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COPY



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

Regular Meeting—Wednesday, April 23, 1986

at 10:00 A.M.

(Council Chamber—City Hall—Chicago, Illinois)

OFFICIAL RECORD.

HAROLD WASHINGTON
Mayor

WALTER S. KOZUBOWSKI
City Clerk

Attendance at Meeting.

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

Absent -- Aldermen Humes and Laurino.

Call to Order.

On Wednesday, April 23, 1986 at 12:35 P.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, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Quorum present.

Invocation.

Aldermen Danny K. Davis (29th Ward) and Jerome M. Orbach (46th Ward) opened the meeting with prayers.

REPORTS AND COMMUNICATIONS FROM CITY OFFICERS.

Referred -- ISSUANCE OF INDUSTRIAL REVENUE BONDS
FOR PROJECT BY NEWLY WEDS FOODS,
INCORPORATED.

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

OFFICE OF THE MAYOR
CITY OF CHICAGO

April 23, 1986.

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

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Economic Development, I transmit herewith an ordinance providing for the issuance of industrial revenue bonds in the aggregate principal amount of \$5,500,000 for the financing of a project by Newly Weds Foods, Inc.

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
INSTALLATION OF TRAFFIC CONTROL SIGNALS
AT SOUTH WASHTENAW AVENUE AND
WEST 71ST STREET.

A communication from Ralph C. Wehner, District Engineer, dated April 3, 1986, announcing that the Department of Transportation of the State of Illinois had approved the ordinance passed by the City Council on April 18, 1985, appropriating Motor Fuel Tax Funds for the installation of traffic control signals at the intersection of S. Washtenaw Avenue and W. 71st Street, which was *Placed on File*.

Placed on File -- CERTIFICATION AS TO AMOUNT OF
ASSESSMENTS FOR NEW STREET
IMPROVEMENT PROGRAMS AT
SPECIFIED LOCATIONS.

Also, communications from Louis Koncza, City Engineer, Department of Public Works, addressed to the City Clerk under date of April 18, 1986, transmitting certified copies of amounts of assessments for New Street Improvement Programs in accordance with Chapter 200.4-4 of the Municipal Code, which were *Placed on File*.

City Council Informed As To Certain Actions Taken.**PUBLICATION OF JOURNAL.**

The City Clerk informed the City Council that all those ordinances, etc. which were passed by the City Council on April 16, 1986, and which were required by statute to be published in book or pamphlet form or in one or more newspapers, were published in pamphlet form on April 23, 1986, by being printed in full text in printed pamphlet copies of the Journal of the Proceedings of the City Council of the regular meeting held on April 16, 1986, published by authority of the City Council in accordance with the provisions of Section 5-5 of the Municipal Code of Chicago, as passed on December 22, 1947.

**FILING OF CERTIFIED COPIES OF ORDINANCE WITH
COUNTY CLERKS OF COOK AND
DU PAGE COUNTIES.**

The City Clerk further informed the City Council that he filed with the County Clerks of Cook and Du Page Counties on April 17, 1986, an ordinance passed by the City Council of the City of Chicago on March 12, 1986:

An ordinance providing for Levy of Taxes sufficient to pay principal of and interest on an issue of \$350,000,000 General Obligation School Assistance Bonds, Refunding Series (1986), of the Chicago School Finance Authority.

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

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

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

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

Chicago Pacific Corporation -- to classify as a B5-2 General Service District instead of an M1-1 Restricted Manufacturing District the area shown on Map No. 22-C bounded by

a line 183 feet north of and parallel to East 95th Street; a line 350 feet east of and parallel to South Jeffery Avenue; East 95th Street; and South Jeffery Avenue;

Chicago Tribune Company -- to classify as a Communications Planned Development by supplementing all the B6-7 Restricted Central Business District symbols and indications as shown on Map No. 1-E in the area of

435 North Michigan Avenue;

Wayne Mikosz -- to classify as an R4 General Residence District instead of an M1-2 Restricted Manufacturing District the area shown on Map No. 7-G bounded by

West Wellington Avenue; a line 100.05 feet east of and parallel to North Lakewood Avenue; the alley next south of and parallel to West Wellington Avenue; and North Lakewood Avenue.

Referred -- CLAIMS AGAINST CITY OF CHICAGO.

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

Aetna Casualty & Surety (2) Dean Robert Jr. and Lorraine Cain, Allstate Ins. Co. (2) Willie and Lucille Hight and Francis A. Diaz;

Barnich Bruce C., Bechnak Houssam, Brenner Richard K.;

Cella James, Collins Joanne, Continental Ins. Co. and Helen Lamden;

Dies Todd S.;

East Side Bank, Economy Fire & Cas. Co. and Cleveland Taylor, Edwards Sandra;

Farmers Ins. Co. & Linda L. Phelan, Fireman's Fund Ins. Co. and Scott Wood, Fitch Al B.;

Interstate Bankers Mutual Cas. Co. and Lee Monteiro;

Johnson Elque;

Kennedy Brian;

Landrum Sandra;

Malman Irwin E., Montgomery Ward Ins. Co. and Nora Cullen, Moore Irma;

McKinney Kenneth;

Nationwide Ins. Co. and Gerald Godinez;

People Gas Co. (4), Petrovich John;

Ray Cora, Reavers Bernard, Rex Imported Italian Foods -- Colleen Enterprise, Riley Norm, Robinson Ray B.;

Sak Jerzy and Teresa, State Farm Ins. Co. (3) William McMillan, John R. Ryan and Lloyd Sage, Strickland Tyler, Sutton Kevin J.;

Turner James;

Underwriters Adjustor's Co. and Patricia A. Sowinski;

Zahora Gloria B., Zehe Richard U..

REPORTS OF COMMITTEES.

COMMITTEE ON FINANCE.

AUTHORITY GRANTED FOR ALLOCATION OF MOTOR FUEL TAX FUNDS TO RESURFACE WILSON AVENUE FROM KIMBALL TO KEDZIE AVENUES.

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

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

SECTION 1. The City Comptroller and the City Treasurer with the approval of the Department of Transportation of the State of Illinois are authorized and directed to allocate the sum of Three Hundred Thousand (\$300,000) Dollars from that part of the Motor Fuel Tax Fund which has been or may be allocated to the City of Chicago for Residential Street Resurfacing for the widening and construction of the following residential streets:

Wilson Avenue, Kimball Avenue to Kedzie Avenue.

SECTION 2. The Commissioner of Public Works is authorized to expend from said fund any sum necessary for all work in connection with the engineering and construction of said improvement, all subject to the approval of the Department of Transportation of the State of Illinois.

SECTION 3. The Purchasing Agent of the City of Chicago is hereby authorized to advertise and receive bids for the said improvement when approved by the Department of Transportation of the State of Illinois and to enter into all necessary contracts therefore.

SECTION 4. If it should become necessary to remove, relocate, replace or adjust any part of the water distributing system, street lighting system, signal and fire alarm equipment or traffic control system of the City, the appropriate City department shall perform such necessary engineering and construction work with its own forces and charge the cost thereof to that part of the Motor Fuel Tax Fund allocated for the improvement in Section 1 of this ordinance.

SECTION 5. Motor Fuel Tax Funds allocated for this project shall not be transferred to any other Motor Fuel Tax project or Motor Fuel Tax Funds allocated for any other project shall not be transferred to this project, in either instance, without the prior approval of the City Council.

Upon certification of the completion of this project by the State of Illinois, Department of Transportation, this project shall be terminated by ordinance and any remaining Motor Fuel Tax Funds allocated shall be returned to the Motor Fuel Tax Fund.

SECTION 6. The City Comptroller shall set up a separate account for this project. The Commissioner of Public Works shall not expend or authorize the expenditure in excess of the amount shown and the City Comptroller shall not authorize the approval of the City Council.

SECTION 7. The operating department shall maintain a separate ledger account for this project utilizing standard account classifications acceptable under generally accepted accounting principles with all charges for direct and indirect expenses delineated, categorized and detailed for this project.

SECTION 8. The City Comptroller and the City Treasurer are authorized and directed to make disbursements from said allocation when properly approved by the Commissioner of Public Works.

SECTION 9. The City Clerk is directed to transmit two (2) certified copies of the ordinance to the Division of Highways of the Department of Transportation of the State of Illinois through the District Engineer of District 1 of said Division of Highways.

SECTION 10. This ordinance shall be in force and effect from and after its passage.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone -- 41.

Nays -- None.

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

PROPERTY LOCATED AT 3021 WEST HARRISON STREET APPROVED
FOR INCENTIVE ABATEMENT UNDER CLASS 6 (b) OF
COOK COUNTY REAL PROPERTY ASSESSMENT
CLASSIFICATION ORDINANCE.

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

WHEREAS, Chicago Tag & Label, Incorporated has conducted its manufacturing business of tags, labels, tickets and similar products at 3049 W. Harrison Street, Chicago, Illinois; and

WHEREAS, For the purpose of expansion and rehabilitation of the buildings and business, Chicago Tag & Label, Inc. has purchased Lots 6 through 13, both inclusive, in Fraser's Subdivision of the Northeast 1/4 of the Northwest 1/4 of the Southwest 1/4 in Section 13, Township 39 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois; and

WHEREAS, The Permanent Index Numbers of the subject property are as follows:

| Lot | Permanent Index No. | Address |
|---------------|---------------------|----------------------------------|
| 6 | 16-13-301-011 | 3015 W. Harrison Street, Chicago |
| 7 | 16-13-301-041 | 3017 W. Harrison Street, Chicago |
| 8 through 11 | 16-13-301-044 | 3021 W. Harrison Street, Chicago |
| 12 through 13 | 16-13-301-043 | 3029 W. Harrison Street, Chicago |

; and

WHEREAS, The subject property was designated as being in an Enterprise Zone (Chicago's Enterprise Zone V); and

WHEREAS, Chicago Tag & Label, Inc. has received from the Office of the Assessor acknowledgement of receipt of a "Pre-eligibility Application" for Class 6(b) classification under the Cook County Real Property Assessment Classification Ordinance, adopted by the County Board of Commissioners on October 1, 1984; and

WHEREAS, The one story building located on Lot 8 and part of Lot 9 (3021 W. Harrison) which was purchased in the purchase of Lots 8 through 11 is being rehabilitated so that it

can be used as a Plate and Art Work Department and some offices, all in conjunction with the manufacture of the products of Chicago Tag & Label, Incorporated; and

WHEREAS, Lots 6 and 7 will be made into a parking lot which will be used in conjunction with the business of Chicago Tag & Label, Incorporated; and

WHEREAS, On Lots 10, 11, 12 and 13 will be constructed an addition of 13,605 square feet which will be primarily used for storage of paper and finished product in conjunction with the manufacturing process and eventually will be used for manufacturing; and

WHEREAS, The use of the subject property will provide significant present and future temporary and permanent employment opportunities; and

WHEREAS, The project covering Lots 6 through 13 will generate sufficient new revenue in the forms of additional state and federal income tax; now, therefore,

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

SECTION 1. The subject property is appropriate for Class 6(b) incentive statement under the Cook County Real Property Assessment Classification Ordinance of October 1, 1984.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 41.

Nays -- None.

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

AUTHORITY GRANTED FOR EXECUTION OF LOAN AND
SECURITY AGREEMENT AND REDEVELOPMENT
AGREEMENT WITH M. M. WINTER
SPORTS, INCORPORATED.

The Committee on Finance submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing the execution of a loan and security agreement and a redevelopment agreement with M. M. Winter Sports, Incorporated, for expansion of business and job opportunities located at 407 North Elizabeth Street.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 41.

Nays -- None.

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

The following is said ordinance as passed:

WHEREAS, The Chicago Plan for Economic Development has been approved by the United States Department of Commerce and the Economic Development Administration of the United States Department of Commerce has granted funds in accordance with the Plan for use in Cooperative Land Purchase Agreements for the expansion and development of industry within the City of Chicago ("City"); and

WHEREAS, The City has received a federal grant from the United States Department of Commerce in the amount of \$7,700,000 for the funding of the Chicago Plan for Economic Development ("Plan"), which among other things provides for the City to contribute funds to reduce the acquisition costs of the real estate component of development projects to make that element of such projects competitive with alternative sites outside the City; and

WHEREAS, The City has funds available to it through the Community Development Block Grant Program of the United States Department of Housing and Urban Development in the amount of \$2,500,000, to be used to make low interest loans to start-up and expanding businesses, and known as the Business Development Loan Program; and

WHEREAS, M. M. Sports, Inc., an Illinois corporation ("M. M."), has made application to the Department of Economic Development of the City, for a land cost write-down in the amount of approximately \$8,000, to assist American National Bank and Trust Company, not personally, but as Trustee under Trust No. 66682, dated 1 February 1986 ("Purchaser"), the sole beneficiary of which is M. M., in the acquisition of property located at 407 North Elizabeth Street, Chicago, Illinois 60622 ("Property"); and

WHEREAS, The M. M. further, has made application to the City for Business Development Loan in the amount of \$216,000 to further assist in the acquisition and rehabilitation of the Property; and

WHEREAS, The proposed acquisition and subsequent business expansion is expected to result in the retention of 139 full time jobs and to create an additional 19 full time jobs within 12 months; and

WHEREAS, The Department of Economic Development of the City of Chicago, pursuant to the Chicago Plan for Economic Development and pursuant to resolutions of the Economic Development Commission dated 11 February 1986, has approved a

redevelopment project which obligates the City of Chicago to assist Trustee in the acquisition and rehabilitation of the Property; now, therefore,

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

SECTION 1. The Commissioner of the Department of Economic Development of the City of Chicago ("Commissioner"), is authorized to enter into and execute on behalf of the City of Chicago, and subject to the approval of the United States Department of Commerce Economic Development Administration, a Redevelopment Agreement which will obligate the City of Chicago to assist the American National Bank and Trust Company of Chicago, not personally, but as Trustee under Trust No. 66682, dated 1 February 1986, ("Purchaser"), the sole beneficiary of which is M. M. Winter Sports, Inc., an Illinois corporation, ("M. M."), to acquire approximately 16,000 square feet of property located at 407 North Elizabeth Street in the City of Chicago, said Agreement to be in substantially the form attached hereto as Exhibit A.

SECTION 2. The Commissioner is further authorized upon the granting of satisfactory security, to enter into and execute a Loan and Security Agreement with Purchaser and M. M., providing for the City to loan to Purchaser and M. M. \$216,000 to assist in the acquisition and rehabilitation of the Property as part of the expansion of M. M.'s wholesale and retail sporting goods distribution operations, said agreement to be substantially in the form attached hereto as Exhibit B.

SECTION 3. The Commissioner is further authorized to enter into and execute such other documents as may be necessary and proper to implement the terms of the aforesaid agreements.

SECTION 4. This ordinance shall be effective by and from the date of passage thereof.

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

Exhibit "A"

Redevelopment Agreement.

This Agreement made as of the ____ day of _____, 19 ____, between the City of Chicago, Illinois ("City"), by and through its Department of Economic Development, with offices at 20 North Clark Street, 28th Floor, Chicago, Illinois 60602 ("D.E.D."); American National Bank and Trust Company of Chicago, not personally, but as Trustee under Trust No. 66682, dated 1 February 1986 ("Purchaser"), the sole beneficiary of which is M. M. Winter Sports, a Illinois corporation ("Developer"); and Chicago Title and Trust Company, not personally, but as Trustee under Trust No. 1080698, dated 23 September 1981 ("Seller").

Recitals:

Whereas, D.E.D. was established February 10, 1982 by ordinance of the City Council of the City of Chicago as the successor agency to the Economic Development Commission; and

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

Whereas, D.E.D. has received a federal grant from the United States Department of Commerce in the amount of \$7,700,000 for the funding of the Chicago Plan for Economic Development ("Plan"), which among other things provides for the City to contribute funds to reduce the acquisition costs of the real estate component of development projects to make that element of such projects competitive with alternative sites outside the City; and

Whereas, Seller and Developer have executed a Real Estate Sale Contract ("Sale Contract"), relating to that certain realty commonly known as 407 North Elizabeth Street, Chicago, Illinois 60622, and consisting of a 3-story building on approximately 16,000 square feet of land ("Property"); and

Whereas, Developer intends to rehabilitate said building and equip the total project as part of the expansion of its wholesale and retail sporting goods distribution operations ("Project"); and

Whereas, Developer has requested the City to assist the Purchaser in acquiring the Property, by providing funds from the Plan to write-down the cost of the Property \$.50 per square foot; and

Whereas, the Economic Development Commission, pursuant to the Chicago Plan for Economic Development, by resolution dated February 11, 1986, approved Purchaser's request; and

Whereas, Purchaser has represented that the Project will result in the retention of 139 permanent jobs, and create an estimated 19 new, permanent jobs;

Now, Therefore, the parties hereto agree as follows:

Section I. Incorporation of Recitals.

The above Recitals are hereby expressly incorporated herein and made a part hereof.

Section II. Payment for the Property.

The City hereby agrees to pay, pursuant to written direction of Developer, the sum of \$.50 times the total square footage of the Property as determined by a plat of survey completed prior to the closing of the transaction described in the Sale Contract, as part of the purchase price for the Property, as set forth in the Sale Contract.

Section III. Redevelopment Plan.

Developer agrees to improve the Property by rehabilitating the building and equipping for use as a sporting goods distribution center, at a total cost of approximately \$560,000 ("Redevelopment Plan"). All plans and specifications for the Redevelopment Plan shall be

in conformity with all applicable state and local laws and regulations. Further, the Property shall be used in accordance with applicable zoning laws.

Section IV. Employment.

Developer shall use its best efforts to increase its total employment to approximately 158 permanent employees at the Property within 12 months of execution of this Agreement.

Section V. Conveyance of Property.

(a) Immediately upon completion of the purchase of the Property pursuant to the Sale Contract, Developer shall cause the deed for the Property to be recorded in the Office of the Recorder of Deeds of Cook County, Illinois.

(b) The sale and conveyance shall, in any event, be closed no later than _____.

(c) In the event that Purchaser or Developer (i) prior to the conveyance of the property, assigns or attempts to assign this Agreement or any rights hereunder or (ii) fails to pay the purchase price and take title to the Property upon tender of conveyance by Seller in accordance with the Sale Contract and this Agreement, the City may in its sole discretion declare this Agreement terminated and of no further force or effect on the parties hereto.

(d) Upon conveyance of the Property by Seiler to Purchaser, Seiler shall have no further obligations under this Agreement to Purchaser, Developer or to City, except as to matters arising in connection with said conveyance.

(e) Nothing contained in this Agreement shall in any way affect the obligations of Seller, Purchaser and Developer to each other pursuant to the Sale Contract.

Section VI. Evidence of Financing.

Developer shall submit evidence as to a commitment for necessary financing in an amount sufficient to accomplish the purchase of the Property and completion of the Redevelopment Plan, not later than 10 days after execution of this Agreement.

Section VII. Completion of Improvements.

Developer shall complete or cause to be completed the Redevelopment Plan described in Section III no later than _____.

Section VIII. Time of the Essence.

Time is of the essence in this Agreement.

Section IX. Certificate of Completion.

Promptly after completion of the improvements in accordance with this Agreement, the City will, upon written request therefor, furnish Developer with an appropriate instrument

so certifying. The certification by the City shall be a conclusive determination of satisfaction of Developer to construct the improvements and shall be in a form suitable for recording with the Cook County Recorder of Deeds. If the City shall refuse or fail to provide the certification, the City shall, within 30 days after written request by Developer 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 to take or perform in order to obtain the certification.

Section X. Transfer or Abandonment of Property.

(a) Neither Purchaser nor Developer shall not sell, assign, convey or transfer, in whole or in part, the Property or any interest therein until five years after disbursement of funds under this Agreement without prior written approval of the City, except Purchaser may mortgage the Property pursuant to Section XI; and Purchaser or Developer may transfer the Property as part of a sale of all or substantially all of its assets to a party who intends to continue Developer's business at the Property, and who expressly agrees to be bound by this Agreement prior to completing such purchase.

(b) Developer shall not close or abandon the Property for a period of five years after disbursement of funds under this Agreement.

Section XI. Limitation Upon Encumbrance of Property.

Prior to the completion of the improvements as set forth in Section III as certified by the City, neither Purchaser nor Developer nor any successor in interest to the Property shall engage in any financing or any other transaction creating any mortgage or other encumbrance or lien upon the Property, or suffer any encumbrance or lien to be made on or attached to the Property, except for the purposes only of obtaining funds to the extent necessary for obtaining the Property and rehabilitating and equipping it as set forth in Section III, including funds necessary for architects, engineers, surveyors, legal, title and financing fees, costs and charges.

Section XII. Mortgagees Not Obligated to Construct.

Notwithstanding any of the provisions of this Agreement, the holder of any mortgage authorized by this Agreement shall not be obligated by the provisions of this Agreement to construct or complete the construction of the improvements set forth in Section III or to guarantee such construction or completion; nor shall any covenant or other provision be construed to so obligate such holder.

Section XIII. Enforced Delay in Performance.

Neither Purchaser nor Developer nor any successor in interest shall be considered in breach or default of its obligations with respect to the preparation of the Property for redevelopment, or the commencement or completion of construction of the improvements, in the event of enforced delay in the performance of such obligations due to causes beyond its control or without its fault or negligence. The time for the performance of the

obligations shall be extended for the period of the enforced delay, as determined by the City, if the party seeking the extension shall request it in writing of the City.

Section XIV. Maintaining Records and Right to Inspect/Access to Project.

(a) All books, records and other documents of Developer relating to this Agreement shall be subject to the right of access by any duly authorized representatives of the City for purposes of inspection, copy, audit or examination.

(b) Any duly authorized representative of the City shall, at all reasonable times after the Property has been conveyed by Seller to the Purchaser, have access to any portion of the Property.

(c) The rights to inspect and access shall extend until the completion of Purchaser's and Developer's obligations under this Agreement, and until final settlement and conclusion of all issues arising hereunder.

Section XV. Conflict of Interest; City's Representatives Not Individually Liable.

No member, official or employee of the City shall have any personal interest, direct or indirect, in this Agreement; nor shall any such member, official or employee participate in any decision relating to this Agreement which affects his personal interests or the interests of any corporation, partnership or association in which he is directly or indirectly interested. No member, official or employee of the City shall be personally liable to Purchaser or any successor in interest for any amount which may become due to Purchaser or Developer or its successors or on any obligations under the terms of this Agreement.

Section XVI. Survival of Agreement.

This Agreement shall survive any transfer of title to the Property of the Purchaser or any successor in interest to the Purchaser, and shall not be merged with any deed or other instrument given pursuant to such a transfer.

Section XVII. Default.

A default shall have existed and be continuing under this Agreement if the obligations set forth in Sections III, IV, VII, X, XI, XIX and XX are not met in the time and manner set forth therein.

Section XVIII. Remedies.

(a) Upon the occurrence of a default of this Agreement, the City shall give written notice thereof to the Purchaser and Developer.

(b) If the default shall exist and be continuing for a period in excess of 60 days after receipt of the aforesaid notice, by the Purchaser and Developer, Purchaser shall upon written demand by the City, immediately return to the City all funds advanced plus interest from the date of disbursement of said funds by the City to the Purchaser at the

prime rate announced from time to time by Continental Illinois Bank and Trust Company of Chicago.

(c) Notwithstanding anything herein to the contrary, the parties hereto expressly agree that Seller shall not be liable for any default of this Agreement except a default of Seller under the Sale Contract.

Section XIX. Non-discrimination.

Developer agrees that, while it shall have any interest in the Property, it shall not discriminate on the basis of race, color, religion, sex or national origin in the sale, lease, use or occupancy of the Property or any improvement located or to be erected thereon, or any part thereof. 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 against those parties who from time to time have an interest in the Property in accordance with administrative or legal proceedings applicable thereto.

Section XX. Equal Employment Opportunity.

Developer for itself and its successors and assigns agrees that, during the construction of the improvements provided in Section III of this Agreement:

(a) Developer will not discriminate against any employee or applicant for employment because of race, religion, color, sex or national origin. Developer will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex or national origin. Such action shall include but not be limited to the following: employment upgrading, demotion or 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.

(b) Developer will, in all solicitations 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 or national origin.

(c) Developer will include the provisions of paragraphs (a) and (b) 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.

(d) 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.

Section XXI. Miscellaneous.

(a) This Agreement shall be binding upon the successors, assigns and/or transferees of Purchaser and/or Developer.

(b) Any and all notices given or required hereunder shall be in writing and deemed given on the second day following the day on which the same has been placed in the U. S. Mail, first class, registered with return receipt requested, postage and fees prepaid, and addressed as follows:

| | |
|------------------|--|
| If to City: | Department of Economic Development of the City of Chicago Room 2800 20 North Clark Street Chicago, Illinois 60602 Attention: Commissioner |
| If to Developer: | M. M. Winter Sports, Inc. 620 North LaSalle Street Chicago, Illinois 60610 Attention: Laurence Mages |
| If to Purchaser: | American National Bank and Trust Company of Chicago 33 North LaSalle Street Chicago, Illinois 60602 Attention: Land Trust Department |
| If to Seller: | Chicago Title and Trust Company 111 West Washington Street Chicago, Illinois 60602 Attention: Land Trust Department |

which addresses may be changed at any time by written notice.

(c) 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.

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

(e) This Agreement is executed by the Seller and Purchaser, not personally, but as Trustee, respectively, as aforesaid, in the exercise of power and authority conferred upon and vested in each as such Trustees (and said Trustees in their personal and individual capacity hereby states that each, as Trustee, possesses full power and authority to execute this instrument) and it is expressly understood and agreed by the parties to this Agreement, and by every person now or hereafter claiming any right hereunder that nothing contained herein shall be construed as creating any liability on said Trustees in their respective individual capacities, personally to perform any covenant, either expressed or implied, herein contained, all such liability, if any, being expressly waived.

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

[Signature forms omitted for printing purposes.]

Exhibit "B"

Loan and Security Agreement.

This Agreement is entered into and executed as of this _____ day of _____, 19____, by and between the City of Chicago, Illinois, an Illinois municipal corporation ("Lender"), by and through its Department of Economic Development ("D.E.D."), having its offices at 20 North Clark Street, Chicago, Illinois, 60602; and American National Bank and Trust Company of Chicago, not personally but as Trustee under Trust No. 66682, dated 1 February 1986 ("Purchaser"); and the sole beneficiary thereof, M. M. Winter Sports, Inc., an Illinois corporation, with principal offices at 620 North LaSalle Street, Chicago, Illinois 60610 ("Developer").

Recitals:

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

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

Whereas, D.E.D. has funds available to it through the Community Development Block Grant Program of the U. S. Department of Housing and Urban Development in the amount of \$2,500,000; and

Whereas, Developer has made application of D.E.D. for a loan in the amount of \$216,000, for purposes of acquisition and equipping of Property (as hereinafter defined), to assist Developer to expand its frozen foods distribution business; and

Whereas, D.E.D. recommended approval of Developer's application to the Economic Development Commission, which accepted said recommendation and approved a loan to Purchaser and Borrower (collectively hereinafter the "Borrower"), by resolution passed 11 February 1986.

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

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

Section 2. Definitions.

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

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

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

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

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

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

2.07 "Property" shall mean that certain real estate located at 407 North Elizabeth, Chicago, Illinois 60622, and all buildings, facilities and structures now existing or hereafter erected thereon.

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

2.09 "Senior Lender" shall mean American National Bank and Trust Company of Chicago.

Section 3. Loan.

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

3.01 The principal sum of the Loan shall be \$216,000.

3.02 The term of the Loan shall be 10 years.

3.03 The rate of interest charged on the Loan, per annum, shall be seventy- five percent (75%) of the prime rate announced from time to time by First National Bank of Chicago, payable in equal monthly installments in the amount set forth on Lender statement(s) provided Borrower on or before the 10th day of January, April, July and October of each year the Loan remains outstanding. The aforesaid interest rate shall be established as of the date this Agreement is executed and shall be adjusted as of the first day of January, April, July and October of each year the Loan remains outstanding. The first such interest adjustment shall be _____, 19_____.

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

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

Section 4. Grant of Security Interest.

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

4.01 Property, accounts receivable, goods, inventory, equipment, vehicles and fixtures, including all replacements, additions, accessions, and/or substitutions thereto and therefore; and all other personalty of Borrower, and all products and proceeds of the foregoing, including without limitation proceeds of insurance policies insuring the Collateral.

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

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

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

4.04 All Borrower's liabilities shall constitute one loan secured by Lender's security in the Collateral and by all other security interest, liens, claims and encumbrances now and/or from time to time hereafter granted by Borrower to Lender; provided however, that the Loan may be subordinated to the loan of the Senior Lender and only the Senior Lender in an amount not to exceed \$280,000, plus additional amounts actually advanced by the Senior Lender upon Borrower's failure to perform its obligations under the Senior Financing.

4.05 Borrower agrees that Laurence Mages and Morris Mages shall personally guaranty the Loan.

Section 5. Conditions Precedent to Executing this Agreement.

The following, some of which may already have been accomplished, shall be required of Developer and/or Purchaser, as Conditions Precedent to executing this Agreement:

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

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

5.03 Developer and Purchaser shall have furnished to City, duly executed financing statements for filing in all appropriate jurisdictions.

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

5.05 Personal Guarantee of repayment of the Loan.

5.06 Consent of Senior Lender to D.E.D.'s Loan and Purchaser's and Developer's grants of security interest as security therefor.

Section 6. Conditions Precedent to Disbursement of Loan Proceeds.

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

6.02 For Loan proceeds to be used for construction, Developer shall establish an escrow account at a bank reasonably satisfactory to Lender, with instructions that disbursements may be made upon receipt and review by escrowee, of duly executed waivers and mechanics, vendors and materialmen's liens, and contractors sworn statements of work completed.

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

Section 7. Warranties, Representations and Covenants.

Purchaser warrants and represents and Developer warrants, represents and covenants, to Lender, as follows:

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

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

7.03 Except as disclosed in the Financials; (a) Purchaser and Developer are now and at all times hereafter, corporations of the State of Illinois, duly organized and existing and in good standing under the laws of the State of Illinois, as represented at the beginning of this Agreement, and qualified or licensed to do business in all other states in which the laws thereof require Purchaser and Developer to be so qualified and/or licensed; (b) Purchaser and Developer have the right and power and are duly authorized and empowered to enter into, execute, deliver and perform this Agreement; (c) the execution, delivery and performance by Purchaser and 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 Purchaser's or Developer's Articles of Incorporation or By-laws, or contained in any agreements, instruments or documents to which Purchaser and Developer respectively, are now or hereafter a party or by which either is or may become

bound; (d) Purchaser and Developer have and at all times hereafter shall have good, indefeasible and merchantable title to and ownership of the Collateral (as hereinafter defined), free and clear of all liens, claims, security interests and encumbrances except those of Lender and as otherwise permitted under Section 4 of this Agreement; (e) Developer is now and at all times hereafter shall be solvent and able to pay its debts as they mature; (f) there are no actions or proceedings which are pending or threatened against Purchaser and/or Developer (except as may be set forth in the application for the Loan), which might result in any material and adverse change to Purchaser's and/or Developer's financial condition, or materially affect Purchaser's and/or Developer's assets or the Collateral; (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 as previously conducted by it and to own or lease and operate its properties (including but not limited to the Property) as now owned or leased by it; (h) 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 date of application for the Loan and for the fiscal year immediately preceding the date of Financials submitted thereafter; and (j) there has been no material and adverse change in the assets, liabilities or financial condition of Developer since the dates of the aforesaid Financials.

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

7.05 Except as permitted under Section 4 hereof, neither Purchaser nor Developer shall without Lender's prior written consent thereto, which Lender may or may not give in its sole discretion, concurrently or hereafter (a) grant a security interest in, assign, sell or transfer any of the Collateral to any person, or permit, grant, or suffer or permit a lien, claim or encumbrance upon any of the Collateral except as provided herein; (b) permit or suffer any levy, attachment or restraint to be made affecting any of the Collateral; (c) enter into any transaction not in the ordinary course of its business which materially and adversely affects Purchaser's or Developer's ability to repay Borrowers's Liabilities or Indebtedness.

7.06 Purchaser and/or Developer shall pay promptly when due, all Charges. In the event Purchaser or Developer at any time or times hereafter, shall fail to pay the Charges or to obtain discharges of the same, Purchaser and/or Developer, shall so advise Lender thereof in writing at which time Lender may, without waiving or releasing any obligation or liability of Purchaser and/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 Lender deems advisable. All sums so paid by Lender and any expenses, including reasonable attorney's fees, court costs, expenses and other charges relating thereto, shall be payable by Borrower to Lender. Notwithstanding anything herein to the contrary, Purchaser and/or Developer, may permit or suffer Charges to attach

to its assets and may dispute the same without prior payment thereof, provided that Purchaser and/or Developer, in good faith shall be contesting said Charges in an appropriate proceeding and the same are not in excess of \$5,000, and Purchaser and/or Developer has given such additional collateral and/or assurances as Lender in its sole discretion, deems necessary under the circumstances.

7.07 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 chief executive officer of Developer. Within 90 days following the close of each fiscal year of Developer, Developer shall provide a copy of the aforesaid annual financial statement to Lender. In addition, upon request by D.E.D., Developer shall submit to D.E.D. no less frequently than once per calendar quarter, statements of Developer's employment profile and Developer's financial condition prepared in accordance with generally accepted accounting principles consistently applied.

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

Section 8. Maintaining Records/Right to Inspect.

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

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

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

Section 9. Events of Default.

Purchaser and/or Developer shall be in Default under this Agreement upon the occurrence of any of the following Event(s) of Default or conditions, namely: (a) failure to make when due and owing, any payment under the Note which failure shall continue for a period of 10 days following notice thereof to Purchaser and Developer; (b) failure to perform any obligations of or any covenants or liabilities contained or referred to herein other than payment under the Note; (c) any warranty, representation or statement made or furnished to Lender by or on behalf of Purchaser and/or Developer proving to have been false in any

material respect when made or furnished; (d) loss, theft, substantial damage, destruction, sale or encumbrance to or of any of the Collateral, or the making of any levy, seizure or attachment thereof or thereon except as expressly otherwise permitted under this Agreement; (e) Purchaser and/or Developer's sale, partial sale, transfer or voluntary disposition of its business; (f) involuntary dissolution, termination of existence, insolvency, business failure, appointment of a receiver of any part of the assets of, assignment for the benefit of creditors by, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against the Purchaser and/or Developer or any guarantor or surety of Purchaser and/or Developer and, for (b) through (f) of this Section 9, continuing for a period of 60 days after notice thereof to Purchaser and/or Developer; or (h) any default of Other Agreements with the Lender or the Senior Lender which would permit the Lender or the Senior Lender as the case may be, after the expiration of any applicable cure period thereunder, to accelerate its loan.

Section 10. Remedies.

Upon such default (regardless of whether the Uniform Commercial Code as applicable has been enacted in the jurisdiction where rights or remedies are asserted), and at any time thereafter (such default not having previously been cured as set forth in Section 9 above), Lender, at its option, may declare all Borrower's Liabilities secured hereby immediately due and payable and shall have the remedies of a secured party under the Uniform Commercial Code as adopted in Illinois ("Code") (and the foreclosure provisions of Ill. Rev. Stat., Chapter 110, Section 15-101 et. seq.), including without limitation, the right to take immediate and exclusive possession of Collateral, or any part thereof, and for that purpose may, so far as Purchaser and/or 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 Collateral or any part thereof may be situated and remove the same therefrom (provided that if the Collateral is affixed to real estate, such removal shall be subject to the conditions of the Code) and Lender shall be entitled to hold, maintain, preserve and prepare the Collateral for sale, subject to Purchaser and/or Developer's right to redemption, in satisfaction of Borrower's Liabilities as provided in the Code. To this end, Lender may require Purchaser and/or Developer to assemble the Collateral and make it available to Lender for possession at a place to be designated by Lender which is reasonably convenient to both parties. Unless the Collateral is perishable or threatens to decline rapidly in value or is of a type customarily sold on a recognized market, Lender will give Purchaser and/or 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 address of Borrower shown in the beginning of this Agreement at least five (5) days before the time of the sale or disposition. Lender may buy at any public sale, and if the Collateral is of a type customarily sold on a recognized market or is of a type which is the subject of a widely distributed standard price quotations, it may buy at private sale. The net proceeds realized upon any such disposition, after deduction for the expenses or retaking, holding, preparing for sale, selling or the like, and reasonable attorney's fees and legal expenses incurred by Lender in connection therewith, shall be applied in satisfaction of Borrower's Liabilities secured hereby. Lender will account to Purchaser and/or Developer for any surplus realized on such disposition and Purchaser and/or Developer shall remain liable for any deficiency.

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

Section 11. No Waiver by Lender.

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

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

Section 12. Jobs.

12.01 Developer shall use its best efforts to create approximately 19 permanent jobs within 36 months after execution of this Agreement.

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

Section 13. Prepayment.

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

Section 14. Labor Standards.

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

Section 14. Equal Employment.

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

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

places, available to employees and applicants for employment, notices setting forth the provisions of this non-discrimination clause.

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

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

Section 15. Disclaimer of Relationship.

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

Section 16. Conflict of Interest.

No member, official or employee of Lender shall have any personal interest, direct or indirect, in the Purchaser and/or Developer's business; nor shall any such member, official or employee participate in any decision relating to Borrower and/or Developer's business which affects his personal interests or the interests of any corporation, partnership or association in which he is directly interested.

Section 17. Limitation of Liability.

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

Section 18. Assignment.

18.01 Purchaser and/or Developer may not sell, assign or transfer this Agreement without the prior written consent of Lender.

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

Section 19. Additional Provisions.

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

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

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

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

If to Purchaser: American National Bank and
Trust Company of Chicago
33 North LaSalle Street
Chicago, Illinois 60602
Attention: Land Trust Department

If to Developer: M. M. Winter Sports, Inc.
620 North LaSalle Street
Chicago, Illinois 60610
Attention: Laurence Mages

With Copies to:

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

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

19.04 This Agreement is executed by the Trustee, 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 possesses full power and authority to execute this instrument) and it is expressly understood and agreed by the parties hereto, and by every person now or hereafter claiming any right or security hereunder that nothing contained herein or in the Agreement shall be construed as creating any liability on said Trustee in its individual

capacity, personally to perform any covenant, either expressed or implied, herein contained, all such liability, if any, being expressly waived, but this waiver shall in no way affect the liability of any guarantor of this Agreement or any other person or entity executing this Agreement.

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

In Witness Whereof, Lender, Purchaser 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.]

APPROVAL GIVEN TO DETAILED EXPENDITURE PLANS FOR
THREE DEPARTMENT OF PUBLIC WORKS' ACCOUNTS AS
REQUIRED BY 1986 APPROPRIATION ORDINANCE.

The Committee on Finance submitted a report recommending that the City Council approve a communication concerning detailed expenditure plans for three Department of Public Works' accounts, as required by the 1986 Appropriation Ordinance.

On motion of Alderman Burke, the committee's recommendation was *Concurred In* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 41.

Nays -- None.

The following is said communication as passed:

Exhibit A.

(Fund 100 -- Bureau 6430, Account .803)

CITY OF CHICAGO

DEPARTMENT OF PUBLIC WORKS

NORTH PARK VILLAGE

1986 Corporate Budget

\$780,800

Code Utilities

| | | |
|-----|-------------------------|-----------|
| 182 | Commonwealth Edison Co. | \$260,000 |
| 182 | Peoples Gas 240,000 | |
| 149 | 24-Hour Security | 130,000 |

Miscellaneous

| | | |
|-----|-----------------------------|-------|
| 372 | Shovels, Rakes, Hoses, etc. | 1,000 |
| 360 | Repairs and Parts | 5,000 |

Materials and Supplies

| | | |
|-----|--|--------|
| 360 | Electrical | 10,000 |
| | Replacement Bulbs | |
| | Replacement Motors for Fan Units | |
| | Relays and Electrical Control Items | |
| | Conduits, Ballasts, Testing Equipment, | |
| | Switches, etc. | |

| | | |
|-----|-----------------------------------|--------|
| 360 | Power House | 15,000 |
| | Chemicals for Boiler | |
| | Replacement Parts for Boiler | |
| | Filters, Lubricating Oil, Grease, | |
| | Pipes, Valves, etc. | |

Maintenance 25,000

| | | |
|-----|--|--|
| 340 | Interior and Exterior Cleaning Supplies -- | |
| | Soap, Wax, Paper Products, Mops, | |
| | Brooms, Plastic Bags, etc. | |

| | | |
|-----|-----------------------------------|-------|
| 320 | Gasoline -- for On-Site Equipment | 3,000 |
| | Fuel Oil | 5,000 |

350 Office

| | | |
|--|--|-------|
| | Supplies, Equipment, Stamps, Stationery, | 5,000 |
| | Furniture | |

160 Contract Repairs and Maintenance

| | | |
|--|--|-------|
| | Monthly Elevator Maintenance and Repairs | 2,500 |
| | Carrier Air Conditioner | 5,000 |
| | Xerox Copier | 5,000 |

Miscellaneous City Services

| | | |
|--|------------------------|--------|
| | Bureau of Water | 12,000 |
| | Bureau of Construction | 10,000 |

| | |
|---|----------|
| Bureau of Electric Wiring and Communication | \$12,300 |
| Department of Streets and Sanitation | 10,000 |

Nature Areas

| | |
|--|--------|
| Re-activate Rock Garden, Pond and Waterfall Beautification of grounds for visitors, on-site senior residents and study area for school groups | 25,000 |
|--|--------|

Exhibit B.

(Fund 100 -- Bureau 6430, Account .804)

Scenario of Usage: Navy Pier.

Open exterior recreation are to general public from April 1 through October 31, from 6:00 A.M. until 8:00 P.M. Also, open East End Complex, including Terminal, Shelter, Recreation and Auditorium Buildings for 7 months.

Non-Personal Services:

| | |
|---|---------------|
| Refrigeration Maintenance and Repair..... | \$20,000 |
| Heating Maintenance and Repair..... | 15,000 |
| Security Service..... | 184,800 |
| Repair and Maintenance of Property..... | 30,000 |
| Materials and Supplies..... | 60,000 |
| Repair Parts and Material..... | 5,000 |
| Commonwealth Edison Charges..... | 220,000 |
| Peoples Gas Charges..... | 185,000 |
| Boiler Alarm Services..... | 1,000 |
| Elevator Maintenance and Repairs..... | 5,000 |
| Portable Toilets..... | 8,640 |
| Electrical Repairs by EW&C..... | 10,000 |
| Repairs provided by Bureau of Construction..... | <u>20,000</u> |

Total Amount:\$764,440

Exhibit C.

(Fund 300 -- Bureau 6210, Account .890)

SCHEDULE "A"

DEPARTMENT OF PUBLIC WORKS

DIVISION OF BRIDGES AND VIADUCTS

VEHICLE TAX FUND (300-6210-890)

1986

Contractual Services

| | | | |
|------|---|----------|-----------|
| .144 | Engineering | | \$37,550. |
| | In house engineering services | 22,550. | |
| | Repairs to structures not on City Facility List including repairs to various Lake Shore Street ends | 5,000. | |
| | Emergency repairs to railroad and other structures and maintenance of storage areas | 5,000. | |
| | Maintenance of tree planters on Michigan Avenue | 5,000. | |
| .149 | Other professional and technical services | 150,000. | |
| | Machinery inspection of bridges and bridge balancing | 150,000. | |
| .157 | Rental of contractual equipment and services | 44,500. | |
| | Various office services | 44,500. | |
| .158 | Rental of City Tug for bridge inspection | 2,000. | 2,000. |
| .160 | Repair or maintenance of property | | 365,000. |

| | | | |
|--------------------|---|----------------|---------|
| | Snow removal -- various bridges and viaducts | \$25,000. | |
| | Electric power and gas for various bridges | 200,000. | |
| | Repair to storage areas and facilities | 5,000. | |
| | Repairs to chain link fences -- various locations | 100,000. | |
| | Repairs to overhead doors -- various locations | 20,000. | |
| | Replace water pipe insulation -- various locations | 15,000. | |
| .162 | Repair or maintenance of equipment | | 8,850. |
| | Maintenance of car radios, hand pagers, walkie talkies and marine radios | 5,000. | |
| | Maintenance of office equipment | 3,850. | |
| .176 | Maintenance and operations of City- owned vehicles and equipment | 67,500. | 67,500. |
| | Total -- Contractual Services | 675,400. | |
| <u>Commodities</u> | | | |
| .340 | Bridgehouse and office supplies | 34,000. | 34,000. |
| .345 | Apparatus and instruments | | 9,000. |
| | Purchase of electro-mechanical parts, etc. | 9,000. | |
| | Total -- Commodities | <u>43,000.</u> | |
| | TOTAL: | \$718,400. | |

AUTHORITY GRANTED REGARDING APPLICATION FOR
AND EXECUTION OF ANNUAL URBAN MASS
TRANSPORTATION ADMINISTRATION
PLANNING GRANT FOR FISCAL
YEAR 1987.

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

WHEREAS, The U. S. Government through its Department of Transportation, Urban Mass Transportation Administration, and under authority granted by Section 8 of the Urban Mass Transportation Act of 1964, (49, U.S.C. 1607) as amended, is authorized to award grants for transit planning; and

WHEREAS, These urban transit planning funds are provided through the Metropolitan Planning Organization for Northeastern Illinois; and

WHEREAS, The Policy Committee of the Chicago Area Transportation Study, the Metropolitan Planning Organization for Northeastern Illinois, has by resolution dated March 13, 1986 authorized the City of Chicago to act as applicant for and administrator of U.M.T.A. Section 8 transit planning funds for Fiscal Year 1987; and

WHEREAS, The City of Chicago will act as applicant and administrator of these funds for the following agencies in the Northeastern Illinois Region: the Chicago Area Transportation Study, the Northeastern Illinois Planning Commission, the Northeastern Illinois Regional Transportation Authority (R.T.A.), the R.T.A. Commuter Rail Division, the R.T.A. Suburban Bus Division and the Chicago Transit Authority; and

WHEREAS, These agencies provide coordinated, comprehensive transportation planning and programming for the Chicago Metropolitan Region within the framework of the Metropolitan Planning Organization; and

WHEREAS, The reimbursement of grant funds will be made in accordance with agency budgets as allocated in the Fiscal Year 1987 Northeastern Illinois Unified Work Program, and any subsequent revisions thereto, as endorsed by the Metropolitan Planning Organization and the Urban Mass Transportation Administration; and

WHEREAS, Grant funds from the Federal Government reimbursed to the aforesaid agencies will require no contribution from the City of Chicago; and

WHEREAS, The Transit Planning Program for the Northeastern Illinois Region as identified in the Unified Work Program for F.Y. 1987 is not to exceed \$3,769,200 and the U. S. Department of Transportation, Urban Mass Transportation Administration is offering to award a grant for at least 80% of the total cost; and

WHEREAS, The local matching share, amounting to no more than 20% of the total program cost or not more than \$753,840 is to be provided proportionately by the participating agencies based on each agency's share of the total grant; and

WHEREAS, It is required by the Urban Mass Transportation Administration 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 City of Chicago gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the Urban Mass Transportation Administration requirements thereunder; and

WHEREAS, It is the goal of the City of Chicago that minority business enterprises 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 file a grant application on behalf of the City of Chicago with the Urban Mass Transportation Administration for FY '87 Section 8 Transit Planning funds for the Northeastern Illinois Region in an amount not to exceed \$3,769,200.

SECTION 2. That the Mayor is hereby authorized to execute, the City Clerk to attest, the Commissioner of Public Works and the City Comptroller to approve, upon review and approval of the Corporation Counsel as to form and legality, a grant contract and any subsequent amendments thereto in an amount not to exceed \$3,769,200 with the Urban Mass Transportation Administration.

SECTION 3. That the Mayor is authorized to execute, the City Clerk to attest, the Commissioner of Public Works and the City Comptroller to approve, upon review by the Corporation Counsel as to form and legality, reimbursement agreements between the City of Chicago and the following agencies: Chicago Area Transportation Study, Northeastern Illinois Regional Transportation Authority (R.T.A.), R.T.A. Commuter Rail Division, R.T.A. Suburban Bus Division, Chicago Transit Authority and Northeastern Illinois Planning Commission.

SECTION 4. That the Commissioner of Public Works is authorized to execute subsequent amendments to the reimbursement agreements.

SECTION 5. That the Mayor is authorized to execute and file with the above grant application and grant contract an assurance or any document required by the Urban Mass Transportation Administration to effectuate the purpose of Title VI of the Civil Rights Act of 1964.

SECTION 6. That the Mayor is authorized to set forth and execute affirmative minority business procurement needs.

SECTION 7. That the Commissioner of Public Works is authorized to provide assurances and to furnish such additional information as the Urban Mass Transportation Administration may require for this grant application and contract.

SECTION 8. That the City's share of the matching funds in the form of staff services, in an amount not to exceed \$100,800, is hereby authorized.

SECTION 9. That the City Comptroller is directed to disburse grant funds in accordance with the budget of said grant contract and reimbursement agreements.

SECTION 10. That this ordinance shall be in force and effect from and after its passage.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 41.

Nays -- None.

AUTHORITY GRANTED FOR INSTALLATION OF WATER MAINS AT SUNDRY LOCATIONS.

The Committee on Finance submitted three proposed orders (under separate committee reports) recommending that the City Council pass said proposed orders transmitted therewith, authorizing the installation of water mains at sundry locations.

On separate motions made by Alderman Burke, each of the said proposed orders was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 41.

Nays -- None.

The following are said orders as passed:

Ordered, That the Commissioner of Water is hereby authorized to install water mains in West Carmen Avenue from North Sawyer Avenue to North Spaulding Avenue; 276 feet of 8-inch ductile iron water pipe, at a total estimated cost of \$37,437.70 chargeable to the Capital Improvement Account Number 200 - (7930) -- Construction. The above work is to be done under Order Number A-00299.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in West 15th Street from South Central Park Avenue to South Pulaski Road; 2,650 feet of 8-

inch ductile iron water main, at a total estimated cost of \$253,885.51 chargeable to the Capital Improvement Account Number 200 - (7930) -- Construction. The above work is to be done under Order Number A- 00292.

Ordered, That the Commissioner of Water is hereby authorized to install water mains in South Calumet Avenue between East 35th Street and East 37th Street; 1,302 feet of 8-inch ductile iron water main, at the total estimated cost of \$165,773.97 chargeable to the Capital Improvement Account Number 200 - (7930) -- Construction. The above work is to be done under Order Number A- 00256.

AUTHORITY GRANTED FOR ISSUANCE OF FREE PERMITS
FOR CERTAIN CHARITABLE, EDUCATIONAL AND
RELIGIOUS INSTITUTIONS.

The Committee on Finance to which had been referred (April 16, 1986) sundry proposed ordinances transmitted therewith to authorize the issuance of free permits for certain charitable, educational and religious institutions, submitted separate reports recommending that the City Council pass said proposed ordinances.

On separate motions made by Alderman Burke, each of the said proposed ordinances was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 41.

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):

FREE PERMITS.

Children's Memorial 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 the Children's

Memorial Hospital for a two-year or more range project, namely, rehabilitating existing structure at 2356 N. Lincoln Avenue; construction of an additional floor to the Jones Building located approximately at 2300-2360 N. Orchard Avenue; also construction of an M.R.I. Vault and sub-sidewalk at same location; resurfacing parking garage at 2330 N. Lincoln Avenue; construction of a heliopad at 2300 Childrens Plaza; and installation of a generator in the Black Building located at 2440 N. Orchard Avenue.

Said buildings 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.

DePaul University.

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 DePaul University for electrical installation/Wigdahl Electric Company, 625 Pratt Blvd., Elk Grove Village, Illinois, on the premises known as 2345 N. Clifton Avenue.

Said building shall be used exclusively for educational 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.

Northeastern University.

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 Northeastern University, 5500 N. St. Louis Avenue, for electrical work at 4008 W. Rosemont Avenue; 5500 N. St. Louis Avenue; and 5101 N. Kimball Avenue, on the premises known as 5500 N. St. Louis Avenue.

Said building shall be used exclusively for educational 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.

St. Paul Church of God in Christ.

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. Paul Church of God in Christ, 4526 S. Wabash Avenue, for demolition of buildings located at 4519 S. State Street and 4510 S. Wabash Avenue, acquired by said Church on the premises known as 4526 S. Wabash Avenue.

Said building shall be used exclusively for _____ and _____ purposes and shall not be leased or otherwise used with a view to profit, and the work thereon shall be done in accordance with plans submitted.

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

University of Illinois.

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 University of Illinois, for upgrading electrical power at the University of Illinois Eye and Ear Infirmary (G & M Electrical Contractors, 1746 N. Richmond Street) on the premises known as 1855 W. Taylor Street.

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.

CITY COMPTROLLER AUTHORIZED AND DIRECTED TO CANCEL
WARRANTS FOR COLLECTION ISSUED AGAINST
NORTHWESTERN MEMORIAL HOSPITAL.

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

Ordered, That the City Comptroller is hereby authorized and directed to cancel warrant for collection No. B1-419742 in the amount of \$103.50, for annual inspection fee, charged to Northwestern Memorial Hospital, 240 East Pearson Street.

Ordered, That the City Comptroller is hereby authorized and directed to cancel warrant for collection No. A1-413043 in the amount of \$222.00, for elevator inspection fee, charged to Northwestern Memorial Hospital, 301 East Chicago Avenue.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Huels, Majerczyk, Madrzyk, Burke, Langford, Kellam, Sheahan, Kelley, Garcia, Krystyniak, Soliz, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 41.

Nays -- None.

Placed on File -- APPLICATIONS FOR CITY OF CHICAGO
CHARITABLE SOLICITATION (TAG DAY) PERMITS.

The Committee on Finance submitted a report recommending that the City Council *Place on File* two applications for City of Chicago charitable solicitation (tag day) permits for:

Cosmopolitan Section, National Council of Negro Women, June 13, 1986 (City- wide);

Chicago House and Social Service Agency, Inc., June 28 and 29, 1986 (North side).

On motion of Alderman Burke, the committee's recommendation was *Concurred In* and said applications and report were *Placed on File*.

COMMITTEE ON ECONOMIC DEVELOPMENT.

**APPROVAL GIVEN FOR VARIOUS CHANGES RELATING TO
ECONOMIC DEVELOPMENT COMMISSION.**

The Committee on Economic Development submitted the following report:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Your Committee on Economic Development, having had under consideration a proposed ordinance transmitted with a communication signed by Mayor Harold Washington (which was transmitted on March 12, 1986) providing for the reduction of the size of the Economic Development Commission from nineteen (19) private sector members and ten (10) public sector members to twelve (12) private sector members and five (5) public sector members, and further providing for initial appointments to staggered terms of one, two, and three years, thereafter commission members to be appointed to three-year terms, and further providing that the commission advise the Mayor regarding the identification of economic projects, begs leave to recommend that Your Honorable Body *Pass* said ordinance which is transmitted herewith.

This recommendation was concurred in by nine (9) members of the committee with no dissenting votes.

Respectfully submitted,
(Signed) BERNARD J. HANSEN,
Chairman.

On motion of Alderman Hansen, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

The following is said ordinance as passed:

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

SECTION 1. Section 15.2-2 of the Municipal Code of the City of Chicago be and hereby is amended by deleting the language contained in brackets and adding the language in italics as follows:

15.2-2

(b) There is hereby established an Economic Development Commission of the City of Chicago which shall consist of the Commissioner of Economic Development, the Commissioner of Planning, [the Director of the Mayor's Office of Employment and Training, the Corporation Counsel, the Commissioner of Public Works, the Comptroller,] the Chairman of the City Council Committee on Finance, the Chairman of the City Council Committee on Economic Development, the Commissioner of Inspectional Services, [an Administrative Assistant to the Mayor to be designated by the Mayor] and [nineteen] *twelve* additional members to be appointed by the Mayor with the approval of the City Council.

Members of the previously constituted Economic Development Commission shall complete their respective terms of office. Upon expiration of terms of members of the Commission during [1982] 1986, the Mayor shall appoint [six members for two-year terms and seven members for three-year terms] *four members for one-year terms, four members for two-year terms, and four members for three-year terms*. Thereafter, whenever a vacancy occurs by reason of the expiration of the term of any member, the Mayor shall appoint a member of the commission for a term of three years.

SECTION 2. Section 15.2-4 of the Municipal Code of the City of Chicago be and hereby is amended by deleting the language contained in brackets and adding the language in italics as follows:

15.2-4

The Economic Development Commission shall [assist and advise the Commissioner] *advise the Mayor* in the identification of industrial and commercial projects which may be undertaken to strengthen and promote the economic vitality of the City of Chicago. Said Commission may propose and assist in the preparation of, designation of or plans of industrial development projects, and may assist in the undertaking and carrying out of such projects.

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

APPROVAL GIVEN TO APPOINTMENT OF MR. BARRY
SULLIVAN AS MEMBER OF THE ECONOMIC
DEVELOPMENT COMMISSION.

The Committee on Economic Development submitted the following report:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Your Committee on Economic Development, having had under consideration a communication from the Honorable Harold Washington, Mayor, dated March 12, 1986, appointing Barry Sullivan as a member of the Economic Development Commission for a three-year term, begs leave to recommend that Your Honorable Body *Approve* said appointment.

This recommendation was concurred in by eight (8) members of the committee with one (1) dissenting vote.

Respectfully submitted,
(Signed) BERNARD J. HANSEN,
Chairman.

On motion of Alderman Hansen, the said proposed appointment of Mr. Barry Sullivan as a member of the Economic Development Commission was *Approved* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 48.

Nays -- None.

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

APPROVAL GIVEN TO APPOINTMENT OF MR. DONALD
LANGENBERG AS MEMBER OF ECONOMIC
DEVELOPMENT COMMISSION.

The Committee on Economic Development submitted the following report:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Your Committee on Economic Development, having had under consideration a communication from the Honorable Harold Washington, Mayor, dated March 12, 1986, appointing Donald Langenberg as a member of the Economic Development Commission for a three-year term, begs leave to recommend that Your Honorable Body *Approve* said appointment.

This recommendation was concurred in by eight (8) members of the committee with one (1) dissenting vote.

Respectfully submitted,
(Signed) BERNARD J. HANSEN,
Chairman.

On motion of Alderman Hansen, the said proposed appointment of Mr. Donald Langenberg as a member of the Economic Development Commission was *Approved* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

APPROVAL GIVEN TO APPOINTMENT OF MR. ROBERT
BELCASTER AS MEMBER OF ECONOMIC
DEVELOPMENT COMMISSION.

The Committee on Economic Development submitted the following report:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Your Committee on Economic Development, having had under consideration a communication from the Honorable Harold Washington, Mayor, dated March 12, 1986, appointing Robert Belcaster as a member of the Economic Development Commission for a two-year term, begs leave to recommend that Your Honorable Body *Approve* said appointment.

This recommendation was concurred in by eight (8) members of the committee with one (1) dissenting vote.

Respectfully submitted,
(Signed) BERNARD J. HANSEN,
Chairman.

On motion of Alderman Hansen, the said proposed appointment of Mr. Robert Belcaster as a member of the Economic Development Commission was *Approved* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

INSTALLATION OF BUSINESS AREA SIGNAGE BY LAKE
VIEW EAST DEVELOPMENT CORPORATION.

The Committee on Economic Development submitted the following report:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Your Committee on Economic Development, having had under consideration a proposed ordinance introduced by Aldermen Bernard J. Hansen (44th) and Jerome M. Orbach (46th) on November 20, 1985, providing authorization of the installation of business area signage by the Lake View East Development Corporation, begs leave to recommend that Your Honorable Body *Pass* said ordinance which is transmitted herewith.

This recommendation was concurred in by nine (9) members of the committee with no dissenting votes.

Respectfully submitted,
(Signed) BERNARD J. HANSEN,
Chairman.

On motion of Alderman Hansen, the said proposed ordinance transmitted with the foregoing committee report was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

The following is said ordinance as passed:

WHEREAS, The Department of Economic Development has approved Business Area Signage Program participation within the City of Chicago for the installation of improvements in the public way, 75% of the cost to be financed through Federal Community Development Block Grant Funds; and

WHEREAS, The Lake View East Development Corporation will be responsible for providing the other 25% of the cost and for any maintenance, replacement, and liability relative to said improvements; now, therefore,

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

SECTION 1. That 165 business area signs will be installed in the public way on each City utility pole.

SECTION 2. That the maintenance of these improvements will be the responsibility of the Lake View East Development Corporation.

SECTION 3. That the Lake View East Development Corporation will provide adequate liability insurance coverage to hold the City of Chicago harmless relative to said improvements at the above (attached) locations.

SECTION 4. That this ordinance shall take effect and be in full force from the date of its passage.

Locations of Large Signage and Service Area Boundaries attached to this ordinance read as follows:

1. North Clark Street, from West Diversey Avenue to West Barry Avenue.
2. West Diversey Avenue, from North Sheridan Road to North Halsted Street.
3. West Belmont Avenue, from North Cambridge Avenue to North Orchard Street.
4. North Broadway, from West Diversey Avenue to West Grace Street.
5. North Halsted Street, from West Belmont Avenue to West Grace Street.

STREETSCAPE ENGINEERING STUDY REQUESTED FOR
PORTION OF SOUTH MICHIGAN AVENUE.

The Committee on Economic Development submitted the following report:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Your Committee on Economic Development, having had under consideration a resolution introduced by Alderman Perry H. Hutchinson (9th Ward) on January 30, 1986, requesting that a streetscape engineering study be conducted for that portion of South Michigan Avenue between 11501 South and 11595 South, begs leave to recommend that Your Honorable Body *Adopt* said resolution which is transmitted herewith.

This recommendation was concurred in nine (9) members of the committee with no dissenting votes.

Respectfully submitted,
(Signed) BERNARD J. HANSEN,
Chairman.

On motion of Alderman Hansen, the said proposed resolution transmitted with the foregoing committee report was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuster, Volini, Orr, Stone -- 48

Nays -- None.

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

The following is said resolution as adopted:

Be It Resolved, That the City of Chicago Public Works Department is hereby requested to undertake an engineering study leading to a Streetscape Program to be carried out under the City of Chicago Department of Economic Development, for that portion between 11501 and 11595 S. Michigan Avenue, and that this study be carried out at the earliest possible date.

COMMITTEE ON HEALTH.

UNITED STATES SENATE AND HOUSE OF REPRESENTATIVES
URGED TO ENACT SENATE BILL 1855 REAUTHORIZING
HEALTH PLANNING PROGRAM AND EXTENDING
FUNDING FOR HEALTH SYSTEMS AGENCIES.

The Committee on Health submitted the following report:

CHICAGO, April 17, 1986.

To the President and Members of the City Council:

Your Committee on Health, having had under consideration a resolution (which was referred on April 9, 1986) urging United States Senator Quayle, sponsor of Senate Bill 1855, to bring this S. B. 1855 for vote to the full Senate, which would reauthorize the Health Planning Program and extend funding for three years beyond the set date, namely, September 30, 1986, for Health Systems Agencies; and, further urging that the members of the United States Senate and members of the United States House of Representatives enact into law S. B. 1855 in a timely fashion, begs leave to recommend that Your Honorable Body *Adopt* the said resolution, which is transmitted herewith.

This recommendation was unanimously concurred in by the members of the committee, with no dissenting vote.

Respectfully submitted,
(Signed) ALOYSIUS A. MAJERCZYK,
Chairman.

On motion of Alderman Majerczyk, the said proposed resolution transmitted with the foregoing committee report was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

The following is said resolution as adopted:

WHEREAS, The role of addressing the health care needs of Chicagoans by controlling costs, appropriately focusing resources, and facilitating the rationalization of the health care system is performed by the Chicago Health Systems Agency as the only health planning agency with community representation and a City-wide perspective; and

WHEREAS, The Chicago Health Systems Agency collects, analyzes, and disseminates health care data, develops health plans, and reviews certificate of need applications proposing the initiation of services in health care facilities in Chicago; and

WHEREAS, Community-based health planning is essential in Chicago, where costs continue to increase and a large indigent population is experiencing difficulty in obtaining health care services; and

WHEREAS, Those Chicago hospitals whose market area contain numerous poor and elderly residents cannot survive a competitive struggle with institutions serving the more affluent; and

WHEREAS, The Chicago Health Systems Agency has saved Chicago consumers more than \$100 million during its history, ten times the amount of tax dollars it has received; and

WHEREAS, Congress does not intend to provide funding for health systems agencies beyond September 30, 1986 unless the health planning program has been reauthorized; and

WHEREAS, Senate Bill 1855 would reauthorize health planning for the next three years in amounts consistent with current appropriations and is the only viable reauthorization mechanism; now, therefore,

Be It Resolved, By the Mayor and members of the Chicago City Council that we urge Senator Quayle, sponsor of Senate Bill 1855, to bring this full bill for vote to the full Senate; and

Be It Further Resolved, By the Mayor and members of the Chicago City Council that we urge the members of the Senate and the House of Representatives to enact Senate Bill 1855 into law in a timely fashion.

COMMITTEE ON LEASES.

CITY COMPTROLLER AUTHORIZED TO EXECUTE LEASE AGREEMENTS FOR PROPERTIES AT SPECIFIED LOCATIONS.

The Committee on Leases submitted the following report:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Your Committee on Leases having had under consideration two communications recommending passage of proposed ordinances concerning leases with the City of Chicago, Department of Streets and Sanitation, and the Triangle Park Corporation for property located at:

1358 W. Webster; and

N. Hermitage and Juneway Terrace

begs leave to recommend that Your Honorable Body *Pass* said proposed ordinances transmitted herewith.

These recommendations were concurred in by unanimous vote of all those present.

Respectfully submitted,
(Signed) ROBERT T. KELLAM,
Chairman.

On motion of Alderman Kellam, the said proposed ordinances attached to the foregoing committee report were *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 48.

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):

*Department of Streets and Sanitation.
1358 West Webster Avenue.*

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

SECTION 1. That the City Comptroller is authorized to execute on behalf of the City of Chicago, a lease from Anthony J. Pauletto and Jay Hechtman as sole beneficiaries under Capital Bank and Trust of Chicago Trust, Trust No. 422, dated November 8, 1982, as lessors, the entire building which consists of approximately 1,587 square feet of office space and labor rooms on the 1st floor, 787 square feet of office space on the 2nd floor, and 1,248 square feet of garage space, located at 1358 West Webster Avenue for the Department of Streets and Sanitation, as lessee: such lease to be approved by the Commissioner of the Department of Streets and Sanitation and to be approved as to form and legality by the Corporation Counsel in substantially the following form:

[Lease printed on page 29467 of this Journal.]

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

Rider attached to this ordinance reads as follows:

Rider.

Notification Provisions.

In every instance where it shall be necessary or desirable for the Lessor to serve any notice or demand upon the Lessee, it shall be necessary to send a written or printed copy thereof by United States registered or certified mail, postage prepaid, addressed to the Lessee at the premises and, in addition, to the Director of Real Estate, Department of Finance, 320 North Clark Street, Suite 505, Chicago, Illinois, 60610, or at such other place as the Lessee from time to time may appoint in writing in which event the notice or demand shall be deemed to have been served at the time copies are received at said locations.

Rental Payment Provisions.

Lessee shall pay rent for said premises during the continuance of this lease at the rate of:

Two Thousand Four Hundred Fifty and no/100 Dollars (\$2,450.00) per month for a period beginning on the 1st day of March, 1986 and ending on the 28th day of February, 1987;

Two Thousand Five Hundred Ninety-seven and no/100 Dollars (\$2,597.00) per month for a period beginning on the 1st day of March, 1987 and ending on the 28th day of February, 1988;

Two Thousand Seven Hundred Fifty-two and 82/100 Dollars (\$2,752.82) per month for a period beginning on the 1st day of March, 1988 and ending on the 28th day of February, 1989;

Two Thousand Nine Hundred Seventeen and 99/100 Dollars (\$2,917.99) per month for a period beginning on the 1st day of March, 1989 and ending on the 28th day of February, 1990;

Three Thousand Ninety-three and no/100 Dollars (\$3,093.00) per month for a period beginning on the 1st day of March, 1990 and ending on the 28th day of February, 1991.

Rent is payable in advance on the first (1st) day of each calendar month by the Office of the City Comptroller to Anthony J. Pauletto and Jay Hechtman c/o Jay Hechtman, 444 North Skokie Boulevard, Wilmette, Illinois, 60091.

Lessor and Lessee Responsibilities.

Lessor under this lease shall:

Provide for and maintain heating plant and equipment in good operable condition.

Provide for domestic water and maintain plumbing in good operable condition.

Provide for and maintain central air conditioning unit and equipment and maintain same.

Provide and pay for janitorial service for the maintenance of the exterior and interior of building, including maintenance of all mechanical components. Janitorial service shall not be construed to mean cleaning, washing, or sweeping of any kind; or moving of furniture, replacing of light bulbs, etc., but shall refer strictly to service for the maintenance of the physical plant.

Maintain exterior and interior of building, including maintenance of all mechanical components.

Provide and pay for prompt removal of snow and ice from sidewalks which immediately abut said demised premises.

Comply with the provisions of the Municipal Building Code in the repair and maintenance of said premises.

Pay all real estate taxes and other tax levies assessed against said premises within deadlines established by governmental taxing bodies.

Provide and maintain at all times public liability insurance in the amount of \$500,000 combined single limit; with the City named as additionally insured to receive a certificate of insurance for said insurance coverage prior to lease execution. Said annual insurance coverage shall be renewed for each year during the term of this lease with Lessee to receive a certificate of insurance for said annual renewal at least thirty (30) days prior to annual renewal date. Should any of the above described policies be cancelled before the expiration date, the Lessor shall mail to the Lessee at the address cited herein a copy of the cancellation notice within fifteen (15) days upon receipt thereof.

Lessee under this lease shall:

Pay for any damage to overhead garage doors during working hours.

Pay for heat and hot water; and electricity as metered.

Replace any broken plate glass on first (1st) floor of said demised premises during term of lease not caused by negligence of Lessor.

Provide and pay for nightly custodial services which shall be construed as cleaning, washing, emptying wastepaper baskets, replacement of light bulbs or sweeping of any kind.

Additional clauses to be included:

In the event the Lessor should fail to furnish any of the substantial alterations, repairs or services as required by this lease, or fails to remove and/or correct any fire hazards, health hazards or any violations of the Municipal Building Code caused by the acts of negligence of the Lessee, and the failure continues ten (10) days after Lessee has notified the Lessor by written notice of such failure, the Lessee may at its own option make the necessary repairs or supply the maintenance or service itself and

have the hazards or Building Code violations corrected and deduct the cost and expense thereof from rental herein due under this lease or immediately terminate this lease by providing the Lessor written notice by certified or registered mail at the address cited herein.

In the event of any substantial breach of any of the covenants, terms and conditions contained herein by the Lessor, Lessee shall have the right to terminate this lease immediately upon giving written notice by certified or registered mail to Lessor at the address cited herein. Failure or neglect of Lessee to act upon a breach of one or more of the covenants, terms and conditions of this lease shall not constitute or be construed as a waiver of subsequent breach by the Lessor of any right created thereby.

Triangle Park Corporation.

WHEREAS, The Department of Urban Renewal of the City of Chicago, pursuant to its purpose of cooperating with communities in the preservation and beautification of neighborhoods, proposes to enter into a lease for a certain parcel of land containing 106,603.42 square feet, as identified by a plat of survey on file at the offices of the Department of Housing; and

WHEREAS, The City of Chicago is the title holder to said certain parcel of land, identified as Disposition Parcel PK-1 in Redevelopment Project Haskins- Hermitage, generally bounded on the north by the City limits, on the east by North Hermitage Avenue, on the south by West Juneway Terrace and North Haskins Avenue, and on the west by a line approximately 460 feet west of North Hermitage Avenue; and

WHEREAS, The Department of Housing of the City of Chicago and Triangle Park Corporation, an Illinois not-for-profit corporation, have been negotiating in a joint effort to develop a community park on said tract of land and said proposed usage is in conformance with the amended plan for Redevelopment Project Haskins-Hermitage; and

WHEREAS, The Department of Housing has committed certain funds to the development of said community park; and

WHEREAS, The Triangle Park Corporation has submitted a plan for long term management and maintenance of said community park which has been approved by the Department of Housing; and

WHEREAS, Pursuant to said negotiations, the Department of Law of the City of Chicago has prepared a lease between the City of Chicago and Triangle Park Corporation; and

(Continued on page 29468)

4/23/86

REPORTS OF COMMITTEES

29467.

LEASE-Short Form Lease No. 13005

Form C. O. No. 18

City of Chicago

This Agreement, Made this..... day of.....

A. D. 19... between Anthony J. Pauletto and Jay Hechtman as sole beneficiaries under Capital Bank & Trust of Chicago Trust, Trust No. 422, dated November 8, 1982 as Lessor, and the CITY OF CHICAGO, a Municipal Corporation, as Lessee:

Witnesseth: That the Lessor do hereby lease to the Lessee the following described premises situated in the City of Chicago, County of Cook and State of Illinois, to-wit: Approximately 1,585 square feet of office space and labor rooms on the 1st floor, 797 square feet of office space on the 2nd floor, and 1,248 square feet of garage space located at 1358 West Webster Avenue for the Department of Streets and Sanitation to be used as the 43rd Ward Yard office.

To have and to hold said premises unto the Lessee for a term beginning on the 1st day of March A. D. 1986, and ending on the 28th day of February A. D. 1991. Lessee has the right to terminate this lease upon ninety (90) days prior written notice to lessor at address cited herein.

Any notice from Lessee to Lessor under or in regard to this lease may be served by mailing a copy thereof to the Lessor at Anthony J. Pauletto, 444 N. Skokie Blvd., Wilmette, IL 60091 or at such other place as the Lessor from time to time in writing may appoint. For Lessor to Lessee Notification Provisions See Rider Attached Hereto and Made A Part Hereof. For Rental Payment Provisions See Rider Attached Hereto and Made A Part Hereof. Assessments for water tax levied against said premises for all or part of the term of this lease shall be paid by the Lessor.

Lessor during the entire term of this lease shall keep in a condition of thorough repair and good order at Lessor's own expense, said demised premises and appurtenances, including catch basins, vaults and sidewalks. If the Lessor shall refuse or neglect to make needed repairs within ten days after written notice thereof sent by the Lessee, the Lessee is authorized to make such repairs and to deduct the cost thereof from rentals accruing under this lease.

For Responsibilities of Lessor and Lessee
See Rider Attached Hereto and Made a Part
Hereof.

Lessee shall not assign this lease or sublet said premises or any part thereof without the written consent of the Lessor, and upon the termination of this lease shall surrender said premises to the Lessor in as good condition as at the beginning of the term of this lease, loss by fire or other casualty, ordinary wear and repairs chargeable to the Lessor, excepted.

Lessor shall have the right of access at reasonable times for examining or exhibiting said premises and for making repairs, and shall be allowed to place thereon notices of "To Rent" for sixty days prior to the termination of this lease, and of "For Sale" at all times, but all such notices shall be placed in positions acceptable to the Lessee.

Lessee shall have the right to make such alterations, additions and improvements on said premises as it shall deem necessary, provided that such additions and improvements whether made during the term of this lease or prior thereto, shall be regarded as removable fixtures, all or any part of which the Lessee at its election may leave on said premises, or remove prior to the termination of this lease.

In case said premises shall be rendered untenable by fire or other casualty during said term, Lessor may rebuild said premises within thirty days, but failing so to do, or if said premises shall be destroyed by fire or other casualty, this lease thereby shall be terminated; in the event of such a termination of this lease, Lessee shall be chargeable with rent only to the date of such fire or other casualty, and if Lessor shall rebuild within thirty days, Lessee shall be excused from payment of rent for the period of such rebuilding.

In Witness Whereof, this lease is signed by or on behalf of the parties hereto the day and year first above written. Approved as to form and legality, except as to property description and execution.

Approved: Chief Assistant Corporation Counsel.
Director, Real Estate ~~AGG~~

Approved: _____
Commissioner, Department of Streets and Sanitation

By: Anthony J. Pauletto
By: Jay Hechtman
By: _____
City Comptroller

(Continued from page 29466)

WHEREAS, Said lease provides for an initial lease period of ten (10) years at one dollar (\$1.00) per year for Parcel PK-1; and said lease may be renewed for additional annual periods by agreement of the parties; and

WHEREAS, Said lease contains provisions regarding general law enforcement, affirmative action hiring during the construction of park improvements, insurance coverage, and indemnification of the City; and

WHEREAS, The Department of Urban Renewal of the City of Chicago has, by Resolution No. 85-DUR-52, adopted by the Department on November 21, 1985, authorized and approved said lease with Triangle Park Corporation for Parcel PK-1 in Project Haskins-Hermitage; and

WHEREAS, The City Council has considered Resolution No. 85-DUR-52, and it is the sense of the City Council that said lease for Parcel PK-1 as described therein, is satisfactory and should be approved; now, therefore,

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

SECTION 1. The lease, attached hereto and incorporated herein by reference, proposed by the Department of Urban Renewal with Triangle Park Corporation for Parcel PK-1 in Project Haskins-Hermitage, is hereby approved.

SECTION 2. That the Commissioner of the Department of Housing of the City of Chicago is authorized to execute said lease.

SECTION 3. This ordinance shall be effective upon its passage and approval.

COMMITTEE ON MUNICIPAL CODE REVISION.

AMENDMENT OF CHICAGO MUNICIPAL CODE CHAPTER 27, SECTION 27-209 REGARDING INSTALLATION OF "NEIGHBORHOOD WATCH" SIGNS.

The Committee on Municipal Code Revision submitted a report recommending that the City Council pass the following proposed ordinance, as amended, transmitted therewith:

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

SECTION 1. That Section 27-209 of the Municipal Code of Chicago is hereby amended by inserting therein in its proper sequence a new paragraph (c) in italics to read as follows:

27-209. ...

(c) Sections (a) and (b) hereunder shall not apply to "Neighborhood Watch" signs installed by local residents or organizations in conjunction with the Chicago Police Department Beat Representative Program; provided, however, that all signs must be installed in residential areas, at least eight feet above curb grade, and not less than 150 feet from any intersection and in such a manner as to not obstruct any traffic sign or any other regulatory sign or signal. Said Neighborhood Watch signs shall be the property of the local resident or block club participating in the Neighborhood Watch program who shall purchase, install and maintain said signs. All such Neighborhood Watch signs shall be uniform in size, color and design as approved by the Chicago Police Department.

SECTION 2. This ordinance shall be effective upon its due passage.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AMENDMENT OF CHICAGO MUNICIPAL CODE CHAPTERS
104 AND 158 REGULATING LOCATION
LIMITATIONS OF DAY CARE
CENTERS.

The Committee on Municipal Code Revision submitted a report recommending that the City Council pass the following proposed ordinance, as amended, transmitted therewith:

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

SECTION 1. That Section 104.2-9.1 of the Municipal Code of Chicago is hereby amended by inserting therein the following language in italics below:

No person shall operate any arcade in any place within two hundred feet of any church, hospital, *day care center*, building operated exclusively as a grammar or secondary school, or residential zoning district, unless such place was licensed as an arcade before the establishment of the church, hospital, *day care center*, educational institution, or zoning district.

SECTION 2. That Chapter 158 of the Municipal Code of Chicago is hereby amended by inserting therein, in its proper numerical sequence, a new section to be known as Section 158-15.1 and to read in italics as follows:

158-15.1. No license shall be issued for a day care center which is located within four hundred feet of any premises licensed for the sale of alcoholic liquor, unless such day care center was established prior to the passage of this ordinance.

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

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

Action Deferred -- AMENDMENT OF CHICAGO MUNICIPAL
CODE CHAPTER 27, SECTION 27-416.1 CONCERNING
STREET CLEANING VIOLATIONS.

The Committee on Municipal Code Revision submitted the following report, which was, on motion of Aldermen Evans and Frost, *Deferred* and ordered published:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Reporting for your Committee on Municipal Code Revision, which held a meeting of April 22, 1985, I submit to you the following item, as amended, for your consideration.

WHEREAS, The City of Chicago is a Home Rule Unit pursuant to the 1970 Constitution of the State of Illinois; and

WHEREAS, As a Home Rule Unit, the City of Chicago may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Street cleaning is a vital service provided by the City for its residents; and

WHEREAS, The City is hampered in its effort to clean its streets by automobiles parked in violation of street cleaning ordinances; and

WHEREAS, The use of Chicago Policemen to cite such illegally parked automobiles would be inefficient use of such sworn personnel; now, therefore,

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

SECTION 1. That the Municipal Code of the City of Chicago, Chapter 27- 416.1 is hereby amended by adding the language in italics as shown below:

That Ward Superintendents or their designees within the Department of Streets and Sanitation are hereby authorized to issue traffic violation notices and place same on vehicles parked in violation of Section 27-308 (c) of this Chapter. This authority shall be limited solely to issuing notices for violation of Section 27-308 (c) of this Chapter.

SECTION 2. This ordinance shall be effective upon its due passage.

This amendment was concurred in by all members of the committee present, with no dissenting votes.

Respectfully submitted,
(Signed) JEROME M. ORBACH,
Chairman.

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

WHEREAS, The City of Chicago is a Home Rule Unit pursuant to the 1970 Constitution of the State of Illinois; and

WHEREAS, As a Home Rule Unit, the City of Chicago may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, Street cleaning is a vital service provided by the City for its residents; and

WHEREAS, The City is hampered in its effort to clean its streets by automobiles parked in violation of street cleaning ordinances; and

WHEREAS, The use of Chicago Policemen to cite such illegally parked automobiles would be an inefficient use of such sworn personnel; now, therefore,

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

SECTION 1. That the Municipal Code of the City of Chicago, Chapter 27, Section 27-416.1 is hereby amended by adding the language in italics as shown below:

That Ward Superintendents or their designees within the Department of Streets and Sanitation are hereby authorized to issue traffic violation notices and place same on

vehicles parked in violation of Section 27-308(c) of this Chapter. This authority shall be limited solely to issuing notices for violation of Section 27-308(c) of this Chapter.

SECTION 2. This ordinance shall be effective upon its due passage.

Action Deferred -- AMENDMENT OF CHICAGO MUNICIPAL
CODE CHAPTER 193, BY ADDING NEW SECTION
193-20.1 REGARDING REMOVAL OF
GRAFFITI FROM PROPERTY.

The Committee on Municipal Code Revision submitted the following report, which was, on motion of Aldermen Hutchinson and Frost, *Deferred* and ordered published:

CHICAGO, April 23, 1986.

To the President and Members of the City Council:

Reporting for your Committee on Municipal Code Revision, which held a meeting of April 22, 1985, I submit to you the following item for your consideration.

Move to amend the proposed amendment creating a new Section 193-20.1 of the Municipal Code of Chicago by striking, within sub-section b) thereof, the following language appearing in brackets below, and by substituting in lieu thereof certain language in italics below:

193-20.1. ...

b) Any owner, agent or trustee of any industrial, commercial or [apartment building of six (6) or more units] *residential property*, which [structure] *property* shall have been affixed with the signs, symbols or language of any kind in the category commonly known as graffiti shall, upon notification from the Department of Inspectional Services, remove such signs, symbols or language *within* a period not to exceed thirty (30) days.

This recommendation was concurred in by all members of the committee present, with no dissenting votes.

Respectfully submitted,
(Signed) JEROME M. ORBACH,
Chairman.

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

Move to amend the Municipal Code of the City of Chicago creating a new subsection b) thereof:

193-20.1. ...

b) Any owner, agent or trustee of any industrial, commercial or residential property, which property shall have been affixed with the signs, symbols or language of any kind in the category commonly known as graffiti shall, upon notification from the Department of Inspectional Services, remove such signs, symbols or language within a period not to exceed thirty (30) days.

COMMITTEE ON STREETS AND ALLEYS.

GRANT OF PRIVILEGE IN PUBLIC WAY AUTHORIZED FOR WILLIAM WRIGLEY, JR. COMPANY.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass a proposed ordinance transmitted therewith, authorizing a grant of privilege in public way to the William Wrigley, Jr. Company.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 48.

Nays -- None.

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

The following is said ordinance as passed:

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

SECTION 1. Permission and authority are hereby given and granted to William Wrigley, Jr. Company, upon the terms and subject to the conditions of this ordinance, to maintain a floodlighting system to illuminate the exterior of the Wrigley Building located at 400-410 N. Michigan Avenue and any additions thereto or replacements thereof, upon the north side of the viaduct constituting the Wacker Drive extension. Wrigley shall furnish at its expense all labor, lights, fixtures, parts and other equipment necessary to maintain, repair and operate the floodlighting system and shall have the right to pass and repass over and upon the viaduct and adjacent City property as reasonably necessary. Wrigley also agrees to maintain and operate the floodlighting system at all times in compliance with any general or regulatory ordinance now or hereafter adopted, by the City Council of the City of Chicago: for a period of five (5) years from and after December 11, 1985.

The location of said privilege shall be as shown on prints hereto attached, which by reference is made a part of this ordinance. 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 Public Works. The grantee shall keep that portion of the public way over or 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 Streets and Sanitation.

SECTION 2. The grantee agrees to pay to the City of Chicago as compensation for the privilege herein granted the sum of Seven Thousand Eight Hundred Thirty-four and no/100 Dollars (\$7,834.00) per annum, in advance, the first payment to be made as of date stated in Section 1, and each succeeding payment on the same day and month annually thereafter. 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 annual 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. Further, renewal authority for the continued maintenance and use of the public ways as herein described shall be obtained prior to the date of expiration of this ordinance.

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 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 Streets and Sanitation and in accordance to 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 insurance 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. The grantee and the insurance company, upon receiving written notification from the Commissioner of Streets and Sanitation of the cost shall pay said amount. The decision of the Commissioner of Streets and Sanitation shall be final and binding. 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, both public liability and property damage, 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 Finance, Real Estate Division, no later than 30 days prior to expiration of policy. The aforementioned insurance coverage shall be maintained at all times by the grantee until the structures or appliances described in this ordinance are removed and the public way is restored as herein required.

SECTION 5. The permittee shall also indemnify and hold harmless the City of Chicago for any personal injuries or deaths occurring out of the reconstruction, maintenance and operation of the (vaults, fire escapes, canopies, etc.) and arising out of and including the passive negligence of the City of Chicago.

SECTION 6. 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 all and singular the 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 other expenses 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 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 or appliances herein authorized are removed and the public way is restored as herein required.

SECTION 7. The grantee will further be liable to the City of Chicago for the annual compensation for the use of the public way.

SECTION 8. This ordinance shall take effect and be in force from and after its passage; provided said grantee file a written acceptance of this ordinance with the City Clerk, provided further, that proof of indemnification on behalf of the City of Chicago, as herein requested, and payment of the first year's compensation to be paid to the City Comptroller.

[Plat omitted for printing purposes.]

APPROVAL GIVEN FOR GRANTS OF PRIVILEGE IN
PUBLIC WAYS (CANOPIES).

The Committee on Streets and Alleys to which had been referred on October 18 and November 1, 1985, two proposed orders for grants of privilege in public ways, submitted separate reports recommending that the City Council pass the said proposed orders transmitted therewith.

On separate motions made by Alderman Cullerton, each of the said proposed orders was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

Said orders, as passed, read respectively as follows (the italic heading in each case not being a part of the order):

Grant to Kaehler, Incorporated: Canopy.

Ordered, That the City Comptroller is hereby authorized to issue a permit to Kaehler, Incorporated to construct, maintain and use a canopy over the public right of way in North Clark Street attached to the building or structure located at 2734 North Clark Street for a period of three (3) years from and after date of passage of this order in accordance with the plans and specifications filed with the Commissioner of Public Works and approved by the Commissioner of Inspectional Services and the Division Marshal in Charge of Bureau of Fire Prevention, said canopy not to exceed 18 feet in length, nor 3 feet in width: Upon the filing of the acceptance and bond and payment of Fifty and no/100 Dollars (\$50.00) per annum, compensation provided for by ordinances relating to the construction and the maintenance of canopy. The permittee shall also indemnify and hold harmless the City of Chicago for any personal injuries or deaths occurring out of the reconstruction, maintenance and operation of the canopy, and arising out of and including the passive negligence of the City of Chicago.

*Grant to Commercial National Bank Trust
No. 700: Canopy.*

Ordered, That the City Comptroller is hereby authorized to issue a permit to Commercial National Bank Trust No. 700 to maintain and use an existing canopy over the public right of way in West Morse Avenue attached to the building or structure located at 1218 West Morse Avenue for a period of three (3) years from and after September 15, 1985 in accordance with the plans and specifications filed with the Commissioner of Public Works and approved by the Commissioner of Inspectional Services and the Division Marshal in Charge of Bureau of Fire Prevention, said canopy not to exceed 29 feet in length; nor 3 feet in width: Upon the filing of the acceptance and bond and payment of Fifty-four and no/100 Dollars (\$54.00) per annum, compensation provided for by ordinances relating to the construction and the maintenance of canopy. The permittee shall also indemnify and hold harmless the City of Chicago for any personal injuries or deaths

occurring out of the reconstruction, maintenance and operation of the canopy, and arising out of and including the passive negligence of the City of Chicago.

PUBLIC ALLEY VACATED IN AREA BOUNDED BY WEST
JACKSON BOULEVARD, WEST VAN BUREN STREET,
SOUTH RACINE AVENUE AND SOUTH
ABERDEEN STREET.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, The City Council of the City of Chicago, after due investigation and consideration, has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of public alley described in the following ordinance; now, therefore,

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

SECTION 1. That all of the north-south 20-foot public alley lying west of the west line of Lots 1 to 16, both inclusive: lying east of the east line of Lots 17 and 22; lying east of the east line of the 40-foot public alley vacated by Document No. 20386525 being a line drawn from the southeast corner of Lot 17 to the northeast corner of Lot 22; lying south of a line drawn from the northwest corner of Lot 1 to the northeast corner of Lot 17; and lying north of a line drawn from the southwest corner of Lot 16 to the southeast corner of Lot 22 all in Subdivision of the W. 1/2 of Block 24 in Canal Trustee's Subdivision of the W. 1/2 and the W. 1/2 of the N.E. 1/4 of Section 17, Township 39 North, Range 14 East of the Third Principal Meridian; said public alley herein vacated being further described as all of the first north-south 20-foot public alley lying west of S. Aberdeen Street in the block bounded by W. Jackson Boulevard, W. Van Buren Street, S. Racine Avenue, and S. Aberdeen Street as colored in red and indicated by the words "To Be Vacated" on the drawing hereto attached, which drawing for greater certainty, is hereby made a part of this ordinance, be and the same is hereby vacated and closed, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacation.

SECTION 2. The Archibald Candy Corporation and Fannie May Candy Shops, Inc., hereby agree to accept and maintain as private sewers all existing sewers and appurtenances thereto, which are located in the public alley as herein vacated.

The City of Chicago hereby reserves for the benefit of Commonwealth Edison Company and Illinois Bell Telephone Company, their successors or assigns, an easement to operate, maintain, construct, replace, and renew overhead poles, wires, and associated equipment and underground conduit, cables, and associated equipment for the transmission and distribution of electrical energy and telephonic and associated services under, over and along the public alley as herein vacated, with the right of ingress and egress.

The City of Chicago hereby reserves an easement over all of the public alley herein vacated, as a right of way for existing City electrical facilities and for maintenance,

renewal and reconstruction of said facilities or the construction of additional municipally-owned electrical facilities.

SECTION 3. The vacation herein provided for is made upon the express condition that within 90 days after the passage of this ordinance, Archibald Candy Corporation and Fannie May Candy Shops, Inc., shall pay or cause to be paid to the City of Chicago as compensation for the benefits which will accrue to owner of the property abutting said public alley hereby vacated, the sum of Forty-five Thousand and no/100 Dollars (\$45,000.00), which sum in the judgment of this body will be equal to such benefits; and further, shall within 90 days after the passage of this ordinance, deposit in the City Treasury of the City of Chicago a sum sufficient to defray the costs of removing paving and curb returns and constructing sidewalk and curb across the entrance to the public alley hereby vacated, similar to the sidewalk and curb in W. Jackson Boulevard and W. Van Buren Street. The precise amount of the sum so deposited shall be ascertained by the Commissioner of Public Works after such investigation as is requisite.

SECTION 4. The vacation herein provided for is made upon the express condition that within 90 days after the passage of this ordinance, the Archibald Candy Corporation and Fannie May Candy Shops, Inc., shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois, a certified copy of this ordinance, together with an attached drawing approved by the Superintendent of Maps.

SECTION 5. This ordinance shall take effect and be in force from and after its passage.

[Drawing omitted for printing purposes.]

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

PUBLIC ALLEY VACATED IN AREA BOUNDED BY WEST
GETTYSBURG STREET, WEST FOSTER AVENUE,
NORTH MILWAUKEE AVENUE AND
NORTH LOVEJOY AVENUE.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, The City Council of the City of Chicago, after due investigation and consideration, has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of public alley described in the following ordinance: now, therefore,

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

SECTION 1. That all that part of the northeasterly-southwesterly 14-foot public alley lying southeasterly of the southeasterly line of Lot 1; lying northwesterly of the northwesterly line of Lot 2; lying southwesterly of the northwestwardly extension of the northeasterly line of Lot 2; and lying northeasterly of the northeasterly line of N. Milwaukee Avenue as widened, being a line 21 feet northeasterly of and parallel with the southwesterly line of Lots 1 and 2, all in Block 3 in Village of Jefferson in Section 9, Township 40 North, Range 13 East of the Third Principal Meridian; said public alley herein vacated being further described as all of the northeasterly-southwesterly 14-foot public alley in the block bounded by W. Gettysburg Street, W. Foster Avenue, N. Milwaukee Avenue, and N. Lovejoy Avenue as colored in red and indicated by the words "To Be Vacated" on the drawing hereto attached, which drawing for greater certainty, is hereby made a part of this ordinance, be and the same is hereby vacated and closed, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacation.

SECTION 2. The vacation herein provided for is made upon the express condition that within 90 days after the passage of this ordinance, Nicholas G. Argyros and wife, Fotoula, shall pay or cause to be paid to the City of Chicago as compensation for the benefits which will accrue to owner of the property abutting said public alley hereby vacated, the sum of Fifteen Thousand Seven Hundred Fifty and no/100 Dollars (\$15,750.00), which sum in the judgment of this body will be equal to such benefits; and further, shall within 90 days after the passage of this ordinance, deposit in the City Treasury of the City of Chicago a sum sufficient to defray the costs of removing paving and curb returns and constructing sidewalk and curb across the entrance to the public alley hereby vacated, similar to the sidewalk and curb in N. Milwaukee Avenue. The precise amount of the sum so deposited shall be ascertained by the Commissioner of Public Works after such investigation as is requisite.

SECTION 3. The vacation herein provided for is made upon the express condition that within 90 days after passage of this ordinance, Nicholas G. Argyros and wife, Fotoula, shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois, a certified copy of this ordinance, together with an attached drawing approved by the Superintendent of Maps.

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

[Drawing omitted for printing purposes.]

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

PUBLIC ALLEY VACATED AND REDEDICATED IN AREA
BOUNDED BY WEST 78TH STREET, WEST 79TH
STREET, SOUTH GREEN STREET AND SOUTH
HALSTED STREET.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, The City Council of the City of Chicago, after due investigation and consideration, has determined that the nature and extent of the public use and the public interest to be subserved is such as to warrant the vacation of part of public alley described in the following ordinance; now, therefore,

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

SECTION 1. That all that part of the east-west 16-foot public alley lying south of the south line of Lot 19; lying north of the north line of Lots 20 to 25, both inclusive; lying west of a line drawn from the southeast corner of Lot 19 to the northeast corner of Lot 20; and lying east of the west line of said Lot 19 produced south to the north line of Lot 25 all in Block 32 in West Auburn being a Subdivision of Blocks 17, 18, 19, 20, 29, 30, 31 and 32 of the Subdivision of the S. E. 1/4 of Section 29, Township 38 North, Range 14 East of the Third Principal Meridian; said part of public alley herein vacated being further described as the east 117.5 feet of the first east-west 16-foot public alley north of W. 79th Street in the block bounded by W. 78th Street, W. 79th Street, S. Green Street, and S. Halsted Street as colored in red and indicated by the words "To Be Vacated" on the drawing hereto attached, which drawing for greater certainty, is hereby made a part of this ordinance, and the same is hereby vacated and closed, inasmuch as the same is no longer required for public use and the public interest will be subserved by such vacation.

SECTION 2. The McDonald's Corporation hereby agrees to accept and maintain as private sewers all existing sewers and appurtenances thereto which are located in that part of the public alley as herein vacated.

SECTION 3. The McDonald's Corporation shall rededicate or cause to be rededicated to the public and open up for public use as a public alley the following described property:

All of the north-south 16-foot public alley vacated by Ordinance passed March 4, 1958, and recorded in the Office of the Recorder of Deeds March 27, 1958, as Document No. 17166023, being described as the vacated alley lying west of and adjoining the west line of Lots 18 and 19; lying east of and adjoining the east line of Lots 31 and 32; lying south of and adjoining the north line of said Lot 18 produced west 16 feet; and lying north of a line drawn from the southwest corner of Lot 19 to the southeast corner of Lot 31 all in Block 32 of West Auburn, being a Subdivision of Blocks 17, 18, 19, 20, 29, 30, 31 and 32 in Subdivision of the S. E. 1/4 of Section 29, Township 38 North, Range 14 East of the Third Principal Meridian:

as colored in yellow and indicated by the words "To Be Dedicated" on the aforementioned drawing.

SECTION 4. The vacation herein provided for is made upon the express condition that within 90 days after the passage of this ordinance, McDonald's Corporation shall pay or cause to be paid to the City of Chicago as compensation for the benefits which will accrue to owner of the property abutting said part of public alley hereby vacated, the sum of Twelve Thousand Two Hundred Forty- five and no/100 Dollars (\$12,245.00), which sum in the judgment of this body will be equal to such benefits; and further, shall within 90 days after the passage of this ordinance, deposit in the City Treasury of the City of Chicago a sum sufficient to defray the costs of removing paving and curb returns and constructing sidewalk and curb across the entrance to that part of the public alley hereby vacated, similar to the sidewalk and curb in S. Halsted Street and constructing paving in the alley to be dedicated. The precise amount of the sum so deposited shall be ascertained by the Commissioner of Public Works after such investigation as is requisite.

SECTION 5. The vacation herein provided for is made upon the express condition that within 90 days after the passage of this ordinance, the McDonald's Corporation shall file or cause to be filed for record in the Office of the Recorder of Deeds of Cook County, Illinois, a certified copy of this ordinance, together with a plat properly executed and acknowledged, showing the vacation and dedication herein provided for.

SECTION 6. This ordinance shall take effect and be in force from and after its passage.

[Drawing omitted for printing purposes.]

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

SUPERINTENDENT OF MAPS DIRECTED TO APPROVE PLAT
OF CITY HOMES RESUBDIVISION.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

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

SECTION 1. That the Superintendent of Maps, Ex Officio Examiner of Subdivisions, is hereby authorized and directed to approve a plat of City Homes Resubdivision lying on the south side of W. Wilson Avenue and having a frontage of 192.4 feet as measured south along the east side of N. Hermitage Avenue and having a frontage of 292.4 feet as measured south along the west side of N. Paulina Street, as shown on the attached plat, when the necessary certificates are shown on said plat (No. 18-47-85-1026).

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

[Plat omitted for printing purposes.]

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED TO CLOSE TO THRU-VEHICULAR TRAFFIC
SOUTH MORGAN STREET, BETWEEN WEST HARRISON
STREET AND WEST VERNON PARK PLACE.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered. That the Commissioner of Public Works is hereby authorized and directed to give consideration to closing to thru-vehicular traffic S. Morgan Street between W. Harrison Street and W. Vernon Park Place, requested by the University of Illinois.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR CONSTRUCTION OF CURB
CUTOUT FOR PARALLEL PARKING
AT SPECIFIED LOCATION.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the construction of a curb cutout for parallel parking on the east side of S. Leavitt Street from W. 95th Street to the first east-west alley north thereof.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR CONSTRUCTION OF A
CURB-ATTACHED SIDEWALK AT SPECIFIED
LOCATION.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the construction of a curb-attached sidewalk at the following location:

South Ridgeway Avenue, east side, from a point 207 feet south of West 50th Street to West 50th Street.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED TO 225 WEST WASHINGTON
ASSOCIATES FOR REPLACEMENT OF
EXISTING SIDEWALK WITH
FLAMED (UNPOLISHED)
GRANITE.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to the 225 West Washington Associates for the replacement of existing sidewalk with flamed (unpolished) granite on North Franklin Street, east side, between West Calhoun Place and West Washington Street, and on West Washington Street, south side, from North Franklin Street to the east property line of 225 West Washington Street (approved by the Bureau of Traffic Engineering and Operations) on the condition that the property owner shall assume full responsibility for maintenance and repair and shall indemnify and insure to hold harmless the City of Chicago from all liability, and, further, that any future sale of above-referenced property will be subject to an agreement by the purchasers to assume such maintenance responsibility and liability.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR INSTALLATION OF GRATES
AT 2223 WEST JACKSON BOULEVARD.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to Mr. James Macchiaroli/Brooks Building, 2223 W. Jackson Boulevard, for the installation of grates in existing vaulted sidewalk for ventilation and access to Commonwealth Edison Company's transformer to be constructed in basement of Brooks Building.

On motion of Alderman Cullerton, the foregoing order was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schulter, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED TO CONSTRUCT CURB-ATTACHED
SIDEWALKS AT SPECIFIED LOCATIONS.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the construction of curb-attached sidewalks at the following location:

South Springfield Avenue (west side) from 85 feet South of West 77th Street north to West Pippin Street.

On motion of Alderman Cullerton, the foregoing order was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

APPROVAL GIVEN TO STUDY COSTS OF CONSTRUCTION
OF SIDEWALKS AND CURBING IN CONJUNCTION
WITH STREETScape PROGRAM.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to cause a study of engineering and cost estimates for the construction of sidewalks and curbing (in conjunction with the Department of Public Works Streetscape Programs or Capital Improvement Funds) in the following areas:

South Michigan Avenue from East 115th to East 119th Streets;

East 111th Street from South King Drive to South Cottage Grove Avenue;

East 112th Street from South State Street to South Michigan Avenue; and

South Michigan Avenue from East 103rd Street to East 107th Street.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48

Nays -- None.

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

AUTHORITY GRANTED FOR CONSTRUCTION OF CURB
ATTACHED SIDEWALK AT SPECIFIED LOCATIONS.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the construction of a new curb attached sidewalk at a location one (1) foot from the property line on the following streets:

| | |
|----------------------|---|
| South Millard Avenue | From West 108th Place to West 108th Street; |
| West 108th Place | From South Lawndale Avenue to South Millard Avenue; |
| West 108th Street | From South Lawndale Avenue to South Millard Avenue; |
| | and |
| West 104th Street | From South Lawndale Avenue to South Millard Avenue. |

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR NEW STREET CONSTRUCTION CURB
ATTACHED SIDEWALK AT SPECIFIED LOCATION.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to the new street construction curb attached sidewalk on both sides of W. 109th Place from S. Springfield Avenue to S. Hamlin Avenue.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED TO HYDE PARK-KENWOOD DEVELOPMENT
CORPORATION TO DO CERTAIN LANDSCAPING.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to the Hyde Park-Kenwood Development Corporation located at 5240 S. Harper Avenue to install new concrete curbs, decorative paving, street furniture, tree grates, garbage containers, information cubes and landscaping at the northeast corner of 53rd Street and Woodlawn Avenue.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR RENAMING PORTION OF
WEST BITTERSWEET PLACE AS "WEST
JOYCE LANE".

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

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

SECTION 1. That the name of W. Bittersweet Place running west from N. Melvina Avenue, approximately 250 feet, be and the same is hereby changed to W. Joyce Lane (No. 17-38-86-1050).

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

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR RENAMING PORTION
OF SOUTH NORMAL BOULEVARD AS
"SIMMONS-HOUSTON BOULEVARD".

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

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

SECTION 1. Pursuant to an ordinance passed by the City Council on December 3, 1984, printed on page 11460 of the Journal of the Proceedings of said date, which authorizes erection of honorary street name signs, the Commissioner of Public Works shall take the

necessary action for standardization of renaming a portion of S. Normal Boulevard to "Simmons- Houston Boulevard", between W. 63rd Street and W. 67th Street.

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

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR HONORARY STREET SIGN
DESIGNATION IN MEMORY OF FRAZIER THOMAS.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

WHEREAS, It is a year since the passing of one of our City of Chicago's most famous and beloved citizens, Frazier Thomas; and

WHEREAS, Over a 34-year period, Frazier Thomas endeared himself to several generations as host of Chicago television's most popular children's programs; and

WHEREAS, A native of Indiana, Frazier Thomas gained fame in the early days of television in Cincinnati, Ohio, and came to Chicago in 1951. His first local popularity occurred while he was at Channel 7 (then WBKB-TV, now WLS-TV) and then at WBBM-TV, Channel 2; then he moved to WGN-TV, Channel 9, in 1954, and is best remembered for his 30-year career there, as host of "Garfield Goose and Friends," "Bozo's Circus", and later "The Bozo Show," and "Family Classics," a Sunday afternoon showing of feature films popular with audiences of all ages; and

WHEREAS, The studios of WGN-TV are located on Bradley Place in Chicago; and

WHEREAS, It is both fitting and proper that Frazier Thomas be remembered at the location where he worked 30 years, until the day of his untimely death; now, therefore,

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

SECTION 1. That the City's Department of Public Works be authorized to allow honorary street signs for W. Bradley Place between N. Campbell Avenue and N. Talman Avenue. The honorary signs shall designate this block as "Frazier Thomas Place".

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

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR RENAMING OF SOUTH SHIELDS
DRIVE AS "BILL VEECK DRIVE."

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to give consideration to designating S. Shields Avenue from W. 33rd Street to W. 35th Street as "Bill Veeck Drive."

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED TO ZUM DEUTSCHEN ECK RESTAURANT
TO INSTALL PLANTERS, TREES AND STREET LAMPS
ON PORTION OF WEST OAKDALE STREET.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to grant permission to Zum Deutschen Eck Restaurant and the Lakeview Chamber of Commerce to install 8 planters, 7 sunburst locust trees, 7 decorative street lamps and colored sidewalks and paving bricks on the public way, at the southwest corner of West Oakdale Avenue and North Southport Avenue.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR INSTALLATION OF CATCHBASIN
AND SEWER AT SPECIFIED LOCATION.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Sewers is hereby authorized and directed to give consideration to the installation of a catchbasin and sewer on West 60th Street alongside the premises located at 6001 South Narragansett Avenue.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

AUTHORITY GRANTED FOR WAIVER OF PROVISIONS
REQUIRING SPECIFIED BARRIERS FOR
GOLDEN EAGLE ESTABLISHMENT.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed order:

Ordered, That the Commissioner of Public Works is hereby authorized and directed to waive the provisions of Chapter 33, Section 33-19.1 of the Municipal Code of Chicago requiring barriers as a prerequisite to prohibit ingress and egress to parking facilities, etc., for the Golden Eagle establishment located at 4348 West 51st Street.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdoyak, Hueis, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuller, Volini, Orr, Stone -- 48.

Nays -- None.

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

APPROVAL GIVEN TO CONTRACTOR'S TEMPORARY CROSSING
LICENSE FOR CHICAGO AND NORTH WESTERN
TRANSPORTATION COMPANY.

The Committee on Streets and Alleys submitted a report recommending that the City Council pass the following proposed ordinance:

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

SECTION 1. The Contractor's Temporary Crossing License attached hereto between the City and the Chicago and North Western Transportation Company is hereby authorized and approved. The Commissioner of the Department of Aviation is hereby authorized to execute the Contractor's Temporary Crossing License in substantially the form attached hereto and the City Clerk is authorized to attest and affix the seal of the City of Chicago, after approval by the Corporation Counsel as to form and legality.

[Contractor's temporary crossing license printed on pages
29495 through 29499 of this Journal.]

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

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

Re-Referred -- EXPENDITURE OF MOTOR FUEL TAX FUNDS
AMENDED FOR CONSTRUCTION AND ENGINEERING FOR
NEW STREET CONSTRUCTION 79-05036-00PV.

The Committee on Streets and Alleys submitted a report recommending that the City Council re-refer a proposed ordinance amending the expenditure of Motor Fuel Tax Funds for construction and engineering of new street construction 79- 05036-00PV to the Committee on Finance.

On motion of Alderman Cullerton, the committee's recommendation was *Concurred In* and said proposed ordinance was *Re-Referred to the Committee on Finance*.

Re-Referred -- CLOSE TO TRAFFIC PORTION OF WEST
ADAMS STREET IN CONJUNCTION WITH
BERGHOFF OKTOBERFEST.

The Committee on Traffic Control and Safety submitted a report recommending that the City Council re-refer a proposed order to close to traffic West Adams Street, between South Dearborn and South State Streets, to the Committee on Beautification and Recreation.

On motion of Alderman Huels, the committee's recommendation was *Concurred In* and said proposed order was *Re-Referred to the Committee on Beautification and Recreation*.

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CONTRACTOR'S TEMPORARY CROSSING LICENSE

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY (hereinafter called "Company") hereby licenses City of Chicago (hereinafter called "Licensee") to construct, maintain and use a private roadway and plank crossing (hereinafter called "facility") upon the property of the Company and across its track in the location shown in yellow on the print dated June 26, 1985 attached hereto, made a part hereof and marked Exhibit "A", for the purpose of a haul road for material between Airport and fill area at MP 5.5, New Line Subdivision

The foregoing license is given upon the following express terms and conditions, and should the Licensee at any time violate any of said terms or conditions, or use or attempt to use said facility for any other or different purpose than that above specified, then the Company may, at its option, immediately revoke this license.

The Company will designate an experienced railway man (hereinafter called "Flagman") to protect both train movements and vehicular movements over said facility. No use shall be made of said facility unless said flagman is present. Said flagman shall protect the facility in accordance with the Company's rules, standards and requirements. The Licensee shall reimburse the Company for all wages, etc. of said flagman. As between the parties hereto said flagman shall be held to be an employee of the Licensee at all times while engaged in protecting the facility or in any work incident thereto. The fact that the services of said flagman, in the protection of said facility, are performed in accordance with the Company's rules, standards and requirements shall not be held to cast any responsibility on the Company.

The Licensee agrees to be responsible for the construction, maintenance and use of said facility as a private road crossing only and to prevent same being used as a public highway. The Licensee shall erect and maintain at said facility a suitable sign reading "PRIVATE CROSSING FOR USE OF CONTRACTOR ONLY."

The Licensee shall keep the roadbed and rail flangeways of said facility free and clear of any obstructions.

The work of construction, maintenance and removal shall be done and completed in good and workmanlike manner at the sole expense of said Licensee, and under the direction and supervision of the Chief Engineer of the Company and to his satisfaction, but such direction and supervision shall not relieve the Licensee from any of the obligations assumed hereunder.

It is understood and agreed that all work of construction, maintenance and removal to be done within the track zone (between the outside ends of the ties) shall be performed by the Company at the sole cost and expense of the Licensee.

The Company, with its own forces, material, and equipment will restore the track area to original condition when crossings are no longer required for hauling purposes by Licensee. Cost to be paid as provided below. The Company, with its own forces, material, and equipment will remove the two (2) thirty foot blacktop crossings, these costs to be paid as provided below.

The Company will require a railroad flagman at an approximate cost of \$200.00 per 8 hour shift, to be billed to the Licensee for as long as these crossings remain in use. Cost to be paid as provided below.

The Licensee, or their contractor, at no expense to the Company will regrade and clean ditch along west side of tracks, for full length of project (MP 5.2 - MP 6.3).

The Company with its own forces, material and equipment will clean ballast on both main tracks from approximately MP 5.2 - MP 6.3. Cost to be paid as provided below.

Upon completion of the crossing work Licensee shall promptly reimburse Company for its actual costs based on Company's standard billing rates. Licensee shall pay actual costs for Company's flagmen, monthly upon billing by Company, at Company's standard billing rates.

It is understood by the Licensee that said facility is subject to and may increase the dangers and hazards of the operation of the Company, and that this license is subject to all risks thereof. Therefore, the Licensee assumes and agrees to pay for all loss or damage to property, whatsoever, and injury to or death of any person, or persons whomsoever, including all costs and expenses incident thereto, however arising from or in connection with the existence, construction, maintenance, repair, renewal, reconstruction, operation, use or removal of said facility, or any defect therein or failure thereof, or the failure of the Licensee or members, officers, agents or employees of the Licensee to abide by or comply with any of the terms or

Form 1223 Page 2 (Revised 1984)

conditions of this license; and the Licensee forever indemnifies the Company against any such loss or damage to its property and agrees to indemnify and save it harmless from any and all claims, demands, lawsuits or liability for any such loss, damage, injury and death, costs and expenses, even though the operation of the Company's railroad may have caused or contributed thereto. Notice to or knowledge by the Company of any act or omission by the Licensee which is or might be a breach by the Licensee of any of the terms or conditions of this Agreement to be performed by the Licensee, and the acquiescence by the Company in or to such act or omission, shall neither be considered to relieve the Licensee of any obligation assumed by it under this paragraph nor be considered to be a waiver or release by the Company of any rights granted to it under this paragraph.

The Company shall have the right at any time to revoke this license forthwith upon notice to the Licensee.

Before any work or construction or maintenance is begun hereunder and before any use is made by the Licensee of said facility, the Licensee agrees to furnish and keep in force during the term of this License and submit to the Company's Insurance Department for approval, a certificate of insurance showing amounts and types of insurance carried by the Licensee, which shall provide for public liability insurance for Bodily Injury and Property Damage on behalf of the Company, in an amount of not less than \$1,000,000 combined single limits per occurrence. The certificate shall contain a commitment by the insurance company that it will give the Company thirty days advance notice of any cancellation of or change in the insurance coverage shown on such certificate, and shall be endorsed to assume the contractual liability which the Licensee has assumed under the terms and conditions of this license, and shall show the Chicago and North Western Transportation Company as an additional insured.

Licensee agrees that in the construction, maintenance, and use of the facility, it will comply with all applicable laws, including, but not limited to, any laws, standards, regulations, or permit requirements relating to environmental pollution or contamination or to occupational health and safety; and Licensee agrees to indemnify and hold harmless the Company from any and all claims, demands, lawsuit, or liability for loss, fines, damage, injury, and death and all expenses and costs, including attorneys' fees, resulting from or arising out of the construction, maintenance, or use of the facility, including any discharge or emission therefrom or for the violation of any law, standard, regulation, or permit requirement relating to environmental pollution or contamination or to occupational health and safety.

The Licensee, at its expense, shall provide a barricade satisfactory to the Chief Engineer of the Company and keep said barricade locked at all times when a Flagman is not present to prevent use of said facility.

In case any of the terms or provisions of this license have been performed or carried out prior to the actual date of execution hereof, it is understood and agreed that this license shall nevertheless be of the same force and effect as though same had been executed by the parties prior to such performance.

The waiver of a breach of any of the terms or conditions hereof shall be limited to the act or acts constituting such breach, and shall never be construed as being a continuing or permanent waiver of any such terms or conditions, all of which shall be and remain in full force and effect as to future acts or happenings notwithstanding any such waiver.

The license is personal to said Licensee and is not assignable or transferable.

For the privileges herein permitted the Licensee shall pay to the Company, in advance, a charge of \$ 100 per month, or any fraction of a month, beginning on the effective date hereof.

Unless otherwise terminated, the License hereby granted shall terminate on December 31, 1986 and thereupon the Licensee shall at the Licensee's cost and expense remove said facility, or upon Licensee's failure to do so, such facility may be removed by the Company at the expense of the Licensee.

4/23/86

REPORTS OF COMMITTEES

29497

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IN WITNESS WHEREOF, the Company has caused this license to be executed this 1st day
of January 1986.

ATTEST:

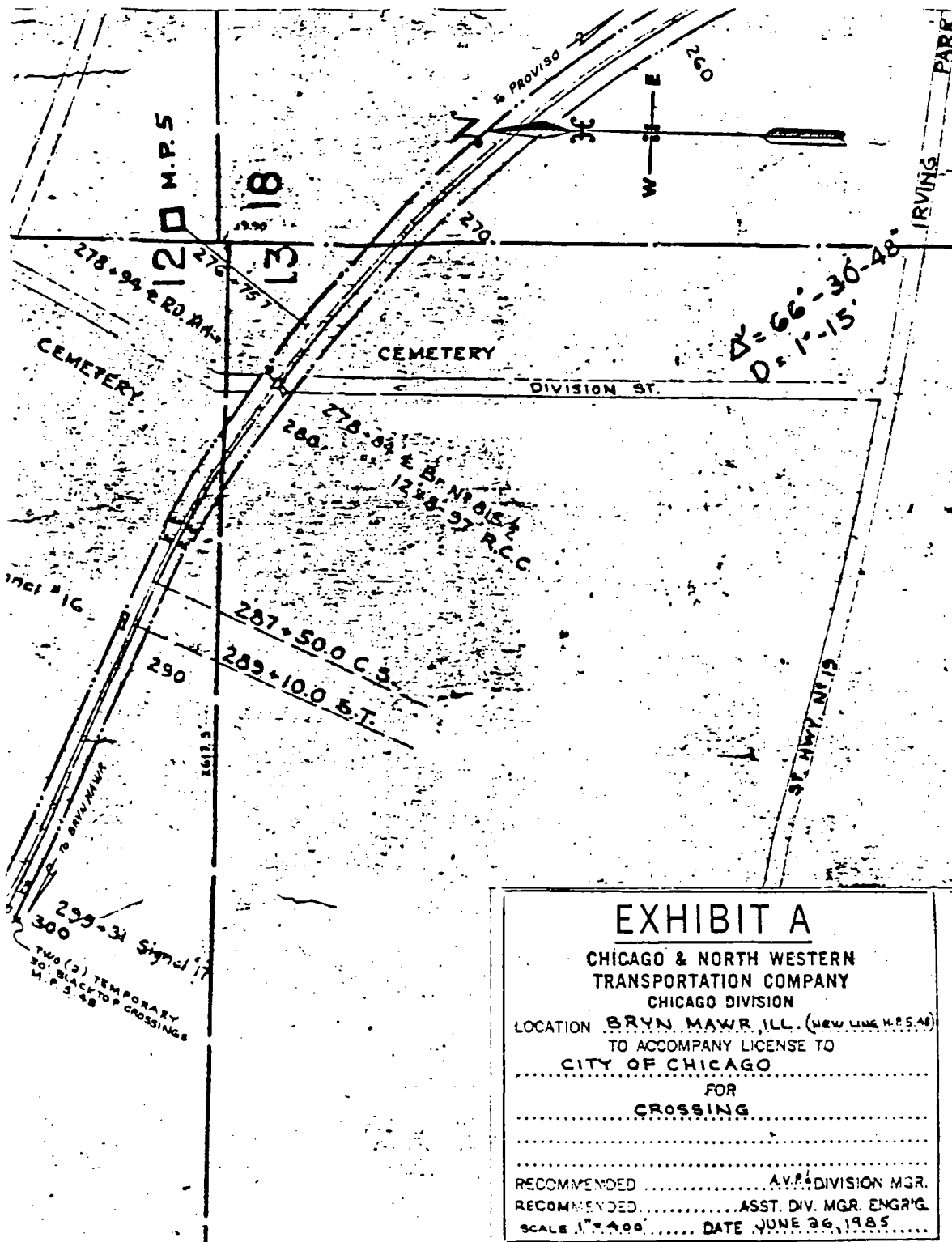
CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY

Assistant Secretary By _____ Vice President - Engineering

The undersigned, the Licensee mentioned in the foregoing license, hereby accepts the same
subject to the terms and conditions therein stated.

ATTEST: _____ (Seal)

WITNESS:



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 ZONE ON PORTION
OF EAST 107TH STREET.***

Alderman Hutchinson (9th Ward) presented a proposed ordinance to establish a loading zone at 606 through 612 East 107th Street (north side) from 8:00 A.M. to 4:00 P.M. on Mondays through Fridays, which was *Referred to the Committee on Traffic Control and Safety.*

***Referred -- ONE-WAY TRAFFIC RESTRICTED ON SPECIFIED
PUBLIC WAYS.***

The aldermen named below presented proposed ordinances to restrict the movement of vehicular traffic to the direction indicated in each case on specified public ways, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

| Alderman | Public Way |
|------------------------------|--|
| <i>HUTCHINSON</i> (9th Ward) | South Emerald Avenue from 121st Street to West 127th Street -- southerly; South Union Avenue from West 127th Street to 121st Street -- northerly; |

Alderman

Public Way

KOTLARZ (35th Ward)

North Kildare Avenue at 3900 from West Byron Street to West Irving Park Road -- northerly.

Referred -- AMENDMENT OF ONE-WAY TRAFFIC RESTRICTION
ON PORTION OF WEST 85TH STREET.

Alderman Kellam (18th Ward) presented a proposed ordinance to restrict the movement of vehicular traffic to an easterly direction on West 85th Street, from South Elizabeth Street to South Damen Avenue (instead of from South Racine Avenue to South Damen Avenue), which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- AMENDMENT OF ONE-WAY TRAFFIC RESTRICTION
ON PORTION OF SOUTH LONGWOOD DRIVE.

Alderman Sheahan (19th Ward) presented a proposed ordinance to restrict the movement of vehicular traffic to a southerly direction on South Longwood Drive, from West 94th Street to the first alley north of West 95th Street (instead of from West 94th Street to West 95th Street), which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- ESTABLISHMENT OF PARKING METER AREAS
ON SPECIFIED PUBLIC WAYS.

Alderman Hansen (44th Ward) presented a proposed order to establish parking meter areas from 8:00 A.M. to 5:00 P.M. (one hour limit) on various streets, which was *Referred to the Committee on Traffic Control and Safety*, as follows:

| Public Way | Distance |
|-------------------------------------|---|
| West Wellington Avenue (both sides) | From Mildred Street west to the alley between North Sheffield Avenue and North Kenmore Avenue; |
| North Sheffield Avenue (east side) | South to residential apartments and north to Illinois Masonic Hospital's gravel parking lot; |
| North Sheffield Avenue (west side) | South to the residential apartments and north to Illinois Masonic Hospital's paved parking lot. |

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 |
|----------------------|--|
| BEAVERS (7th Ward) | South Coles Avenue (east side) at 7651 to 7653 (driveway); |
| VRDOLYAK (10th Ward) | Avenue G at 10919 (except for handicapped); |
| MELL (33rd Ward) | North Spaulding Avenue at 2954 (except for handicapped); |
| BANKS (36th Ward) | North Meade Avenue at 1716 (except for handicapped). |

Referred -- PROHIBITION OF PARKING DURING SPECIFIED
HOURS ON PORTION OF SOUTH LONG AVENUE.

Alderman Krystyniak (23rd Ward) presented a proposed ordinance to prohibit the parking of vehicles on both sides of S. Long Avenue, from South Archer Avenue to the first alley north thereof, from 7:00 A.M. to 9:00 A.M. on Mondays through Fridays, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- ESTABLISHMENT OF RESIDENTIAL PERMIT
PARKING ZONES AT SPECIFIED LOCATIONS.

The aldermen named below presented proposed orders to establish residential permit parking zones at the locations designated, for the distances specified, which were *Referred to the Committee on Traffic Control and Safety*, as follows:

| Alderman | Location and Distance |
|------------------------|---|
| KRYSTYNIAK (23rd Ward) | West 56th Street (north side) between South New England Avenue and South Newland Avenue -- 8:00 A.M. to 6:00 P.M. -- Mondays through Fridays; |

Alderman

Location and Distance

CULLERTON (38th Ward)

West Cornelia Avenue (both sides) at
6100 between North Meade Avenue and
North Melvina Avenue -- at all times;

West Newport Avenue (both sides) at
6100 between North Meade Avenue and
North Melvina Avenue -- at all times.

Referred -- ESTABLISHMENT OF TOW-AWAY ZONE ON PORTION
OF NORTH HALSTED STREET.

Alderman Oberman (43rd Ward) presented a proposed ordinance to establish a tow-away zone a North Halsted Street at 2021 through 2053 (at either side of the two driveways), which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- INSTALLATION OF TRAFFIC CONTROL
SIGNALS AT SPECIFIED INTERSECTION.

Alderman Sherman (21st Ward) presented a proposed order for the installation of automatic traffic control signals at the intersection of South Halsted Street and West 97th Street, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- INSTALLATION OF TRAFFIC WARNING SIGNS.

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

HUTCHINSON (9th Ward)

Intersection of West 110th Place and
South King Drive (facing west) -- "Do Not
Enter";

Intersection of West 110th Place and
South Vernon Avenue (facing west) --
"Do Not Enter";

Intersection of West 125th Street and
South Emerald Avenue (stopping east
and west traffic on 125th Street) -- "2-
Way Stop";

| Alderman | Location and Type of Sign |
|-------------------------------|--|
| <i>KELLAM</i> (18th Ward) | Intersection of South Talman Avenue and West 81st Street (stopping north and south traffic on Talman Avenue) -- "2-Way Stop"; |
| <i>SHEAHAN</i> (19th Ward) | Intersection of West 108th Street and South Washtenaw Avenue -- "4-Way Stop"; |
| <i>SHERMAN</i> (21st Ward) | South Green Street (stopping north and southbound traffic) at the intersection of West 101st Street -- "Stop"; Intersection of West 89th Street and South Normal Avenue -- "4-Way Stop"; |
| <i>KRYSTYNIAK</i> (23rd Ward) | Southeast corner of South Harlem Avenue and West Archer Avenue -- "No Turn On Red"; |
| <i>MELL</i> (33rd Ward) | North Kimball Avenue (stopping north and southbound traffic) at the intersection of West Schubert Avenue -- "Stop"; Intersection of North Kimball Avenue and West Altgeld Street (stopping north and southbound traffic on North Kimball Avenue) -- "Stop"; Intersection of West Belmont Avenue and North Spaulding Avenue (stopping east and westbound traffic on Belmont) -- "Stop"; |
| <i>PUCINSKI</i> (41st Ward) | Intersection of North Neola Avenue and North Nassau Avenue -- "4-Way Stop"; |
| <i>OBERMAN</i> (43rd Ward) | Southeast corner of North Mohawk Street at the intersection of West Dickens Avenue -- "Stop". |

Referred -- PROPOSED STUDY REGARDING INSTALLATION
OF TRAFFIC SIGN AT SPECIFIED INTERSECTION.

Alderman Kellam (18th Ward) presented a proposed order to study the feasibility of installing a stop sign at the intersection of West 80th Street and South Maplewood Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

Referred -- WEIGHT LIMITATION ESTABLISHED ON
PORTION OF WEST 124TH STREET.

Alderman Hutchinson (9th Ward) presented a proposed ordinance to fix a weight limit of five tons for trucks and commercial vehicles on West 124th Street, from South Wentworth Avenue to South Normal Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

2. ZONING ORDINANCE AMENDMENT.

Referred -- ZONING RECLASSIFICATION OF
PARTICULAR AREA.

Alderman Huels (11th Ward) presented a proposed ordinance for amendment of the Chicago Zoning Ordinance, for the purpose of reclassifying a particular area, which was *Referred to the Committee on Zoning*, as follows:

To classify as an R3 General Residence District instead of an M1-2 Restricted Manufacturing District the area shown on Map No. 8-F bounded by

a line 377.06 feet south and parallel to West 33rd Street; the center line of South Normal Avenue; the center line of West 33rd Street; and the center line of the alley west of and parallel to Normal Avenue.

3. CLAIMS.

Referred -- CLAIMS AGAINST CITY OF CHICAGO.

The aldermen named below presented 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 |
|------------------|--|
| ROTI (1st Ward) | Richard A. Uslander; |
| BLOOM (5th Ward) | 5547-5549 South Dorchester Condominium Association; |

Alderman

Claimant

Kimbark of University Condominium
Association;

NARDULLI (26th Ward)

Ted Pudlo;

D. DAVIS (29th Ward)

Bethel Housing Cooperative;

CULLERTON (38th Ward)

Julie Cardiff;

O'CONNOR (40th Ward)

Park Manor Condominium;

HANSEN (44th Ward)

Danny and Abraham Otorola;

SCHULTER (47th Ward)

Michael Regaldo.

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):

**DRAFTING OF ORDINANCES DIRECTED FOR VACATION
OF SPECIFIED PUBLIC WAYS.**

Three proposed orders reading as follows:

Ordered, That the Commissioner of Public Works is hereby directed to prepare an ordinance for the vacation of West Cullerton Street lying between the west line of South Wentworth Avenue and a line 140.6 feet west thereof for the Chinese American Development Corporation (No. 21-1-86-1056); said ordinance to be transmitted to the Committee on Streets and Alleys for consideration and recommendation to the City Council.

Ordered, That the Commissioner of Public Works is hereby directed to prepare an ordinance for the vacation of South Princeton Avenue lying between South Grove Street and West 22nd Street for the Chinese American Development Corporation (No. 21-1-86-1053); said ordinance to be transmitted to the Committee on Streets and Alleys for consideration and recommendation to the City Council.

Ordered, That the Commissioner of Public Works is hereby directed to prepare an ordinance for the vacation of the west 222.0 feet of that part of West 14th Street lying east of South Canal Street and providing for the dedication of West 14th Place (33 feet) running east from South Canal Street a distance of 222.0 feet and located 396.0 feet south of West 14th Street; also providing for the dedication of South Stewart Avenue (33 feet) between West 14th Street and West 14th Place and located 222.0 feet east of South Canal Street for the Burlington Northern Railroad Company (No. 21-1-86-1057); said ordinance to be transmitted to the Committee on Streets and Alleys for consideration and recommendation to the City Council.

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

On motion of Alderman Roti, each of the foregoing proposed orders was *Passed*.

Referred -- GRANT OF PRIVILEGE TO MOONRAKER RESTAURANT.

Also, a proposed ordinance granting permission and authority to the Moonraker Restaurant to occupy a portion of the public right of way adjacent to its property at 733 South Dearborn Street for use as a sidewalk cafe, which was *Referred to the Committee on Streets and Alleys*.

Referred -- GRANTING OF PERMISSION FOR OPERATION
OF NEWSPAPER STAND AT SPECIFIED LOCATION.

Also, a proposed order requesting the Commissioner of Public Works to grant permission to Mrs. Roberson for the operation of a newspaper stand on the southeast corner of west Canalport Avenue and south Halsted Street on a daily basis, in accordance with the Chicago Municipal Code, which was *Referred to the Committee on Streets and Alleys*.

Referred -- RENAMING OF PORTION OF WEST MADISON
STREET AS "WEST MADISON AVENUE".

Also, a proposed order for the renaming of West Madison Street, between Canal Street and Clinton Street, as "West Madison Avenue", which was *Referred to the Committee on Streets and Alleys*.

Presented by

ALDERMAN RUSH (2nd Ward):**DRAFTING OF ORDINANCE DIRECTED FOR VACATION OF
SPECIFIED PUBLIC ALLEY.**

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 southwesterly-northeasterly 15-foot public alley in the block bounded by East 36th Street, East 37th Street, South Ellis Avenue and South Cottage Grove for West Point Missionary Baptist Church (No. 34-2-86-1054); said ordinance to be transmitted to the Committee on Streets and Alleys for consideration and recommendation to the City Council.

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

On motion of Alderman Rush, the foregoing proposed order was *Passed*.

***Referred*-- ALLOCATION REQUESTED FOR RESURFACING
PORTION OF SOUTH INDIANA AVENUE.**

Also, a proposed order requesting the Commissioner of Public Works to consider the allocation of Motor Fuel Tax funds necessary for resurfacing South Indiana Avenue, from East 31st Street to East 43rd Street, which was *Referred to the Committee on Finance*.

Presented by

ALDERMAN HUTCHINSON (9th Ward):**BUILDINGS DECLARED PUBLIC NUISANCES AND ORDERED
DEMOLISHED.**

A proposed ordinance reading as follows:

WHEREAS, The buildings at the following locations, to wit:

357 East 116th Street;

12017 South Harvard Avenue (garage); and

12021 South Stewart Avenue (garage),

are so deteriorated and weakened that each is structurally unsafe and a menace to life and property in its vicinity; now, therefore,

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

SECTION 1. The buildings at the following locations, to wit:

357 East 116th Street;

12017 South Harvard Avenue (garage); and

12021 South Stewart Avenue (garage),

are declared public nuisances, and the Commissioner of Buildings is authorized and directed to demolish the same.

SECTION 2. This ordinance shall be effective upon its passage.

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

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr, Stone -- 48.

Nays -- None.

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

Referred -- INSTALLATION OF FLAG POLES
AT SPECIFIED LOCATIONS.

Also, a proposed order for the installation of flag poles at the corners of 11600 South Michigan Avenue, 11701 South Michigan Avenue and 11900 South Michigan Avenue in conjunction with the City of Chicago Street Amenities Program, which was *Referred to the Committee on Streets and Alleys*.

Referred -- REQUEST FOR PAVING OF SPECIFIED
PUBLIC ALLEYS BY SPECIAL ASSESSMENT.

Also, a proposed order requesting the paving of the public alleys from West 124th Street, South Emerald Avenue, West 125th Street and South Union Avenue, with concrete by special assessment, which was *Referred to the Committee on Streets and Alleys*.

Referred -- GRANTING OF PERMISSION FOR PLACEMENT
OF PLANTERS AT SPECIFIED LOCATIONS.

Also, a proposed order requesting the Commissioner of Public Works to grant permission to Roseland Business Development Council for the placement of planters at specified locations, which was *Referred to the Committee on Streets and Alleys*, as follows:

11100 South Michigan Avenue:

11152 South Michigan Avenue:

11103 South Michigan Avenue:

11135 South Michigan Avenue:

11150 South Michigan Avenue:

11155 South Michigan Avenue:

11215 South Michigan Avenue:

103 East 113th Street;

42 East 112th Street;

11443 South Michigan Avenue:

11501 South Michigan Avenue:

134 East 113th Street:

11533 South Michigan Avenue:

4 East 111th Street:

30 East 112th Street;

Referred -- GRANTING OF PERMISSION FOR PLACEMENT OF
WASTE RECEPTACLES AT SPECIFIED LOCATIONS.

Also, a proposed order requesting the Commissioner of Public Works to grant permission to Roseland Business Development Council for the placement of waste receptacles at specified locations, which was *Referred to the Committee on Streets and Alleys*, as follows:

11108 South Michigan Avenue;

11111 South Michigan Avenue;

11145 South Michigan Avenue;

11138 South Michigan Avenue;

11206 South Michigan Avenue;

11221 South Michigan Avenue;

11248 South Michigan Avenue;

11251 South Michigan Avenue;

11308 South Michigan Avenue;

11315 South Michigan Avenue;

11345 South Michigan Avenue;

11352 South Michigan Avenue;

11363 South Michigan Avenue;

11431 South Michigan Avenue;

11451 South Michigan Avenue;

11438 South Michigan Avenue;

11513 South Michigan Avenue;

11545 South Michigan Avenue;

11518 South Michigan Avenue;

124 East 113th Street.

Referred -- ISSUANCE OF PERMIT FOR OPERATION OF
NEWSPAPER STAND AT SPECIFIED LOCATION.

Also, a proposed order for the issuance of a newspaper stand permit to Joe Cephus Delaine for the operation of a newspaper stand on the southeast corner of East 127th Street and South Michigan Avenue on a daily basis, in accordance with the Chicago Municipal Code, which was *Referred to the Committee on Streets and Alleys.*

Referred -- INVESTIGATION INTO ALLEGATIONS CONCERNING
UNSAFE CONDITIONS AT WHEATLEY CHILD-PARENT
CENTER.

Also, a proposed resolution requesting the Committee on Health to conduct hearings into complaints and allegations of deteriorating environmental conditions at and surrounding the Wheatley Child-Parent Center with a view towards an immediate solution, which was *Referred to the Committee on Health.*

Presented by

ALDERMAN VRDOLYAK (10th Ward):

Referred -- ISSUANCE OF PERMIT TO HOLD CARNIVAL ON
PORTION OF EAST 91ST STREET.

A proposed order for the issuance of a permit to South East Community Health Organization to hold a carnival on East 91st Street, from 2908 to 3000, during the period beginning May 12 and ending May 18, 1986, which was *Referred to the Committee on Beautification and Recreation.*

Presented by

ALDERMAN HUELS (11th Ward):

Referred -- ISSUANCE OF SIGN PERMIT FOR ERECTION
OF SIGN/SIGNBOARD AT SPECIFIED LOCATION.

A proposed order for the issuance of a sign permit to Outdoor Media Incorporated for the erection of a sign/signboard at 223-225 West 43rd Street for general advertisers, various copy, which was *Referred to the Committee on Zoning.*

Presented by

ALDERMAN MADRZYK (13th Ward):

Referred -- ISSUANCE OF SIGN PERMIT FOR ERECTION OF
SIGN/SIGNBOARD AT SPECIFIED LOCATION.

A proposed order for the issuance of a sign permit to All Signs Corporation for the erection of a sign/signboard at 3344 West 79th Street for Skip's, which was *Referred to the Committee on Zoning*.

Presented by

ALDERMAN LANGFORD (16th Ward):

HONOR EXTENDED TO REVEREND WILBUR N. DANIELS
AND ANTIOCH MISSIONARY BAPTIST CHURCH ON
CELEBRATION OF THEIR 29TH ANNIVERSARY.

A proposed resolution reading as follows:

WHEREAS, The Reverend Wilbur N. Daniels, founder and pastor of Antioch Missionary Baptist Church, one of the South Side's most solid and outstanding religious institutions, is celebrating the 29th Anniversary of the Church's establishment; and

WHEREAS, Reverend Daniels and the Antioch Missionary Baptist Church have served a grateful community with diligence, understanding and with a great deal of success, primarily in establishing a solid spiritual foundation for a large and constantly growing congregation, but also in the establishment of much needed housing, both in Chicago and Fort Wayne. Always on the move, the Church's next project will occur in two months with the ground-breaking of its new Senior Citizen's Development at 71st Street and Wentworth Avenue; and

WHEREAS, The leaders of this great City are fully aware of the many accomplishments and contributions of the Rev. W.N. Daniels and his Antioch Missionary Baptist Church; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here this 23rd Day of April, 1986, A. D., do hereby congratulate the Rev. Wilbur N. Daniels and the Antioch Missionary Baptist Church as they celebrate their 29th Anniversary in our grateful community, and extend to this outstanding spiritual leader our best wishes for many more years of happiness and success; and

Be It Further Resolved, That a suitable copy of this resolution be presented to the Rev. W. N. Daniels.

Alderman Langford 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 Langford, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

ALDERMAN STREETER (17th Ward) and OTHERS:

Referred -- REQUEST FOR STATE OF ISRAEL TO HALT
DEPORTATION OF AFRICAN HEBREW ISRAELITES.

A proposed resolution, presented by Aldermen Streeter, D. Davis, Giles, W. Davis, Hutchinson, Kelley and Rush, requesting the State of Israel to halt its present deportation hearings of African Hebrew Israelites and to negotiate for an amicable solution to the problem.

Two committees having been called, the Committee on Intergovernmental Relations and the Committee on Committees and Rules, the foregoing proposed resolution was *Referred to the Committee on Committees and Rules*.

Presented by

ALDERMAN KELLAM (18th Ward):

TRIBUTE TO THE LATE JUDGE ROBERT J. DOWNEY.

A proposed resolution reading as follows:

WHEREAS, Judge Robert J. Downey, an Associate Judge of the Cook County Circuit Court, was summoned to his eternal reward on April 19, 1986 as a result of a heart attack at his Southwest Side home; and

WHEREAS, Judge Downey, who was born in the Back of the Yards neighborhood, and while in the midst of his collegiate career answered the call of his Country and joined the Navy where he became known for his ability in physical education, preparing our fighting men to be able to withstand the rigors of combat; and

WHEREAS, After the war he returned to the University of Notre Dame and received his law degree and became a member of the State's Attorney's Office of Cook County, where his zeal for justice earned for him recognition and his ability to protect the public interest; and

WHEREAS, Judge Downey became a member of the Corporation Counsel Office of the City of Chicago, specializing in the prosecution of liquor violation and zoning law matters, where his strong sense of righteousness fortified by patient research intensified his advocacy in advancing public welfare and earned him a wide and enviable reputation for his ability and his forthrightness, and was rewarded by an appointment as an Associate

Judge serving in the Oak Lawn Branch of the Circuit Court of Cook County, where he was held in high esteem by the various Judges and by the members of the Bar; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here on this 23rd day of April, 1986, do hereby officially and personally extend our heartfelt sympathy to his wife, Margaret, his daughter, Ann, and his five sons, Robert, John, Matthew, Peter and James, and that we voice our appreciation that the City of Chicago and the Judicial System of Cook County had been enriched by the dedicated and knowledgeable presence of Judge Robert J. Downey; and

Be It Further Resolved, That a suitable copy of this resolution be presented to the family of Judge Robert J. Downey.

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

CONGRATULATIONS EXTENDED TO VERY REVEREND
MONSIGNOR IGNATIUS D. MC DERMOTT ON
GOLDEN ANNIVERSARY OF HIS
ORDINATION.

Also, a proposed resolution reading as follows:

WHEREAS, Ignatius D. McDermott was born in the City of Chicago to Michael and Nellie Bradley McDermott; and

WHEREAS, He was the product of an Irish Catholic environment, attending Visitation Grammar School, Quigley Seminary and Mundelein Seminary, he was ordained as a diocesan priest on April 18, 1936; and

WHEREAS, During his years as a priest, he has performed God's Work in his assignments at Maryville Academy, and Our Lady of Peace Parish, and for forty years as Associate Administrator of Catholic Charities; and

WHEREAS, Only Ignatius McDermott and God know of all the wonderful works he has performed in his duties at the Catholic Charities; and

WHEREAS, The entire City of Chicago has benefited from the tireless efforts he has expanded in this assignment; and

WHEREAS, We are all richer for having experienced Ignatius McDermott in our lives; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered on this twenty-third (23rd) day of April in 1986, do hereby extend our heartiest congratulations to the Very Reverend Monsignor Ignatius McDermott on the occasion of the Golden Anniversary of his ordination to the priesthood, and that we extend our sincere best wishes to him in all his future endeavors; and

Be It Further Resolved, That a suitable copy of this resolution be made available for the Very Reverend Monsignor Ignatius D. McDermott.

Alderman Kellam 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 Kellam, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

ALDERMAN GARCIA (22nd Ward):

Referred -- ENACTMENT OF NEW CHICAGO MUNICIPAL
CODE CHAPTER 26.3 ENTITLED "TARGETED
PURCHASE PROGRAM".

A proposed ordinance to enact a new chapter within the existing Chicago Municipal Code to be known as Chapter 26.3 and entitled "Targeted Purchase Program" concerning City contracts awarded minority and women-owned business enterprises, which was *Referred to the Committee on Finance*:

Referred -- OBJECTION TO CERTAIN REMARKS MADE BY
JUDGE BRIAN BARNETT DUFF.

Also, a proposed resolution objecting to ethnic and racial remarks made by Judge Brian Barnett Duff concerning Hispanic and Haitian peoples, which was *Referred to the Committee on Human Rights and Consumer Protection*.

Presented by

ALDERMAN KRYSTYNIAK (23rd Ward):

CONGRATULATIONS EXTENDED TO MR. AND MRS.
ROCCO LA CIVITA ON THEIR GOLDEN
WEDDING ANNIVERSARY.

A proposed resolution reading as follows:

WHEREAS, Mr. and Mrs. Rocco LaCivita, outstanding citizens of the great Southwest Side of the City of Chicago, will celebrate fifty golden years of wedded bliss June 6, 1986; and

WHEREAS, Rose and Rocco LaCivita were married June 6, 1936, at St. Callitus Church on Chicago's East Side; they moved to the Vittum Park area in 1955 and have resided there ever since; and

WHEREAS, Rose and Rocco LaCivita are shining examples of the solidity and continuity of family life in which the leaders of this great City place so much hope and pride; they have had two children and six grandchildren; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here this 23rd day of April, 1986, A.D., do hereby offer our congratulations to Mr. and Mrs. Rocco LaCivita as they celebrate their Golden Wedding Anniversary, as well as our best wishes to this outstanding couple for many more years of happiness, prosperity and fulfillment; and

Be It Further Resolved, That a suitable copy of this resolution be presented to Mr. and Mrs. Rocco LaCivita.

Alderman Krystyniak, 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 Krystyniak, the foregoing proposed resolution was *Adopted*.

Presented by

ALDERMAN W. DAVIS (27th Ward) and OTHERS:

Referred -- RENAMING OF PORTION OF WEST WARREN
BOULEVARD AS NANCY B. JEFFERSON BOULEVARD.

A proposed ordinance, presented by Aldermen W. Davis, D. Davis, Langford, Tillman, Hutchinson, Oberman, Giles, Sawyer, Sheahan, Hagopian, Orr, Soliz, Frost, Bloom, Madryzk, Banks, Krystyniak, Garcia, Kelley, Mell, Santiago, Evans, Hansen, Nardulli, Rush, Smith and Beavers, for the renaming of West Warren Boulevard between North Ashland Avenue and North Homan Avenue as Nancy B. Jefferson Boulevard, which was *Referred to the Committee on Streets and Alleys*.

Presented by

ALDERMAN GABINSKI (32nd Ward):

Referred -- ISSUANCE OF PERMIT TO HOLD CELEBRITY AUCTION.

A proposed order for the issuance of a permit to The Salvation Army's Retail Store to hold a Celebrity Auction on North Union Avenue, between West Grand Avenue and West Ohio Street, on Saturday, May 31, 1986, which was *Referred to the Committee on Beautification and Recreation*.

Referred -- PERMISSION TO HOLD STREET DANCE
ON PORTION OF NORTH DESPLAINES STREET.

Also, a proposed order requesting the Commissioner of Public Works to grant permission to Mr. Christ Mandoline to hold a Street Dance on North Desplaines Street, from West Grand Avenue to West Hubbard Street, for the period beginning August 15 and ending August 16, 1986, which was *Referred to the Committee on Beautification and Recreation*.

Presented by

ALDERMAN MELL (33rd Ward):

"BETTER SPEECH AND HEARING MONTH IN CHICAGO"
PROCLAIMED FOR MONTH OF MAY, 1986.

A proposed resolution reading as follows:

WHEREAS, The Sertoma Club has been in existence for over fifty years, being the second oldest fraternal organization in the United States; and

WHEREAS, The Northwest Sertoma Club has been in existence since 1979; and

WHEREAS, The Sertoma Club (named for Service to mankind) has traditionally aided citizens of Chicago with mental retardation, speech and hearing defects; and

WHEREAS, The Sertoma Club is making May the month of making Chicagoans aware of the "hidden handicaps" that affect thousands of Chicagoans; now, therefore,

Be It Resolved, That May, 1986 be designated "Better Speech and Hearing Month in Chicago".

Alderman Mell 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 Mell, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

**ALDERMAN KOTLARZ (35th Ward) and
ALDERMAN D. DAVIS (29th Ward):**

Referred -- AMENDMENT OF CHICAGO MUNICIPAL CODE
CHAPTER 82 BY ADDING NEW SECTION 82-42.1
CONCERNING LEAD USED IN
BUILDING MATERIALS.

A proposed ordinance to amend Chapter 82 of the Chicago Municipal Code by inserting in its proper numerical sequence a new Section 82-42.1 barring the use of lead or lead-based solder as it pertains to said chapter, which was *Referred to the Committee on Buildings*.

Presented by

**ALDERMAN BANKS (36th Ward) and
ALDERMAN ROTI (1st Ward):**

CONGRATULATIONS EXTENDED TO MR. JOHN CALLAWAY
ON RECEIVING 1986 "DANTE AWARD".

A proposed resolution reading as follows:

WHEREAS, The Dante Award was established by the Joint Civic Committee of Italian Americans, an umbrella organization comprising more than 40 civic organizations in the Chicago area, to extend recognition annually to an individual in the mass media of communications field who has best exemplified Dante's credo, "Never be a timid friend to truth", and also one who has fostered excellent human relations; and

WHEREAS, John Callaway, Senior Correspondent for WTTW-Channel 11 in Chicago (PBS) and Director of the William Benton Fellowships in the Broadcast Journalism program at the University of Chicago, was made this year's recipient of the Dante Award at a special ceremony May 9, 1986, sponsored by the Joint Civic Committee of Italian Americans; and

WHEREAS, John Callaway, a veteran of 29 years in broadcast journalism, is widely known as host of the Emmy-award winning "Chicago Tonight With John Callaway" program which airs at 6:30 P.M. Mondays thru Fridays on WTTW- Channel 11 (PBS) in Chicago; and

WHEREAS, Five Emmys and the prestigious Peabody Award are among the more than fifty awards bestowed on John Callaway's considerable broadcast work, local and national, in Chicago and in New York; and

WHEREAS, After many years with WBBM-TV -- Channel 2, followed by 17 years with WTTW, John Callaway also finds time to contribute articles to Chicago's biggest newspaper magazines. He co-authored Action in the Streets, a book covering the subject of juvenile delinquency, and has just finished his first novel, Long Distance. He is truly one of Our Town's most accomplished and most widely heralded citizens; now, therefore,

Be It Resolved, That we, the Mayor and members of the City Council of the City of Chicago, gathered here this 23rd Day of April, 1986, A. D., do hereby offer our congratulations to noted journalist John Callaway on receiving the prestigious 1986 Dante Award from the Joint Civic Committee of Italian Americans, and extend to this outstanding citizen our best wishes for many more years of continuing success in an illustrious career; and

Be It Further Resolved, That a suitable copy of this resolution be presented to John Callaway.

Alderman Banks 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 Banks, seconded by Alderman Roti, the foregoing proposed resolution was *Adopted*, unanimously.

Presented by

ALDERMAN CULLERTON (38th Ward):

Referred -- SURVEY TO DETERMINE FEASIBILITY OF
INSTALLATION OF ADDITIONAL TRAFFIC DEVICES
AT SPECIFIED INTERSECTION.

A proposed order to institute a survey to determine the feasibility of installing additional traffic devices to ease congestion at the intersection of West Montrose Avenue and North Narragansett Avenue, which was *Referred to the Committee on Traffic Control and Safety*.

Presented by

ALDERMAN O'CONNOR (40th Ward):

GRATITUDE EXTENDED TO BLOOD DRIVE CHAIRPERSONS
AT RUSH-PRESBYTERIAN-ST. LUKE'S MEDICAL
CENTER.

A proposed resolution reading as follows:

WHEREAS, The Blood Center of Rush-Presbyterian-St. Luke's Medical Center has been in existence for 11 years; and

WHEREAS, Blood drives and their chairpersons serve to save lives and reduce pain and suffering; and

WHEREAS, Paid blood donors are illegal and a thing of the past, and therefore donations of blood are completely voluntary in the State of Illinois; and

WHEREAS, Due to the high number of specialized and advanced surgical techniques, the need for blood is increasing; and

WHEREAS, Despite continued research in the development for artificial blood, the need for voluntary blood has not diminished; and

WHEREAS, Without blood drive chairpersons, there would be no blood drives; and

WHEREAS, Recruiting suitable voluntary blood donors is one of the most difficult tasks imaginable, and blood drive chairpersons not only give their time, effort, hard work, and expertise, but do it without pay and, all too often, without adequate appreciation, at the expense of their own free time and the expense of their family and friends and careers; now, therefore,

Be It Resolved, That we, the Mayor and members of the Chicago City Council in meeting assembled April 23, 1986, do hereby extend our thanks and commend all who serve as blood drive chairpersons at the Blood Center of Rush-Presbyterian-St. Luke's Medical Center, and everywhere; and

Be It Further Resolved, That we proclaim that the day of September 19, 1986, as Blood Drive Chairpersons Day in Chicago; and

Be It Further Resolved, That a suitable copy of this resolution be prepared for presentation to the Blood Center of Rush-Presbyterian-St. Luke's Medical Center.

Alderman O'Connor 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 O'Connor, the foregoing proposed resolution was *Adopted*, unanimously.

CONGRATULATIONS EXTENDED TO ANTHONY AND BRIDGET
GALLAGHER ON THEIR 25TH WEDDING
ANNIVERSARY.

Also, a proposed resolution reading as follows:

WHEREAS, Anthony Gallagher and Bridget Cronin were married on May 5, 1961 at St. Henry's Church; and

WHEREAS, Mr. and Mrs. Gallagher reared six children, Mary, Jerry, Theresa, John, Kathleen and Tommy; and

WHEREAS, Mr. and Mrs. Gallagher are the grandparents of one grandson, Timothy Patrick; and

WHEREAS, Mr. and Mrs. Gallagher have lived in St. Hilary's Parish for the past sixteen years; and

WHEREAS, Mr. and Mrs. Gallagher have worked hard and enjoyed the fruits of their labors in Chicago in the proximity of their family and many old and close friends; and

WHEREAS, Anthony Gallagher and Bridget Gallagher will celebrate their 25th Wedding Anniversary on May 5, 1986; now, therefore,

Be It Resolved, That we, the Mayor and the members of the City Council of the City of Chicago, gathered in a meeting this 23rd day of April, A.D., 1986, do hereby offer our heartiest congratulations and best wishes to Mr. and Mrs. Gallagher on their 25th Wedding Anniversary; and

Be It Further Resolved, That a suitable copy of this resolution be prepared for presentation to Mr. and Mrs. Anthony Gallagher.

Alderman O'Connor 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 O'Connor, the foregoing proposed resolution was *Adopted*, unanimously.

Referred -- EXTENSION OF RESIDENTIAL PERMIT PARKING
ZONE 65 AT SPECIFIED LOCATION.

Also, a proposed order to extend Residential Permit Parking Zone 65 for residents living on the west side of North Ashland Avenue, from 5604 to 5650, thereby requiring such residents to purchase identification stickers, which was *Referred to the Committee on Traffic Control and Safety*.

Presented by

**ALDERMAN O'CONNOR (40th Ward) and
ALDERMAN SCHULTER (47th Ward):**

Referred -- ALLOCATION REQUESTED FOR CONSTRUCTION
AND IMPROVEMENTS ON PORTION OF
WEST WILSON AVENUE.

A proposed ordinance to allocate from the Motor Fuel Tax Fund the amount necessary for construction and improvement of West Wilson Avenue, from North Kedzie Avenue to North Western Avenue, which was *Referred to the Committee on Finance*.

Presented by

ALDERMAN PUCINSKI (41st Ward) and OTHERS:

Referred -- AMENDMENT OF CHAPTER 14, SECTION 14-12 IN
REFERENCE TO ABANDONED AUTOMOBILES.

A proposed ordinance, presented by Aldermen Pucinski, Cullerton, O'Connor, Banks, Kotlarz, Frost, Soliz, Krystyniak, Kellam, Langford, Majerczyk and Schulter amending certain language as it pertains to the authority granted specified City officials to serve process for violations concerning abandoned automobiles, which was *Referred to the Committee on Finance*.

Presented by

ALDERMAN NATARUS (42nd Ward):

TRIBUTE TO LATE MR. BUD R. ALBANESE.

A proposed resolution reading as follows:

WHEREAS, Almighty God, in His infinite mercy and wisdom called Bud R. Albanese to his eternal reward on April 17, 1986; and

WHEREAS, Bud R. Albanese was founder and publisher of The North Loop News, an informative weekly newspaper on the Near North Side; and

WHEREAS, Bud R. Albanese was a man of great ambition and fortitude who with his wife Anne helped build the readership of The North Loop News to in excess of 75,000 over the course of a half century; and

WHEREAS, The success of The North Loop News, was made possible by the journalistic integrity of Bud R. Albanese and his devotion to highlighting that which was good and positive in his neighborhood and city; and

WHEREAS, Bud R. Albanese was a lifelong resident of our great city; and

WHEREAS, Bud R. Albanese will not only be missed by his friends and community but also deeply missed by his wife, Anne, his children, Bud, Jr., Patrick, Don, Mary Ann, Michelle, and his six grandchildren and six great-grandchildren; now, therefore,

Be It Resolved, That the Mayor of the City of Chicago and the members of the City Council duly assembled this 23rd day of April, Nineteen Hundred and Eighty-six, A.D. do hereby express their grief at the death of Bud R. Albanese and do hereby extend to his family deepest condolences on their personal loss, a profound loss to this city; and

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

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

On motion of Alderman Natarus, the foregoing proposed resolution was *Adopted* unanimously, by a rising vote.

Referred -- GRANTING OF PERMISSION TO HOLD SIDEWALK
SALE AT SPECIFIED LOCATION.

Also, a proposed order requesting the Commissioner of Public Works to grant permission to Morrie Mages Sports to hold a sidewalk sale at 620 North LaSalle Street for the period beginning May 22 and ending May 26, 1986, which was *Referred to the Committee on Beautification and Recreation*.

Referred -- CLOSE TO TRAFFIC PORTION OF EAST HUBBARD STREET
TO HOLD STREET FESTIVAL.

Also, a proposed order to close to traffic East Hubbard Street, between North State Street and North Wabash Avenue, on July 31, 1986 for purposes of holding a street festival, which was *Referred to the Committee on Beautification and Recreation*.

Presented by

ALDERMAN OBERMAN (43rd Ward):

Referred -- PORTION OF WEST DICKENS AVENUE CLOSED TO
TRAFFIC FOR BASTILLE DAY FAIR.

A proposed order to close to traffic West Dickens Avenue, between North Halsted Street and the first alley west thereof on Saturday, July 7, 1986 for the conduct of a Bastille Day fair, which was *Referred to the Committee on Beautification and Recreation*.

*Referred -- GRANTING OF PERMISSION TO HOLD
SIDEWALK SALE AT SPECIFIED LOCATION.*

Also, a proposed order requesting the Commissioner of Public Works to grant permission to Diversey Avenue Merchants, to hold a sidewalk sale on both sides of the 500, 600 and 700 blocks of West Diversey Avenue for the periods June 26 through June 29 and August 7 through August 10, 1986 which was *Referred to the Committee on Beautification and Recreation.*

Presented by

ALDERMAN HANSEN (44th Ward):

Referred -- GRANT OF PRIVILEGE TO MELROSE RESTAURANT.

A proposed ordinance granting permission and authority to Melrose Restaurant, to occupy a portion of the public right-of-way adjacent to its property at 3233 North Broadway for use as a sidewalk cafe, which was *Referred to the Committee on Streets and Alleys.*

Presented by

ALDERMAN MC LAUGHLIN (45th Ward):

*Referred -- EXECUTION OF AGREEMENT FOR WAIVER OF RENT
AND SUPERSESION OF PREVIOUS AGREEMENTS WITH
GREAT LAKES NAVAL AND MARITIME MUSEUM.*

A proposed ordinance requesting the Commissioner of Public Works and the City Comptroller to execute an agreement with the Great Lakes Naval and Maritime Museum waiving all rent and superseding all previous agreements for the period June 27, 1982 to December 31, 1986, which was *Referred to the Committee on Finance.*

Presented by

ALDERMAN ORBACH (46th Ward):

*Referred -- DENIAL OF RATIFICATION OF PROPOSED "PEOPLE
MOVER" CONTRACT WITH FRENCH MATRA GROUP AND
BOYCOTT OF ALL FRENCH PRODUCTS.*

A proposed resolution asking that the City Council deny ratification of the proposed \$119 million "People Mover" contract with the French Matra Group and calling upon Chicagoans to boycott all French products until the government of France renews its commitment against terrorism and reinforces its alliance with the United States to that end, which was *Referred to the Committee on Finance*.

Presented by

**ALDERMAN SCHULTER (47th Ward) and
ALDERMAN O'CONNOR (40th Ward):**

"CHICAGO LINCOLN" DAY PROCLAIMED FOR MAY 3, 1986.

A proposed resolution reading as follows:

WHEREAS, Abraham Lincoln, Civil War President and Great Emancipator, counted as his second home the City of Chicago where he was nominated for the presidency and which he visited on at least 30 occasions as legislator, lawyer and political candidate; and

WHEREAS, The great Chicago Lincoln statue was erected to his memory in 1956 at the Lincoln Square intersection of Lincoln, Lawrence and Western Avenues under authority of the State of Illinois' Abraham Lincoln Memorial Commission, headed by Chicagoans Leo A. Lerner, William Pollack and Peter J. Miller; and

WHEREAS, That statue, often known as the "Beardless Lincoln" because the sculptor Avard Fairbanks depicted Lincoln as he appeared in Chicago, has inspired young and old with the generous, decent spirit of the 16th President; and

WHEREAS, The Ravenswood-Lake View Historical Association in cooperation with the Lincoln Square Chamber of Commerce has organized a 30th anniversary rededication of the statue to remind Chicagoans of its significance; now, therefore,

Be It Resolved, That the City Council of Chicago declares May the Third, Nineteen Hundred and Eighty-six to be "Chicago Lincoln" Day in grateful recognition of the contributions made by our fellow Illinoisan to the preservation of the Union and to the freedom and dignity of all mankind.

Alderman Schulter, 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 Schulter, seconded by Alderman O'Connor, the foregoing proposed resolution was *Adopted*, unanimously.

Referred -- GRANTING OF PERMISSION FOR PLACEMENT OF
BICYCLE RACKS AT SPECIFIED LOCATIONS.

Also, a proposed order requesting the Commissioner of Public Works to grant permission to the Lincoln Square Chamber of Commerce for the placement of bicycle racks at 2327 West Giddings Street and 4711 North Lincoln Avenue in conjunction with the City of Chicago Street Amenities Program, which was *Referred to the Committee on Streets and Alleys*.

Referred -- GRANTING OF PERMISSION FOR PLACEMENT
OF WASTE RECEPTACLES AT SPECIFIED LOCATIONS.

Also, a proposed order requesting the Commissioner of Public Works to grant permission to the Lincoln Square Chamber of Commerce for the placement of waste receptables at specified locations in conjunction with the City of Chicago Amenities Program, which was *Referred to the Committee on Streets and Alleys*, as follows:

4900 North Western Avenue;
4839 North Western Avenue;
4800 North Western Avenue;
4801 North Western Avenue;
4633 North Western Avenue;
4725 North Western Avenue;
4700 North Western Avenue;
2301 West Lawrence Avenue;
4842 North Lincoln Avenue;
5001 North Lincoln Avenue;
4756 North Lincoln Avenue;
4662 North Lincoln Avenue;
4767 North Lincoln Avenue;
4626 North Lincoln Avenue;
4655 North Lincoln Avenue;
4710 North Lincoln Avenue;
4745 North Lincoln Avenue;

4751 North Lincoln Avenue;

4874 North Lincoln Avenue;

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 ROTI (1st Ward):

University of Illinois/Student Residence and Commons Building -- for electrical installations on the premises known as 700 South Halsted Street.

University of Illinois -- for upgrading electrical power at the University of Illinois Eye and Ear Infirmary on the premises known as 1855 W. Taylor Street.

BY ALDERMAN BANKS (36th Ward):

Shriner's Hospital for Crippled Children -- for construction of an addition to existing structure on the premises known as 2211 North Oak Park Avenue.

BY ALDERMAN NATARUS (42nd Ward):

Northwestern Hospital -- for renovation of the sixth floor on premises known as 710 North Fairbanks Court.

LICENSE FEE EXEMPTIONS:

BY ALDERMAN ROTI (1st Ward):

Green Street Homeless Men's Program, 123 South Green Street.

Monroe Street Residents (under auspices of Chicago Christian Industrial League), 817 W. Monroe Street.

Duncan Y.M.C.A. Day Care Center, 1001 W. Roosevelt Road.

Sidney Hillman Health Center of Chicago (Chicago and Central States Joint Board of Amalgamated Clothing and Textile Workers Union), 333 South Ashland Avenue.

BY ALDERMAN BLOOM (5th Ward):

Hyde Park Unitarian Cooperative School, 5650 South Woodlawn Avenue.

BY ALDERMAN STREETER (17th Ward):

Englewood Manor Day Care Center Headstart Program, 7730-7732 South Halsted Street.

Zion Hill Child Development Center, 1460 West 78th Street.

BY ALDERMAN SHERMAN (21st Ward):

Salvation Army Day Care Center, 1501 W. 87th Street.

BY ALDERMAN HENRY (24th Ward):

Marcy Newberry Association, Inc. Day Care Center, 1073 West Maxwell Street.

Marcy Newberry Association, Inc. Day Care Center, 1539 South Springfield Avenue.

BY ALDERMAN W. DAVIS (27th Ward):

Lutheran Family Mission, 855 North Monticello Avenue.

BY ALDERMAN KOTLARZ (35th Ward):

First Spanish United Church of Christ Day Care Center, 3322 West Wrightwood Avenue.

BY ALDERMAN CULLERTON for *ALDERMAN LAURINO* (39th Ward):

Congregation Shaare Tikvah Feinhandler Preschool, 5800 North Kimball Avenue.

BY ALDERMAN PUCINSKI (41st Ward):

Faith Evangelical Lutheran Church, 6201 West Peterson Avenue.

BY ALDERMAN OBERMAN (43rd Ward):

Park West Cooperative Nursery School, 2335 North Orchard Street.

St. Vincent De Paul Day Care Center, 2145 North Halsted Street.

BY ALDERMAN HANSEN (44th Ward):

The Mary Meyer School, 2817 North Pine Grove Avenue.

BY ALDERMAN VOLINI (48th Ward):

Rogers Park Montessori School Day Care Center, 1244 West Thorndale Avenue.

CANCELLATION OF WARRANTS
FOR COLLECTION:

BY ALDERMAN NARDULLI (26th Ward):

Inner City Impact, 2704 West North Avenue -- building inspection.

WATER RATE EXEMPTION:

BY ALDERMAN O'CONNOR (40th Ward):

Edgewater Hospital, 5700 North Ashland Avenue.

**APPROVAL OF JOURNAL OF
PROCEEDINGS.**

JOURNAL (May 30, 1985).

Alderman Burke moved to *Correct* the printed Official Journal of the Proceedings of the May 30 recessed session of the regular meeting held on May 29, 1985, as follows:

Page 17364 -- by deleting the numerical measurement "119.94" appearing on the eighth line from the bottom of the page and inserting the number "110.94" in lieu thereof.

The motion *Prevailed*.

JOURNAL (April 16, 1986).

The City Clerk submitted the printed Official Journal of the Proceedings of the regular meeting held on April 16, 1986, at 10:00 A.M., signed by him as such City Clerk.

Alderman Burke moved to *Approve* said printed Official Journal and to dispense with the reading thereof. The question being put, the motion *Prevailed*.

UNFINISHED BUSINESS.

APPROVAL GIVEN TO AMENDMENT OF MUNICIPAL CODE
CHAPTER 193, SECTION 193-30.1 CONCERNING
SALE AND POSSESSION OF MARTIAL ARTS
WEAPONRY WITHIN CITY LIMITS.

On motion of Alderman Orbach, the City Council took up for consideration the report of the Committee on Municipal Code Revision deferred and published in the Journal of Proceedings of February 26, 1986, pages 28140 -- 28141, recommending that the City Council pass a proposed ordinance amending Chapter 193, Section 193-30.1 of the Municipal Code concerning the sale and possession of martial arts weaponry within the City of Chicago.

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

Yeas -- Aldermen Roti, Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Langford, Streeter, Kellam, Sheahan, Kelley, Sherman, Garcia, Krystyniak, Henry, Soliz, Nardulli, W. Davis, Smith, D. Davis, Hagopian, Santiago, Gabinski, Mell, Frost, Kotlarz, Banks, Giles, Cullerton, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Schuler, Volini, Orr -- 47.

Nays -- Alderman Stone -- 1.

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

The following is said ordinance as passed:

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

SECTION 1. That Chapter 193 of the Municipal Code of Chicago is hereby amended by inserting therein, in its proper numerical sequence, a new section in italics to be known as Section 193-30.1 and to read as follows:

193-30.1 No person shall sell, offer for sale, manufacture, purchase, possess or carry within the City any weapon or instrument associated with martial arts combat, including but not limited to throwing darts, bolts, Chinese stars, Nun- chako sticks, and wrist bands or belts with sharpened or abrasive studs. Any person found violating the provisions of this section shall be fined two hundred dollars (\$200.00) for each offense, or shall be punished by imprisonment for a period of six months, or shall receive both such fine and imprisonment.

In addition to all other penalties, weapons and instruments used in violation of this section shall be forfeited to and confiscated by the City.

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

APPROVAL GIVEN TO ASSIGNMENT OF CITY COUNCIL
MEMBERS TO FILL VACANCIES IN STANDING
COMMITTEES.

On motion of Alderman Burke, the City Council took up for consideration the report of the Committee on Committees and Rules, deferred and published in the Journal of Proceedings of April 16, 1986, pages 29314 -- 29318, recommending that the City Council adopt a proposed resolution assigning various Council members to fill vacancies in the chairmanship, vice-chairmanship and membership of the standing committees of the City Council.

Alderman Burke then presented the following amendment to the said proposed resolution:

I hereby move to amend a resolution concerning the filling of vacancies on the standing committees of the City Council, ordered deferred and published by the City Council on April 16, 1986, by adding the language in italics in the proper alphabetical sequence as follows:

Committee on Beautification and Recreation.

Aldermen Dorothy Tillman of the 3rd Ward and Jesus Garcia of the 22nd Ward are hereby designated as members of the Committee on Beautification and Recreation;

Committee on Buildings.

Alderman Percy Giles of the 37th Ward is hereby designated as a member of the Committee on Buildings;

Committee on Cable Television.

Alderman Jesus Garcia of the 22nd Ward is hereby designated as a member of the Committee on Cable Television;

Committee on Energy and Environmental Protection.

Alderman John Madrzyk of the 13th Ward is hereby designated as a member of the Committee on Energy and Environmental Protection;

Committee on Intergovernmental Relations.

Alderman Juan Soliz of the 25th Ward is hereby designated as a member of the Committee on Intergovernmental Relations;

Alderman Evans raised a point of order, stating that Alderman Burke's amendment was out of order based upon the twenty-four hour notice provisions contained in Rule 41 of the Council's Rules of Order.

The Chair ruled the point of order well taken.

Alderman Burke moved to appeal the ruling of the Chair.

The Chair then stated, "Shall the Chair be sustained?" The clerk called the roll and the yeas and nays were as follows:

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Langford, Streeter, Kelley, Sherman, Garcia, Henry, W. Davis, Smith, D. Davis, Frost, Giles, Natarus, Oberman, Volini, Orr -- 22.

Nays -- Aldermen Roti, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Kellam, Sheahan, Krystyniak, Soliz, Nardulli, Hagopian, Santiago, Gabinski, Mell, Kotlarz, Banks, Cullerton, O'Connor, Pucinski, Hansen, McLaughlin, Orbach, Schulter, Stone -- 26.

The Chair then announced the vote and ruled "that this matter is in reality a motion to amend, repeal or alter the rules and that such motion requires a vote of two-thirds majority . . . the motion is lost."

Alderman Burke moved to appeal the ruling of the Chair.

The Chair then stated "Shall the Chair be sustained?"

Thereupon, the decision of the Chair was overruled by yeas and nays as follows:

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Langford, Streeter, Kelley, Sherman, Garcia, Henry, W. Davis, Smith, D. Davis, Frost, Giles, Natarus, Oberman, Volini, Orr -- 22.

Nays -- Aldermen Roti, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Kellam, Sheahan, Krystyniak, Soliz, Nardulli, Hagopian, Santiago, Gabinski, Mell, Kotlarz, Banks, Cullerton, O'Connor, Pucinski, Hansen, McLaughlin, Orbach, Schulter, Stone -- 26.

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

Yeas -- Aldermen Roti, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Kellam, Sheahan, Krystyniak, Soliz, Nardulli, Hagopian, Santiago, Gabinski, Mell, Kotlarz, Banks, Cullerton, O'Connor, Pucinski, Hansen, McLaughlin, Orbach, Schulter, Stone -- 26.

Nays -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Langford, Streeter, Kelley, Sherman, Garcia, Henry, W. Davis, Smith, D. Davis, Frost, Giles, Natarus, Oberman, Volini, Orr -- 22.

Alderman Burke next moved to *Adopt* the said proposed resolution, as amended. The motion *Prevailed* by yeas and nays as follows:

Yeas -- Aldermen Roti, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Kellam, Sheahan, Krystyniak, Soliz, Nardulli, Hagopian, Santiago, Gabinski, Mell, Kotlarz, Banks, Cullerton, O'Connor, Pucinski, Hansen, McLaughlin, Orbach, Schulter, Stone -- 26.

Nays -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Langford, Streeter, Kelley, Sherman, Garcia, Henry, W. Davis, Smith, D. Davis, Frost, Giles, Natarus, Oberman, Volini, Orr -- 22.

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

The following is said resolution as adopted:

WHEREAS, Vacancies exist in the Chairmanship, Vice-Chairmanship and membership of certain standing committees of the City Council of the City of Chicago; and

WHEREAS, The Rules of Order of the City Council of the City of Chicago provide that the membership of aldermen on standing committees, and the Chairman and Vice-chairman of such committees shall be determined by the City Council by resolution duly adopted; now, therefore,

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

1. Administration, Reorganization and Personnel.

Aldermen Patrick Huels of the 11th Ward and Juan Soliz of the 25th Ward are hereby designated as members of the Committee on Administration, Reorganization and Personnel;

2. Alcoholism and Substance Abuse.

Alderman Percy Giles of the 37th Ward is hereby designated as a member of the Committee on Alcoholism and Substance Abuse;

3. Aviation.

Alderman Juan Soliz of the 25th Ward is hereby designated as a member of the Committee on Aviation and as Chairman thereof; Alderman Roman Pucinski of the 41st Ward is hereby designated as a member of the Committee on Aviation;

4. Committee on Beautification and Recreation.

Aldermen Dorthy Tillman of the 3rd Ward and Jesus Garcia of the 22nd Ward are hereby designated as members of the Committee on Beautification and Recreation;

5. Committee on Buildings.

Alderman Percy Giles of the 37th Ward is hereby designated as a member of the Committee on Buildings;

6. Committee on Cable Television.

Alderman Jesus Garcia of the 22nd Ward is hereby designated as a member of the Committee on Cable Television.

7. Committee on Committees and Rules.

Alderman Richard Mell of the 33rd Ward is hereby designated as Chairman of the Committee on Committees and Rules;

8. Community Services.

Aldermen Jesus Garcia of the 22nd Ward and Juan Soliz of the 25th Ward are hereby designated as members of the Committee on Community Services;

9. Cultural Development and Historical Landmark Preservation.

Aldermen Dorothy Tillman of the 3rd Ward, Juan Soliz of the 25th Ward and Thomas Cullerton of the 38th Ward are hereby designated as members of the Committee on Cultural Development and Historical Landmark Preservation;

10. Economic Development.

Alderman Bernard Stone of the 50th Ward is hereby designated as a member of the Committee on Economic Development;

11. Education.

Aldermen Dorothy Tillman of the 3rd Ward, Juan Soliz of the 25th Ward and Eugene Schuler of the 47th Ward are hereby designated as members of the Committee on Education;

12. Employment.

Alderman Percy Giles of the 37th Ward is hereby designated as a member of the Committee on Employment;

13. Committee on Energy and Environmental Protection.

Alderman John Madrzyk of the 13th Ward is hereby designated as a member of the Committee on Energy and Environmental Protection;

14. Finance.

Alderman Anthony Laurino of the 39th Ward is hereby designated as Vice- chairman of the Committee on Finance; Aldermen Dorothy Tillman of the 3rd Ward, Clifford Kelley of the 20th Ward and Juan Soliz of the 25th Ward are hereby designated as members of the Committee on Finance;

15. Housing and Neighborhood Development.

Alderman Juan Soliz of the 25th Ward is hereby designated as a member of the Committee on Housing and Neighborhood Development;

16. Human Rights and Consumer Protection.

Aldermen Aloysius Majerczyk of the 12th Ward and Miguel Santiago of the 31st Ward are hereby designated as members of the Committee on Human Rights and Consumer Protection;

17. Intergovernmental Relations.

Aldermen Juan Soliz of the 25th Ward, George Hagopian of the 30th Ward and Patrick O'Connor of the 40th Ward are hereby designated as members of the Committee on Intergovernmental Relations;

18. Land Acquisition and Disposition.

Alderman Jesus Garcia of the 22nd Ward is hereby designated as a member of the Committee on Land Acquisition and Disposition;

19. Leases.

Alderman Theris Gabinski of the 32nd Ward is hereby designated as a member of the Committee on Leases;

20. License.

Alderman Juan Soliz of the 25th Ward is hereby designated as a member of the Committee on License;

21. Municipal Code Revision.

Alderman William Krystyniak of the 23rd Ward is hereby designated Vice- chairman of the Committee on Municipal Code Revision. Alderman Fred Roti of the 1st Ward is hereby designated as a member of the Committee on Municipal Code Revision;

22. Local Transportation.

Alderman George Hagopian of the 30th Ward is hereby designated Chairman of the Committee on Local Transportation; Alderman William Banks of the 36th Ward is hereby designated Vice-chairman of the Committee on Local Transportation; Aldermen Juan Soliz of the 25th Ward and Percy Giles of the 37th Ward are hereby designated as members of the Committee on Local Transportation;

23. Neighborhood and Community Affairs.

Alderman Dorothy Tillman of the 3rd Ward is hereby designated as a member of the Committee on Neighborhood and Community Affairs;

24. Ports, Wharves and Bridges.

Alderman Juan Soliz of the 25th Ward is hereby designated as a member of the Committee on Ports, Wharves and Bridges;

25. Public Records and Information.

Alderman Anthony Laurino of the 39th Ward is hereby designated as a member of the Committee on Public Records and Information;

26. Public Utilities.

Alderman Michael Sheahan of the 19th Ward is hereby designated as a member of the Committee on Public Utilities;

27. Special Events and World's Fair.

Aldermen Dorothy Tillman of the 3rd Ward and Percy Giles of the 37th Ward are hereby designated as members of the Committee on Special Events and World's Fair;

28. Streets and Alleys.

Alderman Joseph Kotlarz of the 35th Ward is hereby designated as a member of the Committee on Streets and Alleys;

29. Zoning.

Alderman Jesus Garcia of the 22nd Ward is hereby designated as a member of the Committee on Zoning.

Alderman Volini raised a point of order, stating that the resolution passed by the Council was, in fact, null and void as it violated that portion of Rule 36 of the Council's Rules of Order pertaining to the removal of vice-chairmen of committees.

The Chair ruled the point of order well taken.

Alderman Burke moved to appeal the ruling of the Chair.

The Chair then stated "Shall the Chair be sustained?"

Thereupon, the decision of the Chair was overruled by yeas and nays as follows:

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Hutchinson, Langford, Streeter, Kelley, Sherman, Garcia, Henry, W. Davis, Smith, D. Davis, Frost, Giles, Natarus, Oberman, Volini, Orr -- 22.

Nays -- Aldermen Roti, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Brady, Kellam, Sheahan, Krystyniak, Soliz, Nardulli, Hagopian, Santiago, Gabinski, Mell, Kotlarz, Banks, Cullerton, O'Connor, Pucinski, Hansen, McLaughlin, Orbach, Schulter, Stone -- 26.

MISCELLANEOUS BUSINESS.

PRESENCE OF VISITORS NOTED.

Honorable Harold Washington, Mayor, called the Council's attention to the presence of the following visitors:

Aaron Bloom (son of Alderman Bloom, 5th Ward) a student at Murray School;

25 students from the Abraham Lincoln Center (Alderman Rush, 2nd Ward).

Adjournment.

Thereupon, Alderman Burke moved that the City Council do *Adjourn*. The motion *Prevailed* and the City Council *Stood Adjourned* to meet in regular meeting on Wednesday, May 14, 1986, at 10:00 A.M. in the Council Chamber in City Hall pursuant to Chapter 4, Section 4-1 of the Municipal Code of Chicago.



WALTER S. KOZUBOWSKI,
City Clerk.