEST FOR EXEMPTION FROM AMBULANCE
SERVICE CHARGES FOR PUBLIC SCHOOLS
LOCATED IN 37TH WARD.

Also, a communication from Alderman Percy Giles, 37th Ward, transmitting a resolution requesting the City Council to exempt the \$150.00 charge for ambulance services for the public schools (elementary and high) in the 37th Ward, which was *Referred to the Committee on Finance*.

Referred -- REQUEST TO PLACE DAILY OPERATIONS OF
CHICAGO HOUSING AUTHORITY UNDER
INDEPENDENT MANAGEMENT
FIRM.

Also, a communication from Mr. Joseph A. Jurek, President, Polish American Political League and Mr. Joseph N. Kulys, President, Lithuanian Democratic League, transmitting a resolution requesting the United States Department of Housing and Urban Development and its Secretary, Samuel R. Pierce, Jr., to place the day to day operations of the Chicago Housing Authority under an independent management firm, which was *Referred to the Committee on Housing*.

Referred -- GRANT OF PRIVILEGE FOR PLANTER BOXES AT
175 NORTH HARBOR DRIVE.

Also, a communication from Mr. Raymond Simon transmitting an ordinance authorizing a grant of privilege for placement of planter boxes at 175 North Harbor Drive, which was *Referred to the Committee on Streets and Alleys*.

REPORTS OF COMMITTEES.**COMMITTEE ON FINANCE.****SUBMISSION OF APPLICATION TO AND EXECUTION OF
AGREEMENTS WITH DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT FOR ALLOCATION
OF GRANT FUNDS UNDER RENTAL
REHABILITATION PROGRAM.**

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of agreements with the Department of Housing and Urban Development for allocation of grant funds in the amount of \$7,124,000 under the Rental Rehabilitation Program.

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

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Fary, Burke, Langford, Streeter, Kellam, Jones, J. Evans, Garcia, Krystyniak, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Banks, Giles, Laurino, Eisendrath, Hansen, Shiller, Schulter, Osterman, Orr -- 33.

Nays -- Aldermen Pucinski, Levar -- 2.

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

The following is said ordinance as passed:

WHEREAS, The City of Chicago, a home rule unit of government under Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, has heretofore found and does hereby find that there exists within the City a serious shortage of decent, safe and sanitary rental housing available to persons of low and moderate income; and

WHEREAS, The City has determined that the continuance of a shortage of rental housing affordable to persons of low and moderate income is harmful to the health, prosperity, economic stability and general welfare of the City; and

WHEREAS, The Government of the United States, pursuant to authority granted it in Section 17 of the United States Housing Act of 1937, as amended, has created the Rental Rehabilitation Program in Section 301 of the Housing and Urban/Rural Recovery Act of 1983, which program among other things provides for federal grants to local governments to help finance rehabilitation of privately owned residential structures devoted primarily to rental use and which units are eligible for rent subsidy programs so as to increase their accessibility to low and moderate income persons; and

WHEREAS, The United States Department of Housing and Urban Development has allocated the sum of \$7,124,000 of Rental Rehabilitation Program grant funds to the City, subject to the City submitting a proper request therefore; and

WHEREAS, In furtherance of the Public-Private Partnership goals of the City, the City intends to solicit financial participation by local lending institutions in the City's Rental Rehabilitation Program, thereby significantly increasing the scope and benefits thereof to the City; and

WHEREAS, The Department of Housing has prepared a Program Description and appropriate certifications as required, to accompany the City's request to H.U.D. for grant funds allocated to it under the Rental Rehabilitation Program; now, therefore,

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

SECTION 1. The Mayor is authorized to submit, on behalf of the City of Chicago, an application to the United States Department of Housing and Urban Development to receive the City's allocation of \$7,124,000 under the Rental Rehabilitation Program.

SECTION 2. The Commissioner of Housing is authorized to submit such certification and assurances as may be required or requested in connection with the aforesaid application, including but not limited to a certification substantially in the form attached hereto as Exhibit B.

SECTION 3. In the event the application is approved, the Commissioner of Housing is further authorized to enter into and execute such agreements, documents and understandings as are required or necessary to implement the terms of allocation of grant funds, including but not limited to an agreement with the Chicago Housing Authority substantially in the form attached hereto as Exhibit C.

SECTION 4. The City of Chicago shall not engage in discrimination based on race, color, religion, sex, national origin, handicap, sexual orientation, geographic location, or political affiliation in its implementation of the Rental Rehabilitation Program.

SECTION 5. This ordinance shall be in full force and effect by and from the date of its passage.

[Application printed on page 649 of this Journal.]

Exhibits attached to this ordinance read as follows:

Exhibit B.

Certifications.

(Continued on page 650)

PART I

OMB APPROVED FOR RELEASE

FEDERAL ASSISTANCE		2. APPLICANT'S APPLICATION	3. NUMBER	4. STATE APPLICATION IDENTIFICATION	5. NUMBER
1. TYPE OF ACTION (Mark on appropriate box) ☐ PREAPPLICATION ☐ APPLICATION ☐ NOTIFICATION OF INTENT (OWL) ☐ REPORT OF FEDERAL ACTION		6. DATE Year month day 87 5 15		7. DATE ASSIGNED Year month day 87 5 15	
4. LEGAL APPLICANT/RECIENT a. Applicant Name: City of Chicago b. Organization Unit: Department of Housing c. Street/V.O. Box: 318 South Michigan d. City: Chicago e. State: Illinois f. County: Cook g. ZIP Code: 60604 h. Contact Person (Name & telephone no.): Jack Hart 912-7022, ext. 550		5. FEDERAL EMPLOYEE IDENTIFICATION NO.		6. PRO-GRAM a. MESSAGE: R-1871-111010 b. TITLE: Rental Rehabilitation Program	
7. TITLE AND DESCRIPTION OF APPLICANT'S PROJECT Rental Rehabilitation Program To provide support for the rehabilitation of privately owned real property to be used for residential rental purposes.		8. TYPE OF APPLICANT/RECIENT a. ☐ Individual b. ☐ Corporation c. ☐ Partnership d. ☐ Other (Specify) e. ☐ Other (Specify) f. ☐ Other (Specify) g. ☐ Other (Specify) h. ☐ Other (Specify) i. ☐ Other (Specify) j. ☐ Other (Specify) k. ☐ Other (Specify) l. ☐ Other (Specify) m. ☐ Other (Specify) n. ☐ Other (Specify) o. ☐ Other (Specify) p. ☐ Other (Specify) q. ☐ Other (Specify) r. ☐ Other (Specify) s. ☐ Other (Specify) t. ☐ Other (Specify) u. ☐ Other (Specify) v. ☐ Other (Specify) w. ☐ Other (Specify) x. ☐ Other (Specify) y. ☐ Other (Specify) z. ☐ Other (Specify)		9. TYPE OF ASSISTANCE a. ☐ Basic Grant b. ☐ Supplemental Grant c. ☐ Other (Specify) d. ☐ Other (Specify) e. ☐ Other (Specify) f. ☐ Other (Specify) g. ☐ Other (Specify) h. ☐ Other (Specify) i. ☐ Other (Specify) j. ☐ Other (Specify) k. ☐ Other (Specify) l. ☐ Other (Specify) m. ☐ Other (Specify) n. ☐ Other (Specify) o. ☐ Other (Specify) p. ☐ Other (Specify) q. ☐ Other (Specify) r. ☐ Other (Specify) s. ☐ Other (Specify) t. ☐ Other (Specify) u. ☐ Other (Specify) v. ☐ Other (Specify) w. ☐ Other (Specify) x. ☐ Other (Specify) y. ☐ Other (Specify) z. ☐ Other (Specify)	
10. AREA OF PROJECT IMPACT (Name of city, county, state, etc.) Chicago, Cook County, Illinois		11. ESTIMATED NUMBER OF PERSONS BENEFITING 3200		12. TYPE OF APPLICATION a. ☐ New b. ☐ Renewal c. ☐ Extension d. ☐ Other (Specify)	
13. PROPOSED FUNDING a. FEDERAL \$ 7,124,000 b. APPLICANT \$ - c. STATE \$ - d. LOCAL \$ - e. OTHER \$ 8,000,000 f. TOTAL \$ 15,124,000		14. CONGRESSIONAL DISTRICTS OF: a. APPLICANT 1,2,3,5,6,7,8,9,11 b. PROJECT 1,2,3,5,7,8,9,11		15. TYPE OF CHANGE (For 12 or 13) a. ☐ Increase Outlay b. ☐ Decrease Outlay c. ☐ Increase Outlay d. ☐ Decrease Outlay e. ☐ Other (Specify)	
16. PROJECT START DATE Year month day 87 5 15		17. PROJECT DURATION Months 18		18. ESTIMATED DATE TO BE SUBMITTED TO FEDERAL AGENCY 87 5 31	
19. EXISTING FEDERAL IDENTIFICATION NUMBER		20. REMARKS ADDED ☐ Yes ☐ No		21. REMARKS ADDED ☐ Yes ☐ No	
22. APPLICANT CERTIFIES THAT: a. To the best of my knowledge and belief, the information furnished in this application is true and correct, and that the applicant is not a party to any fraud or other illegal activity. b. I am authorized by the applicant to execute this application and to bind the applicant to the obligations of this application. c. I am authorized by the applicant to execute this application and to bind the applicant to the obligations of this application.		23. SIGNATURE Harold Washington, Mayor		24. DATE SIGNED Year month day 87 5 15	
25. AGENCY NAME		26. ORGANIZATIONAL UNIT		27. ADMINISTRATIVE OFFICE	
28. ADDRESS		29. ACTION TAKEN ☐ AWARDED ☐ SELECTED ☐ RETURNED FOR AMENDMENT ☐ DELETED ☐ WITHDRAWN		30. FUNDING a. FEDERAL \$ 7,124,000 b. APPLICANT \$ - c. STATE \$ - d. LOCAL \$ - e. OTHER \$ 8,000,000 f. TOTAL \$ 15,124,000	
31. ACTION TAKEN		32. ACTION DATE Year month day 87 5 15		33. CONTACT FOR ADDITIONAL INFORMATION (Name and telephone number)	
34. STARTING DATE Year month day 87 5 15		35. ENDING DATE Year month day 87 5 15		36. REMARKS ADDED ☐ Yes ☐ No	
37. FEDERAL AGENCY ACTION		38. FEDERAL AGENCY ACTION		39. FEDERAL AGENCY ACTION	

(Continued from page 648)

The City of Chicago, through its Department of Housing does hereby certify and attest as follows:

1. That the submission of the program Description of the Rental Rehabilitation Program of the City of Chicago to the U.S. Department of Housing and Urban Development and execution of same has been authorized by the City Council of the City of Chicago through the passage of the attached ordinance on the ____ day of _____.
2. That the Program Description was developed in consultation with the public through a public hearing held by the Department of Housing on June 18, 1984, and that the Program Description has been and is available to the public upon request.
3. That the City of Chicago, Department of Housing requests that the 100% lower income benefit standard be reduced to a 70% standard in order to enhance the successful implementation of the Rental Rehabilitation Program. It is further certified that this reduction is necessary to meet one or both of the following objectives:
 - a) To minimize the displacement of tenants in projects to be rehabilitated, and/or
 - b) To provide a reasonable margin for error due to unforeseen sudden changes in neighborhood rent; failure to complete rehabilitation of projects due to unanticipated circumstances; or other reasonable contingencies.
4. That a written tenant assistance policy conforming to the requirements of 23 C.F.R. Part 511.10 (h) (2) has been adopted by the Department of Housing and is available to the public.
5. That having read and understood the rules and policies of 24 C.F.R. Part 511.10, the City will conduct the Rental Rehabilitation Program therewith.
6. That the Rental Rehabilitation Program will be conducted and administered in accordance with all rules and requirements set forth in 24 C.F.R. Part 511.

Exhibit C.

Memorandum Of Understanding.

This Agreement is made this ____ day of _____, 19____ by and between the City of Chicago, Illinois, a municipal corporation (the "City"), by and through its Department of Housing ("Department"), with offices at 318 South Michigan Avenue, Chicago, Illinois and the Chicago Housing Authority ("C.H.A."), a municipal corporation with offices at 22 West Madison Street, Chicago, Illinois.

Recitals:

Whereas, the United States Department of Housing and Urban Development ("H.U.D.") has allocated to the City the sum of \$7,124,000 under the Rental Rehabilitation Program ("Program"), subject to the City submitting a proper request therefore; and

Whereas, the City under the terms of the Program is authorized to utilize Section 8 Existing Certificates and Vouchers ("Section 8 Certificates") as authorized by the United States Housing Act of 1937 (the "Act") to provide greater access to low and moderate income persons by means of rent subsidies; and

Whereas, the Housing Authorities Act of the State of Illinois authorizes the C.H.A. to enter into and execute agreements with governmental units for cooperative use of staff in providing essential services to housing programs for low and moderate income persons; and

Whereas, the City and C.H.A. both deem it in their mutual interest to cooperate in assuring that maximum possible benefit is achieved in housing programs of each generally, and the City's rental rehabilitation program in particular;

Now, Therefore, in consideration of entering into this Agreement, and for other good and valuable consideration receipt of which is hereby acknowledged, the parties agree as follows:

1. The above Recitals are hereby expressly incorporated herein and made a part of this Agreement.
2. The City through the Department, shall submit an application to H.U.D. to receive its allocation of \$7,124,000 under the Program.
3. The City shall use its best efforts to obtain commitments from private lending institutions in the amount of \$8,000,000 to be used with Program grant funds to expand the scope and benefits of the Program to the City and C.H.A.
4. The Department shall select eligible projects to be financed with Program funds, and shall further be responsible for on-going review of said projects pursuant to 24 Code of Federal Regulations Part 511, as amended from time to time ("C.F.R.").
5. The C.H.A. shall issue Section 8 Certificates or Vouchers to eligible persons in such a manner as to minimize displacement of such persons residing in projects selected for rehabilitation, and to assist persons choosing or required to move from projects being rehabilitated, and to assist eligible persons choosing to move back to projects after rehabilitation is completed.
6. It is expressly agreed by the parties that C.H.A. upon due diligence in meeting its responsibilities under paragraph 5 above, may then issue Section 8 Certificates to eligible persons from waiting lists maintained by C.H.A. for Section 8 housing programs, generally, who agreed to move into rehabilitated projects.

7. It is further agreed that in the event that C.H.A. issues Section 8 Certificates or Vouchers to eligible persons from waiting lists for the purpose of residing in Rental Rehabilitation Program financed projects that 50% of such persons shall be taken from waiting lists for the zip code in which the Rental Rehabilitation Development is located.
8. To the extent possible C.H.A. will utilize Section 8 vouchers to assist persons choosing or required to move from projects being rehabilitated, and Section 8 Certificates for persons who agreed to move into rehabilitated projects.
9. It is expressly agreed by the parties, that this Agreement shall be subject to applicable portions of the Code of Federal Regulations as amended from time to time, including, but not limited to 24 Code of Regulations, parts 209, 511 and 992.
10. It is further expressly agreed by the parties that any and all administrative costs incurred by either in carrying out the terms of this Agreement shall be borne solely by each party, respectively.
11. The C.H.A. currently has a waiting list for Section 8 Certificates of about 40,000 families. On an interim basis, C.H.A. can issue and utilize certificates or vouchers allocated for the Rental Rehabilitation Program from this waiting list. The C.H.A. Section 8 Existing Housing Program is experiencing a turnover rate of 16.8% per year (about 1,200 per year). At this rate of attrition, to the C.H.A. will provide certificates or vouchers to the Department on an as-needed basis to meet its responsibilities under paragraph 5 of the memorandum.
12. It is expressly agreed by the parties that the C.H.A. will not provide relocation benefits. It is further agreed by the parties that eligible families will be assisted by C.H.A. in strict conformance with all Section 8 regulations.
13. Any notices requested or required under this Agreement shall be in writing, and placed in the U.S. mail, first class postage, registered, returned receipt requested, prepaid, addressed as follows:

If To City:

Department of Housing
City of Chicago
318 South Michigan Avenue
Chicago, Illinois 60604
Attention: Commissioner

If To C.H.A.:

Chicago Housing Authority
22 West Madison Street
Chicago, Illinois 60601
Attention: Executive Director

14. This Agreement shall remain in full force and effect until such time as the City shall discontinue activities authorized under this program.

This Agreement is executed at Chicago, Illinois as of the date first appearing above.

[Signature forms omitted for printing purposes.]

Exhibit B attached to this agreement reads as follows:

City Of Chicago

Rental Rehabilitation Loan Program

Proposed Tenant Assistance Strategy

1. Residential Tenants Permanently Displaced

Each residential tenant who earns less than 80 percent of the median income and who is required to move as a direct result of a project assisted under the Rental Rehabilitation Loan Program shall be entitled to assistance in accordance with the following policies:

- (a) **Timely Information.** The tenant shall be contacted personally and in writing and provided timely information that fully explains the reason for the displacement and the relocation assistance available to him/her.
- (b) **Moving Expenses.** The tenant shall be reimbursed for the reasonable cost of his/her moving and related expenses. The Department of Housing may elect to offer the tenant a choice between a payment based on actual documented expenses or a payment based on a reasonable schedule that does not require specific documentation.
- (c) **Advisory Services.** The tenant shall be provided appropriate advisory services necessary to minimize hardships in adjusting to the relocation.
- (d) **Replacement Housing Assistance.** No tenant earning less than 80 percent of median income shall be required to move unless he/she has been given a reasonable choice of opportunities to lease and move to a suitable replacement dwelling.

- (1) **Section 8 Assistance.** Where possible eligible tenants will be offered a Section 8 Existing Housing Voucher. The Voucher will reduce the monthly housing costs (rent and utilities) to these tenants to 30 percent of their adjusted income. Accordingly, those who receive a Voucher Certificate and a reasonable choice of opportunities to move to a suitable replacement dwelling that is available from an owner willing to participate in the program will not be entitled to a cash replacement housing payment.

- 2. **Cash Assistance.** Tenants who do not receive Section 8 assistance and who can afford suitable replacement housing (within 30 percent of gross income) shall be entitled to a lump sum payment computed in the following manner. The payment may be used to rent or buy a replacement.

- (i) Monthly rent plus utility costs at actual replacement dwelling (or amount at available, suitable replacement dwelling, if less costly).
 - (ii) Thirty (30) percent of gross income of all members of the tenant household who are 18 years or older.
 - (iii) Line (i) minus Line (ii).
 - (iv) Twenty-four (24) times amount of Line 3, or \$2,000, whichever is less.
- (e) Advance Notice. Unless there is an urgent need for the property (e.g., substantial danger to health or safety) of the tenant is evicted for cause, the tenant shall be given at least 60 days advance notice of the earliest date by which he/she must vacate the property.
- (f) Definition of a Suitable Replacement Dwelling. A suitable replacement dwelling shall be:
- (1) Decent, safe and sanitary.
 - (2) Available at a monthly housing cost (rent and utilities) that does not exceed 30 percent of the gross income of all members of the tenant's household who are 18 years of age or older.
 - (3) In an area that is not subject to unreasonable adverse environmental conditions; is not generally less desirable than the location of the displaced person's dwelling with respect to public utilities, commercial and public facilities; and is reasonably accessible to the person's place of employment (or to sources of employment, if the person is unemployed, but seeking work).

2. Residential Tenants Offered Right To Continue In Occupancy

Any residential tenant-occupant with a gross income, less than 80 percent of median income who is not required to move permanently shall be entitled to lease and occupy a suitable dwelling in the property after the rehabilitation is completed in accordance with the following policies:

(a) Basic Occupancy Protections

- (1) Section 8 Assistance. Where possible, eligible tenants will be offered a Section 8 Existing Housing Certificate of Family Participation. The Certificate will reduce the monthly housing costs (rent and utilities) to these tenants to 30 percent of their adjusted income. Accordingly, those who receive a Certificate will not be entitled to a cash replacement housing payment.

- (2) Cash Assistance. Tenants who not receive Section 8 assistance who can not afford after rehabilitation housing costs (within 30 percent of gross income) shall be entitled to a nondisplacement payment computed in the following manner:
- (2) Cash Assistance. Tenants who do not receive Section 8 assistance who cannot afford after rehabilitation housing costs (within 30 percent of gross income) shall be entitled to a nondisplacement payment computed in the following manner:
- (i) Monthly rate plus utility costs;
 - (ii) Thirty (30) percent of gross income of all members of the tenants household who are 18 years or older;
 - (iii) Line (i) minus Line (ii); or
 - (iv) Twenty-four (24) times amount on Line 3, or \$2,000, whichever is less.
- This assistance may be:
- (i) Absorbed by the landlord;
 - (ii) Paid by the locality as an up-front grant to the owner, after the differential has been discounted to present value at an appropriate rate;
 - (iii) Shared by the locality and the owner; or
 - (iv) Paid as a rental subsidy to the tenant through a neighborhood based not-for-profit organization using C.D.B.G. funds.

- (b) Temporary Relocation Housing. If temporary relocation is required in order to carry out the rehabilitation, the tenant shall be reimbursed for any increase in rent and utility costs in the temporary unit (the utility cost increase may be estimated), incurred in connection with the move. If the housing offered for the temporary period will exceed one year, the tenant may ask the locality to provide permanent relocation assistance and the locality must consider such a request.
- (c) Moving Expenses. If the temporary relocation is required, or the tenant must move to another unit in the building, the tenant must be reimbursed for all reasonable out-of-pocket moving expenses.

Rental Rehabilitation

Program Description

The City of Chicago has lost an estimated 60,000 housing units over the past ten years through deterioration, demolition and arson. While the current vacancy rate is estimated to be less than 3%, the continued process of new household formation threatens to create a crisis situation because of the lack of decent affordable rental housing.

The City of Chicago through its Department of Housing will seek to continue to utilize the Rental Rehabilitation Program to preserve the City's existing housing and reverse the trend towards deterioration. The Rental Rehabilitation Program will concentrate on the improvement of the City's residential rental buildings in those areas of the City where there is concentration of low income families.

1. Program Activities

The overall goal of the Rental Rehab Program is to rehabilitate 800 units of substandard housing for occupancy by low income families. Only those projects in which at least 51% of the rental floor space is intended for residential rental purposes will be considered for funding. Funding will be in the form of low interest or deferred long term loans.

The U.S. Department of Housing and Urban Development has allocated \$7,124,000 to the City of Chicago for the Rental Rehab Program for fiscal 1986. The City's Department of Housing anticipates using these funds to leverage an additional 8 million dollars from the private sector. The First Chicago Corporation, the Harris Bank, Chicago United, Northern Trust and the Community Investment Corporation are currently participating in the City's M.U.L.T.I. program funded with Rental Rehab money. These financial institutions have collectively committed over \$235 million dollars toward the rehabilitation of the City's aging housing stock. The City and these financial institutions are pledged to continue this successful public/private partnership during fiscal year 1987.

In order to ensure the availability of these rehabilitated housing units to lower income persons and to ensure existing tenants are not displaced due to Rental Rehabilitation financed efforts, the City will make available 1,000 existing Section 8 Certificates under this program. Rent levels in all units rehabilitated with Rental Rehabilitation funds must be set at or below the Fair Market Rents as defined by 24 C.F.R. part 888 for the Section 8 existing Housing Program. These rents are \$355 currently for a studio, \$435 for a one bedroom, \$510 for a two bedroom, \$640 for a three bedroom, and \$715 for a four bedroom unit. Under the Section 8 program tenants will pay no more than 30% of their adjusted income for rent.

In addition, the City, at its discretion, can provide additional funds out of C.D.B.G. monies to write down the capital cost of some rehabilitation projects. This will be done in cases where the per unit rehab costs exceed \$10,000 per unit and the project is demonstrated to be of particular benefit to low income persons or important to the stability of a particular low income neighborhood.

2. Neighborhood Selection

In order to ensure that projects selected will benefit low income persons initially and for a longer period of at least 5-10 years, projects must be located in areas which meet the following criteria:

- a. The income for the particular neighborhood should not exceed 80% of the median income for the City. These incomes as calculated by H.U.D. (January 16, 1987) are as follows:

Family Size	80% of Median
1	\$20,600
2	23,550
3	26,500
4	29,450
5	31,300
6	33,150
7	34,950
8 or more	36,800

- b. The particular neighborhood should generally be an area which has a long history of housing low-to-moderate income persons. Rents in these areas should generally be at or below the fair market rents for the Section 8 existing program. In addition, the character of the neighborhood should be such that all present conditions would indicate that rent levels are not likely to change for the next five years.

In order to ensure that the above criteria are met in neighborhood selection, the City of Chicago's Department of Housing will rely on data available from the U.S. Census of 1980 and the Sanborne Study of current housing conditions in the City of Chicago (see attached map).

3. Lower Income Benefit

To ensure that 70% of all Rental Rehabilitation Funds are used to benefit low income persons, the Department of Housing will require that 70% of all units assisted under this program be rented at "rents affordable to lower income families."

Rents affordable to lower income families is defined as the sum of the utility allowance and the rent payable monthly to the owner with respect to a unit which is at or below the applicable fair market rent under H.U.D.'s Regulations, 24 C.F.R. Part 888, for the Section 8 Existing Housing Program. The Department of Housing will require all applicants to submit a proposed rent schedule after rehab as part of the application packet. Tenants whose income is such that over 30% of their monthly income is necessary to meet the above rent payments shall be eligible for Section 8 Existing Voucher and Certificates. The allocation of these Vouchers and Certificates shall be administered by the Chicago Housing Authority (C.H.A.). Eligible tenants may be drawn from families residing in projects prior to rehabilitation, families desiring to move into projects after rehabilitation, or families currently on C.H.A.'s waiting list for Section 8 Existing (24 C.F.R. 888-209).

4. Use of Rental Rehabilitation Program for Family Housing

In order to ensure that Rental Rehabilitation Funds are used to assist large families with children, the Department of Housing will, through its selection process and closely monitored controls, utilize not less than 51% (provided H.U.D. approves this lower percentage, otherwise the City will utilize 70%) of its total allocation to fund units containing two or more bedrooms. In addition, the Department of Housing has set a goal of utilizing 15% of its total allocation for the rehabilitation of units containing 3 or more bedrooms.

5. Use of Rental Rehabilitation Funds for Units in Substandard Condition that are Occupied by Very Low-Income Families

The Department of the City of Chicago will conduct an in-depth analysis of each project submitted under the Rental Rehabilitation Program. This analysis will include on-site inspections conducted by either the Rehab Construction Division of the Department of Housing or the inspections staff of the participating private lenders. Only those projects which contain one or more substandard conditions under the existing Building Codes of the City of Chicago, as verified by on-site inspections, will be funded under this program.

Applicants requesting funding under the Rental Rehabilitation Program will be required to submit a Tenant Profile for each unit in the building for which funding is requested that is currently occupied. This profile will contain the following information: current rent, estimated annual incomes, current rental terms, age of occupants, number of people in household and handicapped persons, if any. Priority will be given to those projects currently occupied by lower income persons.

6. Selection Of Proposals

An overall goal of the City of Chicago's Department of Housing is to improve the quality and increase the quantity of available decent affordable rental housing units. In order to ensure that the Rental Rehabilitation Program furthers this goal, priority will be given to projects which:

- a. Demonstrate the most efficient use of public funds. It is the goal of the Department of Housing to match no less than 1 to 1 public to private dollars.
- b. Demonstrate the greatest benefit to low income persons. This factor will be viewed in terms of the number of units in the projects with more than 2 bedrooms, the level of rents, the neighborhood in which the project is located, and the history of the developer both in terms of other projects which he has sponsored, the management of those projects, and the level of equity investment that the developer has in the project. Specific priority will be given to projects containing units with 3 or more bedrooms.
- c. Demonstrate the least amount of permanent displacement to lower income tenants.

7. Financial Feasibility

The staff of the City's Rehabilitation Finance Section will conduct a complete review of each project based upon its standard underwriting criteria. The City will make a determination regarding the feasibility of each project based on financial analysis (operating income from the properties after rehabilitation must cover operating cost, amortization of loan(s) and a reasonable profit, the debt coverage ratio will be 1.1 to 1) and whether the projects meet the program criteria. An equity investment of at least ten percent (10%) by the owner will be required. A construction review will be conducted on each project to ensure that the proposed rehabilitation will bring the structure into compliance with the building codes of the City of Chicago.

If the project is found to contain merit and is financially feasible, the City loan and the private loan will be jointly approved and "closed" using standard underwriting procedures. The City further anticipates monitoring construction, payouts and occupancy for the duration of each project.

8. Neighborhood Preservation

The City of Chicago, through the Department of Housing, can significantly reverse Chicago's deteriorating neighborhoods through the use of the Rental Rehabilitation Program. This program will concentrate on the improvement and code compliance of the City's rental housing units in those areas where low income families reside. The direct impact that the Rental Rehabilitation Program will have on the City's neighborhoods includes:

Providing approximately 800 units that are safe, sanitary, and decent through the program's code compliance goal;

Providing additional dwelling units through the program's goal of selecting partially vacant buildings;

Providing housing for families through its goal of rehabbing properties that contain at least 51% two or more bedrooms; and 15% three or more bedrooms;

Providing housing for low income families through the use of Section 8 Certificates and Vouchers.

9. Schedule for Committing Rental Rehabilitation Funds

The City's Department of Housing began accepting applications for its Rental Rehabilitation program on November 1, 1984. To date the City has closed 47 loans of which at least a portion of the loan amounts contained Rental Rehabilitation Funds. To date the City has committed \$8,756,033 to Rental Rehab projects which have either been completed or are currently under construction. The Balance of Rental Rehab funds allocated to the City which to date has not been drawn down is \$4,485,867. With the anticipated FY 87 allocation the City of Chicago expects to have \$11,609,867 available under its Rental Rehab program during the current year.

The Department of Housing currently has 58 multi-family and six single family rehab projects pending in house which are in various stages of the review process and are eligible for Rental Rehab funds. The aggregate total of these pending rental rehab amounts is approximately \$13.2 million dollars.

Given the current number of projects in house and the anticipated volume of new applications the Department of Housing expects to receive over the next period, the projection of commitment of remaining rental rehab funds to specific projects is as follows:

Period ending:	June 30, 1987	25%
	August 31, 1987	40%
	September 30, 1987	60%
	December 31, 1987	85%
	February 29, 1988	100%

10. Need for Rental Housing Assistance--Not Applicable

11. Nondiscrimination And Equal Opportunity

The City of Chicago, Department of Housing, in compliance with Title VI of the Civil Rights Act of 1964 and Title VII of 1968 will provide each program applicant, for his/her review and signature, with the Department's "Nondiscrimination Statement" as part of the program's processing activities. This statement notified the applicant: "... pursuant to Title VI of the Civil Rights Act of 1964 to the effect that applicant, his successors and assignee shall not discriminate upon the basis of race, color, creed, age or national origin in the sale, lease rental, or in the use or

occupancy of the property that is rehabilitated with rehabilitation grant funds and/or rehabilitation loan funds".

Additionally, the Department will aggressively seek minority business enterprises to participate in the construction phase of the Rental Rehabilitation Program. To that end, the Department will provide "Contractor/Sub-Contractor Information" forms to program applicants that specifically defines a minority business enterprise as follows:

"A minority business enterprise is defined as business in which at least 50 percent (50% is owned by minority group members or, in the case of publicly owned business, at least 51 percent (51%) of the stock is owned by minority group members. (Minority group members are Blacks, Spanish-speaking American persons, Women, American Orientals, American Indians, American Eskimos, and American Aleuts".

12. Policy Statement

The City of Chicago believes that individuals of similar economic levels should have available to them a like range of housing choices regardless of race, color, religion, sex, or national origin.

However, the City is fully cognizant of both the social and economic realities in Chicago which would tend to concentrate certain ethnic and racial groups in certain geographic areas. Information about available housing opportunities is not widely shared without special outreach efforts. Thus, affirmative marketing must be undertaken to assure that such information is available to all ethnic and racial groups.

The City of Chicago and the Department of Housing support and are committed to the concepts of affirmative marketing. Those concepts will be implemented in the Rental Rehabilitation Program through a specific set of procedures, involving obligations of property owners and staff of the Department of Housing, City of Chicago.

Objectives

The primary objectives of the affirmative marketing efforts will be to assure that individuals not normally likely to apply (minority and non-minority):

1. Know about vacancies;
2. Feel welcome to apply;
3. Have the opportunity to rent.

Procedures

The regulations state that the affirmative marketing procedures "will not apply to units rented to families with Section 8 Certificates and/or Vouchers". Because of the neighborhood selection criteria, it is anticipated that most tenants after rehabilitation will be Section 8 Certificate or Voucher holders. Therefore, the procedures outlined below will have limited usage in the initial lease up, but will become more important as vacancies occur.

The Department of Housing, City of Chicago, will, in its Notification of Fund Availability for the Rental Rehabilitation Program and all subsequent media announcements, include the Equal Housing Opportunity logo, slogan, or statement.

In the general meeting planned to explain program requirements, the affirmative marketing policies and procedures and fair housing laws were explained. A written description of the policy procedures and fair housing laws are included in all informational packets distributed to the public.

The Department's Relocation Division will provide this information directly to tenants residing in buildings selected for participation in the program. All units vacant after rehabilitation or that later become vacant will be affirmatively marketed as outlined below.

Owners in the program will be required to inform and solicit applications for vacant units or units that become vacant from persons in the housing market who are least likely to apply for the rehabilitated housing without special outreach (i.e, persons who are not of the race/ethnicity of the residents of the neighborhood(s) in which the rental rehabilitation buildings are located).

Owners must:

1. Notify the Department of Housing, City of Chicago, and the Chicago Housing Authority that units will be available at least one month prior to the date the unit may be occupied. Note: The Department of Housing is a H.U.D. certified housing counseling agency, a centralized relocation agency, and a fair housing agency.
2. Contact pre-selected churches, community groups, and other appropriate agencies regarding the availability of housing units rehabilitated under this program.
3. Note the racial/ethnic characteristics of all applicants who actually look at units. When a lease is signed the owner will telephone Department of Housing staff and report these items, as well as the characteristics of the actual renters.
4. Advertise in pre-selected newspapers if the above outreach efforts fail to produce a tenant. (For buildings with twelve (12) or less units, the Department of Housing will assume the cost of newspaper advertising

if the rehabilitated buildings cash flow is not adequate to cover the costs of advertisement).

5. Maintain records of affirmative marketing efforts for a period of eighteen (18) months. (This will assist the Department of Housing in its annual assessment).

Beyond these efforts there will be no control on who the owner selects for tenants so long as tenants with Section 8 Certificates and/or Vouchers are not discriminated against.

The Department of Housing will maintain on-going contracts with local churches, community organizations, employment centers, fair housing groups, etc. who will be instrumental in making our affirmative marketing efforts successful. The Department will also notify the Chicago Housing Authority as necessary for referrals from their waiting list.

The Department will keep the following records:

1. Copies of all advertisement placed by the Department or the owners.
2. Copies of all information included in information packets to the public regarding affirmative marketing policies and procedures and fair housing laws.
3. Copies of all correspondence to owners, tenants, community groups, etc., regarding affirmative marketing and fair housing laws.
4. Tenant profiles including racial, ethnic and general characteristics of building occupants before rehabilitation and after rehabilitation.
5. Annual tenant information used in program assessment.
6. Relocation data for displaced households.

The Department's annual assessment of owners participating in the program will be to determine:

1. That those owners have made good faith efforts to carry out the procedures and requirements of the affirmative marketing program.
2. Objectives that have been met.
3. Corrective actions that are required.

The Department of Housing, City of Chicago, will require compliance with the affirmative marketing requirements as stated above by means of an agreement with each owner selected for participation in the program. The

agreement will be applicable for a period of seven (7) years, beginning on the date on which all of the units in the project are completed.

To ensure that the agreement is legally enforceable, it will be included in the mortgage instruments that secures the Rental Rehabilitation Program subsidy. The entire amount of the rental rehabilitation grant assistance for the project will be a lien secured by the property repayable by the owners and any subsequent transferee upon a breach of agreement, less than ten percent (10%) for each full year after completion of the project units up to the time that the breach occurs. Such lien may not be subordinate to a lien in favor of the Department of Housing, City of Chicago, or any person with whom the owner has business or family ties.

The City of Chicago, through its Department of Housing does hereby certify and attest as follows: That it will conduct and administer its Rental Rehabilitation Program, in conformity with the requirements of 24 C.F.R. 511.10(m).

13. Application and Project Review Process

An interest individual/organization must file an application for financial assistance under the Rental Rehabilitation Program. The following form certifications, and other documents must be completed and submitted to the City:

Program Application

Tenant Profile

Development Cost Schedule

Contract Proposal, Work Write-up and Cost Estimate

Contractor Information Form

Building Deficiency Report

Project Management Plan

Relocation Plan

Certificates

Previous Two Years Federal Income Tax Forms

Evidence Of Property Ownership or Site Control

Personal Financial Statement

The Department of Housing will conduct a complete review of each project based on the above documents. The Department will make a determination regarding the feasibility of each project based on a financial analysis and whether or not the project meets other program criteria (stated in previous sections). In addition, a construction review will be conducted on each project to ensure that the proposed rehab plan will bring the building into compliance with existing Building Codes of the City of Chicago and that the minimum rehabilitation cost of \$600 per unit for code related items is met. If feasible, a City loan and the private loan will be jointly approved when construction is ready to commence. The City will monitor the construction payouts, and occupancy for the duration of the project. Below is a step by step breakdown of the review process utilized by the Department of Housing in its analysis of projects submitted for funding under this program.

*Processing Steps**Entity Responsible*

- | | |
|---|--|
| 1. Submission Of Application | Multi-Family Or Single-Family Unit
Of D.O.H. Rehab. Finance Section |
| 2. Initial Feasibility Study | Multi-Family Or Single-Family Unit
Of D.O.H. Rehab. Finance Section |
| 3. Study Of Compliance Program
Criteria | Senior Management Of D.O.H.
Rehab. Division |
| 4. Approval | D.O.H. Rehab. Assistant
Commissioner |
| 5. Applicant Obtain Private
Sector Financing | Borrower |
| 6. Construction Review | Construction Division And/Or City's
Agent (Private Lender) |
| 7. Closing | Multi-Family Unit Or Single- Family
Unit |
| 8. Monitoring Of
Rehabilitation Construction
And Payout | Construction Division Or City's
Agent |
| 9. Identification And
Qualification Of Tenants
Eligible For Section 8 | C.H.A. And D.O.H. Relocation
Division |
| 10. Affirmative Marketing Of
Units | Borrower And Single Family
Multi-Family Units |

Contact:

Jack Hart
Assistant Commissioner
Department of Housing
City of Chicago
318 South Michigan Avenue
Chicago, Illinois 60604
(312) 922-7922, ext. 559

Brenda Gaines
Executive Director
Chicago Housing Authority
22 West Madison
Chicago, Illinois 60602
(312) 791-8500

EXECUTION OF REDEVELOPMENT AGREEMENT
WITH WASHINGTON SQUARE ASSOCIATES
FOR REHABILITATION OF OFFICE
BUILDING LOCATED AT 659
WEST WASHINGTON
STREET.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of a Redevelopment Agreement with Washington Square Associates for the purpose of rehabilitating the office building located at 659 West Washington Street and to construct a retail and parking addition to the building.

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

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Fary, Langford, Streeter, Kellam, Jones, J. Evans, Garcia, Krystyniak, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Banks, Giles, Cullerton, Laurino, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 37.

Nays -- None.

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

Alderman Burke was excused from voting under the provisions of Rule 14 of the Council's Rules of Order.

The following is said ordinance as passed:

WHEREAS, The City Council of the City of Chicago, by ordinance passed March 25, 1986, authorized the submission of an application to the United States Department of Housing and Urban Development for an Urban Development Action to promote economic development in the City of Chicago (the "City"); and

WHEREAS, In response to said application, the United States Department of Housing and Urban Development has approved Urban Development Action Grant Agreement No. B-85-AA-17-0246 (the "Grant Agreement"), which provides funds to the City which may be loaned to American National Bank and Trust Company of Chicago (the "Borrower"), not

personally but as Trustee under Trust No. 65999 dated December 31, 1985, the sole beneficiary of which is Washington Square Associates, an Illinois limited partnership (the "Developer"), in the amount of \$1,700,573, for the acquisition and rehabilitation of a six story building consisting of approximately 132,000 sq. ft. of rentable office space and the constructing of a three story building addition consisting of 12,000 sq. ft. of rentable retail and parking spaces, located at 659 West Washington Street, Chicago, Illinois (the "Project"), which will create expanded employment opportunities in the City; now, therefore,

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

SECTION 1. The Commissioner of the Department of Planning of the City of Chicago (the "Commissioner") is authorized to enter into and execute, on behalf of the City, a Redevelopment Agreement by and among the City, the Borrower and the Developer dated as of May 1, 1987, by which the City will, upon the granting of sufficient security, lend \$1,700,573 to the Borrower for the Project, and which Redevelopment Agreement obligates the Developer to commence and complete the Project by expending approximately \$13,550,000 of private funds; and further obligates the Developer to use its best efforts to create 267 new, permanent job opportunities as set forth in the Grant Agreement.

SECTION 2. The Commissioner is further authorized to enter into and execute all other instruments, documents and agreements as may be necessary and proper to effectuate the terms and conditions of the Grant Agreement, and the Redevelopment Agreement, said Redevelopment Agreement being substantially in the form attached hereto as Exhibit A.

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

Exhibit A (Urban Development Action Grant/Redevelopment Agreement) attached to this ordinance reads as follows:

Exhibit A.

*Urban Development Action Grant Redevelopment
Agreement.*

Agreement made in Chicago, Illinois, as of the 1st day of May, 1987, by and among the City of Chicago, Illinois (the "City"), by and through its Department of Planning ("D.O.P."), having its offices at 121 North LaSalle Street, Chicago, Illinois 60602; American National Bank and Trust Company of Chicago, not personally, but as Trustee under Trust No. 65999, dated December 31, 1985 (the "Borrower"); and the sole beneficiary thereof, Washington Square Associates, an Illinois limited partnership, having its principal offices at 814 N. Franklin Street, Chicago, Illinois 60610 (the "Developer").

Witnesseth:

Whereas, D.O.P. has as its primary purpose the planning and implementation of economic development in the City; and

Whereas, it is the intention of Developer to rehabilitate the building located at 659 West Washington Street, Chicago, Illinois 60606, and to add a retail galleria and parking structure which will provide approximately 132,000 rentable square feet for office use and 12,000 rentable square feet for retail and approximately 96 parking spaces, and create 267 permanent jobs; and

Whereas, D.O.P. has made an application to the United States Department of Housing and Urban Development for an Urban Development Action Grant for funds to be used as a loan to finance the rehabilitation and construction of said facility; and

Whereas, in response to said application, the United States Department of Housing and Urban Development has approved U.D.A.G. Grant No. B-85-AA-17- 0246 as amended, (the "U.D.A.G. Grant Agreement"), which provides that \$1,700,573 may be loaned by the City to Borrower for the above project; and

Whereas, the City Council of the City, by ordinance passed March 25, 1986 authorized the Commissioner of D.O.P. to enter into and execute this Agreement, on behalf of the City, to loan \$1,700,573 of U.D.A.G. Grant funds (the "U.D.A.G. Loan") to Borrower, and to execute such other documents as may be reasonably required to implement the U.D.A.G. Grant; and

Whereas, Borrower desires to borrow said amount from the City, and the City is willing, subject to the terms and conditions herein, to lend said amount to Borrower;

Now Therefore, the parties hereto agree as follows:

Section I. Definitions.

1.1 "Additional Collateral" Shall mean all personality of the Project (as hereinafter defined), owned by Borrower or Developer.

1.2 "Borrower's" or "Developer's Liabilities" Shall mean all obligations and liabilities of Borrower or Developer, as the case may be, to City (including without limitation all debts, claims and indebtedness), whether primary, secondary, direct, contingent, fixed or otherwise, now and/or from time to time hereafter owing, due or payable, which are created, incurred, acquired or owing, however evidenced, under this Agreement.

1.3 "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, or non-governmental claims or liens upon and/or relating to the "Collateral" (hereinafter defined), Developer's Liabilities, Developer's business, Developer's ownership and/or use of any of its assets, and/or Developer's income and/or gross receipts.

1.4 "Collateral" Shall mean those assets of Borrower and/or Developer (individually or collectively), now owned or hereafter acquired in which Borrower and Developer have granted City a security interest as set forth in Exhibit C of this Agreement as security for the Loan (hereinafter defined).

1.5 "Financials" Shall mean those financial statements provided to D.O.P. at the time of application for the Loan and financial statements hereinafter provided to D.O.P. pursuant to the terms of this Agreement.

1.6 "Private Funds" Shall mean Developer's equity plus Senior Lender loan disbursements, furnished pursuant to paragraph 2 of Exhibit A hereto.

1.7 "Project" Shall mean all activities of Developer in constructing and developing the Property using the proceeds of the Loan, the Senior Financing (as hereinafter defined), and Developer's equity.

1.8 "Property" Shall mean that certain real estate located at 659 West Washington Street, Chicago, Illinois 60606, and adjacent land thereto (collectively "659 W. Washington") as more particularly described in Exhibit F attached hereto and made a part hereof, and all buildings, facilities, structures and fixtures now existing or hereafter erected thereon.

1.9 "Secretary" Shall mean the Secretary of the United States Department of Housing and Urban Development.

1.10 "Senior Financing", or occasionally, "Senior Loan", or "Senior Mortgage" Shall mean the loans of the Senior Lender or permitted replacements pursuant to paragraph 5 of Exhibit B hereto, plus accrued and unpaid interest, plus additional amounts actually advanced upon a failure of Borrower or Developer to perform their respective obligations under such loans.

1.11 "Senior Lender" Shall mean Westinghouse Credit Corporation or a successor lender under a permitted refinancing pursuant to paragraph 5 of Exhibit B hereto.

1.12 Terms Which Are Not Otherwise Defined In This Redevelopment Agreement Have The Meanings Set Forth In The U.D.A.G. Grant Agreement, Which Is Hereby Incorporated By Reference.

Section II. Consideration.

In consideration of the City, Borrower, and Developer entering into and executing this Agreement, and agreeing to perform their respective obligations as set forth in Exhibit A attached hereto and made a part hereof, and for other good and valuable consideration, the City, Borrower, and Developer agree as hereinafter set forth.

Section III. Loan.

The City shall make a loan to Borrower and Borrower shall borrow from the City an amount and upon such terms and conditions as are set forth in Exhibit B attached hereto and made a part hereof (the "Loan"). The Loan shall be secured and guaranteed as set forth in Exhibit C attached hereto and made a part hereof.

Section IV. Borrower's And Developer's Covenants.

Borrower represents and covenants, and Developer warrants to City as follows:

4.1 Borrower and Developer shall be governed, adhere to and obey any and all applicable federal, state and local laws, statutes, ordinances, rules, regulations and executive orders as may be in effect from time to time during the term of this Agreement.

4.2 Developer shall proceed diligently to carry out the rehabilitation and construction of the Property in accordance with Exhibit A hereto.

4.3 Developer shall create or cause to be created in connection with guest occupancy and utilization of the Property, within 42 months after the date of preliminary approval of the U.D.A.G. Grant Agreement, a minimum of 267 permanent jobs, of which 80 will be for low and moderate income persons, 53 will be for C.E.T.A.-eligible persons, and 30 will be for minority persons.

4.4 Developer shall provide evidence of jobs as set forth in paragraph 4.3 hereinabove.

4.5 Developer shall provide the evidence of private financing as set forth in Exhibit D attached hereto and made a part hereof.

4.6 Borrower, Developer and the City shall abide by all terms and conditions of the U.D.A.G. Grant Agreement, as amended from time to time.

4.7 (a) Developer is now an Illinois limited partnership duly organized and existing and in good standing under the laws of the State of Illinois, and qualified or licensed to do business in Illinois and in all other states in which the laws thereof require Developer to be so qualified and/or licensed; (b) Developer 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 Developer 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 Developer's limited partnership agreement, or any instrument or document to which Developer is now a party or by which it is bound; (d) Borrower has good, indefeasible and merchantable title to and ownership of the Collateral and Developer has good, indefeasible and merchantable title to and ownership of the Additional Collateral, free and clear of all liens, claims, security interests and encumbrances except those of the City, the Senior Lender, as permitted pursuant to Paragraph 4.10 of this Agreement and such exceptions to title as approved by the City and H.U.D.; (e) Developer is now solvent and able to pay its debts as they mature; (f) there are no actions or proceedings which are pending or threatened against Developer (except as may be set forth in Developer's application for the Loan), which might result in any material and adverse change to Developer's financial condition, or materially affect Developer's assets or the Collateral as of the date of this Agreement; (g) Developer 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, and to own or lease and operate its properties (including but not limited to the Property) as now owned or leased by it; (h) Developer 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 Developer as of the dates of the Financials; and (j) there has been no material and/or adverse change in the assets, liabilities or financial condition of Developer since the dates of the aforesaid Financials other than as a result of the Loan and the Senior Financing.

4.8 Borrower and/or Developer shall cause all current outstanding loans and/or liens to be subordinated to the Loan if such subordination is necessary to assure that the City occupies no less than a second secured lien position on all of the Collateral. Borrower and/or Developer shall furnish the City documents satisfactory to the City which evidence Borrower's and/or Developer's compliance with this Paragraph 4.8 prior to disbursement of Loan proceeds.

4.9 Neither Borrower nor Developer shall, without the City's prior written consent thereto, which the City may or may not give in its sole discretion, concurrently or hereafter, except as permitted under Paragraphs 4.7(d) or 4.10 hereof and paragraph 5 of Exhibit B hereto, (a) permit a security interest in any of the Collateral to any person, or permit, grant, or suffer a lien, claim or encumbrance upon any of the Collateral; (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 and/or Developer's ability to repay their respective Borrower's and/or Developer's Liabilities.

4.10 Borrower and/or Developer shall pay promptly when due, all of the Charges. In the event Borrower and/or Developer, 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 the City thereof in writing, at which time the City may, without waiving or releasing any obligation or liability of Borrower or Developer 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 the City deems advisable. All sums so paid by the City and any expenses, including reasonable attorney's fees, court costs, expenses and other charges relating thereto, shall be payable by Borrower or Developer, as the case may be, to the City. Notwithstanding anything herein to the contrary, Borrower and/or Developer may permit or suffer Charges to attach to its assets directly relating to the Project, and may dispute the same without prior payment thereof, provided that Borrower and/or Developer, in good faith shall be contesting said Charges in an appropriate proceeding, and further provided that Borrower and/or Developer shall insure over any such Charges, or give to the City such additional collateral and/or assurances as the City in its reasonable discretion, deems necessary under the circumstances.

4.11 Developer 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 general partner of the Developer. Within 90 days following the close of each fiscal year, Developer shall provide a copy of the aforesaid annual financial statement(s) to the City. In addition, upon request by D.O.P., Developer shall submit to D.O.P. no more frequently than once per calendar quarter, statements of Developer's employment profile and Developer's financial condition.

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

4.13 Borrower And Developer Expressly Agree That The Funds Available Pursuant To This Agreement Shall Not Be Deemed Committed By The City To The Borrower Until The Project Has Met All Environmental Clearance Requirements, As Evidenced By City's Receipt Of A Release Of Funds ("R.O.F.") From The Secretary, And Any Otherwise Eligible Cost Incurred By The Borrower Or Developer Prior To Said R.O.F. Shall Be At Their Sole Risk, If The United States Department Of Housing And Urban Development Should Later Withdraw The U.D.A.G. Grant.

4.14 The time frame for the beginning and completion of the Project shall be as specified in Exhibit F of the U.D.A.G. Grant Agreement, as amended from time to time.

4.15 All representations and warranties of Borrower and/or Developer, contained in this Agreement shall be true at the time of their respective executions of this Agreement, and shall survive the execution, delivery and acceptance hereof by the parties hereto.

Section V. Inspection And Review.

5.1 Books and Records. Developer shall keep and maintain such books, records and other documents as shall be required under rules and regulations now or hereafter applicable to grants made under the U.D.A.G. Program and as may be reasonably necessary to reflect and disclose fully the amount and disposition of proceeds of the Loan, the total cost of the activities paid for, in whole or in part, with proceeds of the Loan, and the amount and nature of all investments related to the Project which are supplied or to be supplied by other sources. All such books, records and other documents shall be available at the offices of Developer for inspection, copying, audit and examination at all reasonable times by any duly authorized representative of the City, the Secretary or the Comptroller General of the United States.

5.2 Site Visits. Any duly authorized representative of the City or the Secretary shall, at all reasonable times, have access to all portions of the Project.

5.3 Duration of Inspection Rights. The rights of access and inspection provided in this Section V shall be as follows: until the completion of all close-out procedures respecting the U.D.A.G. Grant and until the final settlement and conclusion of all issues arising out of the U.D.A.G. Grant Agreement.

Section VI. Certificate Of Completion.

Promptly after completion by Developer of each portion of the Project, the City will, upon written request of Developer, furnish Developer with appropriate instruments certifying such completion. Such certifications shall be a conclusive determination of satisfaction,

discharge and termination of the covenants in this Agreement with respect to the obligations of Developer and its successors and assigns to undertake the Project in accordance with the dates for the beginning and completion thereof. The certifications shall be in such form as will enable them to be recorded. If the City shall refuse or fail to provide the certifications within five (5) days of a request for such certification by Developer, the City shall, within thirty (30) days thereafter, provide Developer with a written statement indicating in adequate detail how Developer has failed to complete the construction or rehabilitation of the improvements in conformity with this Agreement, or is otherwise in default, and what measures or acts will be necessary in the opinion of the City for Developer to take or perform in order to obtain such certification.

Section VII. Restrictions On Use.

During the term of the Loan, Developer shall devote the Property solely for purposes permitted under the applicable zoning.

Section VIII. Other Security Interests.

8.1 Subject to paragraph 5 of Exhibit B hereto, during the term of the Loan, Borrower, or Developer may grant security interests in, or may otherwise encumber the Collateral and Additional Collateral so long as notice of such grants of interest is given to the City, and the grantee of any such grant consents to and acknowledges the superior rights of the City in the Collateral and/or Additional Collateral.

8.2 Notwithstanding any of the provisions of this Agreement, the holder of any security interest authorized by this Agreement (including any holder who obtains title to the Collateral or any part thereof, but not including (a) any other party who thereafter obtains title to the Collateral from or through such holder, or (b) any other purchaser at foreclosure sale, other than the holder of the security interest itself) shall not be obligated by the provisions of this Agreement to complete the obligations of Developer set forth in Section IV hereof or to guarantee such completion; nor shall any covenant or any other provisions be construed to so obligate such holder to devote the Collateral to any use, or to construct any improvements on the Property.

Section IX. Events Of Default.

9.1 Borrower and/or Developer shall be in default under this Agreement upon the occurrence of any of the following events or conditions, namely: (a) default in the payment ("Monetary Default") or performance ("Non-monetary Default") of any of the obligations or of any covenants or liabilities contained or referred to herein after the expiration of the Cure Period (as hereinafter defined); (b) any warranty, representation or statement made or furnished to City by or on behalf of Borrower and/or Developer, proving to have been false in any material respect when made or furnished; (c) the making of any levy, seizure or attachment on the Collateral; (d) involuntary dissolution, termination of existence, insolvency, appointment of a receiver of any part of the Property of Developer, assignment for the benefit of creditors by, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Developer or any guarantor or surety for Developer; or uncured default on the Loan or any refinancing of the same in accordance

with the provisions of this Agreement; (e) a default of any Senior Financing which has not been cured in accordance with any applicable cure provision.

9.2 If a Monetary Default shall have occurred and shall continue for ten (10) days after Developer's receipt of written notice thereof, the City without obligation to make further demand or presentment for payment shall have the right to exercise the remedies provided for in Section X hereof.

9.3 If a Non-monetary Default shall have occurred the City shall send notice to Borrower and to Developer of such default. If such default is not cured within sixty (60) days after such notice, the City shall have the right to exercise the remedies provided for in Section X hereof; provided, however, that in the event such default cannot reasonably be cured within such sixty (60) day period and if Developer has commenced efforts to cure the time for cure shall be extended so long as Developer diligently continues to cure such default. The time periods provided in Paragraphs 9.2 and 9.3 of this Agreement are herein referred to collectively as the "Cure Period".

Section X. Remedies.

Upon any default under Section IX above, and at any time thereafter (such default not having previously been cured within the applicable Cure Period), the City, at its option, may declare all obligations secured hereby immediately due and payable and if applicable, shall have the remedies of a secured party under the Uniform Commercial Code as adopted from time to time in Illinois (the "Code") including, without limitation, the right to take immediate and exclusive possession of the Additional Collateral or any part thereof, and for that purpose may, so far as Developer 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 stated in the Code) and City shall be entitled to hold, maintain, preserve and prepare the Additional Collateral for sale, until disposed of, or may propose to retain the Additional Collateral subject to Developer's right of redemption in satisfaction of Developer's obligations as provided in the Code. City, without removal, may render the Additional Collateral unusable and dispose of the Additional Collateral on the Developer's premises. City may require Developer to assemble the Additional Collateral and make it available to City for possession at a place to be designated by City which is reasonably convenient to both parties. Unless the Additional Collateral is perishable or threatens to decline speedily in value or is of a type customarily sold on a recognized market, City will give Developer 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 Developer at least five (5) days before the time of the sale or disposition. City may buy at any public sale, and if the Additional Collateral is of a type customarily sold on a recognized market or is of a type which is the subject of widely distributed standard price quotations, may buy it at a private sale. The net proceeds realized upon any such disposition, after deduction for the expenses of retaking, holding, preparing for sale, selling or the like, and the reasonable attorneys' fees and legal expenses incurred by City in connection therewith, shall be applied in satisfaction of the obligations secured hereby. City will account to Developer for any

surplus realized on such disposition. Notwithstanding anything contained herein to the contrary, upon Developer's failure to meet its obligations pursuant to paragraph B(2) of Exhibit E hereto following written demand therefor by the City, the City may at its sole option assess a late charge of \$50 per day for each day the aforesaid obligations remain unfulfilled.

The remedies of City 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 City so long as any part of the Developer's Liabilities remains unsatisfied; provided, however, all remedies available to the City under this Section X are subject to the rights of the Senior Lender.

Section XI. Acceleration Upon A Sale/Refinancing Or Syndication.

Upon a sale, partial sale, exchange, transfer, sale under foreclosure, refinancing (except a refinancing pursuant to paragraph 5 of Exhibit B hereto, syndication or other disposition of the Project, the outstanding principal balance of the Loan together with any accrued and unpaid interest thereon; plus any late charges, attorneys' or collection fees due and owing (at the sole option of the City), shall become due and payable immediately upon written demand to Borrower by City; provided, however, that a syndication for purposes of raising Developer's equity or increasing Developer's capitalization through capital calls shall not cause acceleration of the Loan under this Agreement, so long as the share of the Developer owned by its general partner does not fall below 1% as a result of such syndication.

Section XII. General.

12.1 No waiver by City of any default shall operate as a waiver of any other default or of the same default on a future occasion. All rights of City hereunder shall inure to the benefit of its successors and assigns; and all obligations of Developer shall bind its heirs, executors or administrators or its successors or assigns. This Agreement shall become effective, after signed by the City, when it is signed by both Borrower and Developer.

12.2 All rights of City to and under this Agreement and in and to the Collateral and/or the Additional Collateral, shall pass to and may be exercised by any assignee thereof. Borrower and Developer agree that if City gives notice to Borrower and Developer, of an assignment of said rights, upon such notice, the liability of Borrower and Developer to the assignee shall be immediate and absolute. Neither Borrower nor Developer shall set up any claim against City as a defense, counterclaim or setoff to any action brought by any such assignee for the unpaid balance owed hereunder or for possession of the Collateral, provided that neither Borrower nor Developer shall waive hereby, any right of action to the extent that waiver thereof is expressly made unenforceable under applicable law.

Section XIII. Housing And Urban Development Approval.

Until execution of the "close-out" agreement between the Secretary and the City, this Agreement shall not be amended in any material respect without the prior written approval of the Secretary. "Material," for purposes of this Section, shall be defined as anything which cancels or reduces any developmental, construction, job creating or financial obligation of Borrower, Senior Lender or Developer by more than 10 percent

(10%), changes the site or character of any development activity or increases any time for performance by a party by more than thirty (30) days.

Section XIV. Equal Employment Opportunity.

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

14.1 Developer will develop an affirmative action plan to ensure equal employment opportunities without regard to race, color, religion, sex, national origin, age or physical handicap. Such plan 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. Developer agrees to post in conspicuous places, available to employees and applicants for employment, notices setting forth the provisions of this nondiscrimination clause.

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

14.3 Developer and Borrower, where applicable, will include the provisions of Paragraphs 14.1 and 14.2 hereof in every contract, and will require the inclusion of these provisions in every subcontract entered into by any of its contractors, so that such provisions will be binding upon each such contractor or subcontractor, as the case may be.

14.4 Discrimination as used herein shall be interpreted in accordance with federal law as construed by court decisions. This covenant may be enforced solely by the City and solely against the party which breaches this covenant.

14.5 Notwithstanding anything herein to the contrary, any Developer contract for the purchase of U.D.A.G. Equipment (defined as equipment purchased with Loan proceeds for use at the Project), shall not be subject to the provisions of this Section XIV.

Section XV. Utilization Of Minority And Women Owned Business Enterprises.

15.1 Pursuant to Executive Order 85-2, issued by the Mayor of the City on April 3, 1985, and 24 C.F.R., Part 850.35(b), both of which are expressly incorporated herein by reference, Borrower agrees to develop a plan to expend not less than 25% of the total dollar value of the Loan with one or more certified Minority Business Enterprise ("M.B.E."), and not less than 5% of the total dollar value of the Loan with one or more certified Women Business Enterprise ("W.B.E.").

15.2 Borrower's M.B.E./W.B.E. commitments may be met by: (i) contracting or subcontracting a portion of the work on the Project to one or more M.B.E. or W.B.E.; (ii) purchasing materials used in completing the Project from one or more M.B.E. or W.B.E.; or (iii) any combination of the foregoing. The Purchasing Agent of the City of Chicago, upon request, will provide assistance in identifying qualified and certified M.B.E. and W.B.E. eligible for consideration as contractors, subcontractors, materialmen and/or vendors. Requests for assistance should be addressed to:

Mr. McNair Grant
City of Chicago Department of
Purchases, Contracts and Supplies
Monitoring and Compliance
Kraft Building--Room 101A
501 North Peshtigo Court
Chicago, Illinois 60611

15.3 M.B.E. and W.B.E. proposed by Borrower for participation in the Loan shall be certified by the City as of the date of such submission to the Purchasing Agent. In the alternative, Borrower shall submit an affidavit or acceptable equivalent that the proposed M.B.E. or W.B.E. participant has, as of the date of said submission, a "Form Schedule A--Application for Certification As Qualified and Bona Fide Minority or Woman Owned Business" awaiting review by the Purchasing Agent for eligibility; provided however, that Form Schedule A may be submitted only following a prior determination by the Purchasing Agent that the work contemplated by the Borrower for the proposed M.B.E. and/or W.B.E. requires capabilities and/or expertise not possessed by an existing certified M.B.E. or W.B.E. Certifications or recertifications shall be effective for one calendar year from the date granted.

A directory of Qualified and Bona Fide Minority and Women Owned Businesses Enterprises is maintained by the Purchasing Agent at its offices as set forth in Paragraph 15.2 above.

15.4 The City endorses the participation of joint ventures in meeting the commitments of this Section XV. However, in joint ventures with any M.B.E. or W.B.E., full credit may be denied by the Purchasing Agent unless: (i) there exists a written joint venture agreement between the parties evidencing their respective ownership interests and financial involvement in the joint venture; and (ii) the joint venture agreement specifically delineates defined managerial and other significant duties that actually will be performed by the M.B.E. or W.B.E. joint venturer. Where a joint venture entity is proposed, the joint venture agreement, and a completed "Form Schedule B" (obtained from the Purchasing Agent of the City), shall be submitted with the bid or proposal.

15.5 Borrower may request a waiver from the requirements of this Section XVII, in writing, and directed to the Purchasing Agent. The request shall establish by clear and convincing evidence that full compliance with M.B.E./W.B.E. requirements is impossible or economically unreasonable under the circumstances. In the event a waiver request is granted the Borrower, the Purchasing Agent may condition such waiver upon the Borrower's express written agreement to make every effort to comply with the spirit of Executive Order 85- 2. The determination of the Purchasing Agent in this matter shall be final.

15.6 Borrower agrees to report to the Purchasing Agent on all expenditures related to the Loan made to achieve compliance with M.B.E./W.B.E. requirements. Such reports shall include, but not be limited to the name and business address of each M.B.E. and/or W.B.E. performing directly or indirectly, on the Project; a description of the work performed and/or products or services supplied; and any other information as may

reasonably be requested by the Purchasing Agent in determining Borrower's compliance with this Section XV.

Section XVI. No Assignment Or Succession.

No transfer of Loan funds by the City to Developer shall be, or be deemed to be, an assignment of U.D.A.G. Grant Agreement funds, and neither Borrower nor Developer shall succeed to any rights, benefits or advantages of the City under the U.D.A.G. Grant Agreement, nor attain any rights, privileges, authorities or interests in or under the U.D.A.G. Grant Agreement.

Section XVII. Disclaimer Of Relationship.

Nothing contained in this Agreement or in the U.D.A.G. Grant Agreement, nor any act of the Secretary or of the City, 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 of any association or relationship involving the Secretary or the City.

Section XVIII. Conflict Of Interest.

All parties hereto agree to comply with the conflict of interest provisions found in 24 C.F.R. 570.611 which are hereby incorporated by reference.

Section XIX. Limitation Of Personal Liability Of City.

Borrower and Developer expressly agree that no member, official, employee or agent of City shall be individually or personally liable to Developer, their successors or assigns for any actions by the City under this Agreement.

Section XX. Time Of The Essence.

Time is of the essence of this Agreement.

Section XXI Additional Provisions.

21.1 Developer shall erect a sign at the Project site which shall be consistent with criteria set by the United States Department of Housing and Urban Development, and furnished to Developer by the City.

21.2 All notices, certificates or other communications shall be sufficiently given and shall be deemed to have been given on the second day following the day on which the same have been mailed by registered or certified mail, postage and fees prepaid, addressed as follows:

If To City:

City of Chicago,
Department of Planning
121 North LaSalle Street
Chicago, Illinois 60602
Attention: Commissioner

With Copies To:

City of Chicago
Department of Law
City Hall, Room 511
121 North LaSalle Street
Chicago, Illinois 60602

If To Borrower:

American National Bank and Trust
Company
33 North LaSalle Street
Chicago, Illinois 60603
Attention: Land Trust Division

If To Developer:

Washington Square Associates
c/o Horwitz Matthews, Inc.
814 North Franklin Street
Chicago, Illinois 60610

The parties, by notice given hereunder, may designate any further or different addresses to which subsequent notices, certificates or other communications shall be sent.

21.3 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.

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

21.5 This Agreement is executed by the Borrower, not personally, but as Trustee as aforesaid, in the exercise of power and authority conferred upon and vested in it as such Trustee (and said Trustee in its personal and individual capacity hereby states that it as Trustee possesses full power and authority to execute this instrument), and it is expressly understood and agreed by the City, and by every person now or hereafter claiming any right or security hereunder, that nothing contained herein, in the Note, or in the Mortgage securing this Agreement, shall be construed as creating any liability on said Trustee in its individual capacity, personally, to pay the Note or any interest that may accrue thereon, or any indebtedness accruing hereunder, or to perform any covenant, either expressed or implied, contained in the Note, the Mortgage or this Agreement, all such liability, if any, being expressly waived; provided, however, this waiver shall in no way affect the liability of any guarantor of the Note, the Mortgage or this Agreement, nor any other person or entity executing the Note, the Mortgage, or this Agreement.

21.6 The general partners of Developer shall execute and deliver a Guaranty dated as of the date hereof from the general partners of the Developer (the "Guarantors") pursuant to which the Guarantors shall unconditionally and irrevocably guarantee repayment of the U.D.A.G. Loan until completion of Base Building construction within the time frame set forth in Exhibit F to the U.D.A.G. Grant Agreement.

21.7 The City agrees that it will, upon the written request of the Developer, enter into an Attornment and Non-disturbance Agreement with any tenants of the Developer from time to time during the period the loan is unpaid.

21.8 The limited partners of the Developer shall not be liable under this Redevelopment Agreement except to the extent of their interest in the partnership. A negative capital account, if any, resulting from the application of depreciation accounting practice, of any said limited partner shall not be an asset of the Developer for purposes of this Redevelopment Agreement.

21.9 The Parties Hereto Expressly Understand And Agree That This Agreement Must Be Approved By H.U.D. Pursuant To The U.D.A.G. Grant Agreement, As Amended, And That They Are Bound Hereby Only As To The Terms And Conditions Of This Agreement As Finally So Approved.

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

[Signature forms omitted for printing purposes.]

Exhibits attached to this agreement read as follows:

Exhibit A.

1. The City agrees to the following things, some of which may have already been done prior to the date of this Agreement:

City shall lend to Borrower \$1,700,573 of U.D.A.G. Grant funds for financing the Project.

2. Borrower and Developer agree to do the following things, some of which may have been accomplished prior to the date of this Agreement:

(a) Developer shall acquire the Property and complete the Project elements on the Property at a total cost of not less than \$16,900,573 of which not less than \$13,550,000 shall be private loan funds, not less than \$2,200,000 shall be Developer's equity funds, and not more than \$1,700,573 shall be Grant Funds.

(b) Developer shall invest not less than \$2,200,000 equity in the Project, subject to paragraph 4 below.

(c) Borrower shall borrow from Senior Lender not less than \$13,550,000 for financing the Project.

(d) Borrower shall borrow from Recipient not more than \$1,700,573 of Grant Funds for financing the Project.

(e) Developer shall purchase adjoining parcel and improvements (hot dog stand) at a cost of \$700,000.

(f) Developer shall unconditionally and irrevocably guarantee repayment of the Loan.

3. The general partners of Developer shall execute and deliver a Guaranty dated as of the date hereof from the general partners of the Developer (the "Guarantors") pursuant to which the Guarantors shall unconditionally and irrevocably guarantee repayment of the U.D.A.G. Loan until completion of Base Building construction within the time frame set forth in Exhibit F to the U.D.A.G. Grant Agreement.

4. Developer may place a third mortgage against the Project in an amount not to exceed \$2,000,000, provided that Developer's equity for purposes of this Loan is furnished in the form of an irrevocable and unconditional letter of credit to holder of such third mortgage.

Exhibit B.

The terms and conditions of the Loan will be consistent with the following:

1. Interim Loan Period

(a) Principal--The principal amount of the Interim Loan shall be no more than \$1,700,573.

(b) Interest--The interest rate shall be 4% per annum. Interest shall be computed monthly on all Interim Loan disbursements and shall be deferred and accrued.

(c) Term--The Interim Loan period will commence upon the initial disbursement of the Loan funds to Borrower but in any event, no later than March 1, 1987.

(d) Disbursement/Ratio--Loan disbursements shall be based on vouchers submitted by Developer, verified by the City, and certified by the architect, or other certifying official as shall be acceptable to the City. All submissions by contractors of monthly requisitions shall be on A.I.A. Forms 702 and 703 or their equivalent.

(e) The following shall be required of Borrower or Developer as conditions precedent to disbursement of Loan proceeds:

(i) Developer shall certify to City and H.U.D. that Developer has sufficient funds on hand or irrevocably available to it to complete its obligations under this Agreement and has identified the sources of said funds.

(ii) Borrower shall furnish to City a commitment for an A.L.T.A. policy for mortgage title insurance, in the full amount of the Loan, insuring that the City will be the holder of a second lien on the hereafter described security, free of encumbrances and other exceptions to title other than those approved in advance by the City, and not subordinated to any interest except the first lien of the Senior Lender (the "Senior Mortgage") in an amount not to exceed \$13,550,000 plus further advances by the Senior

Lender in accordance with paragraph 4 of Exhibit A to this Agreement, which are invested in the Project and are required for its completion; and

(iii) Borrower shall have furnished to City a Builder's Risk and Fire Insurance policy or policies duly endorsed to indicate City as insured mortgagee; and

(iv) No Loan funds shall be disbursed until Developer has first expended not less than \$2,200,000 in Private Funds for acquisition of the building, land and improvements on the Project Site. After Developer has expended Private Funds in the amount of \$2,200,000, Loan funds may be drawn down for Project activities in a ratio to countable Private Fund of not more than \$1.00 of Loan funds to \$6.41 of countable Private Funds; thus, for every \$7.41 of funds expended on the Project (after the required acquisition of Building, Land and improvements) not more than \$1.00 will be Loan funds and not less than \$6.41 will be countable Private Funds.

(v) Borrower and Developer shall enter into a Disbursement Agreement with a City approved Title Insurance Company ("Company"), which shall provide that Company shall receive, from Borrower and/or Developer, to review and approve no more frequently than monthly, the following as a condition precedent to the disbursement of any Loan proceeds to Borrower:

(aa) A Request for Reimbursement, specifying the amount requested, that said amount is for U.D.A.G. eligible items, and is in the ratio of Loan funds to Private Funds, as set forth in subsection 1(e) (iv) above;

(bb) Original executed Waivers of Mechanics liens, Contractors and/or Subcontractors Sworn Statements of work completed to date; and

(cc) Certification by Developer's architect and/or engineer, of work completed to date in accordance with approved plans and specifications on A.I.A. forms or reasonable equivalents thereof; and

(dd) Developer's affidavit of Private Funds expended to date; and

(ee) Loan disbursements shall be made upon the submission of Developer to City of original duly executed copies of the items set forth in Sub-paragraphs (aa) through (dd) of this Paragraph (iv); a certification letter from the Company authorizing the City to disburse Loan proceeds, and a letter of direction as to whom said disbursement should be made, and shall be on the basis of a percentage of work completed and in place, a stage basis, a voucher and paid receipts basis, or any combination of the same;

(vi) All of the evidentiary materials required by Exhibit E to the U.D.A.G. Agreement have been submitted to and approved by the Secretary and the Secretary has authorized the City to draw down such funds from its letter of credit.

(vii) Loan disbursements shall be made on the following basis:

(aa) Until completion of 50% of the Project as determined by certification thereto and approval thereof by the Project Architect and/or Engineer, Developer and the City,

payment shall be for 90% of such work completed, with a 10% holdback. Upon completion of 50% of the Project, as certified, one-half of the aggregate holdback to that date shall be first credited against the holdbacks applicable to the remaining reimbursement requests pursuant to Paragraph (bb) below, and the remainder, if any, shall be refunded to Borrower.

(bb) After 50% of the Project is completed pursuant to Paragraph (aa) above, all disbursements of the Loan shall be for 95% of the work completed to date, with a 5% holdback of the remainder.

(cc) Upon substantial completion of the Project as certified and approved by the Project Architect and/or Engineer, Developer and the City, all holdback funds shall be released to Borrower, determined by certification thereto and approval thereof by the Project Architect and/or Engineer, Developer and the City, payment shall be for 90% of such work completed, with a 10% holdback. Upon completion of 50% of the Project, as certified, one-half of the aggregate holdback to that date shall be released to the Borrower.

2. Permanent Loan Period.

(a) Term--Term of the Permanent Loan shall be 10 years commencing upon completion of construction of the Project, including tenant improvements, but in no event later than March 1, 1989.

(b) Principal--The principal of the Permanent Loan shall be the amount disbursed under the Interim Loan plus any interest accrued during the term of the Interim Loan.

(c) Interest--The interest rate shall be 4% per annum in years 1 through 3 and 6% per annum in years 4 through 10.

(d) Repayment--Repayment of principal and interest (4%) shall be made in monthly installments in years 1-3 based on a 30 year amortization schedule. In years 4 through 10, principal and interest (6%) payments shall be made in monthly installments based on a 27 year amortization schedule, with a balloon payment in sufficient amount to pay off the entire outstanding indebtedness of principal, interest and accrued interest being made at the end of the year 10 of the Permanent Loan. In the event the term of the Senior Loan is less than the remaining term of the Permanent Loan, the outstanding principal balance of the Permanent Loan, and all accrued and unpaid interest thereon, shall become due and payable at the maturity of the Senior Loan term.

3. Contingent Interest/Participation in Cash Flow--Borrower shall cause Developer to pay to the City for a period of time equal to the Term of the Permanent Loan 20% of the Net Annual Cash Flow of the Project, after Developer has received a 15% (\$330,000) non-cumulative cash-on-cash return on documented Developer's equity of \$2,200,000 contributed to the Project in accordance with Paragraph 4 of Exhibit A to this Agreement. "Net Annual Cash Flow" means all operating income and receipts of the Project less debt service on the Senior Mortgage and the Permanent Loan, real estate taxes, and reasonable operating expenses (including a management fee not to exceed 5% of operating income) allowable for Federal income tax purposes, excluding reserves for capital improvements,

depreciation and other non-cash items. Participation payments shall be due within 120 days of the end of the operating year of the Project.

4. Participation in Sale or Refinancing--Borrower shall cause Developer to pay to the City 15% of the Net Proceeds from any (a) sale or disposition in whole or part of the Project or (b) from any syndication or (c) any refinancing, except one-time refinancing of private construction loan in any amount not to exceed the outstanding principal balance of the construction loan as provided in subparagraph 5 below. "Net Proceeds" shall be defined as all proceeds received less (1) repayment of the Senior Mortgage (if applicable), (2) repayment of the Loan, (3) Developer's documented reasonable costs of sale or refinancing, and (4) repayment of documented Developer equity contributed to the Project, and (5) an amount sufficient to insure that Developer will earn a cumulative 15% preferred annual cash on cash return. In the event the Loan is not repaid pursuant to a sale or refinancing, such sale, partial sale, or refinancing shall not cause the percent contingent interest/participation of Net Annual Cash Flow described in paragraph 3 hereinabove to be discontinued.

5. Sale/Refinancing--The entire balance of the outstanding principal of the Loan, and all accrued unpaid interest thereon, shall become immediately due and payable either upon the bankruptcy, reorganization, syndication, dissolution or liquidation of the Developer, or upon the sale, partial sale, refinancing, (except for one-time permanent takeout of construction loan described in paragraph 1(e) (ii) above) exchange, transfer, sale under foreclosure, or other disposition of the Project Site, improvements and/or capital equipment situated thereon, except for replacement of existing equipment or machinery.

6. Participation in Syndication--The City shall be entitled to receive 15% of the "Excess Syndication Proceeds" from the Project in the event of a sale or other transfer by the Developer to a limited partnership in which the Developer retains any direct or beneficial interest, which transfer occurs during the term of the Loan or within 12 months after prepayment under paragraph 8 below. "Excess Syndication Proceeds" is defined as the aggregate amount of "Net Syndication Proceeds" either owed to or received by the general partner(s) from the limited partner investor(s) that results in a surplus of receipts not needed or required to complete the Project and which is in excess of the equity requirement called for under Paragraph (c) of Exhibit C of the U.D.A.G. Grant Agreement.

"Net Syndication Proceeds" is defined as gross syndication proceeds less allowable deductions for legitimate arms-length, third party costs of the syndication which are actually incurred such as legal, accounting, closing, printing, syndication fee, brokerage, marketing, and such other reasonable, allowable and necessary legitimate, arms-length, third-party costs and deductions of the said syndication.

7. Guarantee--The general partners of the Developer shall execute and deliver a Guaranty dated as of the date hereof from the general partners of the Developer (the "Guarantors") pursuant to which the Guarantors shall unconditionally and irrevocably guarantee repayment of the U.D.A.G. Loan until completion of Base Building construction within the time frame set forth in Exhibit F to the U.D.A.G. Grant Agreement.

8. Prepayment--Prepayment may occur at any time prior to the City's participation in Net Annual Cash Flow of the Project, as described in Paragraph 3 above, without a

premium payment. Thereafter, the first year in which the City receives a participation in Net Annual Cash Flow, the prepayment premium shall be 8% of the outstanding Loan principal balance. The prepayment premium shall be reduced by 1% annually after said first year of the City's participation in Net Annual Cash Flow.

9. Annual Accounting--Developer shall deliver a statement to the City from an independent Certified Public Accountant, in accordance with Generally Accepted Accounting Principles consistently applied, and certified by Developer's general partner, within 120 days of the close of each operating year during the Term of the Permanent Loan, setting forth:

- (a) Operating Income and receipts of the Project;
- (b) Operating Expenses (specifying which expenses are allowable for Federal income tax purposes;
- (c) Net Annual Cash Flow;
- (d) Developer equity invested in the Project;
- (e) Percent and amount of non-cumulative annual return up to 15% to Developer;
- (f) Net Proceeds, if applicable;
- (g) Gross Syndication Proceeds, if applicable;
- (h) Net Syndication Proceeds, and a statement of the allowable deductions from gross syndication proceeds used to determine Net Syndication Proceeds, in accordance with subparagraph 6 above, if applicable;
- (i) Excess Syndication Proceeds, if applicable;
- (j) The amount of the participation in Net Annual Cash Flow, Net Proceeds and Excess Syndication Proceeds due to the City.

10. Developer shall provide certification from a banking institution acceptable to the City and H.U.D., or shall provide such other evidence acceptable to the City and H.U.D. to show that cash or liquid assets of not less than \$2,200,000 are available or irrevocably committed to Developer and are sufficient to complete the Project. Such certification shall be in the form attached as Exhibit G hereto.

Evidence of this commitment shall be in accordance with Sections 10.07 or 10.08 of the U.D.A.G. Grant Agreement or by a letter of credit delivered to a third mortgagee in accordance with Paragraph II of Exhibit C to the U.D.A.G. Grant Agreement.

11. Jobs and Investment Reporting--During the term of this Agreement, Borrower shall provide necessary data and information related to private investment and jobs.

12. Time Frame for Completion--The project shall be completed in accordance with the time frame specified in Exhibit F to the U.D.A.G. Grant Agreement as amended from time to time.

Exhibit C.

The Loan made pursuant to this Agreement shall be secured as follows:

1. Real Property--A second mortgage or deed of trust in favor of the City upon all land, buildings, fixtures, equipment, and other assets of the Developer comprising the Project. The security position of the City may be subordinated to the Senior Mortgage security interest of the Senior Lender in an amount not to exceed \$13,550,000 plus further advances by the Senior Lender in accordance with Exhibit A to this Agreement, which are invested in the Project and are required for its completion.

The deed of trust or mortgage shall also contain standard provisions to protect the interest of the City including, for example, a provision that a default under the Senior Mortgage which could permit a foreclosure by the Senior Lender shall constitute a default under the second mortgage and the unpaid principal balance and interest of the Loan shall become immediately due and payable.

To the extent permitted by law, all of the personal property described in the deed of trust or mortgage shall be deemed to be fixtures and part of the real property. As to any part of such personal property not deemed or permitted by law to be fixtures, the deed of trust or mortgage shall constitute a security agreement under the Uniform Commercial Code.

2. Personal Property--A grant of security interest in all personal property of Borrower and Developer which is used and useful in the Project, whether now owned or hereafter acquired and subordinated only to an interest granted to the Senior Lender. Accordingly, Borrower and Developer shall execute financial statements (U.C.C.-1 and U.C.C.-2) in a form acceptable to the City.

3. The general partners of the Developer shall execute and deliver a Guaranty dated as of the date hereof from the general partners of the Developer (the "Guarantors") pursuant to which the Guarantors shall unconditionally and irrevocably guarantee repayment of the U.D.A.G. Loan until completion of Base Building construction within the time frame set forth in Exhibit F to the U.D.A.G. Grant Agreement.

Exhibit D.

1. As provided in paragraph 1 of Exhibit A to this Agreement, the City shall lend to Borrower \$1,700,573 of U.D.A.G. Grant Funds for financing the Project.

2. Senior Lender shall loan at least \$13,550,000 to Borrower for the purpose of acquisition and construction of the Project.

3. As provided in paragraph 2(b) of Exhibit A to this Agreement, the Developer shall invest not less than \$2,200,000 in equity funds for acquisition and construction of the Project.

Exhibit E.

A. The following documentation shall be completed and submitted to the City prior to the disbursement of any Grant Funds:

1. Not less than sixty days prior to the initiation of any construction, the Developer shall provide to the City a request for wage determination for all crafts to be utilized on the Project, utilizing U. S. Department of Labor Form 308, or equivalent.

2. Not less than fifteen (15) days prior to the initiation of any construction activities the Developer shall provide to the City fully executed Contractor's Certification Concerning Labor Standards and Prevailing Wage Requirements from each contractor and subcontractor participating in the Project, utilizing U. S. Department of Housing and Urban Development Form H.U.D.-1421 (6-75) or equivalent.

B. The following documentation shall be completed and submitted to the City, as may be required throughout the entire term of the Loan:

1. Upon initiation of construction activities the Developer shall insure that the approved wage determination materials, together with a poster (U. S. Department of Labor WH-1321) shall be conspicuously displayed, which informs employees of their rights and indicates that the City will receive complaints.

2. From and after the initiation of any construction activities through the final disbursement of Grant Funds, the Developer shall submit to the City on a timely basis a completed certified weekly payroll, utilizing U. S. Department of Labor Form WH-347 or equivalent. In addition to the requested information contained thereon, the Developer shall require all participating contractors and subcontractors to provide information as to the race and gender of each employee. All of the above information is due weekly. The cure period shall be two weeks.

*Exhibit F.***LEGAL DESCRIPTION:****PARCEL 1:**

The South 81.425 feet of Lots 1 and 2 in Canal Trustees Subdivision of Block 70, in Original Town of Chicago, in the South West 1/4 of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, otherwise known as Original Town of Chicago, in Cook County, Illinois;

PARCEL 2:

Lots 3 and 4 (except the West 20 feet thereof) in Block 70 in Original Town of Chicago, in Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois;

PARCEL 3:

The West 20 feet of Lot 4, all of Lots 5, 6 and 7 (except the West 3.52 feet of Lot 7) in Block 70 in Canal Trustees Subdivision of the West part of the South West 1/4 of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois;

PARCEL 4:

The North 101.425 feet of Lots 1 and 2 in Canal Trustees Subdivision of Block 70 in Original Town of Chicago in the South West 1/4 of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois:

[Exhibit G of Urban Development Action Grant/
Redevelopment Agreement printed on page
689 of this Journal.]

EXECUTION OF GRANT CONTRACTS WITH URBAN
MASS TRANSPORTATION ADMINISTRATION
AND REGIONAL TRANSPORTATION
AUTHORITY FOR IMPROVEMENTS
TO CHICAGO TRANSPORTATION
AUTHORITY SYSTEM.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of grant contracts for funding under Section 3 of the Urban Mass Transportation Act of 1964 with the Urban Mass Transportation Administration and the Regional Transportation Authority for improvements to the Chicago Transportation Authority System.

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

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Fary, Burke, Langford, Streeter, Kellam, Jones, J. Evans, Garcia, Krystyniak, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Banks, Giles, Cullerton, Laurino, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schuler, Osterman, Orr, Stone -- 38.

Nays -- None.

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

The following is said ordinance as passed:

WHEREAS, The U.S. Secretary of Transportation is authorized under Section 3 of the Urban Mass Transportation Act of 1964, as amended, to award grants for mass transportation projects; and

(Continued on page 690)

EXHIBIT G

 Union National Bank Fourth Avenue and Wood Street Pittsburgh, PA 15222 Loans and Discounts Division	<u>Place of Issue</u> PITTSBURGH, PENNSYLVANIA	<u>Date of Issue</u> February 11, 1987
	<u>Letter of Credit Number</u> 10679	<u>Amount</u> U.S. \$2,000,000.00
Irrevocable Standby Letter of Credit		
☒ This Letter of Credit is TRANSFERABLE once, conditioned on the prior written approval of Issuing Bank, unless the box is checked, in which case it is NOT transferable.	<u>Date</u> June 17, 1990	<u>Expiry</u> Pittsburgh, PA
<u>Beneficiary</u> Westinghouse Credit Corporation ATTN: Charles A. Krznaric One Oxford Centre - 8th Floor Pittsburgh, PA 15219	<u>Applicant</u> Washington Square Associates c/o Horwitz-Matthew, Inc. 814 North Franklin Street Chicago, IL 60610	

WE HEREBY ISSUE THIS STANDBY LETTER OF CREDIT which is available against beneficiary's draft at X SIGHT TIME due _____ drawn on THE UNION NATIONAL BANK OF PITTSBURGH, Fourth Avenue and Wood Street, Pittsburgh, PA 15222, for any sums not exceeding in the aggregate the amount specified above, and having been marked: "Drawn under Standby Letter of Credit Number 10679"

and accompanied by a certified copy of this Letter of Credit and the following documents:

Available by drafts at sight accompanied by an authorized statement for and on behalf of the Beneficiary certifying that: either or both of the loans from Westinghouse Credit Corporation to Washington Square Associates in the amounts of \$13,550,000 and \$2,000,000 are in default under the terms and conditions of certain Loan Documents (which have not been amended as to term amount or conditions of default without the consent of Issuer, except for sums advanced to protect the lien premises) by and between Borrower and Beneficiary and that all applicable notices have been given and grace periods have expired and that the sight draft does not exceed the amount due by reason of such default and does not exceed the amount then still available to be drawn hereunder by presentation to the Bank of this Standby Letter of Credit nor the then unpaid balance of such loans.

This credit is subject to the following instructions or conditions:

This Letter of Credit will expire upon the earlier of the expiration date noted above or any written extension thereof or payment in full of the note held by Westinghouse Credit Corporation and secured by a first and third mortgage on the property located at 659 West Washington Boulevard, Chicago, Illinois.

Inquiries may be directed to Mr. Philip O. Molter (412) 644-6074.

Commencing on the issue date, we hereby engage with the bonafide holder(s) of all drafts drawn under and in full compliance with the terms of this Letter of Credit that such drafts, up to, in the aggregate, the amount of the credit provided for herein, will be duly honored by us in accordance with their terms if presented at this office on or prior to the close of business on the expiration date.

The Union National Bank of Pittsburgh

[Signature]
 Authorized Signature - Issuing Bank

VICE PRESIDENT

[Signature]
 COUNTERSIGNED VPO Person

NOT VALID UNLESS SIGNED BY TWO AUTHORIZED OFFICERS OF THE UNION NATIONAL BANK OF PITTSBURGH.
 THIS STANDBY LETTER OF CREDIT IS NOT NEGOTIABLE

(Continued from page 688)

WHEREAS, The Chicago Department of Public Works will seek funds totalling \$1,550,000 from the U.S. Department of Transportation, Urban Mass Transportation Administration, and the Regional Transportation Authority, with no local match required by the City of Chicago; and

WHEREAS, These funds will be used to make the C.T.A. system more "user friendly" by implementing a wide range of small improvements distributed over the entire system, such as upgraded station entrance lighting, weather protection and other passenger amenities; 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 a grant application and amendments thereto with the U.S. Department of Transportation, Urban Mass Transportation Administration, and the Regional Transportation Authority for funds in an amount up to \$1,864,000, with no local match required by the City of Chicago for the Neighborhood Transit Improvement Project.

SECTION 2. 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 3. That the City Council hereby appropriates the amount of \$1,854,000 or such amount as may actually be received from the U.S. Department of Transportation, Urban Mass Transportation Administration, and the Regional Transportation Authority for this project.

SECTION 4. That the Mayor is hereby authorized to execute, the City Clerk to attest, the Corporation Counsel to certify contracts and amendments thereto pertaining to this Project in an amount totalling \$1,864,000 between the City of Chicago and each of the following parties: the Urban Mass Transportation Administration, and the Regional Transportation Authority.

SECTION 5. That the Mayor is authorized to set forth and execute affirmative minority business procurement needs.

SECTION 6. That the City Comptroller is directed to disburse the grant funds as required to carry out this project.

SECTION 7. 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 the project budget total, as the U.S. Department of Transportation, Urban Mass Transportation Administration, and the Regional Transportation Authority may require in connection with the applications or contracts.

SECTION 8. That this ordinance shall be in force and effect from and after its passage.

EXECUTION OF GRANT CONTRACTS WITH URBAN MASS
TRANSPORTATION ADMINISTRATION AND REGIONAL
TRANSPORTATION AUTHORITY FOR SIGNAGE
IMPROVEMENTS AT CHICAGO-O'HARE
INTERNATIONAL AIRPORT.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of grant contracts for funding under Section 3 of the Urban Mass Transportation Act of 1964 with the Urban Mass Transportation Administration and the Regional Transportation Authority for signage improvements at Chicago-O'Hare International Airport.

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

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Fary, Burke, Langford, Streeter, Kellam, Jones, J. Evans, Garcia, Krystyniak, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Banks, Giles, Cullerton, Laurino, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 38.

Nays -- None.

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

The following is said ordinance as passed:

WHEREAS, The U.S. Secretary of Transportation is authorized under Section 3 of the Urban Mass Transportation Act of 1964, as amended, to award grants for mass transportation projects; and

WHEREAS, The O'Hare Rapid Transit Extension was financed with funds made available by the U.S. Department of Transportation, Urban Mass Transportation Administration (U.M.T.A.), and the Illinois Department of Transportation (I.D.O.T.) to

alleviate the increased stress on the ground access system caused by the growth in volume of air passenger traffic at the airport; and

WHEREAS, Ridership at the terminal station of the O'Hare Extension has not reached its full potential, and a preliminary study identifies signage improvements at the airport as one possible method of increasing ridership at this facility; and

WHEREAS, It is now necessary to apply for funds to increase passenger awareness of the availability of rapid transit service by directing potential users to the C.T.A. station and providing information on schedules and fares by the use of signs and graphics; 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 contract, 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 a grant application with the U.S. Department of Transportation, Urban Mass Transportation Administration, and the Regional Transportation Authority for funds in an amount up to \$200,000, with no local match required by the City of Chicago for Signage Improvements at O'Hare Airport.

SECTION 2. 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 3. That the City Council hereby appropriates the amount of \$200,000 or such amount as may actually be received from the U.S. Department of Transportation, Urban Mass Transportation Administration, and the Regional Transportation Authority for this project.

SECTION 4. That the Mayor is hereby authorized to execute, the City Clerk to attest, the Corporation Counsel to certify contracts pertaining to the Signage Improvement at O'Hare Airport Project in an amount totalling \$200,000 between the City of Chicago and each of the following parties: the Urban Mass Transportation Administration, and the Regional Transportation Authority.

SECTION 5. That the Mayor is authorized to set forth and execute affirmative minority business procurement needs.

SECTION 6. That the City Comptroller is directed to disburse the grant funds as required to carry out this project.

SECTION 7. 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 the project budget total, as the U.S. Department of Transportation, Urban Mass Transportation Administration, and the Regional Transportation Authority may require in connection with the applications or contracts.

SECTION 8. That this ordinance shall be in force and effect from and after its passage.

EXECUTION OF INTERAGENCY AGREEMENT WITH ILLINOIS
CRIMINAL JUSTICE INFORMATION AUTHORITY FOR
DEVELOPMENT OF POLICE MANAGEMENT
INFORMATION PROGRAM.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of an interagency agreement with the Illinois Criminal Justice Information Authority for the development of a police management information program.

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

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Fary, Burke, Langford, Streeter, Kellam, Jones, J. Evans, Garcia, Krystyniak, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Banks, Giles, Cullerton, Laurino, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schuller, Osterman, Orr, Stone -- 38.

Nays -- None.

Alderman Beavers 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. Subject to the approval of the Corporation Counsel as to form and legality, the Mayor, the City Comptroller and the Superintendent of Police are hereby authorized to execute, and the City Clerk to attest, an Interagency Agreement with the Illinois Criminal Justice Information Authority, in substantially the form attached hereto as Exhibit A, for a matching grant in the amount of \$34,738 to be used by the Office of Professional Standards in the development of a Police Management Information Program.

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

Interagency Agreement attached to this ordinance reads as follows:

Interagency Agreement.

Justice Assistance Act Programs.

This interagency agreement is entered into by the Illinois Criminal Justice Information Authority, with its offices at 120 S. Riverside Plaza, Suite 1016, Chicago, Illinois, 60606, hereinafter referred to as the "Authority", and the Chicago Police Department hereafter referred to as the "Implementing Agency", with its principal offices at 1121 South State Street, Chicago, Illinois, 60605 for the implementation of the Chicago Police Department, Office of Professional Standards Police Information Management System Program.

Whereas, Chapter 38, Paragraph 210-7(k) of the Illinois Revised Statutes establishes the Illinois Criminal Justice Information Authority ("Authority") as the agency "To apply for, receive, establish priorities for, allocate, disburse and spend grants of funds that are made available . . . from the United States pursuant to the Federal Crime Control Act of 1973, as amended, and similar federal legislation, and to enter into agreements with the United States government to further the purposes of this Act, or as may be required as a condition of obtaining federal funds"; and

Whereas, pursuant to the Justice Assistance Act of 1984, the Authority named the following program areas as the focus of the Illinois Justice Assistance Application for federal fiscal year 1985:

Providing community and neighborhood programs that enable citizens and police to undertake initiatives to prevent and control neighborhood crime;

Providing for operational information systems and workload management systems which improve the effectiveness of criminal justice agencies;

Identifying and processing within the criminal justice system persons (including juvenile offenders) with a history of serious criminal conduct;

Providing training, management and technical assistance to criminal justice personnel; and

Whereas, the Budget Committee, on behalf of the Authority, voted to designate the Chicago Police Department a recipient of funds for the purpose of implementing a program to address one of the four named areas.

Now, Therefore, Be It Agreed by and between the Illinois Criminal Justice Information Authority and the Chicago Police Department as follows:

Section 1. Definitions.

- a. "Exhibit": means any document which is expressly stamped or printed as an "Exhibit" and is appended to this agreement.
- b. "Program": means a planned, integrated approach to an identified problem which is characterized by clear goals, measurable objectives, the

implementation of strategies to achieve those objectives and a mechanism for assessing the effectiveness of those strategies.

Section 2. Period Of Performance.

Performance of this agreement shall commence on April 15, 1987 and shall expire on March 15, 1988 unless the period is extended by an amendment to this agreement. Costs incurred prior to the effective date, or after termination pursuant to the provisions of this agreement, shall not be paid by the Authority.

Section 3. Program Description And Budget.

The Implementing Agency agrees to undertake and perform in a satisfactory manner the program mutually determined in and set out in the Program Description attached and incorporated herein as Exhibit A and the Budget attached and incorporated herein as Exhibit B.

Section 4. Payment.

The Authority agrees to make payment to the Implementing Agency for the administration and implementation of the program described in Exhibit A. Bimonthly payments will be made to an Implementing Agency whose award totals less than \$50,000 upon receipt of the reports described in Section 8 of this agreement. Monthly payments will be made to an Implementing Agency whose award totals more than \$50,000 upon receipt of the reports described in Section 8 of this agreement. Due to the unique requirements of the program being funded, the first payment to the Implementing Agency may be in advance of performance in an amount determined by the Authority. No payment will be made to the Implementing Agency unless and until Implementing Agency is in full compliance with applicable state and federal laws and the provisions of this agreement.

The maximum amount of federal funds under this agreement is \$34,738 and is dependent upon the expenditure of matching funds as described in Section 5 and Exhibit B.

Section 5. Match.

Funds from the Justice Assistance Act may be used to pay up to 50 percent of the cost of the program described in Exhibit B. The remaining nonfederal share of the program's cost must be provided by the Implementing Agency. Failure of an Implementing Agency to match federal funds will result in a decrease in the federal funds awarded.

Section 6. Obligational Limitation.

Payment under this agreement is subject to passage of a suitable and sufficient appropriation by the Illinois General Assembly. Obligations of the State of Illinois will cease immediately without penalty of further payment being required in any fiscal year should the actions of the General Assembly or any applicable funding source result in the failure to appropriate or otherwise make available sufficient funds for this agreement.

Section 7. Non-Supplantation.

The Implementing Agency agrees that federal funds made available under this agreement will not be used to supplant available local funds, but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available to the Implementing Agency for criminal justice activities.

Section 8. Reporting Requirements.

The Implementing Agency agrees to submit data relevant to the performance indicators listed in Exhibit A and a brief narrative describing the implementation and impact of the project on O.P.S. and Department practice on a monthly basis by the 15th day of the month following the time period covered in the report.

The Implementing Agency is further required to submit monthly or bimonthly fiscal reports as provided in Section 4 by the 15th day of the month following the time period covered in the report and to file a year-end financial status report, the content and form of which will be determined by the Authority.

The Implementing Agency agrees to submit 2 copies of the first annual report of O.P.S. to the Authority by March 31, 1988. Failure to submit the report may jeopardize future funding of Department projects by the Authority.

The Implementing Agency shall fulfill any additional reporting requirements as so determined by the Authority.

Section 9. Maintenance Of Records.

The Implementing Agency agrees to retain financial and program records for the program for three years following the ending date of this agreement as amended. Records shall be retained beyond the three year period if an audit is in progress and/or the findings of a completed audit have not been resolved satisfactorily.

Section 10. Inspection And Audit.

Pursuant to Office of Management and Budget Circular A-128 "Uniform Administrative Requirements for Grants-In-Aid to State and Local Governments," the Implementing Agency agrees to provide for an independent audit of its activities. Audits usually will be made annually, but not less frequently than every two years. Audits shall be made in accordance with the General Accounting Office Standards for Audit of Governmental Organizations, Programs, Activities and Functions, the Guidelines for Financial and Compliance Audits of Federally Assisted Programs, any compliance supplements approved by the Office of Management and Budget, and generally accepted auditing standards established by the American Institute of Certified Public Accountants.

The Authority shall have access for purposes of audit and examination to all books, documents, papers, and records of the Implementing Agency, and to relevant books, documents, papers and records of subcontractors.

Section 11. Implementing Agency Compliance.

The Implementing Agency agrees to comply with all applicable laws, regulations, and guidelines of the State of Illinois, the Federal Government and the Authority in the performance of this agreement, including but not limited to:

Those State and local laws and guidelines specified in Sections 10 and 20 of this agreement.

The provisions of 28 C.F.R. applicable to grants and cooperative agreements including Part 18, Administrative Review Procedure; Part 20, Criminal Justice Information Systems; Part 22, Confidentiality of Identifiable Research and Statistical Information; Part 23, Criminal Intelligence Systems Operating Policies; Part 30, Intergovernmental Review of Department of Justice Programs and Activities; Part 42, Non Discrimination Equal Employment Opportunities Policies and Procedures; Part 61, Procedures for Implementing the National Environmental Policy Act; and Part 63, Floodplain Management and Wetland Protection Procedures.

National Environmental Policy Act of 1969, 42 U.S.C. pars. 4321, *et seq.* (1970) [N.E.P.A.].

National Historic Preservation Act of 1966, 16 U.S.C. pars. 470, *et seq.* (1970) [N.H.P.A.].

Flood Disaster Protection Act of 1973, 42 U.S.C. pars. 4001, *et seq.* (Supp. III, 1973) [F.D.P.A.].

Clean Air Act of 1970, 42 U.S.C. pars. 7401, *et seq.* (Supp. II, 1972).

Federal Water Pollution Control Act of 1948, as amended, 33 U.S.C. pars. 1251, *et seq.* (Supp. II, 1972) [F.W.P.C.A.].

Safe Drinking Water Act of 1974, 42 U.S.C. pars. 300f, *et seq.* (Supp. IV, 1974) [S.D.W.A.].

Endangered Species Act of 1973, 16 U.S.C. pars. 1531, *et seq.* (Supp. III, 1973) [E.S.A.].

Wild and Scenic Rivers Act of 1968, as amended, 16 U.S.C. pars. 1271, *et seq.* (1976) [W.S.R.A.].

Historical and Archeological Data Preservation Act of 1960, as amended, 16 U.S.C. pars. 469, *et seq.* (Supp. IV, 1974) [H.A.D.P.A.].

Costal Zone Management Act of 1972, 16 U.S.C. pars. 1451, *et seq.* (Supp. II, 1972) [C.Z.M.A.].

Indian Self-Determination Act, 25 U.S.C. pars. 450f, (Supp. V, 1975).

Intergovernmental Cooperation Act of 1968, 42 U.S.C. pars. 4201, *et seq.* (1970).

Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 U.S.C. pars. 4601, *et seq.* (1970).

Hatch Political Activity Act of 1940, as amended, 5 U.S.C. pars. 1501, *et seq.* (Supp. IV, 1974).

Animal Welfare Act of 1970, 7 U.S.C. pars. 2131, *et seq.* (1970).

Demonstration Cities and Metropolitan Development Act of 1966, 42 U.S.C. pars. 3301, *et seq.* (1970).

Section 12. Nondiscrimination.

The Implementing Agency agrees that no person shall be excluded from participation in, denied the benefits of, subjected to discrimination under, or denied employment in connection with any activity funded under this agreement on the basis of age, race, color, religion, national origin, handicap, or sex. The Implementing Agency assures compliance with the following statutes:

Title VI of the Civil Rights Act of 1964:

Section 504 of the Rehabilitation Act of 1973, as amended:

Title IX of the Education Amendments of 1972:

The Age Discrimination Act of 1975:

The Department of Justice NonDiscrimination Regulations, 28 C.F.R. Part 42, subparts C, D, E, and G.

Section 13. Equal Employment Opportunity Program.

The Implementing Agency, if it has 50 or more employees, is receiving more than \$25,000 pursuant to this agreement, and has a service population with a minority representation of 3 percent or more, is required to formulate, implement and maintain an equal employment opportunity program relating to employment practice affecting minority persons and women within 120 days after effective date of this agreement. If the Implementing Agency has 50 or more employees, is receiving more than \$25,000 pursuant to this agreement, and has a service population with a minority representation of less than 3 percent, the Implementing Agency agrees to formulate, implement, and maintain an equal employment opportunity program relating to employment practice affecting women.

Section 14. Confidentiality.

The Implementing Agency agrees not to use or reveal any research or statistical information furnished under this program by any person and identifiable to any specific private person for any purpose other than the purpose for which such information was obtained in accordance with this program and the Justice Assistance Act. Such information shall be immune from legal process and shall not, without the consent of the person furnishing such information, be admitted as evidence or used for any purpose in any action, suit or other judicial legislative or administrative proceeding.

Section 15. Bribery.

The Implementing Agency certifies that neither it nor any of its officials, agents or employees acting on its behalf, has been convicted of bribery or attempting to bribe an official or employee of the State of Illinois, nor has the Implementing Agency made an admission of guilt of such conduct which is a matter of record.

Section 16. Assignment.

The Implementing Agency shall make no assignment of this agreement or of any of the monies due hereunder without prior written approval of the Authority.

Section 17. Subcontracting.

Any work or professional services subcontracted for shall be specified by written contract, and shall be subject to all provisions contained in this agreement. Subcontracts in excess of \$1,000 must be approved by the Authority prior to their effective dates. The Implementing Agency shall be liable for the performance, acts or omissions of any person, organization, or corporation with which it contracts. The Authority shall not be responsible to any subcontractor.

Section 18. Independent Contractor.

The Implementing Agency, in the performance of this agreement, shall act as an independent contractor and not as an agent or employee of the Authority. The Implementing Agency shall be liable, and agrees to be liable for, and shall indemnify, defend and hold the Authority harmless, for all claims, suits, judgments or damages arising from the performance of this agreement.

Section 19. Exhibits, Amendments.

The documents appended are made a part of this agreement, as exhibits and amendments as the case may be, as indicated. Any amendment to this agreement must be signed by both parties to be effective. The Implementing Agency shall perform the services, subject to this agreement in accordance with all terms, conditions, and provisions set forth in such exhibits and amendments, in addition to those enumerated therein. The use of the term "n/a" means the item is not applicable to this agreement.

Section 20. Termination Or Expiration Of The Interagency Agreement.

The Implementing Agency shall operate in conformance with the following state and federal laws and guidelines, when applicable: the Justice Assistance Act of 1984, the Office of Justice Assistance Research and Statistics M7100.1C, Federal Management Circular A-87, Office of Management and Budget Circular A-128, the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1983, Ch. 127, pars. 2301 *et seq.*), the Illinois Purchasing Act (Ill. Rev. Stat. 1983, Ch. 127, pars. 132 *et seq.*), the State Comptroller Act (Ill. Rev. Stat. 1983, Ch. 15, pars. 201 *et seq.*), the U. S. Department of Justice Regulations Governing Criminal History Record Information Systems (28 C.F.R. 20.1 *et seq.*), the U. S. Department of

Justice Regulations Governing the Confidentiality of Identifiable Research and Statistical Information (28 C.F.R. 22.1 *et seq.*) and the rules of the Authority.

The Executive Director of the Authority, in accordance with the Authority's Operating Procedures for the Administration of Federal Funds, may suspend or terminate performance of this agreement for nonconformance with any state of federal law, with such guidelines as specified in this section, or the terms or conditions of this Agreement.

Section 21. Renegotiation, Modification, Or Amendment Of The Interagency Agreement.

No alteration, variation, modification, termination, addition to or attempted waiver of any provisions of this agreement shall be valid or binding unless in writing, signed by all the parties and attached to the original agreement. The parties agree to renegotiate, modify, or amend this agreement should Federal or State laws or regulations require alteration of this agreement.

Section 22. Integration.

This document, and the exhibits, amendments, and items incorporated by reference, constitute the entire agreement between the parties pertaining to the subject matter hereof and supersede all prior and contemporaneous agreements and understandings of the parties, oral or written, which are not fully expressed herein. No alleged covenant, representation, or condition not expressed in this agreement shall affect or be effective to interpret, change or restrict the express provisions of this agreement.

Section 23. Severability.

If any item or provision of this agreement is held invalid, unenforceable, voidable or void, said term or provision shall not affect the other terms or provisions of this agreement which can be given effect without the invalid term or provision.

Section 24. Acceptance.

The terms of this interagency agreement are hereby accepted by the parties hereto:

[Signature forms omitted for printing purposes.]

Exhibits attached to this agreement read as follows:

Exhibit A: Program Narrative.

- I. Summary Of Program
- II. Statement Of Problem
- III. Goal(s) And Objective(s)
- IV. Program Strategies

- V. Performance Indicators
- VI. Implementation Schedule
- VII. Job Descriptions

Office Of Professional Standards.

Police Information Management Program.

I. Summary Of Program.

While the most casual glance at policing in any of our nation's large cities will reveal the need to "do something" about the misuse of force by police, a lack of clarity about goals and the most prudent means to reach them may discourage even the most talented public officials from making progress in this complex area. Further, to provide a basis for effective and responsible policy change to reduce inappropriate use of police force, information must be obtained in a timely and efficient manner. The proposed information system will assist police decision makers as they address these difficult problems. Information concerning the use and non-use of certain kinds of force by police will be examined with particular attention being given to the personal characteristics of officers, the situational and interactive dynamics of the transactions and the impact of organizational and community milieus.

II. Statement Of Problem.

After public demands during the 1960's for civilian oversight of American police, considerable organized police resistance, some stillborn efforts, and a variety of attempts to cope with police community problems concerning the use of excessive and deadly force, most large police departments and a growing number of other police agencies have institutionalized some sort of oversight process. Concern has not been limited to local, state or even national practice; the U.S. Department of Justice co-sponsored a conference which led to the establishment of an international civilian oversight association in 1985. Interestingly, while public interest in oversight is extremely high, information about the purposes, actual operations, and findings of oversight agencies is frequently low.

The Office of Professional Standards of the Chicago Police Department has been operational for twelve years. During that time it has had a checkered political past. The current city administration initially campaigned to abolish the Office, but a year into this term, the Mayor decided to "make it work" as an investigative agency. Therefore, the Chief Administrator of the Office of Professional Standards, who was appointed by Superintendent Fred Rice, enjoys support from both the Police Department's leadership and the Mayor's Office, despite this support, however, the Office is faced with severe financial restraints. Ironically then, after years of playing it "close to the vest", the Office now has the leadership support to provide unlimited public information but finds itself financially unable to do so. It is for this reason that the Chicago Police Department is seeking funding for a police management information system.

The Office of Professional Standards is a civilian unit of the Chicago Police Department. The Chief Administrator directly reports to, and is a part of, the Superintendent's personal staff. There are no layers of sworn hierarchy between them. With a staff of 84 (65 of whom are investigators), the Office of Professional Standards is responsible on a 24-hour basis for receiving all complaints of misconduct registered against Chicago police personnel. O.P.S. investigates all allegations of use of excessive force made against members of the Department. The number of complaints received has decreased from a high of 2,500 in 1984 to 1,911 in 1986. O.P.S. further investigates all incidents wherein a person is wounded as a result of Chicago Police gun fire, including cases of self-inflicted wounds. More than 100 such incidents have been investigated in 1985 and 1986. This year O.P.S. also began investigating suicides and attempted suicides of prisoners in custody of the Chicago Police. Thirty suicides and attempted suicides have already been investigated in 1987.

Clearly sufficient cases have been investigated to undertake an analysis of the data which seeks answers to questions which will influence Department policy, staff deployment and relations with the public. Manual analysis of the store of data have already yielded important information -- including a profile of officers who are likely to be the subject of complaints. Even so, such an effort is, of necessity, limited to a broad assessment of the available data; more subtle patterns, which may be very useful to the Department, are missed. Automation of the data base will enable not only a more exhaustive profile of officers who abuse their authority but also yield timely reports to the Superintendent and District Commanders which could influence office assignments and pinpoint other problems before they get out-of-hand.

Program Goals.

The goals of the Office of Professional Standards Police Information Management System are:

1. To provide the public with timely and accurate information about decision points in the investigation of deadly force incidents, any recommendations for discipline that are made and the final outcome of the case.
2. To provide management information to decision makers which will assist them in administering the deadly force investigation process, and reduce the incidents of police excessive and deadly force.
3. To provide the public with timely annual reports about how the Police Department responds to allegations of excessive and deadly force by its officers, composite figures of both those who register complaints and those who are accused, and how the outcomes of these cases impact Departmental policy.

The program objectives are:

1. By November 1, 1987 to generate a format and the first public report on case outcomes.

2. By December 1, 1987 to generate the first internal reports on case management, elapsed time and the comprehensiveness of investigations.
3. By December 31, 1987 to generate a format and by March 31, 1988 to generate the first annual (public) report on O.P.S. data; a detailing by area of the sex, age, race and ethnicity of complainants, victims, witnesses and accused police in all cases alleging the use of excessive force.

The City of Chicago will employ a Senior Management Systems Specialist by April 1, 1987. After an eight week training period he/she will represent O.P.S. and work jointly with the Illinois Criminal Justice Information Authority to procure and install the identified hardware and software, by October 1, 1987.

The Specialist will further design the O.P.S. data base consistent with the goals of this project by August 1, 1987. Aside from improving police practice regarding the use of force and improving police/community relations, the police information management program offers a unique opportunity for top police decision makers to study the impact of department policy on the use of excessive physical force and deadly force by the police. Using the data generated by the Office of Professional Standards police information management program, the Office of Professional Standards, working with the American Bar Foundation and using Chicago as the laboratory, will examine policy-oriented information concerning the relatively unknown areas of excessive physical force and deadly force and the techniques for achieving restraint in the use of both.

At its broadest level, this inquiry seeks to develop intelligence on the success and failure of officer restraint in the use of force. It will examine incidents of the use of deadly as well as non-deadly force, focusing the latter cases solely on excessive force. This study would be pursued in ways that will produce operational recommendations of practical application for the prevention of misuse of force which will encompass training, supervision and management of police officers.

For instance, computer analysis of data will generate reports to be used internally by management to consider modification in operations, general orders and both in-service and pre-service training. Actual training instruments may be generated to respond to results of data analysis. For example, command personnel will be presented with outcome data which will isolate specific kinds of allegations in relation to where they are reported (police vehicles, lockups, district interview rooms) and the specifics of encounter situations (too tight handcuffs, no arrest, domestic or off-duty events, apprehension with/without resistance, the authorized use of deadly force). The system, properly programmed and under the day to day supervision of the Senior Management Systems Specialist in consultation with policy makers, will be able to produce hitherto unknown data about patterns of misconduct and those who allege such. It will trace and analyze the frivolous (unfounded cases), the necessary (exonerated cases), the unprovable (not sustained cases), and the excessive use of force (sustained cases) cross-checking as to derivation by complainants and police officers using the already cited variables (age, sex, race, ethnicity etc. . .) supplemented in the case of police officers with other variables; age, date of appointment, unit of assignment, number of complaints in the last five years, number of previously sustained cases. Profiles or composites may then be constructed and judiciously used in public information reports and in greater detail for policy makers. An easily

imaginable example is a report for the use of district commander which might detail an unusual amount of complaints, from a specific group of complainants in a specific neighborhood alleging acts of misconduct, which focus on specific personnel. This could be visualized as an early warning system for the commander to make some sort of intervention ranging from an alert to his/her neighborhood relations sergeant, to extra surveillance. Public knowledge of such an initiative will serve to increase public confidence so that when the public is called upon to cooperate, furnish information and participate in identifying criminals, it will translate increased confidence into a partnership with the police in crime prevention and suppression. Thus possible benefits of a police information management system for O.P.S. include not only modification of existing practice but an increase in supportive services for police, a possible change in the shooting policy of the Department or modifications in the training academy curriculum.

Performance Indicators.

- ° Number of complaints reported to O.P.S. during reporting period.
- ° Number of complaints investigated by O.P.S. during reporting period.
- ° Number of new complaints automated by O.P.S. during reporting period.
- ° Number of outstanding complaints during reporting period.
- ° Number of reports generated by O.P.S. during reporting period.

Exhibit B--Budget.

Chicago Police Department "Police Management Information Program"

Identification Of Source Funding

	Source	Amount
Federal Amount:	JAA of 1984 (FFY85)	\$ 34,738
	<i>SubTotal</i>	\$ 34,738
Match:	Chicago Police Department	\$ 34,738
	<i>SubTotal</i>	\$ 34,738
Anticipated Program Income:	Not Applicable	\$ 0
	<i>SubTotal</i>	\$ 0

Non-Match Funds:	Not Applicable	\$ 0
	<i>SubTotal</i>	\$ 0
	GRAND TOTAL	\$ 69,476

[Exhibit B--Budget pages 2, 3 and 4 printed on pages
706 through 708 of this Journal.]

Chicago Police Department Police Information Management Program

Personnel Services

Director, Office of Professional Standards (annual salary of \$67,800 x 10%, the time devoted to the project for an 11 month period).

\$67,800 x 11 mos. x 10% \$6,215

Senior Systems Management Specialist (annual salary of \$26,556 x 100%, the time daily devoted to the project for an 11 month period).

\$26,556 x 11 mos. x 100% \$24,343

Three Executive Secretaries (annual salary of \$18,000 x 10%, the time devoted to the project for a 4 month period).

3 x \$18,000 x 4 mos. x 10% \$1,800

Three Senior Typist (annual salary of \$12,000 x 10%, the time devoted to the project for a 4 month period).

3 x \$12,000 x 4 mos. x 10% \$1,200

Total Personnel Cost \$33,558

Equipment

Five Vectra Micro Computers will serve as work stations communicating with the file server, which stores all the data. A tape back-up unit will provide archival copies of the data. Two printers are to be utilized for the processing of a variety of management reports.

Total Equipment Cost \$34,738

(Continued on page 709)

Exhibit B - Budget

CHICAGO POLICE DEPARTMENT POLICE INFORMATION MANAGEMENT PROGRAM

Personnel Services

<u>Job Title</u>	<u>Annual Salary</u>	<u># Months On Program</u>	<u>% Time On Program</u>	<u>Total Cost</u>
Director, Office of Professional Standards	\$ 67,800	11	10	\$ 6,215
Senior Systems Management Specialist	\$ 26,556	11	100	\$ 24,343
Executive Secretary (3)	\$ 54,000	4	20	\$ 1,800
Senior Typists (3)	\$ 36,000	4	20	\$ 1,200
			SubTotal	\$ 33,558
			Social Security and Other Fringe Benefits	\$ -0-
			TOTAL PERSONNEL COST	\$ 33,558

Equipment

<u>QTY/ Unit Cost</u>	<u>Description</u>	<u>Federal Amount</u>	<u>Local Cash Contribution</u>	<u>Total Cost</u>
5/\$2,177@	Micro Computers	\$ 10,884	\$ -0-	\$ 10,884
1/\$1,682@	Vectra Model 60	\$ 3,682	\$ -0-	\$ 3,682
5/\$151@	360 KB Disc Drive	\$ 754	\$ -0-	\$ 754
5/\$34@	Security Locks	\$ 168	\$ -0-	\$ 168

ILLINOIS CRIMINAL JUSTICE INFORMATION AUTHORITY

Exhibit B - Budget

CHICAGO POLICE DEPARTMENT POLICE INFORMATION MANAGEMENT PROGRAM

6/\$101@	Serial/Parallel Interface	\$	603	\$	-0-	\$	603
5/\$218@	Monochrome Monitor	\$	1,089	\$	-0-	\$	1,089
5/\$218@	Video Adapter	\$	1,089	\$	-0-	\$	1,089
1/\$45@	Loopback Connector	\$	45	\$	-0-	\$	45
6/\$442@	Local Area Network Interface	\$	2,653	\$	-0-	\$	2,653
3	Floppy Disc	\$	78	\$	-0-	\$	78
1/\$1,333@	1/4" Tape Backup Unit	\$	1,333	\$	-0-	\$	1,333
1/\$133@	Disc/Tape Interface	\$	133	\$	-0-	\$	133
3/\$180@	Tape Cartridge	\$	540	\$	-0-	\$	540
1/\$2,007@	Laserjet Printer	\$	2,007	\$	-0-	\$	2,007
1/\$3,347	Laserjet 500+ Printer	\$	3,347	\$	-0-	\$	3,347
2/\$391@	Modem	\$	782	\$	-0-	\$	782
	Cable	\$	230	\$	-0-	\$	230
5/\$57@	DOS 3.1	\$	285	\$	-0-	\$	285
1/\$400@	Word Perfect	\$	400	\$	-0-	\$	400
1/\$1,540@	Server Starter Kit	\$	1,540	\$	-0-	\$	1,540
6/\$117@	Local Area Network User Software	\$	704	\$	-0-	\$	704
2/\$115@	Carbon Copy	\$	230	\$	-0-	\$	300

Exhibit B - Budget

CHICAGO POLICE DEPARTMENT POLICE INFORMATION MANAGEMENT PROGRAM

1/\$350@	R:BASE 5	\$	350	\$	-0-	\$	350
2/\$295@	Lotus 1-2-3	\$	590	\$	-0-	\$	590
1/\$50@	Norton Utilities	\$	50	\$	-0-	\$	50
5/\$82@	Word Perfect - additions	\$	410	\$	-0-	\$	410
	Misc. Equipment	\$	759	\$	-0-	\$	759
	TOTAL EQUIPMENT COST	\$	34,738	\$	-0-	\$	34,738

Commodities

	<u>Federal Amount</u>	<u>Local Cash Contribution</u>	<u>Total Cost</u>
Supplies at \$103 per month X 4 months	\$ -0-	\$ 412	\$ 412
TOTAL COMMODITIES COST	\$ -0-	\$ 412	\$ 412

Contractual

	<u>Federal Amount</u>	<u>Local Cash Contribution</u>	<u>Total Cost</u>
Hardware maintenance at \$192 per month X 4 months	\$ -0-	\$ 768	\$ 768
TOTAL CONTRACTUAL COST	\$ -0-	\$ 768	\$ 768

ILLINOIS CRIMINAL JUSTICE INFORMATION AUTHORITY

(Continued from page 705)

Commodities

The commodity line item will be used to purchase computer supplies (such as paper and printer ribbons), to maintain the system in full operation, and the production of various needed computer reports.

Total Commodities Cost	\$412
------------------------	-------

Contractual

Monthly hardware cost of \$192 will be required for 4 months of the project.

Total Contractual Cost	\$768
------------------------	-------

AUTHORITY GRANTED FOR ISSUANCE OF FREE PERMITS, REFUND OF FEES AND CANCELLATION OF EXISTING WATER RATES FOR CERTAIN CHARITABLE, EDUCATIONAL AND RELIGIOUS INSTITUTIONS.

The Committee on Finance to which had been referred (May 13, 1987) sundry proposed ordinances and orders transmitted therewith, authorizing the issuance of free permits, refund of fees and cancellation of existing water rates 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 T. Evans, each of the said proposed ordinances and orders was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schuler, Osterman, Orr, Stone -- 45.

Nays -- None.

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

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.

Chicago Youth Centers.

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 Chicago Youth Centers, 231 South Jefferson Street, for construction on the sixth floor of existing building on the premises known as 231 South Jefferson Street.

Said floor in the building shall be used exclusively for youth functions 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.

Hyde Park Community 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 Hyde Park Community Hospital, 5800 South Stony Island Avenue, for renovation of facility on the premises known as 5800 South Stony Island Avenue.

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.

La Rabida Children's Hospital and Research Center.

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 La Rabida Children's Hospital and Research Center, 6501 South Promontory Drive, for electrical work for deficiencies' correction on the premises known as 6501 South Promontory 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.

Bethel New Life, Incorporated.

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 the Bethel New Life, Incorporated, 367 North Karlov Avenue, for construction of townhouses on the premises known as 4138 West Washington Boulevard.

Said building shall be used exclusively for residency for low-income families 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.

Bethel New Life, Incorporated.

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 the Bethel New Life, Incorporated, 367 North Karlov Avenue, for construction of townhouses on the premises known as 331--341 North Karlov Avenue a/k/a 4057--4059 West Carroll Avenue.

Said buildings shall be used exclusively for residency for low-income families 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.

Circle Christian Development.

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

SECTION 1. Pursuant to Section 137.6 of the Municipal Code of Chicago and in accordance with favorable investigation of the following not for profit organization shall be exempted from payment of permit fee from the Department of Inspectional Services for the rehabilitation of the building at 5700 to 5710 West Washington Boulevard.

Circle Christian Development
118 North Central Avenue
Chicago, Ill.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Healing Temple Church.

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 Healing Temple Church, 4941 West Chicago Avenue, for remodeling of building on the premises known as Healing Temple Church.

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.

Saint Pascal Church.

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 St. Pascal Church, 3935 North Melvina Avenue, for electrical work (R. J. S. Electrical Contractors, Inc.) on the premises known as 3935 North Melvina Avenue.

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.

The Athenaeum Theatre.

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

SECTION 1. The Department of Revenue is hereby directed to issue a Public Place of Amusement License, free of charge, to the Athenaeum Theatre, 2936 North Southport Avenue, notwithstanding other ordinances of the City to the contrary.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

REFUND OF FEES.

Pacific Garden Mission.

Ordered. That the City Comptroller is hereby authorized and directed to refund the amount of \$100.00 to the Pacific Garden Mission, 646 South State Street, representing payment of Dispensary License fee for the year 1987.

Action Community Coalition.

Ordered. That the City Comptroller is hereby authorized and directed to refund \$75.00 for Day Care License paid by the Action Community Coalition (a not-for-profit organization), 5251 West North Avenue. Copies of paid bill and notice of reimbursement request are attached.

Resurrection Lutheran Church.

Ordered. That the City Comptroller is hereby authorized and directed to refund Day Care License fee paid by Resurrection Lutheran Church Pre-School, 3309 North Seminary Avenue, in the amount of \$75.00. Copy of paid check attached.

CANCELLATION OF EXISTING WATER RATES.

Misericordia Heart Of Mercy.

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

SECTION 1. Pursuant to Sections 185-47 and 185.1-2(a) of the Municipal Code of Chicago, the Commissioners of Water and Sewers are hereby authorized and directed to cancel all existing water rates and sewer charges assessed against Misericordia Heart of Mercy, 2916 West 47th Street.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Saint Mary Star Of The Sea Church.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioner of Water is hereby authorized and directed to cancel all existing water rates assessed against St. Mary Star of the Sea Church, 6435 South Kilbourn Avenue.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Franklin Boulevard Community Hospital.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioner of Water is hereby authorized and directed to cancel all existing water rates assessed against Franklin Boulevard Community Hospital, 3240 West Franklin Boulevard.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

John F. Kennedy Medical Center.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioners of Water and Sewers are hereby authorized and directed to cancel water rates in the amount of \$306.14, assessed against the John F. Kennedy Medical Center, 5645 West Addison Street.

SECTION 2. This ordinance shall be in force upon its passage.

Edgewater Hospital.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioner of Water is hereby authorized and directed to cancel all existing water rates assessed against Edgewater Hospital, 5700 North Ashland Avenue.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Self Help Home For The Aged.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioner of Water is hereby authorized and directed to cancel all existing water rates assessed against the Self Help Home for the Aged, 908 West Argyle Street.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Congregation Ezras Israel.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioner of Water is hereby authorized and directed to cancel all existing water rates assessed against Congregation Ezras Israel, 7001 North California Avenue.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

Misericordia Home.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioner of Water and the Commissioner of Sewers are hereby authorized and directed to cancel water and sewer rates charged against the Misericordia Home, 6300 North Ridge Avenue, in the amount of \$24,396.33, for the period of September 24, 1986 to April 8, 1987.

SECTION 2. This ordinance shall be in force and effect from and after its passage.

Northwest Home For The Aged.

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

SECTION 1. Pursuant to Section 185-47 of the Municipal Code of Chicago, the Commissioner of Water is hereby authorized and directed to cancel all existing water rates assessed against Northwest Home for the Aged, 6300 North California Avenue.

SECTION 2. This ordinance shall take effect and be in force from and after its passage.

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 May 13, 1987, 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:

Name and Address	Warrant No. and Type of Inspection	Amount
Ark Social Service Agency 4833--4835 North Broadway	D1-700385 (Sign)	\$40.00
Augustana Hospital 411 West Dickens Avenue	F2-700010 (Fire Alarm Box)	10.00
Avers Group Home 5100 North Avers Avenue	B4-600286 (Inst.)	23.00
Byron Center 6050 North California Avenue	A1-701739 (Elev.)	30.00
Catholic Theological Union 5401 South Cornell Avenue	B1-701224 B1-70168 (Bldg.)	23.00 34.50
Children's Memorial Hospital 715 West Belden Avenue	B1-703059 (Bldg.)	23.00
Franciscan Fathers 6107 North Kenmore Avenue	A1-701203 (Elev.)	30.00

Name and Address	Warrant No. and Type of Inspection	Amount
Grant Hospital of Chicago 550 West Webster Avenue	F5-600552 (Ramp.)	\$100.00
Illinois Institute of Technology, I.I.T. Center (various locations)	A1-701204	246.00
	A1-701249	90.00
	A1-701262	90.00
	A1-701293	30.00
	A1-701297	30.00
	A1-701320	30.00
	A1-701364	30.00
	A1-701388	30.00
	A1-701448	30.00
	A1-701460	60.00
	A1-701487	30.00
	A1-701545	30.00
	A1-701587	60.00
	A1-701588	30.00
	A1-701605	60.00
	A1-701607	30.00
	A1-701666	60.00
	A1-701734	60.00
	A1-701791	30.00
	A1-701854	30.00
	A1-701856	60.00

Name and Address	Warrant No. and Type of Inspection	Amount
	A1-701936	\$60.00
	A1-701949	60.00
	A1-701979 (Elev.)	66.00
	B4-600303	23.00
	B4-600304	23.00
	B4-600306	34.50
	B4-600307	34.50
	B4-600308	34.50
	B4-600310	23.00
	B4-600311	23.00
	B4-600312	34.50
	B4-600313	23.00
	B4-600314	23.00
	B4-600315	23.00
	B4-600322	23.00
	B4-600360	23.00
	B4-600361	46.00
	B4-600380	46.00
	B4-600381	92.00
	B4-600383	46.00
	B4-600508	23.00
	B4-600509 (Inst.)	23.00

Name and Address	Warrant No. and Type of Inspection	Amount
Jane Smith and Martha Washington Home 2340 West 113th Place	F2-700092 (Fire Alarm Box)	\$10.00
McCormick Theological Seminary (various locations)	B1-618840 (Bldg.)	34.50
Northwest Home for the Aged 6300 North California Avenue	D3-786180 (Sign)	40.00
Our Lady of Good Counsel Church 3528 South Hermitage Avenue	B1-701224 (Bldg.)	23.00
Rehabilitation Center and Training of the Disabled 6610 North Clark Street	A1-701739 (Elev.)	330.00
Resurrection Hospital 7435 West Talcott Avenue	F2-7001411 (Fire Alarm Box)	30.00
Saint Anne's Hospital 4950 West Thomas Street	B4-600057	57.00
	B4-600058	80.50
	B4-600244	46.00
	B4-600246 (Inst.)	57.50
	D1-627517	16.00
	D1-627518 (Sign)	16.00
Saint Joseph Hospital and Health Care Center (various locations)	F2-700166	10.00
	F2-700174 (Fire Alarm Boxes)	10.00
Schwab Rehabilitation Center 1401 South California Boulevard	F2-700152 (Fire Alarm Box)	10.00

On motion of Alderman T. Evans, the foregoing proposed substitute order was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

AUTHORITY GRANTED FOR INSTALLATION OF ALLEY
LIGHTS AT SPECIFIED LOCATIONS.

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

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the installation of an alley light in back of the premises located at 5255 South Massasoit Avenue.

Ordered, That the Commissioner of Public Works is hereby authorized to install an alley light at the rear of the premises at 5063 West Congress Parkway.

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the installation of an alley light in back of the premises located at 5000 North Kimball Avenue.

On motion of Alderman T. Evans, the foregoing proposed orders were *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

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 T. Evans, the said proposed order was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

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 723 through 726 of this Journal.]

and

Be It Further 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 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 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 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 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 727 of this Journal.]

Placed On File -- REPORT OF SETTLEMENTS OF SUITS AGAINST
CITY DURING MONTH OF MARCH, 1987.

The Committee on Finance submitted a report recommending that the City Council place on file a communication from the Department of Law concerning matters in which cases were settled and/or judgments entered for the month of March, 1987.

On motion of Alderman T. Evans, the committee's recommendation was *Concurred In* and said communication and report were *Placed on File*.

Action Deferred -- AMENDMENT OF VARIOUS CHAPTERS OF
MUNICIPAL CODE TO REDUCE INTEREST RATE AND
INCREASE OR ADJUST PENALTIES FOR LATE
OR NON-PAYMENT OF CITY TAXES.

The Committee on Finance submitted the following report, which was, on motion of Alderman Sawyer and Alderman T. Evans, *Deferred* and ordered published:

CHICAGO, May 20, 1987.

To the President and Members of the City Council:

Your Committee on Finance to which was referred an ordinance amending various sections of the Municipal Code of the City of Chicago to reduce the interest rate the City of Chicago applies to various City taxes and increase the penalties for late payment or non-payment of City taxes, 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.

Respectfully submitted,
(Signed) TIMOTHY C. EVANS,
Chairman.

The following is said proposed ordinance transmitted with the foregoing committee report:

(Continued on page 728)

CITY OF CHICAGO

CITY COUNCIL ORDERS

COUNCIL MEETING NO. 57/29/87

FIRE DEPT ORDERS

***** EMPLOYEE NAME *****	***** RANK *****	***** UNIT OF ASSIGNMENT *****	DATE ISSUED	QUANTITY TOTAL
BORELLI	FIRE FIGHTER	ENGINE COMPANY 54	1/10/86	25.00
BORELLI	ENGINEER	ENGINEER 47	2/10/86	7.50
BORELLI	ENGINEER	ENGINEER 25	1/23/86	1375.00
BELL	FIRE FIGHTER	ENGINE 51	2/00/75	443.73
BENTON	ENGINEER	DISTRICT ENGINEER 4	4/25/83	79.00
BLANCH	ENGINEER	ENGINE COMPANY 65	1/25/85	37.00
BRADY	ENGINEER	ENGINEER 7	3/29/86	15.00
CARROLL	ENGINEER	ENGINE COMPANY 76	4/23/86	270.00
CHRISTENSEN	FIRE FIGHTER	ENGINE COMPANY 77	3/24/86	25.00
CLAN	FIRE FIGHTER	ENGINE COMPANY 69	12/16/85	26.85
COOPER	FIRE FIGHTER	ENGINE 51	11/02/85	21.00
CORRIGAN	FIRE FIGHTER	ENGINE COMPANY 77	4/24/86	237.00
DUFF	ENGINEER	ENGINE COMPANY 57	4/13/86	1004.00
EDDY	FIRE FIGHTER	ENGINEER 2	5/16/84	232.40
EDDY	FIRE FIGHTER	ENGINE COMPANY 76	4/13/86	30.00
EDDY	FIRE FIGHTER	ENGINE 50	2/01/85	170.23
EDDY	FIRE FIGHTER	ENGINE COMPANY 142	4/13/86	241.00
EDDY	ENGINEER	ENGINE COMPANY 14	6/13/86	7020.00
EDDY	ENGINEER	ENGINE 13	0/02/85	40.00
EDDY	FIRE FIGHTER	ENGINE COMPANY 142	4/29/71	243.45
EDDY	FIRE FIGHTER	ENGINE COMPANY 25	4/22/85	303.00
EDDY	FIRE FIGHTER	ENGINE COMPANY 115	5/04/86	270.00
EDDY	ENGINEER	BATTALION 3	2/19/86	25.00
EDDY	FIRE FIGHTER	ENGINE 21	11/04/85	150.00
EDDY	FIRE FIGHTER	ENGINE COMPANY 126	9/18/83	542.00
EDDY	FIRE FIGHTER	ENGINE COMPANY 47	3/26/86	60.00
EDDY	ENGINEER	DISTRICT ENGINEERS 1	2/03/85	133.39
EDDY	FIRE FIGHTER	ENGINE COMPANY 50	12/04/85	155.00
EDDY	ENGINEER	ENGINE COMPANY 89	12/03/85	49.20

(Continued from page 722)

WHEREAS, The City Council of the City of Chicago has determined that it is necessary and in the best interest of the City of Chicago to reduce from twenty- four percent (24%) per annum to eighteen percent (18%) per annum the interest rate the City of Chicago applies to its various City of Chicago taxes; and

WHEREAS, In order to more effectively decrease the amount and frequency of the non-payment of various City of Chicago taxes by delinquent taxpayers it is determined by the City Council of the City of Chicago that it is necessary and in the best interest of the City of Chicago to readjust the penalties for the late or non-payment of said taxes; now, therefore,

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

SECTION 1. Chapter 10.1 of the Municipal Code of Chicago, The Uniform Revenue Procedures Ordinance, is hereby amended by deleting the language bracketed and inserting the language in italics as follows:

10.1-3A. For any tax ordinance that does not have an interest charge for late payment or underpayment of the tax imposed by such ordinance, an interest charge of [2%] *1 1/2%* per month, or fraction thereof, shall apply to any such late payment or underpayment.

E. For any tax ordinance that does not have a penalty for negligent or willful failure to pay or remit any tax imposed by such ordinance, a penalty of [20%] *25%* of the amount of any late payment or underpayment shall apply, if the Director makes a determination that there was negligent or willful failure to pay or remit the tax.

SECTION 2. Chapter 200.6 of the Municipal Code of Chicago, The Chicago Sales Tax Ordinance, is hereby amended by deleting the language bracketed and inserting the language in italics as follows:

Section 200.6-9. In case any person engaged in the business of selling tangible personal property at retail fails to file a return when and as herein required, but thereafter, prior to the Department's issuance of a notice of tax liability under this Section, files a return and pays the tax, he shall also pay a penalty of [5%] *10%* of the amount of the tax.

In case any person engaged in the business of selling tangible personal property at retail files the return at the time required by this Chapter but fails to pay the tax, or any part thereof, when due, a penalty of [5%] *10%* of the amount of the tax unpaid when due shall be added thereto.

In case any person engaged in the business of selling tangible personal property at retail fails to file a return when and as herein required, but thereafter, prior to the Department's issuance of a notice of tax liability under this Section, files a return but fails to pay the entire tax, a penalty of [5%] 10% of the full amount of the tax shown by such return shall be added thereto.

In case any person engaged in the business of selling tangible personal property at retail fails to file a return, the Department shall determine the amount of tax due from him according to its best judgment and information, which amount so fixed by the Department shall be prima facie evidence of the correctness of the amount of tax due, as shown in such determination. In making any such determination of tax due, it shall be permissible for the Department to show a figure that represents tax due for any given period of 6 months instead of showing the amount of tax due for each month separately. Proof of such determination by the Department may be made at any hearing before the Department or in any legal proceeding by a reproduced copy of the Department's record relating thereto in the name of the Department under the certificate of the Director. Such reproduced copy shall, without further proof, be admitted into evidence before the Department or in any legal proceeding and shall be prima facie proof of the correctness of the amount of tax due, as shown therein. The Department shall issue the tax collector a notice of tax liability for the amount of the tax claimed by the Department to be due, together with a penalty of [20%] 35% thereof.

If the Comptroller determines that a person required to remit or pay the tax imposed by this Chapter has willfully or negligently failed to pay or remit any tax due under this Chapter, such person shall be liable to pay a penalty, in addition to any tax, interest or other penalty due of [20%] 25% of the amount of such tax due. This penalty provision shall not apply if a person is already liable for and has been assessed a [20%] 35% penalty for failing to file a return and pay the tax due under this Chapter, as provided earlier in this Section.

In addition to any penalty provided for in this Chapter any amount of tax which is not paid when due shall bear interest at the rate of [2%] 1 1/2% per month, or fraction thereof, from the date when such tax becomes past due until such tax is paid or a judgment therefor is obtained by the Department....;

SECTION 3. Chapter 200.3 of the Municipal Code of Chicago, The Chicago Employers' Expense Tax, is hereby amended by deleting the language bracketed and inserting the language in *italics* as follows:

200.3-5. All taxes imposed by this Ordinance and remaining unpaid after delinquency, including any deficiency in the payment of taxes, shall bear interest at the rate of [one percent (1%)] *1 1/2%* per month, or a fraction thereof, and the delinquent taxpayer shall be liable for said tax and interest and, in addition thereto, unless the Director of Revenue determines that the delinquency is not due to any fault on the part of the taxpayer, the said delinquent taxpayer shall be liable for a late payment penalty of 10% of the amount of the underpayment.

SECTION 4. Chapter 200.1 of the Municipal Code of Chicago, The Chicago Transaction Tax, is hereby amended by deleting the language bracketed and inserting the language in italics as follows:

200.1-9.D. All taxes imposed by this Chapter and remaining unpaid after they are due shall bear interest at the rate of [2%] *1 1/2%* per month, or fraction thereof, and in addition thereto, unless the Director of Revenue determines that the failure to remit or pay such tax is not due to any fault on the part of the person required to remit or pay the tax, such person shall be liable for a late payment penalty of 10% of the amount of the tax unpaid or not remitted.

SECTION 5. Chapter 156.1 of the Municipal Code of Chicago, The Parking Lot and Garage Operations Tax, is hereby amended by deleting the language bracketed and inserting the language in italics as follows:

156.1-7(c). All taxes imposed by this Chapter and remaining unpaid after they are due shall bear interest at a rate of [2%] *1 1/2%* per month, or fraction thereof, and in addition thereto, unless the Director of Revenue determines that the failure to pay over is not due to any fault on the part of the person required to pay over this tax, such person shall be liable for a late payment penalty of 10% of the amount of the underpayment.

SECTION 6. Chapter 200.2 of the Municipal Code of Chicago, The Chicago Hotel Accommodations Tax, is hereby amended by deleting the language bracketed and inserting the language in italics as follows:

200.2-5 B. If for any reason any tax is not paid when due, a penalty at the rate of [two percent (2%) per month] *10%* on the amount of tax which remains unpaid shall be added and collected....

SECTION 7. Chapter 200.10 of the Municipal Code of Chicago, The Chicago Vehicle Fuel Tax Ordinance, is hereby amended by deleting the language bracketed and inserting the language in italics as follows:

200.10-8(a). Any tax not paid or remitted when due shall bear interest of [2%] *1 1/2%* per month, or fraction thereof, until the tax is paid or remitted;

SECTION 8. This ordinance shall take effect 10 days after passage and due publication.

Action Deferred -- AMENDMENT OF MUNICIPAL CODE CHAPTER
200.6, SECTION 200.6-4 REGARDING CLARIFICATION OF
EXEMPTION FOR MOTOR VEHICLES SOLD TO
NONRESIDENTS OF CITY.

The Committee on Finance submitted the following report, which was, on motion of Alderman Sawyer and Alderman T. Evans, *Deferred* and ordered published:

CHICAGO, May 20, 1987.

To the President and Members of the City Council:

Your Committee on Finance to which was referred an ordinance amending Chapter 200.6, Section 200.6-4 of the Municipal Code of Chicago, the Chicago Sales Tax Ordinance, to clarify the exemption for motor vehicles sold to nonresidents of the City, 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.

Respectfully submitted,
(Signed) TIMOTHY C. EVANS,
Chairman.

The following is said proposed ordinance transmitted with the foregoing committee report:

WHEREAS, An amendment to the Chicago Sales Tax is needed to clarify the application of the exemption for nonresidents who make purchases of motor vehicles within the City; now, therefore,

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

SECTION 1. Section 200.6-4 of Chapter 200.6 of the Municipal Code of Chicago, the Chicago Sales Tax Ordinance, is hereby amended by deleting the language bracketed and inserting the language in italics, as follows:

200.6-4. Purchasers or users of tangible personal property under the following circumstances shall not be subject to the tax imposed by this Chapter.

* * * * *

(m) *the purchase [or use] of a motor vehicle in this City by a nonresident of this City, even though said motor vehicle is delivered to said nonresident in this City, if said motor vehicle is titled in this State or in another state and the residence [of said title holder] for titling purposes is outside this City and such vehicle within ten days after purchase and delivery is transported or driven outside the City, for use outside the City. Any temporary use in the City of such vehicle which occurs in this transportation or driving of such vehicle outside the City shall not be taxable under this Chapter. Notwithstanding any provisions of this Chapter to the contrary, a nonresident who qualifies and takes advantage of this exemption shall be deemed as acquiring the motor vehicle in a sale at retail outside the City. This designation of where such sale at retail takes place shall not affect nor modify the definition of "acquired outside this City," or any other provision of this Chapter, with respect to any other taxpayer or any other personal property. For a nonresident purchaser to qualify for this exemption, he must file an affidavit of nonresidency, in a format prescribed by the Director of Revenue, with the seller of the motor vehicle. The affidavit of nonresidency shall be kept and maintained by the seller of the motor vehicle along with the other records of the sale.*

SECTION 2. This ordinance shall be effective ten days after passage and due publication.

Action Deferred -- AMENDMENT OF MUNICIPAL CODE CHAPTER 200.1
REGARDING CHICAGO TRANSACTION TAX ORDINANCE.

The Committee on Finance submitted the following report, which was, on motion of Alderman Sawyer and Alderman T. Evans, *Deferred* and ordered published:

CHICAGO, May 20, 1987.

To the President and Members of the City Council:

Your Committee on Finance, to which was referred an ordinance amending Chapter 200.1 of the Municipal Code of Chicago, the Chicago Transaction Tax Ordinance, 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.

Respectfully submitted.
(Signed) TIMOTHY C. EVANS,
Chairman.

The following is said proposed ordinance transmitted with the foregoing committee report:

WHEREAS, Certain changes and clarifications are needed in the operation of the Chicago Transaction Tax in order to make it more efficient and effective; now, therefore,

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

SECTION 1. Chapter 200.1 of the Municipal Code of Chicago is hereby amended by deleting the language bracketed and inserting the language in italics as follows:

200.1-1 A. For the purposes of this Chapter, whenever any of the following words, terms or definitions are used herein, they shall have the meaning ascribed to them in this Section.

* * * * *

[5. Transactions consummated in the City of Chicago. The term "Transaction consummated in the City of Chicago" shall mean (a) an agreement or contract signed or otherwise entered into by the parties thereto, or their duly authorized officers, employees or agents, in the City of Chicago or (b) the use in the City of Chicago of the object of an agreement or contract between the parties. "Use in the City of Chicago", for purposes of this section only, means that 50% or more of the use of the object is or will be in the City of Chicago. If delivery occurs within the City of Chicago, it will be presumed, unless proved otherwise, that 50% or more of the use of the object will occur within the City of Chicago. Only one tax is payable with respect to a single purchaser or lessee involved in any transaction. A lessee who will in turn act as a lessor of property subject to this tax shall not be required to pay the tax on his lease of such property if he subsequently leases such property and this subsequent lease is also subject to this tax, or is exempt from this tax.]

[The term "Transactions Consummated in the City of Chicago" also includes but it not limited to any transaction involving the transfer of any title to, or beneficial interest in, real property located within the City of Chicago, whether or not the agreement or contract to transfer such is entered into in the City.]

[The term "Transactions Consummated in the City of Chicago" does not include any transaction that is part of the gross receipts subject to tax under Section 132-4, 132-17 or 132-31 of Chapter 132 of the Municipal Code of Chicago, where such tax is passed on to the consumer as a separate charge pursuant to 36 of "An Act concerning public utilities" of the State of Illinois (Ill. Rev. Stat. 1981, Ch. 111 2/3, par.36).]

5. *Use.* The word "Use" shall mean the exercise of any right to or power over personal property by a lessee incident to the lease or rental of that property. "Use" shall include but shall not be limited to the permanent or temporary storage or retention of personal property by the lessee in the City. "Use" by a lessee shall include not only the use of personal property directly by the lessee but also use of personal property by the lessee's agents, representatives or other authorized designees.

6. *Lease or Rental.* The words "Lease" or "Rental" shall mean any transfer of the possession or use of personal property, but not the ownership or title thereof, to a user for valuable consideration, whether called a lease, rental, license or some other term.

The words "Lease" or "Rental" shall include but shall not be limited to leased time on equipment nor otherwise itself rented, such as leased time for the use of calculators, computers, computer software, data processing equipment, copying equipment, duplicating equipment, addressing machines, whether said time is fully or partially utilized; this specifically includes but is not limited to the time sharing of computers with other users, with the location of such users' terminals being deemed the place of usage of the computer by such users for purposes of this tax.

The words "Lease" or "Rental" shall not be construed to include the loaning or depositing of money or the purchasing of certificates of deposit, notes, checks, drafts, bonds, stocks, options or commodity futures; nor shall the words "Lease" or "Rental" apply to the transfer or License of a trademark or trade name which such a transfer or license is not a necessary or integral part of a lease or rental of other personal property to which it relates; nor shall the words "Lease" or "Rental" apply to the transfer or license of a copyright or patent, to a person, solely for purposes of allowing the duplication for re-licensing or re-transfer, by such person, of the personal property to which it relates.

7. *Personal Property.* The term "Personal Property" shall mean any and all property other than real property.

8. *Lease or Rental Payment.* The term "Lease or Rental Payment" shall mean the lease or rental price, or portion thereof, paid to a lessor for the lease or rental of personal property.

9. *Lease or Rental Payment Period.* The term "Lease or Rental Payment Period" shall mean the length of time or usage that is covered by a single lease or rental payment, as agreed to under the terms or indicated by the operation of the lease or rental agreement. Every separate lease or rental payment period shall be considered a separate transaction or event under this Chapter.

10. *Lessee.* The word "Lessee" shall mean any person who leases or rents personal property from another, whether the consideration for such lease or rental is paid by such person or by someone else.

11. *Lessor.* The word "Lessor" means any person engaged in the business of renting or leasing personal property to users. For this purpose, the objective of making a profit is not necessary to make the renting or leasing activity a business.

12. *Rental Price or Lease Price.* The terms "Rental Price" or "Lease Price" shall mean the consideration furnished for the lease or rental of personal property, valued in money, whether received in money or otherwise, including cash, credits, property and services, determined without any deduction for costs or expenses whatsoever, but not including charges that are added to the price by a lessor on account of the tax liability imposed by this Chapter or on account of any other tax imposed on the lessee for the lease or rental of such personal property. The term "Lease Price" or "Rental Price" shall exclude separately stated optional charges not for the use of any personal property.

13. *Land Trust.* The term "Land Trust" shall mean any expressed agreement or arrangement whereby a use, confidence or trust is declared of any land, or of any charge upon land, for the use or benefit of any beneficiary under which the title to real property, both legal and equitable, is held by a trustee, subject only to the execution of the trust, which may be enforced by the beneficiaries who have the exclusive right to manage and control the real estate, to have the possession thereof, to receive the net proceeds from the rental, sale, hypothecation or other disposition thereof, and under which the interest of the beneficiary is personal property only.

14. *An Assignment of Beneficial Interest.* The term "An Assignment of Beneficial Interest" shall mean any document transferring, assigning or conveying a beneficial interest in real property.

* * * * *

200.1-2 [There is hereby imposed and shall immediately accrue and be collected a tax, as herein provided, on all transactions designated herein, including sales, agreements of sale, agreements to sell, memoranda of sales, deliveries or transfers of the objects of such sales, agreements, or memoranda, leases and lease or rental agreements and memorandas, as follows:]

A. [Transactions consummated in the City of Chicago involving the lease or rental of any personal property valued in money, whether received in money or otherwise by an individual person, domestic or foreign association, company, or corporation or certificates of interest in a business conducted by a trustee or trustees, made after the 1st day of January, 1974, whether made upon or shown by the books of the person, association, company, corporation, or trustee, or by any paper or agreement or memorandum or other evidence of such lease or rental, when delivery or use also takes place in the City of Chicago.] *Every lessee shall be liable for a tax upon the lease or rental, in the City of Chicago, of any personal property from a lessor or the privilege of using, in the City of Chicago, any personal property leased or rented from a lessor. Only one tax is payable by a single lessee under a single lease. Evidence that the personal property was rented or leased by any person for delivery to a person residing or engaged in business in the City shall be prima facie evidence that such personal property was rented or leased for use in the City. Whenever possible, the tax imposed by this Section shall, when collected, be stated as a distinct item separate and apart from the rental price or leasing price of the personal property.*

* * * * *

2. The ultimate incidence of and liability for payment of said tax shall be borne by the lessee [involved in any such transaction]. The tax herein levied shall be in addition to any and all other taxes. It shall be the duty of the [person or persons making or effectuating the lease or rental to pay] lessor to collect and remit to the City of Chicago the tax provided by this Section; provided, however, [that this tax shall not apply to any lease or rental wherein the lessee is a governmental entity, an international organization not subject to local taxes or an organization organized and operated exclusively for charitable, educational or religious purposes. This tax shall also not apply to any lease or rental of medical appliances or medical equipment to consumers for their own use in correcting or treating parts of their bodies. Nor shall this tax apply to any lease or rental upon which the imposition of the tax would violate the Constitution of the United States or the State of Illinois] *that the following lessees who lease or rent personal property, in the capacity and to the extent provided below, shall be exempt from the tax imposed by this §200.1-2.A:*

a. Lessees who are governmental bodies.

b. Lessees who are international organizations not subject to local taxes by law.

c. Lessees who are organizations organized and operated exclusively for charitable, educational or religious purposes.

d. Lessees who lease or rent medical appliances or medical equipment for their own use in correcting or treating parts of their bodies.

e. Lessees who only make isolated or occasional use, in the City, of personal property leased or rented outside the City by such lessees, and who use such property solely outside the City other than this isolated and occasional use within the City during the lease or rental payment period; provided, however, that an isolated or occasional use shall specifically not include any storage or stationing of such personal property by a lessee at a location in the City, during the lease or rental payment period. This exemption shall not be construed to apply to any lessee who picks up or otherwise takes delivery of such personal property at a location in the City, from a lessor.

f. Lessees who are nonresident individuals who leased or rented, outside the City, personal property and who have brought into the City such personal property for their own use while temporarily within the City or while passing through this City. The exemption does not apply to any nonresidential individual for any lease or rental period such individual stations or stores such property within the City. This exemption shall not be construed to apply to any nonresident individual who picks up or otherwise takes delivery of such personal property at a location in the City, from a lessor.

g. Lessees who lease or rent personal property from any person subject to tax under Section 132-4, 132-17 or 132-31 of Chapter 132 of the Municipal Code of the City of Chicago, where such tax is imposed upon the receipts from such leases or rentals to such lessees and where such tax is passed on to such lessees as a separate charge pursuant to §36 of "An Act Concerning Public Utilities" of the State of Illinois.

h. Lessees who are amusement patrons and who lease or rent personal property as an integral part of being provided an amusement subject to tax under Chapter 104 of the Municipal Code of Chicago, where the charge for the use of the personal property is included as part of the taxable amusement fee.

i. Lessees who lease or rent furnishings from a lessor in connection with and as part of the lease or rental of real property from such lessor, where the charge for the use of such personal property is included as part of the real property rental or lease charge and is not separately stated or negotiated by the parties.

j. Lessees who are licensed interstate carrier for hire and who are leasing or renting personal property for use as rolling stock, exclusively in interstate commerce.

k. Lessees who use, in the City, personal property they leased or rented outside the City and caused to be brought into the City and who have already paid a tax to another city or to a state other than Illinois, for the lease or rental of such personal property during the lease or rental payment period, but only to the extent of the amount of tax paid to such other city or state which is not allowable as a credit against any state or local tax in Illinois. For cities in Illinois, this exemption only applies to leasing or renting taxes on a lessee which are imposed by a home rule unit solely under its home rule power.

l. Lessees of personal property who will in turn act as lessors of such property; provided that such lessees supply to their lessors copies of their registration certificates (including their registration numbers) as Chicago Transaction Tax Collectors for the City, exemption certificates issued by the City for such tax or, if such lessees are non-residents, an affidavit stating the property will be subsequently leased and used solely outside the City.

m. Lessees of personal property to the extent that the imposition of this tax would violate the Constitution of the United States or the State of Illinois.

[3. Except as otherwise provided herein, the tax herein levied shall be paid by purchase of tax stamps from the Department of Revenue. The payment of such tax shall be denoted by an adhesive stamp or stamps affixed as follows:

- (a) In the case of a lease or rental where the evidence of the transaction is shown only upon the books of the person, association, company, corporation, or trustee, the stamp shall be placed upon such books, and it shall be the duty of the person making or effectuating such lease or rental to procure and furnish the requisite stamps, and of such person, association, company, corporation, or trustee to affix and cancel the same in accordance with Section 200.1-5C of this Chapter.
- (b) In the case of a transaction effectuated by the delivery or transfer of a formal lease or rental agreement, the stamp shall be affixed upon the face of same and canceled as provided in Section 200.1-5C of this Chapter.
- (c) In the case of a transaction effectuated other than by a formal lease or rental agreement, there shall be made and delivered by the lessor to the lessee a

memorandum of such lease or rental and the stamp shall be affixed upon the face of same and cancelled as provided in Section 200.1-5C of this Chapter.]

3. [4.] Every formal lease or rental agreement, or memorandum of lease or rental, shall show the date of the transaction which it evidences, the name of the lessor and lessee, and the personal property to which it relates. All such formal leases, rental agreements and memoranda of lease or rental shall bear a number upon the face thereof. No more than one such formal lease or rental agreement or memorandum of lease or rental made by the lessor on any given date shall bear the same number. The aforesaid identification number of the lease or rental agreement, or memorandum of lease or rental, shall in all cases be entered and recorded in the books [of account] required to be kept by Section 200.1-6 of this Chapter.

[5. (a) As used in paragraph 200.1-2A, personal property means any and all property other than real property.]

[(b) As used in paragraph 200.1-2A, the lease or rental of any personal property shall include but shall not be limited to leased time on equipment not otherwise itself rented, such as leased time for use of calculators, computers, computer software, data processing equipment, tabulating equipment, accounting equipment, copying machines, duplicating machines, addressing machines, whether said time is fully or partially utilized. This includes but is not limited to the usage of a computer under a time-sharing agreement.]

4. *For purpose of applying the tax imposed in this Section and the aforementioned exemptions, every "lease or rental payment period" shall be considered a separate transaction or event subject to tax.*

* * * * *

B. [Transactions consummated in the City of Chicago involving] *A tax is hereby imposed upon the transference of any title to, or beneficial interest in, real property [which is] located within the City of Chicago as evidenced by the filing or recordation of a deed, or of an assignment of beneficial interest in the Office of the Recorder of Deeds of Cook County or in the Office of the Registrar of Titles of Cook County or by delivery of any deed or of any assignment of beneficial interest. The term "beneficial interest in real property" expressly includes but is not limited to the beneficial interest in an Illinois land trust for real property. The delivery of any deed shall be deemed to occur when the transferee or purchaser, or his representative or agent, receives possession of the deed. The delivery of an assignment of a beneficial interest shall be deemed to occur when the trustee or transferee, or his representative or agent, receives possession of a valid assignment of a beneficial interest. This tax shall be construed to apply to but not be limited to transfers of beneficial interest in a trust the corpus of which contains a beneficial interest in real property.*

* * * * *

2. The ultimate incident of and liability for payment of said tax shall be borne by the grantee, *assignee* or purchaser involved in any such *transfer* [transaction]. The tax herein levied shall be in addition to any and all other taxes. It shall be the duty of the person or persons making or effectuating the sale, or transfer or registration to pay the tax provided by this Section; provided however, that this sub-division shall not apply to any transfer wherein the [vender] *seller*, *assignor* or transferor is a governmental entity or international organization [and is] not subject to the tax.

3. The tax herein levied shall be paid by purchase of tax stamps from the Department of Revenue. It shall be the duty of the person or persons making or effectuating the sale or transfer, to pay to the City of Chicago the tax provided by this Section. The payment of such tax shall be denoted by an adhesive stamp or stamps affixed to the face of the deed or *assignment*. Any person affixing a revenue stamp shall cancel it in accordance with the provisions of Section 200.1-5C of this Chapter.

4. At the time the tax is paid, there shall also be presented to the Director of Revenue, on a form prescribed by him, a declaration signed by at least one of the sellers, *assignors* or grantors and also signed by at least one of the purchasers, *assignees* or grantees involved in the transaction, or by their attorneys or agents, which declaration shall state the full consideration for the property so transferred, and shall be deemed a confidential record by the Director. Where the declaration is signed by any attorney or agent who has the power of direction to deal with the title to the real estate under a land trust agreement, the trustee being the mere repository of record legal title with a duty of conveying the real estate only when and if directed in writing by the beneficiary or beneficiaries having the power of direction, said attorney or agent need only identify the land trust which is the repository of record legal title and not the beneficiary or beneficiaries having the power of direction under the land trust agreement.

* * * * *

200.1-3. A. [The Director of Revenue may provide for] [t] The payment of the tax imposed by Section 200.1-2A is to be made on a monthly basis with the tax due on rental or lease payments received within a month by the last day of the following month. A remittance return shall accompany each monthly payment.

The Director may [also] provide for the payment of the tax to be made annually, if the person required to remit the tax has an average monthly liability of less than \$20, with the tax due for a calendar year by the last day of January of the following year. A remittance return shall accompany each annual payment.

The format of such remittance returns shall be developed by the Director of Revenue and such returns may require any reasonable information the Director deems necessary. The remittance returns shall be filed and signed by the person required to collect and remit the tax. [provided herein. Notwithstanding any other provision of this Chapter, if the tax is paid as provided in this section, then no stamps shall be issued by the Department of Revenue, but instead the person required to collect and remit the tax shall be required to keep a record of the lease or rental agreements the tax has been paid

for]. *The tax imposed herein shall be collected and remitted to the "Department of Revenue."*

B. If the lessor fails to collect the tax imposed under Section 200.1-2A1, the lessee shall be required to pay the tax due directly to the Department of Revenue, in the same manner and form as if he were a lessor.

* * * * *

200.1-4. [A. The taxes exacted by Sections 200.1-2 and 200.1-3 of this Chapter, where applicable, shall not be imposed upon any deliveries or transfers by an executor or administrator to a legatee, heir or distributee of real estate or the beneficial interest therein, if it is shown to the satisfaction of the Department of Revenue that the value thereof is not greater than the amount of the tax that would otherwise be imposed on such delivery or transfer.]

A. [B.] The tax exacted by Section[s] 200.1-2 B [and 200.1-3] of this Chapter [, where applicable.] shall [be exempt where the transaction is effected by operation of law or upon delivery or transfer in the following instances] *not apply to the following transfers:*

* * * * *

B. [C.] The Department of Revenue may require that each [delivery or] transfer be accompanied by a certificate setting forth facts substantiating the exemptions herein provided.

* * * * *

200.1-6. [Every person, firm, company, association, corporation or business conducted by a trustee or trustees engaged in whole or in part in the making or negotiating of transactions subject to taxes provided for by this Chapter or conducting or transacting a brokerage business involving such subject transactions, hereinafter in this Section called "broker", shall keep or cause to be kept at some accessible place within the City of Chicago, a just and true book of account, in such form as may be prescribed by the Department of Revenue, wherein shall be plainly and legibly recorded the following information:]

[A. Unless otherwise prescribed by rules and regulations of the Department of Revenue, providing for its recording in some other manner, the date of receipt of every order for such subject transactions and the name and address (or other identification which refers to records kept by such broker containing such name and address) of the person placing the order:]

[B. The date of making every subject transaction, the name and the number of items subject to the tax provided by this Chapter, the selling price, and the date of the order or orders to which such transaction relates:]

[C. The name and address (or other identification which refers to records kept by such broker, containing such name and address) of the seller or transferor, and his

resident or nonresident status, as defined in the provisions of Section 200.1-1 of this Chapter;]

[D. The name of the purchaser or transferee;]

[E. The face value of the adhesive stamps affixed;]

[F. The identifying number of the agreements or memoranda of sale, or lease or rental memorandum used as provided for by Section 200.1-2A4 of this Chapter. This book shall also have recorded therein each separate purchase of transaction revenue stamps, showing the date, the amount and from whom purchased;]

[G. All memoranda and declarations relating to the transactions taxable under this Chapter, shall be retained and kept for a period of at least four (4) years from the date of the delivery thereof. For the purpose of ascertaining whether the tax imposed by this Chapter has been paid, all such books of account shall at all reasonable times except Saturdays, Sundays and legal holidays, be open to examination by the Department of Revenue or its duly authorized representative;]

[H. The Department of Revenue may enforce its right to examine such books of account and agreements, memoranda of sale or transfer and lease or rental agreements or memoranda by proceedings in the Circuit Court of Cook County. If the Department of Revenue ascertains that the tax provided for in this Chapter has not been paid, the Corporation Counsel at the instance of the Department shall bring an action in its name as such Department of Revenue, in any court of competent jurisdiction for the recovery of such tax and for any penalty incurred by any person under the provisions of this Chapter.]

Every lessor, lessee, seller, grantor, transferor, assignor, transferee or assignee shall be required to keep at some accessible place within the City of Chicago, accurate books and records of the business or activity which requires him to collect or pay the tax imposed under this Chapter, including any source documents relating thereto. Every trustee of a trust shall be required to keep at some accessible place within the City of Chicago, records and documents concerning the matters referred to in Section 200.1-2B.8. of this Chapter. Such books, records and documents shall be, at all reasonable times, be open to examination by the Department of Revenue or its duly authorized representatives. In addition to any other remedy, if the Department of Revenue ascertains that the tax provided for in this Chapter has not been paid, the Corporation Counsel at the instance of the Department shall bring an action in its name as such Department of Revenue, in any court of competent jurisdiction for the recovery of such tax and for any interest or penalty incurred by any person under the provisions of this Chapter. The provisions of the "Uniform Revenue Procedure Ordinance" shall apply to and supplement this Chapter to the extent they are not inconsistent hereto.

200.1-7. A. Every lessor who leases or rents personal property in the City of Chicago or for use in the City of Chicago, or who maintains [person acting individually or as an association, corporation, firm, company or trustee engaged in whole or in part in the making or negotiating of transactions subject to the taxes provided by this Chapter, or conducting or transacting a brokerage business involved in said transactions, and every

corporation, stock association, company or trustee which shall maintain] a principal office or a place of business within the City of Chicago, [or which shall keep or cause to be kept within the City of Chicago a place for said subject transactions,] shall within ten days after the effective date of this ordinance, or within ten days after engaging in said business or after establishing such principal office or place of business, as the case may be, file in the office of the Department of Revenue a certificate setting forth the name under which such business is, or is to be, conducted or transacted, and the true or real full name or names of the person or persons conducting or transacting the same, with the post office address or addresses of said person or persons, unless the party so certified is a corporation or trustee, in which event it shall set forth its said principal office or place of business and when and where incorporated or organized. Said certificate shall be executed and duly acknowledged by the person or persons so conducting or intending to conduct said business or by the president or secretary of the corporation as the case may be.

B. In the event of a change in the persons composing [such] *any* firm, company or association *which is a lessor* [or of the persons acting as such trustees] or the address of any such person, firm, company, association, corporation, [or trustees,] or termination of such business or relationship, a similar certificate setting forth the facts with respect to such change or termination shall be filed in the office of the Department of Revenue within ten days thereafter.

* * * * *

200.1-9. A. Any person who shall be required to collect a [transaction] tax from such other person designated under this [ordinance] *Chapter* shall collect said tax as a trustee for and on account of the City of Chicago and shall pay said tax over to the Department of Revenue of the City of Chicago under the terms of this Chapter and such other and further rules and regulations as may be promulgated by the Department of Revenue.

SECTION 2. If any provision, clause, sentence, paragraph, section, or part of this ordinance, or application thereof to any person or circumstance, shall for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this ordinance and the application of such provision to other persons, firms, corporations, public agencies or circumstances, but shall be confined in its operation to the provision, clause, sentence, paragraph, section or part hereof directly involved in the controversy in which such judgment shall have been rendered and hereby declared to be the legislative intent of the City Council that this ordinance would have been adopted had such unconstitutional or invalid provision, clause, sentence, paragraph, section or part thereof not been included.

SECTION 3. This ordinance shall take effect ten days after passage and due publication.

COMMITTEE ON THE BUDGET AND
GOVERNMENT OPERATIONS.

ALLOCATION OF MOTOR FUEL TAX FUNDS DECREASED TO
CLOSE OUT SPECIFIC PROJECTS.

The Committee on the Budget and Government Operations 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 projects listed below in Column 1, having an ordinance passed by the City Council on the date and page indicated in Column 2, appropriating the amounts of Motor Fuel Tax Funds indicated in Column 3, be amended to the amounts set forth in Column 6.

SECTION 2. The City Comptroller is hereby directed to transfer the unexpended balance shown in Column 5 to the City's unobligated Motor Fuel Tax Funds.

SECTION 3. 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 4. This ordinance shall be in force and effect from and after its passage.

Project listing attached to this ordinance reads as follows:

M.F.T Project No.	Location	Date & Page Of Council Order		Amount Of Council Order
1	Improved Street Mtnce. (Asphalt) 1982	3-2-82	p. 9699--9700	\$5,000,000
		7-15-82	p. 11483	3,000,000
		9-15-82	p. 12168	<u>2,500,000</u>
				10,500,000
1	Improved Street Mtnce. (Asphalt) 1983	7-13-83	p. 672--673	5,000,000
		9-28-83	p. 2020--2021	<u>917,038</u>
				5,917,038
2	Curb & Gutter Mtnce. 1983	7-13-83	p. 677--678	1,000,000
		9-28-83	p. 2021--2022	<u>336,982</u>
				1,336,982
3	Snow & Ice Control 1983	7-13-83	p. 676--677	2,000,000
		9-28-83	p. 2028--2029	<u>1,928,734</u>
				3,928,734
4	Street Cleaning Mtnce. 1983	7-13-83	p. 673--674	4,000,000
		9-28-83	p. 2019--2020	<u>1,000,000</u>
				5,000,000

M.F.T Project No.	Location	Date & Page Of Council Order	Amount Of Council Order
6	Traffic Lane Line Mtnce. 1983	7-13-83 p. 6745	\$500,000
7	St. Lighting Mtnce. Non-Arterial Streets 1983	7-6-83 p. 504	500,000
9	Traffic Sign Mtnce. 1983	7-13-83 p. 675--676	500,000
869	Pavement Marking 1969--City Wide M.F.T. 69-00869-00 ST	7-15-69 p. 5847	400,000
755--781	50/50 Sidewalk Repairs--1980	4-16-80 p. 2727	2,000,000
1724	N. Sheffield & W. Fullerton Aves.	5-18-82 page 10691 & Amended 7-6-83 pages 469--470	95,000
1698	Beaubien Court & Lake St.-- Removal Beaubien Ct. 2121.2	9-13-78 page 8238	5,000
1544	Computer Control System for Loop Traffic Signals Topics 5003-7 M.F.T. 70-02096-00-PA	9-10-71	1,014,000.00

Amount Of M.F.T. Requests To State Of Illinois	Amount To Be Transferred To Unobligated M.F.T. Fund	Amount Of Amended Council Order
\$10,500,000.00	\$3,739.00	\$10,496,261.00
5,917,038	0.01	5,917,037.99

Amount Of M.F.T. Requests To State Of Illinois	Amount To Be Transferred To Unobligated M.F.T. Fund	Amount Of Amended Council Order
\$1,336,982	-0-	\$1,336,982.00
3,928,734	-0-	3,928,734.00
5,000,000.00	-0-	5,000,000.00
484,600.00	-0-	484,600.00
302,874.00	-0-	302,874.00
408,880.00	-0-	408,880.00
330,858.00	261.64	330,596.36
2,000,000	57,076.89	1,942,923.11
88,200.00	7,400.20	80,799.80
3,077.04	35.36	3,041.68
99,900.00	63,014.66*	47,715.16

*Includes Misc. Receipts for \$10,829.82

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

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

AUTHORITY GRANTED FOR INSTALLATION OF WATER MAINS
AT SUNDRY LOCATIONS.

The Committee on the Budget and Government Operations submitted eleven proposed orders (under separate committee reports) recommending that the City Council authorize the installation of water mains at sundry locations.

On separate motions made by Alderman Bloom, each of the said proposed orders was Passed by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

The following are said orders as passed:

Ordered, That the Commissioner of Water is hereby authorized to install water mains in North Cumberland Avenue from West Forest Preserve Avenue to West School Street (extended west) and in West School Street (extended west) from North Cumberland Avenue to North Pontiac Avenue; 643 feet of 24-inch ductile iron water main, at the total estimated cost of \$86,827.84 chargeable to the Capital Improvement Account Number 200-87-3120-0550 (W-7096)-- Construction.

The above work is to be done under Order Number A-00555.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in:

- 1) South Federal Street (West Roosevelt Road to West 13th Street)
- 2) South Federal Street (West 13th Street to West 14th Street)
- 3) South Federal Street (West 14th Street to West 14th Place)
- 4) West 13th Street (South Plymouth Court to South Federal Street)

- 5) West 14th Place (South Plymouth Court to South Federal Street)
- 6) West 14th Street (E.L. of South State Street to 18 feet E.W.L. of South State Street)
- 7) South Plymouth Court (West 14th Street to West 14th Place)
- 8) South State Street (West 15th Street to 137 feet N.N.L. of East 13th Street);

A total of 2,236 feet of 12-inch and 2,065 feet of 8-inch ductile iron water main, at a total estimated cost of \$535,229.16 chargeable to the Capital Improvement Account Number (W-706)--Construction.

The above work is to be done under Order Number A-00535.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in West Dickens Avenue from North Damen Avenue to North Hoyne Avenue; 673 feet of 8-inch ductile iron water main, at the total estimated cost of \$79,864.82 chargeable to the Capital Improvement Account Number 200-87- 3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00529.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in West Eastwood Avenue from North Sheridan Road to North Clarendon Avenue; 1,277 feet of 8-inch ductile iron water main, at the total estimated cost of \$139,519.30 chargeable to the Capital Improvement Account Number 200-87- 3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00543.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in North Lakewood Avenue from West Granville Avenue to West Hood Street; 346 feet of 8-inch ductile iron water main, at the total estimated cost of \$36,731.83 chargeable to the Capital Improvement Account Number 200-87- 3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00546.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in North Lakewood Avenue from West North Shore Avenue to West Pratt Boulevard; 656 feet of 8-inch ductile iron water main, at the total estimated cost of \$71,059.36 chargeable to the Capital Improvement Account Number 200- 87-3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00548.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in North Lakewood Avenue from West Webster Avenue to North Clybourn Avenue; 905 feet of 8-inch ductile iron water main, at the total estimated cost of \$104,075.00 chargeable to the Capital Improvement Account Number 200-87- 3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00566.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in South Washtenaw Avenue from West 43rd Street to West 45th Street; 1,312 feet of 8-inch ductile iron water main, at the total estimated cost of \$139,480.65 chargeable to the Capital Improvement Account Number 200-87- 3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00540.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in the first alley west of North Western Avenue from West Jarvis Avenue to West Sherwin Avenue; 307 feet of 8-inch ductile iron water main, at the total estimated cost of \$28,928.25 chargeable to the Capital Improvement Account Number 200-87-3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00552.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in South Woodlawn Avenue from East 45th Street to East 47th Street; 1,275 feet of 8-inch ductile iron water main, at the total estimated cost of \$160,904.74 chargeable to the Capital Improvement Account Number 200-87- 3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00558.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in West 90th Street from South Racine Avenue to South Bishop Avenue; 1,652 feet of 8-inch ductile iron water main, at the total estimated cost of \$210,481.66 chargeable to the Capital Improvement Account Number 200-87- 3120-0550 (W-706)--Construction.

The above work is to be done under Order Number A-00561.

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, and for the distances and times specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Location, Distance and Time
KELLAM (18th Ward)	South Racine Avenue (west side) at 8130;
HAGOPIAN (30th Ward)	North Leclaire Avenue (west side) alongside of 5104 West Belmont Avenue--8:00 A.M. to 4:00 P.M.--Monday through Friday;
MELL (33rd Ward)	North Milwaukee Avenue (east side) from a point 285 feet northwest of North Sacramento Avenue to a point 273 feet north thereof--at all times;
LAURINO (39th Ward)	West Lawrence Avenue (south side) at 3839--9:00 A.M. to 5:00 P.M.--Monday through Friday;
	West Lawrence Avenue at 4506--6:00 A.M. to 7:00 P.M.--Monday through Friday;

Alderman

Location, Distance and Time

North Kedzie Avenue (west side) at 4156--9:00 A.M. to 6:00 P.M.--Monday through Saturday;

West Lawrence Avenue (south side) at 3619--9:00 A.M. to 6:00 P.M.--Monday through Saturday.

Referred -- DISCONTINUANCE OF LOADING ZONE ON PORTION
OF NORTH LECLAIRE AVENUE.

Alderman Hagopian (30th Ward) presented a proposed ordinance to discontinue the loading zone at North Leclaire Avenue (west side) alongside 5104 West Belmont Avenue from 8:00 A.M. to 4:00 P.M. on Monday through Friday, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- ESTABLISHMENT OF ONE-WAY TRAFFIC RESTRICTIONS
ON PORTIONS OF 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 and Direction

KRYSTYNIAK (23rd Ward)

South Nottingham Avenue, from West 56th Street to West 59th Street--southerly;

South Neva Avenue, from West 59th Street to West 56th Street--northerly;

KOTLARZ (35th Ward)

North-south "T" alley, south of North Milwaukee Avenue, between North Avers Avenue and North Lawndale Avenue--northerly;

SHILLER (46th Ward)

The first east-west portion of the "T" alley between West Irving Park Road and West Dakin Street, from the north-south alley between North Ashland and North Greenvew Avenues--westerly.

Referred -- DISCONTINUANCE OF ONE-WAY TRAFFIC RESTRICTIONS
ON PORTIONS OF SPECIFIED STREETS.

The aldermen named below presented proposed ordinances to discontinue the restriction on the movement of vehicular traffic, allowing the flow of traffic to proceed in both directions on portions of specified streets, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman

Location and Distance

SHAW (9th Ward)

West 115th Street to West 127th Street--
southerly;South Princeton Avenue, from West
127th Street to West 115th Street--
northerly;121st Street (south of the Illinois Central
R.R. tracks) from South Wentworth
Avenue to South Michigan Avenue--
easterly;East 120th Place from South State Street
to South Calumet Avenue-- easterly; and
East 120th Street from South Calumet
Avenue to South Michigan--westerly;South Lafayette Avenue from West 124th
Street to West 121st Street (south of the
I.C. R.R. tracks) and South Lafayette
Avenue from West 121st Street (north of
the I.C. R.R. tracks) to West 119th
Street--northerly; and South LaSalle
Street from West 125th Street to West
121st Street (south of the I.C. R.R. tracks)
to West 119th Street--northerly;

SOLIZ (25th Ward)

South Peoria Street, from Canalport
Avenue to West Cullerton Street--
northerly;

KOTLARZ (35th Ward)

4000 block of West Melrose Street--
easterly.

Referred -- REMOVAL OF PARKING METER AT 2488
NORTH MILWAUKEE AVENUE.

Alderman Mell (33rd Ward) presented a proposed order for the removal of parking meter 312--2115 in front of 2488 North Milwaukee 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

ROTI (1st Ward)

South Jefferson Street at 1402, 40 feet
(except for handicapped):

South LaSalle Street (west side) from
West Madison Street to the north
property line of West Arcade Place:

West Madison Street (south side) from
South LaSalle Street to a point 56 feet
west thereof and from a point 111 feet
west to a point 30 feet west thereof:

CALDWELL (8th Ward)

South East End Avenue (both sides) from
South Chicago Avenue to the first alley
north thereof:

South East End Avenue (both sides) from
East 79th Street to the first alley south
thereof:

East 79th Street (south side) from South
Chicago Avenue to a point 125 feet east of
the east property line of South East End
Avenue:

East 79th Street (north side) from South
Stony Island Avenue to a point 20 feet
east of the east property line of South
Cornell Avenue:

HUELS (11th Ward)

South Emerald Avenue (west side) at
3730 (except for handicapped):

Alderman	Location and Distance
<i>FARY</i> (12th Ward)	South Mozart Street at 4445 (except for handicapped); West 43rd Street at 2651 (except for handicapped);
<i>KRYSTYNIAK</i> (23rd Ward)	South Leclaire Avenue at 5137 (except for handicapped);
<i>HENRY</i> (24th Ward)	South Christiana Avenue at 1910 (except for handicapped);
<i>DAVIS</i> (29th Ward)	North Mayfield Avenue at 107 (except for handicapped); South Mayfield Avenue at 1126 (except for handicapped);
<i>MELL</i> (33rd Ward)	North Campbell Avenue (east side) at 2449 (except for handicapped); North Christiana Avenue at 3130 (except for handicapped); North Milwaukee Avenue (west side) from a point 365 feet northwest of North Sacramento Avenue to a point 114 feet north thereof; West Schubert Avenue at 2320, from the street light to a point 25 feet east thereof (except for handicapped); West Schubert Avenue at 2322 (except for handicapped);
<i>BANKS</i> (36th Ward)	North Osage Avenue (east side) at 3239 (except for handicapped);
<i>GILES</i> (37th Ward)	North Hamlin Avenue at 520 (except for handicapped); North Hamlin Avenue at 525 (except for handicapped);
<i>LAURINO</i> (39th Ward)	North Keystone Avenue at 4650 (except for handicapped);

Alderman

Location and Distance

EISENDRATH (43rd Ward)

West Arlington Place (south side) at 429;

SCHULTER (47th Ward)

West Irving Park Road at North Claremont Avenue (tow-away zone for trucks);

West Irving Park Road (north side) from North Oakley Avenue to North Western Avenue;

North Western Avenue at West Cuyler Avenue (tow-away zone for trucks);

North Western Avenue (east side) from West Irving Park Road to West Belle Plaine Avenue;

STONE (50th Ward)

North Mozart Street (east side) from the first alley south of West Devon Avenue to the driveway north thereof.

Referred -- PROHIBITION OF PARKING DURING SPECIFIED
HOURS AT SPECIFIED LOCATIONS.

Alderman Schullter (47th Ward) presented two proposed ordinances to prohibit the parking of vehicles during the hours designated, at the locations specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

West Lawrence Avenue
(North side)From the Ravenswood Avenue
C.N.W. R.R. west to North Winchester
Avenue, from 7:00 A.M. to 9:00 A.M.--
Monday through Sunday;West Winnemac Avenue
(Both sides)Between North Damen Avenue and
North Leavitt Street, from 9:30 P.M. to
5:30 A.M.--Monday through Sunday.

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 and for the distances and time specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Location, Distance and Time
MADRZYK (13th Ward)	7200 block of South Sawyer Avenue (both sides) and on West 72nd Street (south side) from South Sawyer Avenue to the first alley east and west thereof--at all times;
KRYSTYNIAK (23rd Ward)	South Meade Avenue (both sides) from West 55th Street to the second alley north thereof--24 hours a day on Saturday and Sunday;
LAURINO (39th Ward)	4600 and 4700 blocks of North Harding Avenue (both sides)--at all times; 4700 block of North Springfield Avenue--at all times; 3800 and 3900 blocks of West Leland Avenue--at all times.

Referred -- EXTENSION OF RESIDENTIAL PERMIT
PARKING ZONE 95.

Alderman Mell (33rd Ward) presented a proposed order to extend residential permit parking zone 95 to include both sides of the 3000 block of North Christiana Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- DESIGNATION OF SERVICE DRIVE WITH
DIAGONAL PARKING ON PORTION OF NORTH
JANSSEN AVENUE.

Alderman Gabinski (32nd Ward) presented a proposed ordinance to designate North Janssen Avenue at 2401--2413 as a service drive and to permit diagonal parking in said location, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- INSTALLATION OF AUTOMATIC TRAFFIC
CONTROL SIGNALS AT SPECIFIED LOCATION.

Alderman Stone (50th Ward) presented a proposed order for the installation of automatic traffic control signals at the intersection of North California Avenue and West Jarvis Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- ESTABLISHMENT OF TOW-AWAY ZONES
AT SPECIFIED LOCATIONS.

The aldermen named below presented proposed ordinances to establish tow-away zones at the locations designated, for the distances and hours specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Alderman	Location, Distance and Time
ROTI (1st Ward)	South Franklin Street (west side) from West Adams Street to a point 196 feet south thereof; and from West Jackson Boulevard to a point 111 feet north thereof--at all times; South Wacker Drive, upper level (east side) from a point 82 feet south of West Adams Street to a point 107 feet south thereof--at all times; South Wacker Drive, upper level (east side) from West Adams Street to a point 82 feet south thereof--at all times;
KOTLARZ (35th Ward)	West Melrose Street (north side) at 4000--at all times;
STONE (50th Ward)	North-south alley between North Clark Street and North Paulina Street, from West Albion to West North Shore Avenues--at all times; North-south alley from 6748 north, between North Western Avenue and North Artesian Avenue--at all times.

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
SAWYER (6th Ward)	East 78th Street and South King Drive-- "Stop";

Alderman

Location and Type of Sign

East 83rd Street and South Langley Avenue, stopping east and west traffic on 83rd Street--"2-Way Stop";

BEAVERS (7th Ward)

East 85th Street and South Saginaw Avenue--"2-Way Stop";

Northwest corner of southbound Saginaw Avenue at East 82nd Street--"Stop";

CALDWELL (8th Ward)

South Crandon Avenue and West 81st Street, stopping southbound traffic on South Crandon Avenue--"One-Way Stop";

South Luella Avenue and East 80th Street, stopping northbound traffic on Luella Avenue--"One-Way Stop";

South Crandon Avenue and East 80th Street, stopping southbound traffic on South Crandon Avenue--"One-Way Stop";

SHAW (9th Ward)

West 126th Street and South Emerald Avenue--"3-Way Stop";

East 112th Street and South Indiana Avenue--"3-Way Stop";

East 112th Street and South Edbrooke Avenue--"4-Way Stop";

HUELS for *VRDOLYAK* (10th Ward)

Southwest corner of East 133rd Street and South Houston Avenue--"Stop";

KELLAM (18th Ward)

West 81st Street and South Kilpatrick Avenue--"4-Way Stop";

West 83rd Street and South Paulina Street--"2-Way Stop";

KRYSTYNIAK (23rd Ward)

Northbound traffic at the east and west legs of Elston Avenue at South Millard Avenue--"Stop";

Alderman

Location and Type of Sign

West 48th Street to West 49th Street,
between South Kildare Avenue and
South Tripp Avenue--"Thru Traffic
Prohibited";

South Archer Avenue, West 51st Street,
South Kilpatrick Avenue and South
Keating Avenue--"Thru Traffic
Prohibited";

South Archer Avenue, West 51st Street,
South Keating Avenue and South Cicero
Avenue--"Thru Traffic Prohibited";

DAVIS (29th Ward)

601 to 651 South Lotus Avenue--"No
Parking Anytime";

600 to 650 South Lotus Avenue--"No
Parking Anytime";

MELL (33rd Ward)

North California Avenue at the
intersection of West Nelson Street--
"Stop";

BANKS (36th Ward)

West Barry Avenue and North Meade
Avenue--"3-Way Stop";

LAURINO (39th Ward)

West Balmoral Avenue and North
Sawyer Avenue--"Stop";

North Bernard Avenue at the
intersection of West Catalpa Avenue--
"Stop";

SCHULTER (47th Ward)

West Addison Street and North Paulina
Street--"No Turn On Red"--7:00 A.M. to
7:00 P.M.;

West Addison Street and North Lincoln
Avenue--"No Turn On Red"-- 7:00 A.M.
to 7:00 P.M.;

STONE (50th Ward)

At the entrance and/or exit of the north-
south alley bounded by North Wolcott
Avenue, North Winchester Avenue, West
Hood Avenue and West Norwood Street--
"No Through Traffic";

Alderman

Location and Type of Sign

West Arthur Avenue at the intersection
of North Bell Avenue--"Stop".

Referred -- REMOVAL OF TRAFFIC SIGNS ON PORTIONS
OF SPECIFIED STREETS.

Alderman Hansen (44th Ward) presented a proposed order for the removal of "No Parking, Street Cleaning and Beautiful Monday" signs posted on both sides of the following streets: North Broadway, between Diversey and Cornelia Avenues; North Clark Street, between Diversey and Belmont Avenues; West Belmont Avenue, between Pine Grove and Racine Avenues; and on North Clark Street, between Belmont and Roscoe, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- ESTABLISHMENT OF WEIGHT LIMITATION ON
PORTION OF WEST 80TH STREET.

Alderman Kellam (18th Ward) presented a proposed ordinance to fix a weight limit of five tons for trucks and commercial vehicles on West 80th Street, between South Ashland Avenue and South Racine Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

2. ZONING ORDINANCE AMENDMENTS.

Referred -- ZONING RECLASSIFICATIONS OF PARTICULAR AREAS.

The aldermen named below presented two proposed ordinances amending the Chicago Zoning Ordinance by reclassifying particular areas, which were *Referred to the Committee on Zoning*, as follows:

BY ALDERMAN CULLERTON (38th Ward):

To classify as an R3 General Residence District instead of a B4-1 Restricted Service District the area shown on Map No. 13-M bounded by

West Gunnison Street; a line 804.57 feet east of and parallel to North Melvina Avenue; a line 135.6 feet south of and parallel to West Gunnison Street; and a line 776.4 feet east of and parallel to North Melvina Avenue.

BY ALDERMAN PUCINSKI (41st Ward):

To classify as a Residential Planned Development No. 162 (as amended) instead of a Residential Planned Development No. 162 the area shown on Map No. 15-0 bounded by

West Everell Avenue: a line from a point 576.98 feet west of North Harlem Avenue along the south line of West Everell Avenue, to a point 205.655 feet west of North Oconto Avenue along the center line of West Peterson Avenue; the center line of West Peterson Avenue or the line thereof if extended where no streets exists; and a line from a point 932.155 feet west of North Oconto Avenue along the center line of West Peterson Avenue, to a point 1,303.48 feet west of North Harlem Avenue along the south line of West Everell Avenue.

3. CLAIMS.

Referred -- CLAIMS AGAINST THE CITY OF CHICAGO.

The aldermen named below presented fifteen 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

HUELS (11th Ward)

Rose Mallon;

KRYSTYNIAK (23rd Ward)

Clear Ridge Condominiums II
Association;

Garfield Ridge Condo Association;

L. F. Kribbs;

DAVIS (29th Ward)

Yolanda Young;

NATARUS (42nd Ward)

Marine Towers Condominium
Association;

Two Twenty--Three East Delaware
Place Corporation;

Alderman

Claimant

EISENDRATH (43rd Ward)Eugenie Lane Condominium
Association;

1555 Astor Condominium;

1430 Lake Shore Drive Building
Corporation;Lincoln Park Villas Condo
Association;*HANSEN* (44th Ward)

Briar Court Townhouses;

LEVAR (45th Ward)

Goodman Court Condominiums (2);

Mango Gardens Condominium
Association;

Keystone Courts Condo No. 2.

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):****GRANTS OF PRIVILEGE IN PUBLIC WAYS FOR SIDEWALK
CAFE'S AT SPECIFIED LOCATIONS.**

Two proposed ordinances reading as follows (the italic heading in each case not being a part of the ordinance):

*Chicago Style Pizza.**Be It Ordained by the City Council of the City of Chicago:*

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Chicago Style Pizza, 120 South Michigan Avenue, 344 square feet total area, Sunday through Saturday, 11:00 A.M. to 10:00 P.M., Compensation: \$1,335.00.

Authority for the above named privilege is herein given and granted from date of passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services, and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privilege in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1, in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the compensation which shall have become due and payable under the provisions hereof, until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and City Comptroller in their discretion, at any time for good cause without the consent of said grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized, and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and the grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of Chicago against all liabilities, judgments, costs, damages and expenses, including any dramshop liability, which may in any way come against said City in consequence of the permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided, however, that said grantee file proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Popeye's Restaurant.

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

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Popeye's Restaurant, 222 South State Street, 595 square feet total area, Monday through Friday, 10:00 A.M. to 7:30 P.M., Saturday, 10:30 A.M. to 7:30 P.M., Compensation: \$833.00.

Authority for the above named privilege is herein given and granted from date of passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services, and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privilege in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1, in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the compensation which shall have become due and payable under the provisions hereof, until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and City Comptroller in their discretion, at any time for good cause without the consent of said grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and the grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said

insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of Chicago against all liabilities, judgments, costs, damages and expenses, including any dramshop liability, which may in any way come against said City in consequence of the permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided, however, that said grantee file proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Alderman O'Connor moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon each of the foregoing proposed ordinances. The motion *Prevailed*.

On motion of Alderman O'Connor, each of the foregoing proposed ordinances was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Keltam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

Referred -- GRANTS OF PRIVILEGE IN PUBLIC WAYS
FOR VARIOUS PURPOSES.

Also, three proposed ordinances for grants of privilege in public ways for various purposes, which were *Referred to the Committee on Streets and Alleys*, as follows:

LaSalle National Bank, as trustee under trust number 10-003445-08--to maintain and use as now constructed two loading platforms adjacent to its premises at 1052 West Fulton Street;

Modern Copy, Incorporated--to maintain and use as now constructed a loading platform adjacent to its premises at 2242 South Grove Street;

West Loop Associates--to maintain and use as now constructed a loading dock adjacent to its premises at 224 North Desplaines Street.

Referred -- APPROVAL OF PLAT OF MERCY HOSPITAL
AND MEDICAL CENTER REDEVELOPMENT AT
SPECIFIED LOCATION.

Also, a proposed ordinance authorizing and directing the Superintendent of Maps, Ex Officio Examiner of Subdivisions, to approve a plat of Mercy Hospital and Medical Center Redevelopment, in the area bounded by the Adlai E. Stevenson Expressway, East 26th Street, South Michigan Avenue and South Dr. Martin Luther King Jr. Drive, which was *Referred to the Committee on Streets and Alleys*.

Referred -- ISSUANCE OF PERMITS TO HOLD SIDEWALK
SALE ON PORTION OF SOUTH MICHIGAN
AVENUE.

Also, a proposed order for the issuance of permits to the Chicago Symphony Orchestra, to hold a sidewalk sale in front of Orchestra Hall located at 220 South Michigan Avenue for the period June 28 and 29, 1987, from 10:00 A.M. to 6:00 P.M., which was *Referred to the Committee on Beautification and Recreation*.

Referred -- ISSUANCE OF PERMITS FOR CONSTRUCTION AND
MAINTENANCE OF CANOPIES AT
SPECIFIED LOCATIONS.

Also, six proposed orders for the issuance of permits to the organizations listed, for the construction, maintenance and use of canopies attached to specified buildings or structures, which were *Referred to the Committee on Streets and Alleys*, as follows:

Charlie Club, Incorporated--to construct, maintain and use three canopies at 112 South Michigan Avenue;

Handmoor, Incorporated--to maintain and use two existing canopies at 70 East Randolph Street;

Haylemon Restaurant, c/o Robert C. Woo--to maintain and use an existing canopy at 2201 South Wentworth Avenue;

Jadabars, Incorporated--to construct, maintain and use a canopy at 227 West Jackson Boulevard;

Lyons Federal Trust and Savings Bank--to maintain and use an existing canopy at 150 South Wacker Drive;

Mallers-Chicago Management Corporation--to maintain and use fourteen existing canopies at 5 South Wabash Avenue.

Referred -- PERMISSION TO ERECT TENTS UPON SPECIFIED
PUBLIC WAYS FOR SUNDRY PURPOSES.

Also, three proposed orders for the granting of permission to the organizations listed, for erection of tents on specified public ways for various purposes, which were *Referred to the Committee on Streets and Alleys*, as follows:

Amoco Chemicals Company, c/o Paul Wenson--North Stetson Avenue, between East Lake Street and the entrance to the Hyatt Regency Hotel, adjacent to the Amoco Building, on June 10 and 11, 1987 in conjunction with a meeting and exhibition program;

McDermott Foundation, Incorporated--West Washington Boulevard, from North Morgan Street to North Halsted Street, on Sunday, June 14, 1987, from 11:00 A.M. to 3:00 P.M., for a fundraising street fest;

Safer Foundation--South Jefferson Street, from West Jackson Boulevard to a point 250 feet south of West Jackson Boulevard, on Wednesday, July 22, 1987, from 9:00 A.M. to 11:00 P.M., for a ribbon cutting ceremony.

Referred -- PORTIONS OF SPECIFIED STREETS CLOSED TO
TRAFFIC FOR VARIOUS PURPOSES.

Also, two proposed orders to close to traffic portions of specified streets for various purposes, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

Amoco Chemicals Company, c/o Claude E. Towery--to close to traffic the curb lane of the eastbound intermediate level of East Wacker Drive, between North Stetson Avenue and North Columbus Drive, on June 10 and 11, 1987 for use as an "exhibit" extension in conjunction with the Amoco Chemicals Company meeting and exhibit, and, further, to

grant permission to park two tractor-trailer units on the lower level of East Randolph Drive, between North Columbus Drive and a point 150 feet west thereof, for assembly purposes for the period June 10 through June 16, 1987;

Earline Atkins--to close to traffic South Plymouth Court, between West Congress Parkway and West Van Buren Street on Sunday, June 7, 1987, from 3:00 P.M. to 7:00 P.M. to celebrate the grand opening of the Therapy Boutique and Salon, and, further, to grant permission for erection of a tent to serve complimentary refreshments.

Presented By

**ALDERMAN ROTI (1st Ward) And
ALDERMAN STONE (50th Ward):**

CONGRATULATIONS EXTENDED TO ALDERMAN JOHN AND
DIANA MADRZYK ON THEIR 25TH WEDDING
ANNIVERSARY.

A proposed resolution reading as follows:

WHEREAS, Our colleague, John S. Madrzyk, Alderman of the 13th Ward and his lovely bride, Diana J. Madrzyk, were married on May 26, 1962, and on May 26, 1987 will celebrate their twenty-fifth wedding anniversary; and

WHEREAS, As a result of this union, Diana Lynn Madrzyk and John Joseph Madrzyk were brought into this world; and

WHEREAS, This family is a model for their friends and community; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago assembled here this 20th day of May, 1987, do hereby extend our heartiest congratulations to our colleague and his wife and wish both many more anniversaries; and

Be It Further Resolved, That a suitable copy of this resolution be presented to Alderman John and Diana Madrzyk.

Alderman Roti 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 Roti, the foregoing proposed resolution was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

Referred -- PORTION OF SOUTH FRANKLIN STREET TO BE
RENAMED "BEN GURION WAY".

Also, a proposed ordinance to rename that portion of South Franklin Street, between West Madison Street and West Monroe Street, as "Ben Gurion Way", which was *Referred to the Committee on Streets and Alleys.*

Presented By

ALDERMAN TILLMAN (3rd Ward):

Referred -- INSTALLATION OF ALLEY LIGHT NEAR 4501
SOUTH VINCENNES AVENUE.

A proposed order for the installation of an alley light immediately west of the Ebenezer Missionary Baptist Church, located at 4501 South Vincennes Avenue, which was *Referred to the Committee on Finance.*

Presented By

ALDERMAN T. EVANS (4th Ward):

Referred -- GRANT OF PRIVILEGE TO AMERICAN NATIONAL
BANK AND TRUST COMPANY OF CHICAGO FOR
CONSTRUCTION OF VAULTED
SUBSURFACE SPACE.

A proposed ordinance to grant permission and authority to American National Bank and Trust Company of Chicago, as trustee under trust number 66746, to construct, maintain and use vaulted subsurface space under the public way adjacent to its premises at 5100 Cornell Avenue, which was *Referred to the Committee on Streets and Alleys.*

Referred -- PORTIONS OF SPECIFIED PUBLIC WAYS CLOSED
TO TRAFFIC FOR PARADE ROUTE.

Also, a proposed order to close to traffic South Drexel Boulevard, from 4000 south to 4199 south, and also the alley between South Drexel Boulevard and South Ellis Avenue, from 4000 south to 4199 south, for a parade route on Sunday, May 24, 1987 from 10:00 A.M. to 3:00 P.M. for the Grant Memorial Senior Facility ground breaking ceremony, which was *Referred to the Committee on Beautification and Recreation.*

Referred -- ISSUANCE OF PERMIT FOR MAINTENANCE AND
USE OF CANOPY AT 5200 SOUTH HARPER AVENUE.

Also, a proposed order for the issuance of a permit to Odom's Cosmetique to maintain and use an existing canopy attached to the building or structure at 5200 South Harper Avenue, which was *Referred to the Committee on Streets and Alleys.*

Presented By

ALDERMAN BLOOM (5th Ward):

Referred -- AMENDMENT OF MUNICIPAL CODE CHAPTER 101
REQUIRING MESSENGER SERVICES SUBMIT PROOF
OF LIABILITY COVERAGE.

A proposed ordinance to amend Chapter 101 of the Chicago Municipal Code by renumbering Section 101-30 to read Section 101-31 and inserting therein a new Section 101-30 requiring businesses providing messenger services which utilize bicycles or motor vehicles to provide proof of a minimum \$500,000 in liability insurance as a condition prior to issuance, extension or renewal of license, which was *Referred to the Committee on License.*

Presented By

ALDERMAN SAWYER (6th Ward):

Referred -- INSTALLATION OF PLANTERS ON PORTION OF
EAST 79TH STREET.

A proposed order for the installation of three planters on the public way between 704 and 712 East 79th Street, which was *Referred to the Committee on Streets and Alleys.*

Presented By

ALDERMAN HUELS (11th Ward):

CONGRATULATIONS EXTENDED TO MR. JOSEPH HAWRYZ
ON RECEIVING O'BRIEN PAINT CORPORATION
SALES AWARD.

A proposed resolution reading as follows:

WHEREAS, Joseph Hawryz, owner of Joe Harris Paint and Hardware was presented with an outstanding sales award from the O'Brien Paint Corporation; and

WHEREAS, Joe has been the O'Brien Pro Shop outlet in Bridgeport for the past twenty-five years; and

WHEREAS, Joe Hawryz is a lifelong resident of the great 11th Ward of the City of Chicago and has an established business; and

WHEREAS, Joe 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, Joe is a successful businessman and a devoted and respected husband and father; and

WHEREAS, Joe Harris Paint and Hardware store has grown from a little hardware store to a reputable Decorating and Home Repair Center; now, therefore,

Be It Resolved, That we, the Mayor and the members of the City Council of the City of Chicago, gathered on this 20th day in May of 1987, do hereby extend our heartiest congratulations to a fine businessman, Joseph Hawryz, on his Sales Award, and may we also extend our sincerest best wishes to him on all of his future endeavors; and

Be It Further Resolved, That a suitable copy of this resolution be made available for Joseph Hawryz and the Joe Harris Paint and Hardware Store.

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* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schuler, Osterman, Orr, Stone -- 45.

Nays -- None.

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

CONGRATULATIONS EXTENDED TO MR. GEORGE "BABE"
MC ELLIGOTT 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 Officer George "Babe" McElligott for his dedicated service on this occasion of his retirement after thirty-seven years of service; and

WHEREAS, Babe is a lifelong resident of Chicago and resides in the neighborhood of Canaryville; and

WHEREAS, George "Babe" McElligott had joined the Chicago Police Department in 1950 where he spent his early years as a South Park policeman working at Washington and Mc Guane Parks. During his later years, he was stationed at the corner of Michigan and Balbo in front of the Hilton Hotel; and

WHEREAS, Officer McElligott 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, "Babe", a lifelong resident of the 11th Ward of the City of Chicago, will be joined by his family and friends at a combination retirement and birthday party on May 1, 1987; now, therefore,

Be It Resolved, That we, the Mayor and the members of the City Council of the City of Chicago, gathered on this 20th day in May of 1987, do hereby extend our heartiest congratulations to a fine public servant, Officer "Babe" McElligott, on his retirement from the Chicago Police Department after thirty-seven 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 George "Babe" McElligott 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* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

Referred -- GRANT OF PRIVILEGE TO JOSLYN CORPORATION
TO MAINTAIN CONDUITS.

Also, a proposed ordinance to grant permission and authority to the Joslyn Corporation to maintain and use as now installed five conduits under the public way adjacent to its premises at 969 West 37th Place, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN FARY (12th Ward):

Referred -- ISSUANCE OF PERMIT TO HOLD LITHUANIAN FEST
ON PORTIONS OF SPECIFIED PUBLIC WAYS.

A proposed order for the issuance of a permit to Mr. Robert Zebrauskus to hold a Lithuanian Fest on South Western Boulevard, from West 39th Street to West 46th Street, and on the parkway, from West 43rd Street to West 46th Street, for the period July 9 through July 12, 1987, which was *Referred to the Committee on Beautification and Recreation*.

Presented By

ALDERMAN STREETER (17th Ward):

Referred -- ISSUANCE OF PERMITS TO HOLD SIDEWALK SALE
ON PORTION OF SOUTH PEORIA STREET.

A proposed order for the issuance of permits to Ms. Ethelene Simon to hold a sidewalk sale in the 8400 block of South Peoria Street, from 8400 to 8452, on Saturday, June 6, 1987, from 8:00 A.M. to 5:00 P.M., which was *Referred to the Committee on Beautification and Recreation*.

Presented By

ALDERMAN JONES (20th Ward):

Referred -- PORTION OF EAST 63RD STREET CLOSED TO
TRAFFIC FOR FAMILY FUN FESTIVAL.

A proposed order to close to traffic East 63rd Street, from South Kenwood Avenue to South Dorchester Avenue on Saturday, July 25, 1987, from 7:00 A.M. to 8:00 P.M. for the purpose of holding a Family Fun Festival, which was *Referred to the Committee on Beautification and Recreation.*

Referred -- ISSUANCE OF PERMIT TO HOLD SIDEWALK SALE
ON PORTION OF SOUTH COTTAGE GROVE AVENUE.

Also, a proposed order for the issuance of a permit to Transport Salvage Sale, Incorporated, c/o Mr. Jim Wenzel, to hold a sidewalk sale on South Cottage Grove Avenue, from 6830 to 6840, for the periods May 22, 23, 29, 30, June 5 and 6, 1987, which was *Referred to the Committee on Beautification and Recreation.*

Presented By

ALDERMAN KRYSTYNIAK (23rd Ward):

Referred -- PERMISSION TO MR. RAYMOND M. ARENDS
TO PARK PICKUP TRUCK IN FRONT OF
5544 SOUTH AUSTIN AVENUE.

A proposed order to grant permission to Mr. Raymond M. Arends to park his pickup truck in front of his residence at 5544 South Austin Avenue for employment purposes, which was *Referred to the Committee on Traffic Control and Safety.*

Presented By

ALDERMAN SOLIZ (25th Ward):

Referred -- ISSUANCE OF PERMIT TO HOLD STREET FAIR
ON PORTION OF WEST 18TH STREET.

A proposed order for the issuance of a permit to Radio Christ Hispanic Evangelist, Incorporated and Newspaper Verdad, c/o Reverend Herber B. Colon, to hold a street fair on West 18th Street, between South Damen Avenue and South Wood Street, for the period May 27 through May 31, 1987, which was *Referred to the Committee on Beautification and Recreation.*

Referred -- ISSUANCE OF PERMIT FOR MAINTENANCE AND
USE OF CANOPY AT 2354 SOUTH OAKLEY
BOULEVARD.

Also, a proposed order for the issuance of a permit to Mr. Vasco Marconi to maintain and use an existing canopy attached to the building or structure at 2354 South Oakley Boulevard, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN BUTLER (27th Ward):

Referred -- REDUCTION IN ANNUAL LICENSE FEES FOR SPECIAL
POLICE EMPLOYED BY MARY THOMPSON
HOSPITAL.

A proposed ordinance requiring each of the special police employed by Mary Thompson Hospital to pay a ten dollar license fee pursuant to Municipal Code Chapter 173, Section 173-6, which was *Referred to the Committee on Finance*.

Referred -- GRANT OF PRIVILEGE TO INDUSTRIAL COUNCIL
OF NORTHWEST CHICAGO FOR MAINTENANCE OF
PIPE TUNNEL AND SERVICE DUCT.

Also, a proposed ordinance to grant permission to the Industrial Council of Northwest Chicago to maintain and use as now installed a pipe tunnel and reinforced service duct under the public way adjacent to its premises at 2010 West Fulton Street, which was *Referred to the Committee on Streets and Alleys*.

Referred -- PORTION OF SOUTH CAMPBELL AVENUE TO BE
RENAMED "METRO LANE".

Also, a proposed ordinance to rename that portion of South Campbell Avenue between West Lexington Street and West Roosevelt Road, as "Metro Lane", which was *Referred to the Committee on Streets and Alleys*.

Referred -- ISSUANCE OF SIGN PERMIT TO NATIONAL ADVERTISING
COMPANY FOR ERECTION OF SIGN/SIGNBOARD AT
4921 WEST HARRISON STREET.

Also, a proposed order for the issuance of a sign permit to National Advertising Company for the erection of a sign/signboard at 4921 West Harrison Street for B & O Auto, which was *Referred to the Committee on Zoning*.

Referred -- ILLINOIS GENERAL ASSEMBLY URGED TO AMEND
CHAPTER 68 OF ILLINOIS REVISED STATUTES
REGARDING NONDISCRIMINATION OF
CREDIT APPLICATIONS FOR
PERSONS WITH PENDING
PAST DEBTS.

Also, a proposed resolution memorializing the Illinois General Assembly to amend Chapter 68 of the Illinois Revised Statutes such that no person can be denied application for credit on the basis of past debts that have been fully paid and to require credit reporting agencies to reflect all such paid debt on the applicants financial records, which was *Referred to the Committee on Consumer Services*.

Presented By

ALDERMAN SMITH (28th Ward):

Referred -- GRANT OF PRIVILEGE TO FLETCHER DURBIN FOR
MAINTENANCE OF LOADING PLATFORM.

A proposed ordinance to grant permission and authority to Fletcher Durbin to maintain and use as now constructed a loading platform adjacent to the premises at 3200 West Carroll Avenue, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN DAVIS (29th Ward):

Referred -- GRANT OF PRIVILEGE TO AUSTIN BANK OF
CHICAGO FOR USE OF ORNAMENTAL CLOCK.

A proposed ordinance to grant permission and authority to Austin Bank of Chicago to maintain and use an ornamental clock adjacent to its premises at 5645 West Lake Street, which was *Referred to the Committee on Streets and Alleys*.

Referred -- INSTALLATION OF ALLEY LIGHTS AT
SPECIFIED LOCATIONS.

Also, three proposed orders for the installation of alley lights behind the buildings or structures listed, which were *Referred to the Committee on Finance*, as follows:

312 North Mason Avenue;

101 to 103 South Parkside Avenue; and

127 South Parkside Avenue.

Referred -- ISSUANCE OF PERMIT FOR CONSTRUCTION AND
MAINTENANCE OF CANOPY AT 5114 WEST
MADISON STREET.

Also, a proposed order for the issuance of a permit to Hayes Management to construct and maintain a canopy attached to the building or structure at 5114 West Madison Street, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN HAGOPIAN (30th Ward):

Referred -- ISSUANCE OF PERMIT FOR MAINTENANCE AND
USE OF EXISTING CANOPY AT 4748 WEST
DIVERSEY AVENUE.

A proposed order for the issuance of a permit to American National Bank, under trust number 39095, to maintain and use an existing canopy attached to the building or structure at 4748 West Diversey Avenue, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN GABINSKI (32nd Ward):

Referred -- GRANTS OF PRIVILEGE TO SUNDRY ORGANIZATIONS
FOR VARIOUS PURPOSES.

Two proposed ordinances to grant permission and authority to the organizations listed for the purposes specified, which were *Referred to the Committee on Streets and Alleys*, as follows:

Pickens-Kane Moving and Storage Company--to maintain and use as, now constructed, a one-story freight house and loading platform in the public way adjacent to its premises at 356 North Halsted Street;

2001 Elston Associates--to maintain and use, as now constructed, two loading platforms adjacent to the premises at 2001 North Elston Avenue.

Referred -- ISSUANCE OF PERMIT TO HOLD CHURCH CARNIVAL
ON PORTION OF WEST WEBSTER AVENUE.

Also, a proposed order for issuance of a permit to St. Hedwig Church, c/o Reverend Norbert Raszeja, to hold a carnival on church property located at 2226 North Hoyne Avenue and on West Webster Avenue, from North Hoyne Avenue to North Hamilton Avenue, for the period May 28 through May 31, 1987, which was *Referred to the Committee on Beautification and Recreation*.

Presented By

ALDERMAN MELL (33rd Ward):

Referred -- ISSUANCE OF PERMITS FOR MAINTENANCE
OF EXISTING CANOPIES AT SPECIFIED
LOCATIONS.

Four proposed orders for the issuance of permits to the individuals listed, for the maintenance and use of existing canopies attached to specified buildings or structures, which were *Referred to the Committee on Streets and Alleys*, as follows:

Susie Giometti--2959 West Belmont Avenue, for two canopies:

Ted Kowalczyk--2936--2940 North Milwaukee Avenue, for two canopies:

Josef and Erna Strauss--3335 West Diversey Avenue, for one canopy;

George E. Tomasek--2536 North Sawyer Avenue, for one canopy.

Presented By

ALDERMAN BANKS (36th Ward):

Referred -- ISSUANCE OF PERMITS FOR CONSTRUCTION AND
MAINTENANCE OF CANOPIES AT SPECIFIED
LOCATIONS.

Two proposed orders for the issuance of permits to the applicants listed, for the construction, maintenance and use of canopies attached to specified buildings or structures, which were *Referred to the Committee on Streets and Alleys*, as follows:

Dominick's Finer Foods, Incorporated--to maintain and use an existing canopy at 2500--2558 North Central Avenue:

James E. Gustafson--to construct, maintain and use a canopy at 6954 West North Avenue.

Presented By

ALDERMAN GILES (37th Ward):

Referred -- GRANT OF PRIVILEGE TO F.S.S. BUILDINGS
FOR INSTALLATION OF CONDUIT.

A proposed ordinance to grant permission and authority to F.S.S. Buildings to maintain and use as now installed a two and one-half inch conduit under the public way adjacent to its premises at 4432--4500 West Division Street, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN GILES (37th Ward) And OTHERS:

Referred -- OFFICE OF BUDGET AND MANAGEMENT AND
DEPARTMENT OF STREETS AND SANITATION URGED
TO FIND RESOURCES FOR REGULAR BULK
PICK-UP SERVICES IN VARIOUS
WARDS.

A proposed resolution, presented by Aldermen Giles, Davis and Smith, urging the Office of Budget and Management and the Department of Streets and Sanitation to find the necessary resources to provide regular garbage and on-going bulk pick-up services in the 1st, 11th, 12th, 22nd, 24th, 25th, 28th, 29th, 30th and 37th Wards, which was *Referred to the Committee on the Budget and Government Operations*.

Presented By

ALDERMAN CULLERTON (38th Ward):

Referred -- ISSUANCE OF PERMIT FOR MAINTENANCE AND USE
OF EXISTING CANOPY AT 5744 WEST BELMONT AVENUE.

A proposed order for the issuance of a permit to Mr. Fred Fahrberger to maintain and use an existing canopy attached to the building or structure at 5744 West Belmont Avenue, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN CULLERTON (38th Ward) And OTHERS:

Referred -- ISSUANCE OF PERMIT TO HOLD CRAFT FAIR
ON PORTIONS OF WEST BELMONT AND NORTH
CENTRAL AVENUES.

A proposed order, presented by Aldermen Cullerton, Banks and Hagopian, for the issuance of a permit to the Belmont-Central Chamber of Commerce, c/o Geri Binkowski, to hold a craft fair on West Belmont Avenue, from North Austin Avenue to North Long Avenue, and on North Central Avenue, from West Henderson Avenue to West Wellington Avenue, for the period August 15 and 16, 1987, which was *Referred to the Committee on Beautification and Recreation.*

Presented by

ALDERMAN LAURINO (39th Ward):

GRANT OF PRIVILEGE TO ARCHIE'S FAMOUS FRIED
CHICKEN FOR SIDEWALK CAFE.

A proposed ordinance reading as follows:

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

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Archie's Famous Fried Chicken, 6261 North McCormick Boulevard, 1400 square feet total area, Sunday through Saturday, 11:00 A.M. to 12:00 Midnite, Compensation: \$952.00.

Authority for the above named privilege is herein given and granted from date of this passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privileges in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1, in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the

premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the compensation which shall have become due and payable under the provisions hereof, until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and the City Comptroller in their discretion, at any time for good cause without the consent of said grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of

Chicago against all liabilities, judgments, costs, damages and expenses including any dramshop liability, which may in any way come against said City in consequence of the permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided, however, that said grantee file proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Alderman O'Connor 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 O'Connor, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schuler, Osterman, Orr, Stone -- 45.

Nays -- None.

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

DRAFTING OF ORDINANCE DIRECTED FOR VACATION
OF SPECIFIED PUBLIC ALLEY.

Also, a proposed order reading as follows:

Ordered, That the Commissioner of Public Works is hereby directed to prepare an ordinance for the vacation of the south 60.0 feet of the north 326.42 feet of the remaining north-south 16-foot public alley in the block bounded by West Ainslie Street, West Lawrence Avenue, North Bernard Street and North Kimball Avenue for Albany Bank and Trust Company (No. 11-39-87-1156); said ordinance to be transmitted to the Committee on Streets and Alleys for consideration and recommendation to the City Council.

On motion of Alderman Laurino, the foregoing proposed order was *Passed*.

Referred -- GRANT OF PRIVILEGE TO BANKERS LIFE AND
CASUALTY COMPANY FOR MAINTENANCE OF
SUBSURFACE VAULT SPACE.

Also, a proposed ordinance to grant permission and authority to Bankers Life and Casualty Company to maintain and use as now constructed subsurface vault space adjacent to its premises at 4444 West Lawrence Avenue, which was *Referred to the Committee on Streets and Alleys*.

Referred -- ISSUANCE OF PERMIT TO HOLD CARNIVAL ON
PORTION OF NORTH KEDZIE AVENUE.

Also, a proposed order for the issuance of a permit to the Albany Park Chamber of Commerce, c/o Mr. David C. Seglin, to hold a carnival on North Kedzie Avenue, from the first alley north of West Lawrence Avenue to West Ainslie Street, for the period August 13 through August 16, 1987, which was *Referred to the Committee on Beautification and Recreation*.

Referred -- ISSUANCE OF PERMIT FOR CONSTRUCTION AND
MAINTENANCE OF CANOPY AT 4240 WEST
LAWRENCE AVENUE.

Also, a proposed order for the issuance of a permit to Active Electrical Supply Company to construct, maintain and use a canopy attached to the building or structure at 4240 West Lawrence Avenue, which was *Referred to the Committee on Streets and Alleys*.

Referred -- PAVING OF SPECIFIED ALLEY BY
SPECIAL ASSESSMENT.

Also, a proposed order requesting the Board of Local Improvements to institute the necessary proceedings to pave with concrete, by special assessment, the roadway of the "T" alley bounded by West Glenlake Avenue, North Sauganash Avenue, North Kedvale Avenue and North Keeler Avenue, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN O'CONNOR (40th Ward):

Referred -- INSTALLATION OF BUS PASSENGER SHELTER AT
NORTH LINCOLN AVENUE AND NORTH
WHIPPLE STREET.

A proposed ordinance to install a bus passenger shelter at North Lincoln Avenue and North Whipple Street for passengers travelling southeast, which was *Referred to the Committee on Local Transportation*.

Referred -- EXEMPTION OF EDGEWATER HOSPITAL FROM PHYSICAL
- BARRIER REQUIREMENT PREVENTING
ALLEY ACCESSIBILITY.

Also, a proposed ordinance exempting Edgewater Hospital, a commercial driveway permit holder, from the physical barrier requirement to prevent alley accessibility pursuant to the provisions of Municipal Code Chapter 33, Section 33- 19.1 for the emergency room entrance behind the hospital at 5700 North Ashland Avenue, which was *Referred to the Committee on Streets and Alleys*.

Presented By

ALDERMAN PUCINSKI (41st Ward):

CONGRATULATIONS EXTENDED TO CUB SCOUT PACK 3943
FOR THEIR COMMUNITY CLEAN-UP EFFORTS.

A proposed resolution reading as follows:

WHEREAS, Cub Scout Pack 3943 of St. Monica's Parish chose to do a community clean up at and around Union Ridge Cemetary as their pack project; and

WHEREAS, A contest was held to see who could collect the most garbage; and

WHEREAS, The Weblos won the contest by collecting 83 garbage bags full of refuse; and

WHEREAS, In addition to cleaning up the area, the cub scouts had an opportunity to learn about the historical background of Union Ridge Cemetary; and

WHEREAS, Through this project the cub scouts have learned a valuable lesson about maintaining a clean community; now, therefore,

Be It Resolved, That the Mayor and the members of the City Council do hereby offer our congratulations and support to Cub Scout Pack 3943 for their efforts in keeping our community and City clean; and

Be It Further Resolved, That a suitable copy of this resolution be presented to Cub Scout Pack 3943.

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* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

BEST WISHES EXTENDED TO MR. WALTER O. HAUER
ON HIS RETIREMENT.

Also, a proposed resolution reading as follows:

WHEREAS, Mr. Walter O. Hauer will be retiring from Our Savior Lutheran Church and School on May 31, 1987; and

WHEREAS, Mr. Hauer has been a dedicated teacher to school children; and

WHEREAS, For the past 29 years Mr. Hauer has served at Our Savior Lutheran School in the 41st Ward; and

WHEREAS, In addition to teaching, Mr. Hauer has served as the school principal for the past five years and has been director of the children's choir; and

WHEREAS, Mr. Hauer coached the school's basketball team, volleyball team and softball team; and

WHEREAS, Mr. Hauer's effort and dedication to Our Savior Lutheran School has truly enriched and benefited many school children as well as our community; now, therefore,

Be It Resolved, That the Mayor and the members of the City Council do hereby wish Mr. Hauer success and much happiness in his retirement and his future plans; and

Be It Further Resolved, That a suitable copy of this resolution be presented to Mr. Hauer.

Alderman Pucinski 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 Pucinski, the foregoing proposed resolution was *Adopted*, by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schuller, Osterman, Orr, Stone -- 45.

Nays -- None.

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

Presented By

ALDERMAN NATARUS (42nd Ward):

**GRANTS OF PRIVILEGE FOR SIDEWALK CAFES
AT SPECIFIED LOCATIONS.**

Two proposed ordinances reading as follows (the italic heading in each case not being a part of the ordinance):

Chris A. Cafe.

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

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Chris A. Cafe, 201 East Grand Avenue, 440 square feet total area, Sunday through Saturday, 8:00 A.M. to 10:00 P.M., Compensation: \$792.00.

Authority for the above named privilege is herein given and granted from date of passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privilege in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1, in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the compensation which shall have become due and payable under the provisions hereof, until

the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and City Comptroller in their discretion, at any time for good cause without the consent of said grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized, and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and the grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of Chicago against all liabilities, judgments, costs, damages and expenses, including any dramshop liability, which may in any way come against said City in consequence of the

permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided, however, that said grantee file proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Pizzaria Uno.

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

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Pizzaria Uno, 29 East Ohio, 136 square feet total area, Sunday, 1:00 P.M. to 8:30 P.M., Monday, 4:00 P.M. to 11:00 P.M., Tuesday through Friday, 11:30 A.M. to 11:00 P.M., Saturday, 11:30 A.M. to 11:00 P.M., Compensation: \$245.00.

Authority for the above named privilege is herein given and granted from date of passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privilege in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1, in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the compensation which shall have become due and payable under the provisions hereof, until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and City Comptroller in their discretion, at any time for good cause without the consent of said

grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and the grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of Chicago against all liabilities, judgments, costs, damages and expenses, including any dramshop liability, which may in any way come against said City in consequence of the permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance

coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided, however, that said grantee file proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Alderman O'Connor moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon each of the foregoing proposed ordinances. The motion *Prevailed*.

On motion of Alderman O'Connor, each of the foregoing proposed ordinances was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

Referred -- GRANTS OF PRIVILEGE TO SUNDRY ORGANIZATIONS
FOR VARIOUS PURPOSES.

Also, three proposed ordinances to grant permission and authority to the organizations listed for the purposes specified, which were *Referred to the Committee on Streets and Alleys*, as follows:

Broadacre Development Company--to construct, maintain and use three sewage basins, three grease basins and two vaults under and in the public way adjacent to its premises at 401 East Illinois Street;

Mr. Glenn R. Heyman, trustee in bankruptcy for the beneficiary of American National Bank and Trust Company of Chicago, under trust 51001--to maintain and use, as now installed, a sanitary sewer line and catch basins under and in the public way at and around four sites adjacent to its property at 666 North Lake Shore Drive;

Pickens-Kane Moving and Storage Company--to maintain and use, as now constructed, a loading platform in the public way adjacent to its premises at 1000 North North Branch Street.

Referred -- GRANTING OF PERMISSION TO HOLD SUNDRY EVENTS
AT SPECIFIED LOCATIONS.

Also, two proposed orders to grant permission to the organizations listed to hold sundry events at the locations specified, which were *Referred to the Committee on Beautification and Recreation*, as follows:

Mr. Henry Block of the Levelore Blind Company--to hold a truck sale along the east curb in front of 555 North Franklin Street during the period of May 21 through May 24, 1987;

Morrie Mages Sports--to hold a sidewalk sale in front of 620 North LaSalle Street during the period of May 21 through May 25, 1987.

Referred -- PORTION OF NORTH LA SALLE STREET CLOSED
TO TRAFFIC FOR MORRIE MAGES SPORTS
50TH ANNIVERSARY.

Also, a proposed order to grant permission to Morrie Mages Sports to close to traffic North LaSalle Street, between West Ontario and West Ohio Streets, on Saturday, May 23, 1987, to accommodate a performance by the Jessie White Tumbling Team and Dance Troupe in honor of Morrie Mages Sports 50th Anniversary in Chicago, which was *Referred to the Committee on Beautification and Recreation*.

Referred -- ISSUANCE OF PERMITS FOR MAINTENANCE OF EXISTING
CANOPIES AT SPECIFIED LOCATIONS.

Also, two proposed orders for the issuance of permits to maintain and use existing canopies attached to specified buildings or structures, which were *Referred to the Committee on Streets and Alleys*, as follows:

Allure Le Salon--1203 North State Parkway;

Standard Rate and Data Services, Incorporated--200 East Ohio Street.

Presented By

ALDERMAN EISENDRATH (43rd Ward):

Referred -- GRANT OF PRIVILEGE TO THRUSH AND COMPANY
FOR CONSTRUCTION AND MAINTENANCE
OF BAY WINDOWS.

A proposed ordinance to grant permission and authority to Thrush and Company to construct, maintain and use bay windows over and above the public way adjacent to its premises at 1713 North Bissell Street and 1724--1728 North Fremont Street, which was *Referred to the Committee on Streets and Alleys.*

Referred -- PORTION OF WEST DICKENS AVENUE CLOSED TO
TRAFFIC FOR BASTILLE DAY
CELEBRATION.

Also, a proposed order to grant permission to Mr. Bernard Lecoq of the Cafe Bernard, to close to traffic West Dickens Avenue, between North Halsted Street and the first alley west of North Halsted Street, to hold a Bastille Day Celebration on Saturday, July 11, 1987, which was *Referred to the Committee on Beautification and Recreation.*

Referred -- PERMISSION FOR SHEFFIELD GARDEN WALK AND
STREET FAIR ON PORTIONS OF
SPECIFIED STREETS.

Also, a proposed order to grant permission to the Sheffield Neighbors Association, c/o Mr. Ted Wroblewski, to hold a Sheffield Garden Walk and Street Fair on West Webster Avenue, from North Sheffield to North Seminary Avenues, and on North Kenmore Avenue, from West Dickens to West Belden Avenues, on July 18 and 19, 1987, which was *Referred to the Committee on Beautification and Recreation.*

Presented By

ALDERMAN EISENDRATH (43rd Ward) And OTHERS:

Referred -- CHICAGO BOARD OF EDUCATION AND BOARD OF
COMMUNITY COLLEGE DISTRICT 508 URGED TO ISSUE
IDENTIFICATION BADGES TO MEMBERS OF THE
COMMITTEE ON EDUCATION WHICH WOULD
ALLOW THEM IMMEDIATE
ACCESSIBILITY TO
ALL SCHOOLS.

A proposed resolution, presented by Aldermen Eisendrath, Langford, Schuler, Jones, Butler, Hansen, Carter, Soliz, Osterman, O'Connor and Sawyer, urging the Chicago Board of Education and the Board of Community College District 508 to issue identification cards or badges to the members of the Education Committee to facilitate immediate accessibility to all schools and school buildings, which was *Referred to the Committee on Education.*

Presented By

ALDERMAN HANSEN (44th Ward):

**GRANTS OF PRIVILEGE FOR SIDEWALK CAFES AT
SPECIFIED LOCATIONS.**

Two proposed ordinances reading as follows (the italic heading in each case not being a part of the ordinance):

Melrose Restaurant.

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

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Melrose Restaurant, 3233 North Broadway, 322 square feet total area, Sunday through Saturday, 8:00 A.M. to 12:00 Midnite, Compensation: \$322.00.

Authority for the above named privilege is herein given and granted from date of passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privilege in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1, in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the compensation which shall have become due and payable under the provisions hereof, until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and City Comptroller in their discretion, at any time for good cause without the consent of said grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized, and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and the grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of Chicago against all liabilities, judgments, costs, damages and expenses, including any dramshop liability, which may in any way come against said City in consequence of the permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided, however, that said grantee file proof of indemnification on behalf of the City of

Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Nancy's Pizza.

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

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Nancy's Pizza, 3700 North Clark Street, 1,160 square feet, total area, Monday through Sunday, 10:00 A.M. to 11:00 P.M., Compensation: \$789.00.

Authority for the above named privilege is herein given and granted from date of passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privilege in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1. in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the compensation which shall have become due and payable under the provisions hereof, until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and City Comptroller in their discretion, at any time for good cause without the consent of said grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized, and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and the grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of Chicago against all liabilities, judgments, costs, damages and expenses, including any dramshop liability, which may in any way come against said City in consequence of the permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage; provided, however, that said grantee file proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Alderman O'Connor moved to *Suspend the Rules Temporarily* to permit immediate consideration of and action upon each of the foregoing proposed ordinances. The motion *Prevailed*.

On motion of Alderman O'Connor, each of the foregoing proposed ordinances was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

Referred -- ISSUANCE OF PERMITS TO HOLD ANNUAL
STREET FAIR ON PORTION OF NORTH
HALSTED STREET.

Also, a proposed order for the issuance of permits to the North Halsted Merchants Association, c/o Mickey Hornick, to hold the North Halsted Market Days annual street fair on North Halsted Street, from West Belmont Avenue to West Addison Street, on July 18 and 19, 1987, which was *Referred to the Committee on Beautification and Recreation*.

Presented By

ALDERMAN SHILLER (46th Ward):

Referred -- ISSUANCE OF PERMITS TO HOLD SUNDRY EVENTS
AT SPECIFIED LOCATIONS.

Two proposed orders for the issuance of permits to the organizations listed to hold sundry events at the locations specified, which were *Referred to the Committee on Beautification and Recreation*, as follows:

Uptown Chamber of Commerce, c/o Ms. Janet Moyston--to hold an annual chamber sale on North Broadway, from West Sunnyside to West Leland Avenues during the periods of July 17 through July 19, 1987 and October 9 through October 11, 1987;

Uptown Hull House, c/o Ms. Marlene Zaccaro--to hold a carnival--festival of the arts on North Beacon Street, from West Sunnyside Avenue to West Wilson Avenue on Saturday, June 6, 1987.

Presented By

ALDERMAN SCHULTER (47th Ward):

Referred -- **ISSUANCE OF PERMITS TO HOLD ROSCOE
STREET FAIR AND TO CLOSE SPECIFIED
STREETS.**

A proposed order for the issuance of permits to the Riverview Neighbors, c/o Ms. Diane Austin, to hold the Roscoe Street Fair, and to close to traffic both sides of North Hoyne Avenue, from West School Street to West Cornelia Avenue; both sides of North Seeley Avenue, from West School Street to West Cornelia Avenue; and both sides of West Roscoe Street, from North Damen to North Hamilton Avenues, on Saturday, August 8, 1987, which was *Referred to the Committee on Beautification and Recreation.*

Presented By

ALDERMAN STONE (50th Ward):

**GRANT OF PRIVILEGE IN PUBLIC WAY FOR SIDEWALK CAFE
AT CANDLELITE.**

A proposed ordinance reading as follows:

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

SECTION 1. Permission and authority are hereby given and granted to the following named grantee(s), upon the terms and subject to the conditions of this ordinance, to occupy a portion of the public right-of-way adjacent to its property for use as a sidewalk cafe and described as follows:

Candlelite, 7452 North Western Avenue, 329 square feet total area, Monday through Saturday, 11:00 A.M. to 12:00 Midnite, Compensation: \$224.00.

Authority for the above named privilege is herein given and granted from date of passage of this ordinance to, and including, November 1, 1987.

Said privilege shall be maintained and used in accordance with the ordinances of the City of Chicago and the directions of the Commissioner of Streets and Sanitation, the Commissioner of Inspectional Services and the Commissioner of Consumer Services. The grantee shall keep that portion of the public way under said privilege in good condition and repair, safe for public travel, free from snow, ice and debris to the satisfaction of the Commissioner of Public Works.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum as stated in Section 1, in advance. In case of the termination of the privilege herein granted or the grantee transfers title or vacates the premises, the grantee shall, nevertheless, remain liable to the City of Chicago for the

compensation which shall have become due and payable under the provisions hereof, until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 3. This ordinance is subject to amendment, modification or repeal, and permission and authority herein granted may be revoked by the Mayor and City Comptroller in their discretion, at any time for good cause without the consent of said grantee. Upon termination of the privilege herein granted, by lapse of time or otherwise, 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 said structures or appliances or by the removal thereof, 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. In the event of the failure, neglect or refusal of said grantee so to do, the City of Chicago will have the choice of either performing said work and charging the cost thereof to said grantee or determining what the cost of said work shall be and billing the grantee for said cost.

SECTION 4. The insurance company and the grantee, as provided in Section 5, will hold and save the City of Chicago harmless from any and all liability and expense, including judgments, costs and damages, for removal, relocation, alteration, repair, maintenance and restoration of the structures or appliances herein authorized, and from any and all damages thereto on account of the location, construction, alteration, repair or maintenance of any public ways, bridges, subways, tunnels, vaults, sewers, water mains, conduits, pipes, poles and other utilities. For the City of Chicago to recover from the bonding company and the grantee under this section, it is not necessary that the City of Chicago first make said removal, relocation, alteration, repair, maintenance or restoration. The Commissioner of Streets and Sanitation 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. The grantee and the bonding company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost of said removal and restoration shall pay immediately said amount upon demand. It shall be the responsibility of the grantee to furnish the City of Chicago, prior to issuance of permit for this privilege, a copy of proof of insurance (certificate of insurance) in an amount not less than \$1,000,000 combined single limit with said insurance covering all liability, including public liability, property damage and dramshop liability that may result from the granting of said privilege. The grantee must furnish the City of Chicago a certificate of insurance which names the City of Chicago as additional insured and also clearly indicates that the privilege being granted by this ordinance is covered by the insurance policy. Certificates renewing insurance must be furnished to the Department of Consumer Services 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 5. The permission and authority herein granted shall not be exercised until a permit authorizing same shall have been issued by the City Comptroller and upon the faithful observance and performance of any and all conditions and provisions of this ordinance, and conditioned further to indemnify, keep and save harmless the City of Chicago against all liabilities, judgments, costs, damages and expenses, including any

dramshop liability, which may in any way come against said City in consequence of the permission given by this ordinance, or which may accrue against, be charged to, or recovered from said City from, or by reason, or on account of, any act or thing done, or omitted, or neglected to be done, or omitted, or neglected to be done by the grantee in and about the construction, reconstruction, maintenance, use and removal of said structures or appliances and the restoration of the public way as herein required. Said insurance coverage shall be continuing in effect until the structures and appliances herein authorized are removed and the public way is restored as herein required.

SECTION 6. This ordinance shall take effect and be in force from and after its passage: provided, however, that said grantee file proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the compensation be paid to the City Comptroller.

Alderman O'Connor 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 O'Connor, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

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 PUCINSKI (41st Ward):

Resurrection Health Care Corporation, 7435 West Talcott Avenue--for the construction of an additional building at the Resurrection Retirement Community on the premises known as 7266 West Peterson Avenue.

BY ALDERMAN NATARUS (42nd Ward):

The First Saint Paul's Evangelical Lutheran Church for reconstructing fire damage on the premises known as 1301 North LaSalle Street.

LICENSE FEE EXEMPTIONS:

BY ALDERMAN TILLMAN (3rd Ward):

Firman Day Care Center/Firman Community Services, 144 West 47th Street.

Chaney Ford Child Care Center, St. Paul Church of God in Christ, 4526 South Wabash Avenue.

BY ALDERMAN BUTLER (27th Ward):

Mile Square Day Care Center (Chicago Commins Association), 124 North Hoyne Avenue.

BY ALDERMAN NATARUS (42nd Ward):

Olivet Day Care Center/Chicago Commons Association, 1441 North Cleveland Avenue.

CANCELLATION OF WARRANTS FOR COLLECTION:

BY ALDERMAN PUCINSKI (41st Ward):

Far Northwest Consulting Center, 6227 North Northwest Highway--mechanical ventilation inspection.

BY ALDERMAN NATARUS (42nd Ward):

Northwestern Memorial Hospital, East Superior Street and North Fairbanks Court (premise address: 215 West Chicago Avenue)--boiler and fuel burning equipment inspection.

Dr. William M. Scholl College of Podiatric Medicine, 1001 North Dearborn Street--boiler and fuel burning inspection.

BY ALDERMAN SHILLER (46th Ward):

Louis A. Weiss Memorial Hospital, sundry locations--institutional inspections (4).

WATER RATE EXEMPTIONS:

BY ALDERMAN LAURINO (39th Ward):

Association of Jewish Blind of Chicago/Home and Recreation Center, 3525 West Foster Avenue.

BY ALDERMAN STONE (50th Ward):

Associated Talmud Torahs of Chicago (2828 West Pratt Boulevard), 3001--3025 West Devon Avenue.

**APPROVAL OF JOURNAL OF
PROCEEDINGS.**

JOURNAL (May 13, 1987).

The City Clerk submitted the printed Official Journal of the Proceedings of the regular meeting held on May 13, 1987, at 10:00 A.M., signed by him as such City Clerk.

Alderman T. Evans moved to *Approve* said printed Official Journal and to dispense with the reading thereof. The question being put, the motion *Prevailed*.

UNFINISHED BUSINESS.

EXECUTION OF MEMORANDUM OF INTENT WITH
UNITED AIRLINES, INCORPORATED FOR
CITY OF CHICAGO SPECIAL
FACILITY REVENUE
BONDS, SERIES
1987.

On motion of Alderman T. Evans, the City Council took up for consideration the report of the Committee on Finance, deferred and published in the Journal of the Proceedings of May 13, 1987, pages 343--346, recommending that the City Council pass a proposed ordinance authorizing the execution of a Memorandum of Intent with United Air Lines, Incorporated for City of Chicago Special Facility Revenue Bonds, Series 1987.

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

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Fary, Madrzyk, Burke, Langford, Streeter, Kellam, Jones, J. Evans, Garcia, Krystyniak, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Banks, Giles, Cullerton, Laurino, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 39.

Nays -- None.

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

The following is said ordinance as passed:

WHEREAS, The City of Chicago, through its Department of Aviation, has prepared a Master Plan Study of Chicago-O'Hare International Airport ("O'Hare Airport") which sets forth future development plans for O'Hare Airport, analyzes the economic and environmental impact of such development, and analyzes the financing needs for such development; and

WHEREAS, The City of Chicago and United Air Lines, Inc. have entered into an Airport Use Agreement for O'Hare Airport; and

WHEREAS, As part of the development of O'Hare Airport, certain terminal improvements for United Air Lines are planned, and in addition certain improvements are proposed for a new cargo building to be located in the southwest cargo area along with a service center hangar expansion, which improvements are proposed to be financed by the issuance of not exceeding \$150,000,000 of City of Chicago special facility revenue bonds, and a Memorandum of Intent has been presented under the terms of which the City of Chicago agrees to issue such bonds for such improvements; now, therefore,

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

SECTION 1. The Mayor of the City of Chicago is hereby authorized to execute a Memorandum of Intent with United Air Lines, Inc. in substantially the form attached hereto, and said Memorandum of Intent is hereby approved.

SECTION 2. The Mayor of the City of Chicago is hereby authorized to take such further action as is necessary to carry out the intent and purpose of this ordinance and such Memorandum of Intent as executed.

SECTION 3. In adopting this ordinance, the City Council intends to take "official action," within the meaning of Section 1.103-8(a)(5) of the Internal Revenue Service regulations pertaining to industrial development bonds, toward the issuance of the City of Chicago special facility revenue bonds referred to in this ordinance and the Memorandum of Intent.

SECTION 4. This ordinance shall be effective upon its passage.

Memorandum of Intent attached to this ordinance reads as follows:

Memorandum Of Intent.

This Memorandum of Intent is between the City of Chicago, Illinois (the "Issuer") and United Air Lines, Inc. (the "Company").

1. Preliminary Statement. Among the matters of mutual inducement which have resulted in this Memorandum of Intent are the following:

(a) The Issuer is authorized to issue its special facility revenue bonds to finance the cost of design, construction and equipping of certain facilities at Chicago-O'Hare International Airport (the "Airport").

(b) The Company desires to design, construct and equip certain facilities at the Airport (the "Project") which are expected to cost not exceeding \$150,000,000. The Company has requested the Issuer to assist the Company in financing the cost of the Project (including reimbursement of costs incurred prior to the issuance of the bonds) by issuing its special facility revenue bonds.

(c) The proposed financing will contribute to the public welfare and constitute a public purpose pursuant to Illinois Constitution Art. VIII, Section 1(a).

(d) The revenue bonds of the Issuer shall be limited obligations of the Issuer payable solely out of the revenues derived by the Issuer from the financing agreement referred to below. No holder of any such bonds shall have the right to compel any exercise of the taxing power of the Issuer or any political subdivision of the State of Illinois and such bonds shall not constitute an indebtedness or a loan of credit of the Issuer. It is the expectation of the Company that interest on the bonds will be exempt from federal taxation under Section 103 of the Internal Revenue Code of 1954, as amended (the "1954 Code"), and will not be includable in gross income for federal income tax purposes under Section 103 of the Internal Revenue Code of 1986, as amended (the "1986 Code").

(e) Subject to due compliance with all requirements of law, by virtue of such authority as may now or hereafter be conferred on the Issuer, and subject to receipt of adequate assurance from the Company that there are one or more purchasers for the bonds, the Issuer intends to issue and sell its revenue bonds in an amount of not exceeding \$150,000,000 to pay the costs of the Project.

2. Undertakings on the Part of the Issuer. Subject to the conditions above stated, the Issuer intends as follows:

(a) To authorize the issuance and sale of the bonds pursuant to its lawful and constitutional authority.

(b) To enter into a financing agreement with the Company whereby the Company will pay to, or on behalf of, the Issuer such sums as shall be sufficient to pay the principal of and interest and redemption premium, if any, on the bonds as and when the same shall become due and payable.

3. Approvals. The intention of the Issuer to proceed is subject to approval by it and by its attorneys of all appropriate documents, and to satisfaction of the requirements of state and federal laws, including, but not limited to, Section 103(k) of the 1954 Code and Section 147(f) of the 1986 Code.

4. Undertakings on the Part of Company. Subject to the conditions above stated, the Company agrees as follows:

(a) That it will use all reasonable efforts to find one or more purchasers for the bonds.

(b) That contemporaneously with the delivery of the bonds, it will enter into instruments with the Issuer, under the terms of which the Company will obligate itself

to pay to, or on behalf of, the Issuer sums sufficient in the aggregate to pay the principal of and interest and redemption premium, if any, on the bonds as and when the same shall become due and payable.

5. General Provisions. All commitments of the Issuer under paragraph 2 hereof and of the company under paragraph 4 hereof are subject to the conditions that on or before 365 days from the date hereof (or such other date as shall be mutually satisfactory to the Issuer and the Company), the Issuer and the Company shall have agreed to mutually acceptable terms and conditions of the instruments referred to in paragraphs 2 and 4 and of the Bonds and other instruments or proceedings relating to the bonds. In the event Issuer and the Company do not agree to such mutually acceptable terms and conditions, or in the event that bonds are not issued hereunder, neither party shall be bound or obligated to perform any action under the terms of this Memorandum of Intent; provided, however, that the Company shall be obligated to pay all out-of-pocket costs reasonably incurred by the Issuer in connection with this Memorandum of Intent.

In Witness Whereof, the parties hereto have entered into this Memorandum of Intent by their officers thereunto duly authorized as of the _____ day of _____, 1987.

[Signature forms omitted for printing purposes.]

APPROVAL OF SALE OF ROOKERY BUILDING LOCATED
AT 209 SOUTH LA SALLE STREET.

On motion of Alderman T. Evans, the City Council took up for consideration the report of the Committee on Finance, deferred and published in the Journal of the Proceedings of May 13, 1987, pages 346--348, recommending that the City Council pass a proposed ordinance approving the sale of the Rookery Building located at 209 South LaSalle Street.

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

Yeas -- Aldermen Roti, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Fary, Madrzyk, Langford, Streeter, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 38.

Nays -- Aldermen Huels, Burke, Kellam, Sheahan, Cullerton -- 5.

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

The following is said ordinance as passed:

WHEREAS, On October 27, 1982, the City Council of the City of Chicago by ordinance accepted the bid of Continental Illinois National Bank and Trust Company of Chicago for the purchase of real property owned by the City of Chicago and commonly known as 209 South LaSalle Street, Chicago; and

WHEREAS, In said ordinance the City Council neglected to designate the fund into which proceeds of said sale were to be deposited; and

WHEREAS, The proceeds of said sale were deposited to the City's Corporate Fund, No. 100; and

WHEREAS, It is the intention of the City Council to ratify and confirm that said proceeds were appropriately deposited to the Corporate Fund; and

WHEREAS, The City of Chicago is a home rule unit of government and as such may exercise any power and perform any function pertaining to its government and affairs; now, therefore,

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

SECTION 1. The ordinance passed by the City Council of the City of Chicago on October 27, 1982, and published at pages 13166--13168 of the Journal of Proceedings of said date, is hereby amended by renumbering Section 7 as Section 8, and by inserting in proper numerical sequence a new Section 7, as follows:

SECTION 7. Pursuant to the powers of the City of Chicago as a home rule unit of government, as defined in Article VII, Section 6(a) of the Constitution of the State of Illinois, the City Comptroller is hereby ordered to deposit all proceeds of the sale of the subject property to the Corporate Fund of the City of Chicago.

SECTION 2. The prior action of the City Comptroller, in depositing the proceeds of the sale of the property commonly known as 209 South LaSalle Street to the Corporate Fund of the City, is hereby ratified and confirmed.

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

CHICAGO ZONING ORDINANCE AMENDED TO RECLASSIFY PARTICULAR AREAS.

On motion of Alderman T. Evans, the City Council took up for consideration the report of the Committee on Zoning, deferred and published in the Journal of the Proceedings of May 13, 1987, pages 429--440, recommending that the City Council pass proposed ordinances amending the Chicago Zoning Ordinance by reclassifying particular areas.

On motion of Alderman Davis, each of the said proposed ordinances was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Osterman, Orr, Stone -- 45.

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):

*Reclassification Of Area Shown On Map No. 2-L
(As Amended).*

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the M1-2 Restricted Manufacturing District symbols and indications as shown on Map No. 2-L in area bounded by

a line 161 feet north of and parallel to West Harrison Street; a line 251.95 feet east of and parallel to South Leamington Avenue; West Harrison Street; and a line 198.95 feet east of and parallel to South Leamington Avenue,

to those of a B4-2 Restricted Service District, and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Reclassification Of Area Shown On Map No. 7-G.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the M1-2 Restricted Manufacturing and R3 General Residence Districts symbols and indications as shown on Map No. 7-G in area bounded by

Parcel 1

from a point of beginning located at the northwest corner of Lakewood and Diversey, west 144 feet, then north 124.5 feet to the alley running parallel with Diversey, then east 144 feet to Lakewood, then south along the western boundary of Lakewood 124.5 feet to the point of beginning,

Parcel 2

from a point of beginning located at the northwest corner of West Wolfram and North Lakewood, south 125 feet to the northern border of the alley running parallel with West Wolfram, then west 48 feet, then north 125 feet to West Wolfram, and then east 48 feet to the point of beginning,

to those of an R4 General Residence District, and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Reclassification Of Area Shown On Map No. 8-J.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the R3 General Residence District symbols and indications as shown on Map No. 8-J in area bounded by

a line 124.5 feet north of and parallel to West 33rd Street; the alley next east of and parallel to South Pulaski Road; West 33rd Street; and South Pulaski Road,

to those of a B4-2 Restricted Service District, and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

*Reclassification Of Area Shown On Map No. 9-M
(As Amended).*

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the Institutional Planned Development No. 130, B4-1 Restricted Service, and R2 Single Family Residence Districts symbols and indications as shown on Map No. 9-M in area bounded by

the alley next north of and parallel to West Addison Street; the alley next west of and parallel to North Central Avenue; a line 108 feet north of West Addison Street; North Central Avenue; a line 86.8 feet south of West Eddy Street; the alley next west of and parallel to North Central Avenue; West Eddy Street; a line 90 feet west of the alley next west of and parallel to North Central Avenue; the alley next north of and parallel to West Eddy Street; a line 120 feet west of the alley next west of and parallel to North Central Avenue; West Eddy Street; a line 150 feet west of the alley next west of and parallel to North Central Avenue; the alley next north of and parallel to West Eddy Street; a line 180 feet west of the alley next west of and parallel to North Central Avenue; West Eddy Street; a line 65.55 feet east of North Major Avenue; the alley

next north of and parallel to West Eddy Street; a line 35.55 feet east of North Major Avenue; West Eddy Street; and North Major Avenue,

to those of an Institutional Planned Development No. 130, as amended, and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Institutional Planned Development attached to the ordinance reads as follows:

Institutional Planned Development No. 130, As Amended.

Statements.

1. The area delineated hereon as an "Institutional Planned Development No. 130, As Amended," is owned or controlled by Northwest Hospital, Inc., an Illinois not-for-profit corporation.
2. Off-street parking and loading facilities will be provided in compliance with this Plan of Development.
3. Any dedication of streets or alleys or adjustments of the rights-of-way or consolidation or resubdivision of parcels or the erection of a pedestrian overpass above Addison Avenue between the Hospital and the Parking Structure shall require a separate submittal on behalf of the applicant: Northwest Hospital, Inc.
4. All applicable reviews, approvals, licenses or permits are required to be obtained by the applicant: Northwest Hospital, Inc.
5. Service drives or any other ingress or egress shall be adequately designed and paved in accord with the regulations of the Bureau of Traffic Engineering and Operations and in compliance with the Municipal Code of Chicago, to provide ingress and egress for motor vehicles, including emergency vehicles. There shall be no parking permitted within such paved areas.
6. Use of land will consist of hospital; educational; research and medical facilities; professional offices; day care centers; skilled and intermediate care nursing home and related business uses; and parking as authorized by the Chicago Zoning Ordinance.
7. Identification and other necessary signs may be permitted; subject to review of and approval by the Department of Planning.
8. The Plan of Development includes maps and data which follow and are made an integral part hereof as required in Article 11.11-2(a) of the Chicago Zoning Ordinance. The maps and the Table of Use, Bulk and Parking Regulations; including any and all provisions which may be incorporated by reference, shall govern within the boundaries of this Planned Development.

9. The Plan of Development hereby attached shall be subject to the "Rules, Regulations and Procedures in Relation to Planned Development Amendments," as promulgated by the Commissioner of Planning.

Institutional Planned Development No. 130, As Amended.

Planned Development Use And Bulk Regulations.

Net Site Area Square Feet	Acres	General Description of Land Use and Type	Max. F.A.R.	Max. % of Land Covered
219,959	5.05	Hospital, Academic, Research and Medical Facilities, Day Care Center, Skilled Nursing Facility, Professional Offices and Related Uses.	1.75	40%

The Above Noted Regulations Related To The Ultimate Development Within The Planned Development Area. Interim Stages Of Development May Exceed These Permitted Standards, Subject To The Approval Of The Department Of Development And Planning.

Gross Site Area = Net Site Area (5.05 Acres) plus Area Of Right-Of-Way
of Public Streets and Alleys, (2.25 Acres) = 7.30 Acres

Maximum permitted F.A.R. for Total Net Site Area = 1.75

Population:

A. Medical and Related Uses

1.	Total Number of Beds	508
	A.) Hospital Beds	462
	B.) Nursing Beds	46
2.	Number of Attending Doctors	237
3.	Number of Employees (Maximum in one Shift)	450

Minimum number of off-street parking spaces required	648
Number of off-street parking to be provided	808

Number of off-street loading berths to be provided:	4
--	---

Minimum Periphery Setbacks

W. Addison St.	0'
W. Eddy St.	6'
N. Major Ave.	0'
N. Central Ave.	0'

Setback And Yard Requirements May Be Adjusted Where Required To Permit Conformance To The Pattern Of, Or Architectural Arrangement Related To, Existing Structures, Or When Necessary Because Of Technical Reasons. Subject To The Approval Of The Commissioner Of The Department Of Planning.

Maximum percent of land covered (for total Net Site Area) = 40% Exclusive of Parking Structures

APPLICANT: NORTHWEST HOSPITAL, INC.

DATE: October 6, 1986

REVISED: April 9, 1987

[Maps printed on pages 812 through 814 of this Journal.]

Reclassification Of Area Shown On Map No. 12-H.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the R3 General Residence District symbols and indications as shown on Map No. 12-H in area bounded by

West 51st Place; a line 123 feet west of South Hoyne Avenue; a line 320.33 feet south of West 51st Place; a line 141.87 feet west of South Hoyne Avenue; a line 486.5 feet south of West 51st Place; and a line 451 feet west of South Hoyne Avenue,

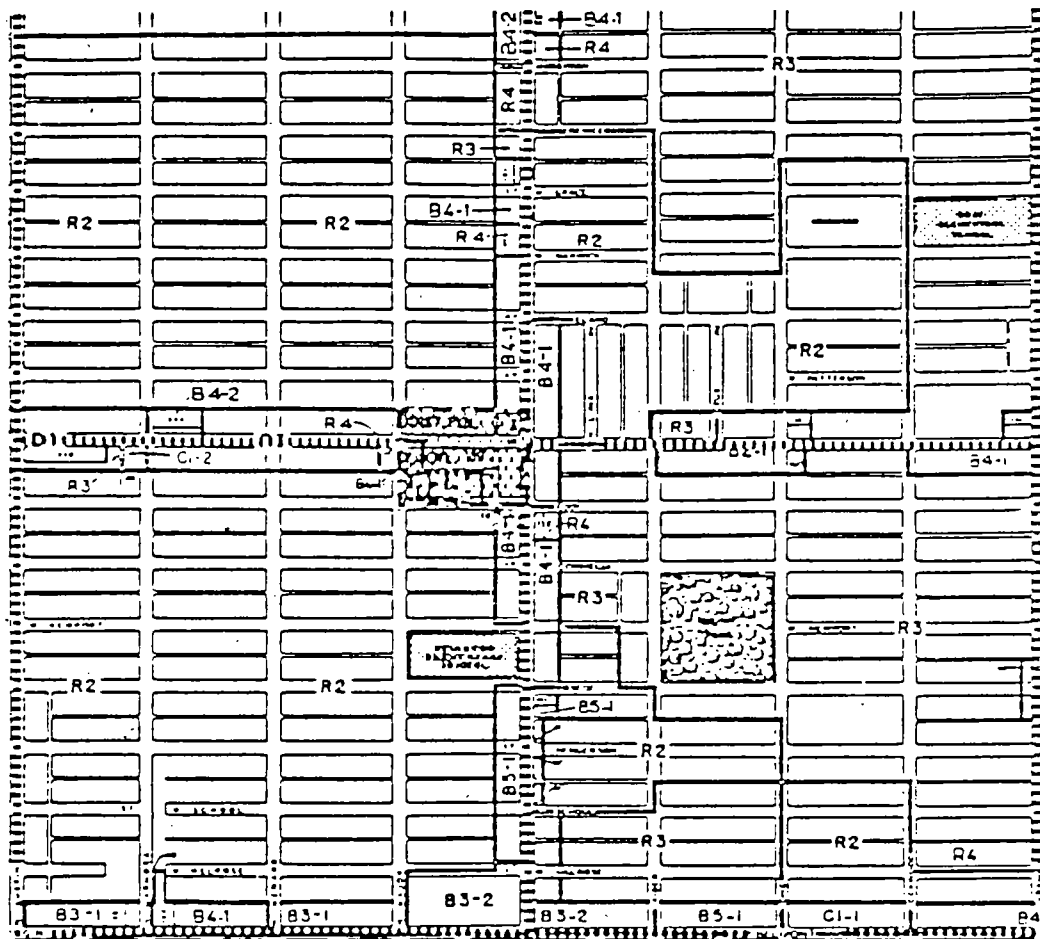
to those of an M2-4 General Manufacturing District, and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

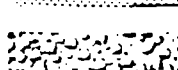
Reclassification Of Area Shown On Map No. 12-J.

(Continued on page 815)

INSTITUTIONAL PLANNED DEVELOPMENT No. 130,
AS AMENDED.
EXISTING ZONING AND PREFERENTIAL STREET SYSTEM



LEGEND

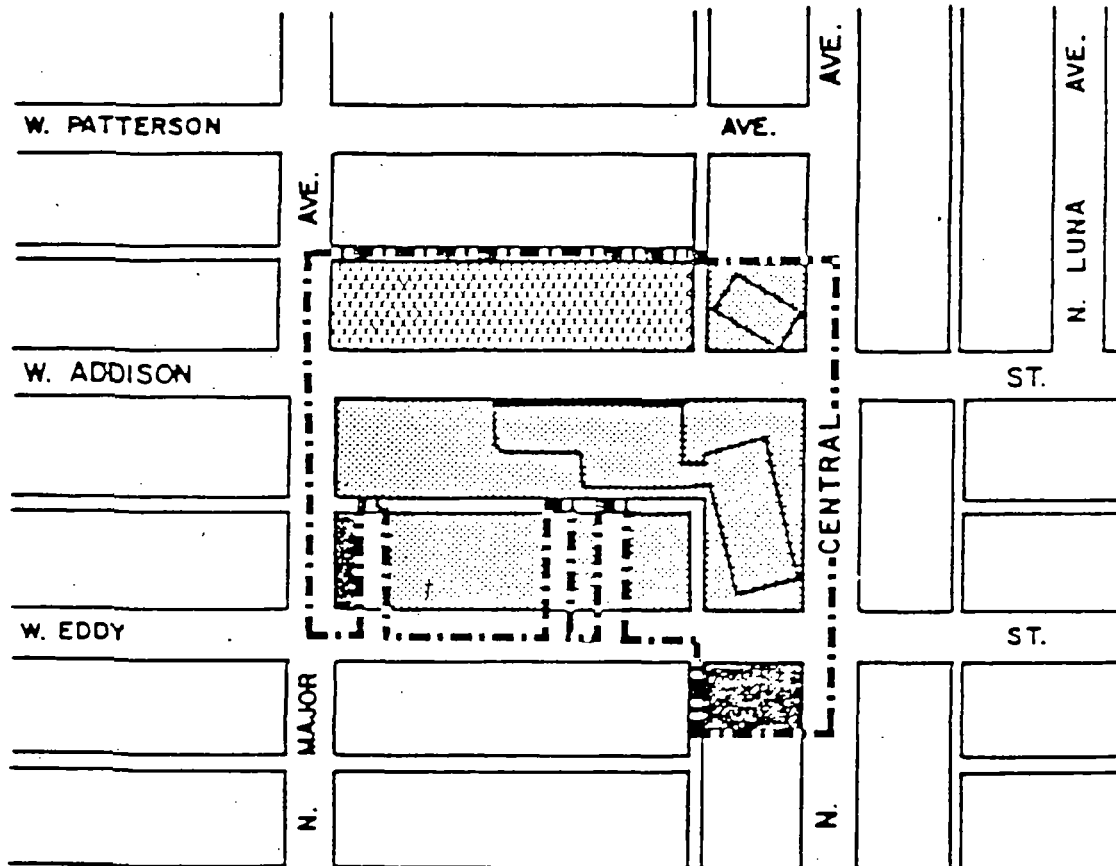
-  INSTITUTIONAL PLANNED DEVELOPMENT
-  BOUNDARY
-  ZONING DISTRICT BOUNDARIES
-  PREFERENTIAL STREET SYSTEM
-  PUBLIC & QUASI-PUBLIC FACILITIES
-  PARKS & PLAYGROUNDS



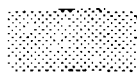
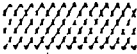
APPLICANT: NORTHWEST HOSPITAL, INC.

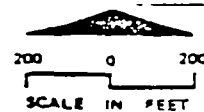
INSTITUTIONAL PLANNED DEVELOPMENT No. 130, AS AMENDED.

GENERALIZED LAND USE PLAN



LEGEND

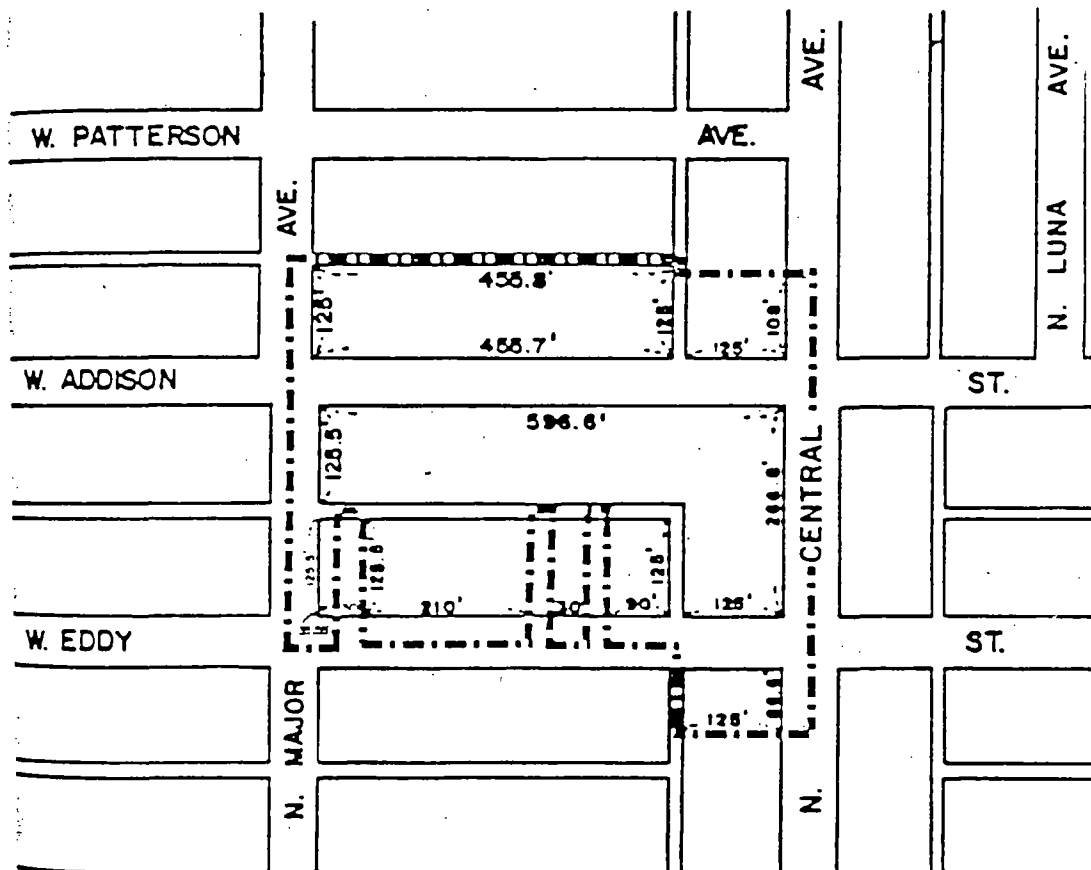
- PLANNED DEVELOPMENT BOUNDARY
-  HOSPITAL, ACADEMIC, RESEARCH AND MEDICAL FACILITIES, DAY CARE CENTER, INTERMEDIATE CARE AND SKILLED NURSING HOME, PROFESSIONAL OFFICES, AND PARKING, RELATED USES.
-  OFF-STREET PARKING



APPLICANT: NORTHWEST HOSPITAL, INC.

DATE: OCTOBER 6, 1986

INSTITUTIONAL PLANNED DEVELOPMENT No. 130,
AS AMENDED.
PROPERTY LINE MAP AND RIGHT-OF-WAY ADJUSTMENT



LEGEND

- - - - - PLANNED DEVELOPMENT BOUNDARY



APPLICANT: NORTHWEST HOSPITAL, INC.

DATE: OCTOBER 6, 1986

(Continued from page 811)

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the C4 Motor Freight Terminal, M1-1, and M1-2 Restricted Manufacturing, and R2 Single Family Residence Districts symbols and indications as shown on Map No. 12-J in the area bounded by

Parcel A

West 51st Street; South Harding Avenue; a line approximately 530.55 feet south of and approximately parallel to West 51st Street; South Pulaski Road; and a line beginning 142.04 feet south of West 51st Street along South Pulaski Road and extending approximately 240 feet to a point along West 51st Street 69 feet west of South Harding Avenue,

to those of a B5-3 General Service District and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Reclassification Of Area Shown On Map No. 12-K.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the B4-1 Restricted Service District symbols and indications as shown on Map No. 12-K in the area bounded by

a line 144.88 feet west of South Kilpatrick Avenue (as measured along South Archer Avenue); South Archer Avenue; South Kilpatrick Avenue; the alley next south of and parallel to South Archer Avenue; and a line 124.44 feet west of and parallel to South Kilpatrick Avenue,

to those of a C2-1 General Commercial District and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Reclassification Of Area Shown On Map No. 13-N.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the B4-1 Restricted Service District symbols and indications as shown on Map No. 13-N in the area bounded by

the alley next south of and parallel to West Foster Avenue; the alley next northwesterly of and parallel to West Foster Place; a line 184.61 feet north easterly of the intersection of North Harlem Avenue and West Foster Place; West Foster Place; and North Harlem Avenue,

to those of a B5-1 General Service District and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

Reclassification Of Area Shown On Map No. 13-O.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the B4-1 Restricted Service District symbols and indications as shown on Map No. 13-O in the area bounded by

the alley first south of and parallel to West Summerdale Avenue; North Harlem Avenue; a line from a point along North Harlem Avenue 144.46 feet south of the alley first south of and parallel to West Summerdale Avenue to a point 198.73 feet west of North Harlem Avenue and 156.58 feet south of the alley first south of and parallel to West Summerdale Avenue; and a line from a point 198.73 feet west of North Harlem Avenue and 156.58 feet south of the alley first south of and parallel to West Summerdale Avenue to a point along the alley first south of and parallel to West Summerdale Avenue 205.75 feet west of North Harlem Avenue,

to those of a B5-3 General Service District and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

*Reclassification Of Area Shown On Map No. 20-H
(As Amended).*

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the M1-Restricted Manufacturing District symbols and indications as shown on Map No. 20-H in the area bounded by

the alley next north of and parallel to West 79th Place; South Hoyne Avenue; West 79th Place; and a line 224.76 feet west of and parallel to South Hoyne Avenue,

to those of an R2 General Residence (as amended) District and a corresponding use district is hereby established in the area above described.

SECTION 2. This ordinance shall be in force and effect from and after its passage and due publication.

MISCELLANEOUS BUSINESS.

Referred -- BIDS FOR SALE OF CITY-OWNED PROPERTY.

The City Clerk transmitted communications from Bess Donaldson, Commissioner of the Department of Housing, under date of May 14, 1987, which read as follows:

Transmitted herewith 1 Sealed Bid. This bid was submitted in response to advertisement for sale of City-owned property at 1409 North Mohawk Street, which was authorized by ordinance passed December 20, 1986, page 37937, Council Journal

Transmitted herewith 1 Sealed Bid. This bid was submitted in response to advertisement for sale of City-owned property at 1439 North Mohawk Street, which was authorized by ordinance passed October 6, 1981, pages 7316--7317, Council Journal.

On motion of Alderman Banks, the bids submitted with the foregoing communications were ordered opened and read and then *Referred to the Committee on Land Acquisition, Disposition and Leases.*

The following is a summary of said bids:

1409 North Mohawk Street.

Ms. Barbara Don Chubin, 950 North Michigan Avenue, Apt. 4503, Chicago, Illinois:
Amount bid \$14,000.00, deposit check \$1,400.00 (cashier's check).

1439 North Mohawk Street.

Ms. Barbara Don Chubin, 950 North Michigan Avenue, Apt. 4503, Chicago, Illinois:
Amount bid \$14,000.00, deposit check \$1,400.00 (cashier's check).

Time Fixed For Next Succeeding Regular Meeting.

By unanimous consent, Alderman T. Evans 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 twentieth (20th) day of May, 1987, at 10:00 A.M., be and the same is hereby fixed to be held on Friday, the fifth (5th) day of June, 1987, at 10:00 A.M., 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 T. Evans, the foregoing proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Tillman, T. Evans, Bloom, Sawyer, Beavers, Caldwell, Shaw, Huels, Fary, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Jones, J. Evans, Garcia, Krystyniak, Henry, Soliz, Butler, Smith, Davis, Hagopian, Gabinski, Mell, Kotlarz, Banks, Giles, Cullerton, Laurino, O'Connor, Pucinski, Natarus, Eisendrath, Hansen, Levar, Shiller, Schulter, Osterman, Orr, Stone -- 45.

Nays -- None.

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

Adjournment.

Thereupon, Alderman T. Evans moved that the City Council do *Adjourn*. The motion *Prevailed* and the City Council *Stood Adjourned* to meet in regular meeting on Friday, June 5, 1987, at 10:00 A.M. in the Council Chamber in City Hall.



WALTER S. KOZUBOWSKI,
City Clerk.