

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

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

Regular Meeting—Friday, January 30, 1937

at 10:00 A.M.

(Council Chamber—City Hall—Chicago, Illinois)

OFFICIAL RECORD.

HAROLD WASHINGTON
Mayor

WALTER S. KOZUBOWSKI
City Clerk

Attendance At Meeting.

Present -- Honorable Harold Washington, Mayor, and Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Volini, Orr.

Absent -- Aldermen Roti, Hutchinson, Sherman, Krystyniak, Gutierrez, Hagopian, Gabinski, Kotlarz, Cullerton, Laurino, Schulter, Stone.

Call To Order.

On Friday, January 30, 1987 at 7:55 P.M. (the hour appointed for the meeting was 10:00 A.M.) Honorable Harold Washington, Mayor, called the City Council to order. The clerk called the roll of members and it was found that there were present at that time: Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, McLaughlin, Orbach, Volini, Orr -- 38.

Quorum present.

Invocation.

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

REPORTS AND COMMUNICATIONS FROM CITY OFFICERS.

Rules Suspended -- MUNICIPAL CODE CHAPTER 17, SECTION
17-6.2 AMENDED CONCERNING EXTENSION OF
MORATORIUM ON EXPANSION OF OR
ISSUANCE OF PERMITS FOR
SANITARY LANDFILLS.

Honorable Harold Washington, Mayor, submitted the following communication:

OFFICE OF THE MAYOR
CITY OF CHICAGO

January 30, 1987.

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

LADIES AND GENTLEMEN -- At the request of the Commissioner of the Department of Consumer Services, I transmit herewith an ordinance amending Chapter 17, Section 17-6.2 of the Municipal Code of the City of Chicago by extending a moratorium on expansion of or the issuance of permits for sanitary landfills until February 1, 1989.

Your favorable consideration of this ordinance will be appreciated.

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

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

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, Orbach, Volini, Orr -- 37.

Nays -- None.

The following is said ordinance as passed:

WHEREAS, The City of Chicago is a home rule unit of government as defined in Article VII, Section 6(a) of the Illinois Constitution; and

WHEREAS, The City of Chicago may exercise any power and perform any function relating to its government and affairs; and

WHEREAS, The City Council finds that the creation, expansion and operation of sanitary landfill sites, liquid waste handling facilities and transfer stations are matters affecting the public health, safety and welfare; and

WHEREAS, The City Council finds further for the protection of the public health, safety and welfare it is necessary to prevent the creation of new sanitary landfill sites and liquid waste handling facilities which utilize deep well injection or landfill as a means of waste disposal, and expansion thereof, pending research and review of the hazards which may be posed by such creation and expansion; and

WHEREAS, The City Council has passed an ordinance imposing a moratorium until February 1, 1987 on the expansion of landfills in the City of Chicago; and

WHEREAS, The City Council finds that in the continuing interest of protection of public health, safety and welfare it is necessary to extend the moratorium on the creation and expansion of landfills in the City of Chicago to allow consideration and passage of legislation reflecting the findings and policy recommendations from a comprehensive review and research of the hazards to public health from landfills; now, therefore,

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

SECTION 1. Section 17-6.2 of the Municipal Code of the City of Chicago is hereby amended by adding thereto the language in italics and deleting the bracketed language as follows:

17-6.2 No person shall dump or deposit or cause to be dumped or deposited anywhere within the City, any building demolition materials, discharged solid wastes resulting from any industrial, manufacturing, trade or business process, or from the development, recovery or processing of natural resources, or garbage, ashes, refuse, trash, rubbish, miscellaneous waste, liquid waste (industrial and commercial -- but not including radioactive waste), manure or other substance that may contain disease germs or be scattered by the wind or decompose or become filthy, noxious or unhealthful, except at a sanitary landfill site, liquid waste handling facility [and] or transfer station for which an annual permit has been properly issued by the Commissioner of Consumer Services. Such dumping without a permit is hereby declared to be an abatable nuisance. [Said permit is hereby required to be an abatable nuisance.] Said permit is [hereby] required and shall be secured by such person irrespective [or] of whether the dumping or depositing hereinabove described takes place upon said person's own property or upon property owned by any other person.

Notwithstanding any other provision of this Chapter, no permit shall be issued [until February 1, 1987] *prior to February 1, 1989* for the operation of any new sanitary landfill site or liquid waste handling facility which utilizes deep well injection or landfill as a means of waste disposal, as they are defined in Chapter [17-21] 17-2.1, Section 17-1.11 of this Code, or for the expansion of any sanitary landfill site or liquid waste handling facility which utilizes deep well injection or landfill as a means of waste disposal currently operating under a valid permit. [provided however, that the Corporate Authorities may, after August 1, 1986, upon consideration of all the available information take contrary action.] The Commissioner of Consumer Services shall not accept, consider or take action [until February 1, 1987] *prior to February 1, 1989* on any application for a permit for operation of a new sanitary landfill or liquid waste handling facility which utilizes deep well injection or landfill as a means of waste disposal, or for the expansion of a sanitary landfill site or liquid waste handling facility which utilizes deep well injection or landfill as a means of waste disposal currently operating under a valid permit. [provided however, that the Corporate Authorities may, after August 1, 1986, upon consideration of all the available information, take contrary action.]

SECTION 2. If any provision, clause, sentence, paragraph, section or part of this ordinance shall for any reason, be adjudged by the court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this ordinance. It is hereby declared to be the legislative intent that this

ordinance would have been adopted had such unconstitutional or invalid provision, clause, sentence, paragraph, section or part thereof not been included.

SECTION 3. This ordinance shall be effective immediately after its due passage and publication.

Rules Suspended -- EXECUTION OF INTERAGENCY AGREEMENT WITH
ILLINOIS CRIMINAL JUSTICE INFORMATION AUTHORITY
FOR GRANT TO ESTABLISH CHICAGO CRIMINAL
HISTORY DISPOSITION UPDATE PROGRAM.

Alderman Burke moved to *Suspend the Rules Temporarily* for the purpose of going out of the regular order of business to consider an ordinance on the committee report of the Committee on Finance. Said ordinance authorizes the execution of an interagency agreement with the Illinois Criminal Justice Information Authority for a grant to establish and implement the Chicago Criminal History Disposition Update Program. The motion *Prevailed*.

Alderman Burke then moved to *Suspend the Rules Temporarily* for the immediate consideration of and action upon the said proposed ordinance. The motion *Prevailed*.

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

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, Orbach, Volini, Orr -- 37.

Nays -- None.

The following is said ordinance as passed:

WHEREAS, The identification and appropriate processing of repeat offenders has been identified as an important goal of the criminal justice system in Cook County; and

WHEREAS, Proper identification of arrestees and accurate and up-to-date information on criminal court dispositions is essential to the effective functioning of the criminal justice system; and

WHEREAS, The Chicago Police Department (Department) is responsible to maintain a criminal history record including Criminal Court determination such as the setting of bonds, issuance of warrants, and sentencing dispositions for all persons subject to arrest by the Department; and

WHEREAS, The Illinois Criminal Justice Information Authority (Authority) has approved the Chicago Criminal History Disposition Update Program (Program) of the

Department designed to eliminate the existing backlog of criminal dispositions to bring the criminal history records maintained by the Department current by the end of that period; and

WHEREAS, The Authority has awarded the Department a grant of \$100,000 to implement the Program to commence March 1, 1987; now, therefore,

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

SECTION 1. The Superintendent of Police of the City of Chicago and the Mayor of the City of Chicago are authorized to enter into and execute, on behalf of the City, an Interagency Agreement in substantially the form as attached hereto as Exhibit A for the implementation of the Chicago Criminal History Disposition Update Program, and to take such further actions as are necessary to implement this Program.

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

Exhibit A (Interagency Agreement) attached to this ordinance reads as follows:

Attachment A.

Interagency Agreement.

Justice Assistance Act Programs.

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

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

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

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

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

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

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

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

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

Section 1. Definitions.

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

Section 2. Period Of Performance.

Performance of this agreement shall commence on March 1, 1987 and shall expire on February 29, 1988 unless the period is extended by an amendment to this agreement. Costs incurred prior to the effective date, or after termination pursuant to the provisions of this agreement, shall not be paid by the Authority. If the performance of the project has not commenced within 90 days of its signing, this agreement shall be deemed terminated.

Section 3. Program Description And Budget.

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

Section 4. Payment.

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

Implementing Agency unless and until the Implementing Agency is in full compliance with applicable state and federal laws and the provisions of this agreement.

The maximum amount of federal funds payable under this agreement is \$100,000 and is dependent upon the expenditure of matching funds as described in Section 5 and Exhibit B.

Section 5. Match.

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

Section 6. Obligational Limitation.

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

Section 7. Non-Supplantation.

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

Section 8. Reporting Requirements.

The Implementing Agency agrees to submit data relevant to the performance indicators listed in Exhibit A on a monthly basis by the 15th day of the month following the time period covered in the report.

The Implementing Agency is further required to submit monthly or bimonthly fiscal reports as provided in Section 4 by the 15th day of the month following the time period covered in the report and to file a year-end financial status report, the content and form of which will be determined by the Authority. The implementing agency agrees to cooperate with the Authority on the development and implementation of an evaluation of the records updating.

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

Section 9. Maintenance Of Records.

The Implementing Agency agrees to retain financial and program records for the program for three years following the ending date of this agreement as amended. Records

shall be retained beyond the three year period if an audit is in progress and/or the findings of a completed audit have not been resolved satisfactorily.

Section 10. Inspection And Audit.

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

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

Section 11. Implementing Agency Compliance.

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

- Those State and local laws and guidelines specified in Sections 10 and 20 of this agreement.
- The provisions of 28 C.F.R. applicable to grants and cooperative agreements including Part 18, Administrative Review Procedure; Part 20, Criminal Justice Information Systems; Part 22, Confidentiality of Identifiable Research and Statistical Information; Part 23, Criminal Intelligence Systems Operating Policies; Part 30, Intergovernmental Review of Department of Justice Programs and Activities; Part 42, Nondiscrimination Equal Employment Opportunities Policies and Procedures; Part 61, Procedures for Implementing the National Environmental Policy Act; and Part 63, Floodplain Management and Wetland Protection Procedures.
- National Environmental Policy Act of 1969, 42 U.S.C. pars. 4321, *et seq.* (1970) [N.E.P.A.].
- National Historic Preservation Act of 1966, 16 U.S.C. pars. 470, *et seq.* (1970) [N.H.P.A.].
- Flood Disaster Protection Act of 1973, 42 U.S.C. pars. 4001, *et seq.* (Supp. III, 1973) [F.D.P.A.].
- Clean Air Act of 1970, 42 U.S.C. pars. 7401, *et seq.* (Supp. II, 1972).

- Federal Water Pollution Control Act of 1948, as amended, 33 U.S.C. pars. 1251, *et seq.* (Supp. II, 1972) [F.W.P.C.A.].
- Safe Drinking Water Act of 1974, 42 U.S.C. pars. 300f, *et seq.* (Supp. IV, 1974) [S.D.W.A.].
- Endangered Species Act of 1973, 16 U.S.C. pars. 1531, *et seq.* (Supp. III, 1973) [E.S.A.].
- Wild and Scenic Rivers Act of 1968, as amended, 16 U.S.C. pars. 1271, *et seq.* (1976) [W.S.R.A.].
- Historical and Archeological Data Preservation Act of 1960, as amended, 16 U.S.C. pars. 469, *et seq.* (Supp. IV, 1974) [H.A.D.P.A.].
- Coastal Zone Management Act of 1972, 16 U.S.C. pars. 1451, *et seq.* (Supp. II, 1972) [C.Z.M.A.].
- Indian Self-Determination Act, 25 U.S.C. pars. 450f (Supp. V, 1975).
- Intergovernmental Cooperation Act of 1968, 42 U.S.C. pars. 4201, *et seq.* (1970).
- Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 42 U.S.C. pars. 4601, *et seq.* (1970).
- Hatch Political Activity Act of 1940, as amended, 5 U.S.C. pars. 1501, *et seq.* (Supp. IV, 1974).
- Animal Welfare Act of 1970, 7 U.S.C. pars. 2131, *et seq.* (1970).
- Demonstration Cities and Metropolitan Development Act of 1966, 42 U.S.C. pars. 3301, *et seq.* (1970).

Section 12. Nondiscrimination.

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

- Title VI of the Civil Rights Act of 1964;
- Section 504 of the Rehabilitation Act of 1973, as amended;
- Title IX of the Education Amendments of 1972;
- The Age Discrimination Act of 1975;

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

Section 13. Equal Employment Opportunity Program.

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

Section 14. Confidentiality.

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

Section 15. Bribery.

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

Section 16. Assignment.

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

Section 17. Subcontracting.

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

Section 18. Independent Contractor.

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

Section 19. Exhibits, Amendments.

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

Section 20. Termination Or Expiration Of The Interagency Agreement.

The Implementing Agency shall operate in conformance with the following state and federal laws and guidelines, when applicable: the Justice Assistance Act of 1984, the Office of Justice Assistance Research and Statistics M7100.1C, Federal Management Circular A-87, Office of Management and Budget Circular A-128, the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1983, Ch. 127, pars. 2301 *et seq.*) the Illinois Purchasing Act (Ill. Rev. Stat. 1983, Ch. 127, pars. 2301 *et seq.*) the State Comptroller Act (Ill. Rev. Stat. 1983, Ch. 15, pars. 201 *et seq.*), the U. S. Department of Justice Regulations Governing Criminal History Record Information Systems (28 C.F.R. 20.1 *et seq.*), the U. S. Department of Justice Regulations Governing the Confidentiality of Identifiable Research and Statistical Information (28 C.F.R. 22.1 *et seq.*) and the rules of the Authority. The Executive Director of the Authority, in accordance with the Authority's Operating Procedures for the Administration of Federal Funds, may suspend or terminate performance of this agreement for nonconformance with any state or federal law, with such guidelines as specified in this section, or the terms or conditions of this agreement.

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

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

Section 22. Integration.

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

Section 23. Severability.

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

Section 24. Acceptance.

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

[Signature forms omitted for printing purposes.]

Exhibit A: Program Narrative.

- I. Summary Of Program
- II. Statement Of Problem
- III. Goal(s) and Objective(s)
- IV. Program Strategies
- V. Performance Indicators
- VI. Implementation Schedule
- VII. Job Descriptions

Chicago Criminal History Disposition Update Program.

I. Summary of Program.

Current studies of the behavior of criminals illustrate the impact of serious repeat offenders on the criminal justice system. A Rand Study Report sponsored by the National Institute of Justice indicates "that there is an identifiable class of violent predators among the criminal population who commit a highly disproportionate amount of crime." Likewise, the Maryland Task Force on Repeat Offenders recently concluded "that a small number of offenders accounts for a substantial percentage of the offenses committed nationally.

A similar study currently being conducted by the Illinois Criminal Justice Information Authority (I.C.J.I.A.) indicates that this phenomenon also is occurring in Cook County. The Repeat Offender Program has been tracking the criminal justice contacts of a sample of persons released from Illinois prisons during a three month period in 1983. An examination of the releasees prior criminal records is also being conducted. Preliminary analysis of a sub-sample of 407 Cook County arrestees indicates that these individuals were responsible for a total of 4,799 arrests. This represents an average of twelve arrests per person. More to the point however, the research indicates that 41 of these individuals

(10%) accounted for 30% of the total arrests (1,435 arrests). Moreover, a small group (12%) of the releasees accounted for a large portion of all incarcerations (32%). Because of the large volume of offenders processed annually, this has serious implications for the Cook County criminal justice system.

In trying to address the problem, the Cook County State's Attorney's Office recently established a priority prosecution program for repeat offenders. Special repeat offender courtrooms are now operated for prosecuting felony crimes in Cook County. These courtrooms are staffed by well-trained assistant state's attorneys whose caseloads are carefully monitored.

While the repeat offender program represents a good first step, it addresses the problem only from the prosecutor's level. The state's attorney still must rely on the police to provide positive identification of all persons in custody. Proper identification allows the state's attorney to obtain correct and current criminal history record information for an arrestee and ensures that proper decisions are made in the setting of bond. Unfortunately, given certain system operating procedures and the number of offenders who use aliases, positive identification is not always easy.

In an effort to better understand this problem and its impact on the elements of the criminal justice system in Cook County key officials at each critical stage in the criminal justice system were interviewed by the staff of the Authority. While each agency identified problems unique to its own functioning, many common problems and issues were raised that affect the entire criminal justice system. In general, the problems identified during the interviews can be classified into the following broad categories:

- * The need for timely, accurate identification of offenders in custody;
- * The need to access criminal history information in an efficient and timely manner;
- * The need for quality information that is accurate and complete; and
- * The need for a coordinated, system-wide approach to information exchange within the criminal justice system.

Each agency expressed the need for information to be available at critical points in the system to facilitate informed decision-making regarding offenders. However, each agency also acknowledged that successful identification and processing of serious repeat offenders is dependent on the cooperative and coordinated effort of all agencies in the system. The information gathered during these interviews accentuates the need for a system-wide approach to address this problem.

The following problem statement describes the procedures and problems identified by the Chicago Police Department which relate to the prompt, accurate identification of offenders. Because the Justice Assistance Act requires that special attention be given to the serious offender and violent crime, emphasis is placed on documenting the problems related to felony offenders. In most instances, however, unless otherwise noted, the information provided is applicable to misdemeanants as well.

The police are responsible for establishing positive identification for all arrestees. The proper identification of the offender ensures that the correct criminal history record is obtained and subsequently impacts on the effective functioning of the criminal justice system. Given current system operating procedures and the number of defendants who use aliases, timely, accurate identification of offenders is not always an easy task.

II. Statement of the Problem.

The Chicago Police Department's Identification Section maintains a master file of approximately 730,000 criminal and noncriminal fingerprint cards. Searches of this file are conducted on a daily basis to establish positive identification. Depending on the nature and clarity of the prints, the fingerprint identification process may take four hours. Over 155,000 persons are fingerprinted annually. Efforts are made to positively identify each of these individuals by finding the matching previous arrest or applicant card in file. Approximately 35,000 of these subjects have never been fingerprinted in Chicago, while most of the remaining persons have a matching card and/or a matching card and previously recorded identification record number as in the case of felony or misdemeanor arrestees.

Following identification, a Chicago criminal history record facsimile (if one exists) is transmitted via telephone lines to the arresting officer. The record follows the arrestee to his initial appearance in court and/or for the setting of bail. Every felony and misdemeanor arrestee in Chicago receives an individual record number (I.R. #) upon initial arrest which serves as a link to the criminal history record and as an identification number for tracking the individual through the various stages in the system.

Though both of the 35,000 to 40,000 new arrestees and the 120,000 recidivists present problems for the Identification Section to overcome, it is the problems associated with the second larger group to which the Chicago Criminal History Disposition Update Program will be devoted. This group of arrestees have a growing volume of criminal histories to be stored and updated first when they are arrested and again when the local courts dispose of their cases. The Identification Section has a subunit of personnel assigned to these duties and to fill requests for information from these files from both within the Department and without.

Due to budgetary constraints, the Department has accumulated a twelve month backlog of approximately 150,000 criminal history dispositions that have not been posted on criminal history sheets and this number is growing at a rate of 11,000 to 13,000 per month.

This backlog presents an immediate problem for the criminal justice agencies in Cook County. Judges, prosecutors and police personnel rely heavily on the information contained on the criminal history sheet to ensure that arrestees are properly charged and let to bail. Further, the judicial decision process is adversely affected when the judge is not fully informed of the updated criminal background of the defendant.

III. Goal and Objectives.

The goal of the proposed program is to improve public safety and disrupt foreseeable patterns of serious criminal activity through effective policing and prosecution of cases.

The primary objectives of the proposed program are to:

- ° Incapacitate greater numbers of repeat and violent offenders.
- ° Upgrade the quality of information available on alleged repeat offenders by correcting errors detected during criminal history checks.
- ° Assure accurate information available on alleged offender's criminal history and current status is available:
 - ° to the police and correctional officers during the period of time that the offender is in custody;
 - ° to the state's attorney and judge at the time of the bond hearing; and
 - ° to the judge at the time of sentencing hearings.
- ° Improve the flow of information within the criminal justice system.

IV. Program Strategies.

The Cook County State's Attorney's Office as well as the Chicago Police Department, rely heavily on the "rap" sheet produced by the C.P.D. in making charge and bond recommendations. At present these "rap" sheets only include Chicago arrests and subsequent dispositions. Even so, there is presently a lag of eight months in posting felony dispositions and twelve months for misdemeanor dispositions between the time that the information is received by the Department's Identification Section and when it is posted on a criminal history form. It should be noted, however, that despite this time lag, Chicago "rap" sheets tend to be more complete than the state "rap" sheets.

It is anticipated that this program will enable the upgrading of 150,000 Circuit Court dispositions on the Chicago Police Department "rap" sheets -- correcting mistakes, reconciling any inconsistencies, entering omissions and posting any previously unposted arrests and dispositions. This figure is based on a productivity rate, after the learning curve levels off, of ten files being processed each hour, for every hour devoted to this program, by both Department personnel and student participants.

The chosen workers (student participants and Chicago Police Department personnel), will be trained to update the Department's criminal history files and correct any inaccuracies or inadequacies discovered in the review update process. Department personnel will be oriented to the more specific scope of this particular program. The student participants will be introduced to the Department's criminal history package (the I.R. jacket), and all its contents (the "Arrest Record", the F.B.I. criminal history, a fingerprint card if one is filed and the "Request for History" log), and corrections and additions to be made.

Department supervisory personnel will make the participants aware of how they each fit into the program to assure the goals are reached. These supervisors will monitor all progress and assure that the student participants do devote 100% of their time to the

program. The Department assigned personnel devoted to this program will devote time as specified in the attached program budget.

Supervisory personnel will be present at all times to answer any questions, resolve any problems and to monitor compliance with the program's intent and goal accomplishment. The program's objectives will only be met if the supervisory personnel encourage and motivate the personnel completing these file enhancements. Supervisory personnel are already aware of their duty to the program and that they must continually monitor progress, to timely recognize any problems and to alleviate them.

Department personnel devoted to this program have the added stimulus of their semiannual Department performance rating, effected by their productivity on the program. These employees not only have personal pride, but peer pressure and actual pay raises dependent on their efficiency rating. The student participants have high school grade points dependent on their rating in this work- study program.

Regular documentation will substantiate that both the student participants and Department personnel are in fact spending the time agreed upon on the criminal history enhancement. Police Department supervisory staff will monitor the daily sign-in sheets and appropriate Assignment & Attendance (A&A's). These are documents which will verify who was assigned to the program and what they were doing. They will be used to substantiate that the Department is meeting its match commitment.

Reports submitted to I.C.J.I.A., will reflect compliance with other commitments, the status of the program and the volume attained by those personnel devoted to the program. Supervisory personnel (the Sergeant of Police and the Chief Clerk) will continually monitor the program, periodically documenting progress and any remedial measures taken to improve the program procedures.

It is anticipated that, by the end of program, the entire backlog will be processed and that the current incoming court dispositions will be posted to the histories as they are received, and many of the shelved histories, will have been reviewed and any deficiencies corrected.

Once the backlog has been relieved it is anticipated that the update processing will become a regular part of the Identification Section workflow.

V. Performance Indicators.

The performance indicators for the proposed program are:

1. The number of criminal histories updated with criminal circuit court dispositions.
2. The reduction in backlogged criminal history disposition entries.
3. The number of federally-funded staff assigned to project.
4. The number of nonfederally-funded staff assigned to project.

VI. Implementation Schedule.

Task	Beginning Date	Completion Date
A. Interview students sent by Jones Commercial High School to participate in this program and determine which will be chosen. (Skills testing and background check to be done.)	2/1/87	3/1/87
B. Set up work stations for ten of the participants of this "Chicago Criminal History Disposition Update" program.	2/15/87	3/1/87
C. Train the "Chicago Criminal History Disposition Update" personnel. (Both the part-time students and the full-time career service Chicago Police Department Senior Typists.)	3/1/87	3/5/87
D. I.C.J.I.A. Grant Funded portion of the Chicago Police Department's "Chicago Criminal History Disposition Update" program in operation. (Part-time typists and equipment.)	3/1/87	2/1/88
D. City of Chicago -- Chicago Police Department portion of the "Chicago Criminal History Disposition Update" program in operation. (Full-time C.P.D. personnel.)	3/1/87	ongoing

VII. Job Descriptions.

Student Participant.

Minimum Requirements:

Trustworthy and responsible student, with typing skills adequate to meet a target production of thirty-two Criminal Histories being update and enhance, per each four-hour workday. To include the ability to review the Histories and recognize errors, based on guidelines they will follow.

Job Description:

The Student Participant will begin with a number of Circuit Court Dispositions and will be required to go to the Chicago Police Department's Criminal History Files (located close by the work station), and locate the appropriate Identification Record (I.R. file/criminal history). The Student Participant, will sit at their work station, and process the files, by comparing the Circuit Court Dispositions to the respective Chicago Police Department

Criminal History. The retrieved I.R. file should reflect all the Chicago Police arrests noted on the file, if not, the Student Participant will notify a supervisor (either the Chief Clerk or the Sergeant of the discrepancy.)

The Student Participant will type on the Chicago Police Arrest Record all dispositions which are not yet recorded. These entries will be in chronological order and in a format which will be designated during training. This format will include, but not be limited to, name (or alias), date of birth, address, arresting law enforcement agency, criminal offense, court disposition and appropriate dates. The file will be reviewed for any errors, i.e. typographical or lack of completeness and will be corrected.

[Exhibit B printed on pages 39041 through 39045 of this Journal.]

Rules Suspended -- AMENDMENT OF ORDINANCE AUTHORIZING
TRANSFER OF FUNDS IN CERTAIN SURPLUS ACCOUNTS
UNDER VARIOUS BONDS ISSUED BY
PUBLIC BUILDING COMMISSION
TO CONSTRUCTION ACCOUNT
FOR NEW CENTRAL
LIBRARY.

Alderman Burke moved to *Suspend the Rules Temporarily* for the purpose of going out of the regular order of business to consider an ordinance on the committee report of the Committee on Finance. Said ordinance amends a previously passed ordinance which authorized the transfer of funds from certain surplus accounts under various bonds issued by the Public Building Commission to the construction account for the new central library. The motion *Prevailed*.

Alderman Burke then moved to *Suspend the Rules Temporarily* for immediate consideration of and action upon the said proposed ordinance. The motion *Prevailed*.

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

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, Orbach, Volini, Orr -- 37.

Nays -- None.

The following is said ordinance as passed:

WHEREAS, On December 11, 1985, this body authorized the transfer of moneys in the amount of \$4,901,000 in certain Surplus Accounts under various bonds issued by the Public Building Commission to the Construction Account for the new Central Library; and

(Continued on page 39046)

1/30/87

COMMUNICATIONS, ETC.

39041

Exhibit B - Budget

Chicago Police Department
"Chicago Criminal History Disposition Update" Program

IDENTIFICATION OF SOURCES OF FUNDING

	<u>SOURCE</u>	<u>AMOUNT</u>
Federal Amount:	JAA of 1984 (FFY85)	\$ 100,000
	<i>SubTotal</i>	\$ 100,000
Match:	Chicago Police Department	\$ 100,715
	<i>SubTotal</i>	\$ 100,715
Anticipated Program Income:	Not Applicable	\$ 0
	<i>SubTotal</i>	\$ 0
Non-Match Funds:	Not Applicable	\$ 0
	<i>SubTotal</i>	\$ 0
	GRAND TOTAL	\$ 200,715

Exhibit B - Budget
Chicago Criminal History Update Program

Personnel Services

<u>Job Title</u>	<u>Annual Salary</u>	<u># Months On Program</u>	<u>% Time On Program</u>	<u>Federal Amount</u>	<u>Local Cash Contrib.</u>	<u>Total Cost</u>
Police Sergeant	\$ 42,925	12	20	\$ 0	\$ 8,585	\$ 8,585
Chief Clerk	\$ 38,925	12	37.5	\$ 0	\$ 14,597	\$ 14,597
(3) Senior Typists	\$ 12,850	12	100	\$ 0	\$ 38,550	\$ 38,550
Senior Clerk	\$ 11,665	12	100	\$ 0	\$ 11,665	\$ 11,665
			SubTotal	\$ 0	\$ 73,397	\$ 73,397
			Social Security	\$ 0	\$ 0	\$ 0
			Other Fringe Benefits	\$ 0	\$ 26,118	\$ 26,118
			TOTAL PERSONNEL COST	\$ 0	\$ 99,515	\$ 99,515

Equipment

<u>QTY/ Unit Cost</u>	<u>Description</u>	<u>Federal Amount</u>	<u>Local Cash Contribution</u>	<u>Total Cost</u>
4/\$500	Typist Work Stations	\$ 2,000	\$ 0	\$ 2,000
4/\$350	Typing Chairs	\$ 1,400	\$ 0	\$ 1,400
1/\$26,900	Kodak Reliant Microfilm Processor	\$ 26,900	\$ 0	\$ 26,900
	TOTAL EQUIPMENT COST	\$ 30,300	\$ 0	\$ 30,300

ILLINOIS CRIMINAL JUSTICE INFORMATION AUTHORITY

1/30/87

COMMUNICATIONS, ETC.

39043

Exhibit B - Budget

Chicago Criminal History Update Program

<i>Commodities</i>	<u>Federal Amount</u>	<u>Local Cash Contribution</u>	<u>Total Cost</u>
Paper, typewriter ribbons, forms, file folders, etc.	\$ 0	\$ 1,200	\$ 1,200
TOTAL COMMODITIES COST	\$ 0	\$ 1,200	\$ 1,200
<i>Contractual</i>	<u>Federal Amount</u>	<u>Local Cash Contribution</u>	<u>Total Cost</u>
12 High School Students X 4hrs/day X \$4.25/hr X 5 days/wk X 50 wks	\$ 51,000	\$ 0	\$ 51,000
11 High School Students X \$4.25/hr X 8/hr/day X 1 day week (Saturday) X 50 wks	\$ 18,700	\$ 0	\$ 18,700
TOTAL CONTRACTUAL COST	\$ 69,700	\$ 0	\$ 69,700
GRAND TOTAL	\$ 100,000	\$ 100,715	\$ 200,715

Exhibit B - Budget Narrative

Chicago Police Department "Criminal History Update" Enhancement

Personnel Services

One Sergeant of Police (annual salary of \$42,925 X 20%, the time daily devoted to the project for a 12 month period).

\$42,925 X 20% \$ 8,585

One Chief Clerk (annual salary of \$38,925 X 37.5%, the time daily devoted to the project for a 12 month period).

\$38,925 X 37.5% \$ 14,597

Three Senior Typists (annual salary of \$12,850 X 100%, the time daily devoted to the project for a 12 month period).

\$12,850 X 3 X 100% \$ 38,550

One Senior Clerk (annual salary of \$11,665 X 100%, the time daily devoted to the project for a 12 month period).

\$11,665 X 100% \$ 11,665

Fringe benefits (40% of total cost for Police Sergeant and 35% of total cost for chief clerk, 3 senior typists and senior clerk)

(\$ 8,585 X 40%) + (\$14,597 X 35%) + (\$38,550 X 35%) + (\$11,665 X 35%) \$ 26,118

TOTAL PERSONNEL COST \$ 99,515

Equipment

Four typist work stations at \$500 each will be used by the senior typists and the senior clerk during the 12 month period of the program.

4 typist work stations X \$500 \$ 2,000

Four typing chairs for the typist work stations at \$350 each

4 typing chairs X \$350 \$ 1,400

A Kodak Reliant Microfilm Processor will be used to complete the identification record (IR) criminal history update processing. The present backlog also consists of the process of microfilming the completed Criminal History Records. The storage on microfilm will bring the Chicago Police Department in compliance with State of Illinois Archivist requirements regarding arrest records. The microfilm record will also be used as a secondary document for criminal court dispositions.

1 Microfilm Processor X \$26,900 \$ 26,900

TOTAL EQUIPMENT COST \$ 30,300

Exhibit B - Budget Narrative

Chicago Police Department "Criminal History Update" Enhancement

Commodities

Over the 12 month period, the personnel assigned to the program will use a variety of office supplies including paper, typewriter ribbons, forms, and file folders. \$ 1,200

TOTAL COMMODITIES COST \$ 1,200

Contractual

Twelve high school students will work 4 hours a day at \$4.25 per hour, 5 days a week for 50 weeks of the program period.

1,000 hours X 12 Students X \$4.25 per hour \$ 51,000

Eleven high school students will work 8 hours a day at \$4.25 per hour, 1 day of the week (Saturday) for 50 weeks of the program period.

400 hours X 11 Students X \$4.25 per hour \$ 18,700

TOTAL CONTRACTUAL COST. \$ 69,700

GRAND TOTAL \$ 200,715

(Continued from page 39040)

WHEREAS, Those funds still exist and cannot be used immediately; and

WHEREAS, Some of those funds are needed for certain capital improvements: now, therefore,

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

SECTION 1. That Section 2 of the ordinance enacted on December 11, 1985, and published in the Journal of the Proceedings of the City Council for that date at pages 23655--23660, authorizing the transfer of funds from the Surplus Accounts under various Bond Resolutions to certain projects, be and hereby is amended by deleting the language contained in brackets and by adding the language in italics as follows:

Section 2. That the City of Chicago does hereby approve and authorize the transfer and application of \$4,901,000 of the balance of the moneys in the estimated amount of \$12,807,455 standing to its credit on December 31, 1985 in the Surplus Accounts under the various Bond Resolutions to the following projects:

Bond Resolution	Amount	Project and Purpose
\$56,000,000 Public Building Commission of Chicago Building Revenue Bonds, Series 'A' of 1971	\$48,615	[Construction Account for: C.P.L.-11 Central Library] <i>Toward the Pilsen Library Construction Supplement</i>
\$135,000,000 Public Building Commission of Chicago Building Revenue Bonds, Series 'B' of 1975	550,000	Construction Account for: C.P.L.-11 Central Library
\$38,000,000 Public Building Commission of Chicago Building Revenue Bonds, Series 'A' of 1975	42,385	[Construction Account for: C.P.L.-11 Central Library] <i>Toward the Pilsen Library Construction Supplement</i>
\$36,000,000 Public Building Commission of Chicago Building Revenue Bonds, Series 'B' of 1975	[1,497,000 900,000 597,000]	Construction Account for: C.P.L.-11 Central Library] <i>For various improvements to Health Centers, Police Headquarters, Central Office and Kraft Building. Toward the Pilsen Library Construction Supplement</i>
\$30,000,000 Public	[\$2,048,000]	

Bond Resolution	Amount	Project and Purpose
Building Commission of Chicago Building Revenue Bonds, Series 'A' of 1978	699,000	Construction Account for: C.P.L.-11 Central Library
	1,337,000	<i>For the Roseland Health Center Construction and Furnishings Supplement</i>
	12,000	<i>Toward the Pilsen Library Construction Supplement</i>
\$29,000,000 Public Building Commission of Chicago Building Revenue Bonds, Series 'A' of 1979.	\$715,000	Construction Account for: C.P.L.-11 Central Library

SECTION 2. That this ordinance shall take effect from and after its passage.

Rules Suspended -- AMENDMENT OF RESOLUTION PLACING
NUCLEAR WARHEAD TEST BAN REFERENDUM ON
APRIL 7, 1987 GENERAL ELECTION
BALLOT.

Alderman Burke moved to *Suspend the Rules Temporarily* for the purpose of going out of the regular order of business to consider a resolution amending a previously passed resolution which placed a nuclear warhead test ban referendum on the April 7, 1987 general election ballot. The motion *Prevailed*.

Alderman Oberman moved to *Suspend the Rules Temporarily* for immediate consideration of and action upon the said proposed amendatory resolution. The motion *Prevailed*.

Thereupon, on motion of Alderman Oberman, the said proposed amendatory resolution was *Adopted* by yeas and nays as follows:

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, Orbach, Volini, Orr -- 37.

Nays -- None.

The following is said resolution as adopted:

The resolution passed by the City Council on December 10, 1986, and published in the Journal of Proceedings of the City Council at pages 37872--37873 is hereby amended by deleting the language in brackets and adding the language in italics as follows:

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

SECTION 1. It is the determination of the City Council that the following question of public policy be submitted to the voters of this city as an advisory referendum at the general election scheduled for April 7, 1987 ballot in the City of Chicago a referendum which shall read as follows:

"[Should] *Shall* the U.S. enter into agreement with the Soviet Union for an immediate and verifiable end to nuclear warhead testing [?] ."

SECTION 2. This referendum shall be conducted, in all respects, in accordance with the provisions of the Illinois Election Code pertaining to the conduct of general elections, and in accordance with the statutes calling for the election scheduled for April 7, 1987, and providing for the pertinent publications, ballots, polling places and election judges for the election.

SECTION 3. The City Clerk shall deliver a certified copy of this resolution to the Chicago Board of Election Commissioners before 5:00 P.M. on the day of its passage.

Rules Suspended -- MUNICIPAL CODE CHAPTER 17 AMENDED
CONCERNING CREATION OF ABANDONED FACILITIES
INSPECTION UNIT AND ESTABLISHMENT OF
ENVIRONMENTAL COORDINATOR
WITHIN SAID UNIT.

Alderman Burke moved to *Suspend the Rules Temporarily* for the purpose of providing Alderman Rush the opportunity to reconsider a vote taken on January 16, 1987 and appearing on page 39019 of the Journal of Proceedings of the City Council. Said vote was in relation to an ordinance amending Chapter 17 of the Municipal Code concerning the creation of an abandoned facilities inspection unit and establishment of an environmental coordinator within the said unit. The motion *Prevailed*.

Alderman Rush then moved to *Reconsider* the vote by which the said ordinance failed to pass. The motion *Prevailed*.

Thereupon, on motion of Alderman Rush the said proposed ordinance was *Passed* by yeas and nays as follows:

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, Orbach, Volini, Orr -- 37.

Nays -- None.

The following is said ordinance as passed:

WHEREAS, There have been recent incidents in the City of Chicago involving the accidental release of toxic chemicals; and

WHEREAS, There are abandoned plants in Chicago which contain toxic substances that may pose a threat to public health and safety; and

WHEREAS, Communication and coordination among federal, state and local agencies will enhance the ability to respond to threats to public health and safety; now, therefore,

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

SECTION 1. Chapter 17 of the Municipal Code of the City of Chicago is hereby amended by adding thereto in italics, a new section in its proper numerical sequence as follows:

17-1.53. The Department shall establish within the Division of Energy and Environmental Protection an Environmental Coordinator whose duties shall include, but not be limited to the following:

- (a) Correlating existing lists of sites handling or storing toxic substances with any list of fires maintained by the Chicago Fire Department;*
- (b) Assisting the Chicago Fire Department and other local, state and federal agencies in the coordination and dissemination of information to community residents regarding preventive and precautionary measures to avoid or minimize exposure to toxic chemicals, either in case of actual or potential danger.*
- (c) Nothing herein contained is intended nor shall operate to supersede the authority and responsibility of the Chicago Fire Department and its respective Bureaus and Divisions in their duties under any current municipal ordinance or state statute, including but not limited to Chapters 3, 12, 90, 92, 129, 129.1 of the Municipal Code of the City of Chicago, the Illinois Toxic Substance Act, the Chemical Safety Act or other relevant state or federal statutes.*

17-1.54. The Department shall establish an Abandoned Facilities Inspection Unit within the Division of Energy and Environmental Protection to identify abandoned industrial facilities, to inspect such facilities for the presence of toxic substances, and if such substances are found, to notify the appropriate federal, state and local agencies responsible for removal, cleanup and security in order to facilitate safe and timely resolution of the problem.

SECTION 2. This ordinance shall be in full force and effect from and after January 1, 1987.

*Rules Suspended -- CHICAGO ZONING ORDINANCE AMENDED
TO RECLASSIFY PARTICULAR AREAS.*

Alderman Burke moved to *Suspend the Rules Temporarily* for the purpose of allowing Alderman Langford the opportunity to consider two proposed zoning ordinances on the committee report of the Committee on Zoning. The motion *Prevailed*.

Thereupon, on motion of Alderman Langford, the said proposed ordinances were *Passed* by yeas and nays as follows:

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, Orbach, Volini, Orr -- 37.

Nays -- None.

The following are said ordinances as passed (the italic heading in each case not being a part of the ordinance):

Reclassification Of Area Shown On Map No. 16-H.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the B2-2 Restricted Retail and B4-1 Restricted Service Districts symbols and indications as shown on Map No. 16-H in the area bounded by

West 69th Street; South Claremont Avenue; the alley next south of and parallel to West 69th Street; and South Western Avenue,

to those of a B5-1 General Service District, and a corresponding use district is hereby established in the area above described.

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

Reclassification Of Area Shown On Map No. 28-H.

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

SECTION 1. That the Chicago Zoning Ordinance be amended by changing all the B4-1 Restricted Service District symbols and indications as shown on Map No. 28-H in the area bounded by

West 111th Street; a line 260 feet east of South Western Avenue; a line 150 feet south of West 111th Street; and South Western Avenue,

to those of a B2-1 Restricted Retail District and a corresponding use district is hereby established in the area above described.

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

Time Fixed For Next Succeeding Regular Meeting.

By unanimous consent, Alderman Evans thereupon presented a proposed ordinance which reads as follows:

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

SECTION 1. That the next succeeding regular meeting of the City Council of the City of Chicago to be held after the meeting held on Friday, the thirtieth (30th) day of January, 1987, at 10:00 A.M., be and the same is hereby fixed to be held on Tuesday, the third (3rd) day of February, 1987, at 12:30 P.M., in the Council Chamber in City Hall.

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

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

Yeas -- Aldermen Rush, Tillman, Evans, Bloom, Sawyer, Beavers, Humes, Vrdolyak, Huels, Majerczyk, Madrzyk, Burke, Carter, Langford, Streeter, Kellam, Sheahan, Kelley, Garcia, Henry, Soliz, W. Davis, Smith, D. Davis, Santiago, Mell, Bitoy, Banks, Giles, O'Connor, Pucinski, Natarus, Oberman, Hansen, Orbach, Volini, Orr -- 37.

Nays -- None.

Adjournment.

Thereupon, Alderman Burke moved that the City Council do *Adjourn*. The motion *Prevailed* and the City Council *Stood Adjourned* to meet in regular meeting on Tuesday, February 3, 1987, at 12:30 P.M., in the Council Chamber in City Hall.

A handwritten signature in cursive script, reading "Walter S. Kozubowski".

WALTER S. KOZUBOWSKI,
City Clerk.