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City of Chicago City Council
Legislative Reference Bureau

September 6, 2018

Dear Colleagues:

Attached is a summary of legislation introduced at the City Council meeting on July 25, 2018. This summary, prepared by the Legislative Reference Bureau, describes code amendments, ordinances of general application, ordinances authorizing various types of transactions, and non-ceremonial resolutions. It is intended to provide useful details that may aid us in consideration of these items.

In addition to the attached summary, the Legislative Reference Bureau (LRB) performs a wide range of functions for members of the Chicago City Council, City Council Committees, and Aldermanic Staff. I encourage you to contact the LRB for the following needs:

- Assistance in drafting municipal legislation
- Exploring legislation in other jurisdictions pertinent to legislation in Chicago
- Legislative research, including identifying state legislation that may relate to a pending ordinance, compiling reports of findings of external interest groups, and locating former or existing laws in the Chicago Municipal Code
- Consulting and expertise in the Chicago Municipal Code, Chicago Agency guidelines and legal issues regarding public policy questions
- Aids understanding legislative and statutory research in the City of Chicago
- Writing and editing of ceremonial resolutions
- Answering questions about record retention and the Freedom of Information Act
- Overseeing the Aldermanic intern program and conducting trainings, briefings and seminars upon the request of Council members

Your comments and suggestions on how this summary or LRB services can be improved are always welcome and greatly appreciated.

Sincerely,

Margaret Laurino
President Pro Tempore
Alderman, 39th Ward



CITY COUNCIL INTRODUCTIONS

JULY 25, 2018



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FINANCE

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Sections 5-8-010 and 5-8-020 to prohibit discrimination based on alienage in obtaining fair and adequate housing

Sponsors: **Burke, Solis, Reboyras**

Wards Affected: **All**

[O2018-6071](#) The ordinance amends Chicago's Fair Housing Regulations to prohibit housing discrimination on the basis of alienage or immigration status.

Amendment of Municipal Code Chapter 4-4 by adding new Section 4-4-308 regarding collection and use of face geometry data by Department of Police

Sponsor: **Burke**

Wards Affected: **All**

[O2018-6081](#) The City's Department of Police has successfully used facial recognition technology to apprehend criminals. The ordinance authorizes entities to use facial recognition technology as long as they post notice that they are doing so, do not sell the information and enter into an agreement with CPD by June 30, 2019, regarding its policy for destroying this data. CPD is authorized to issue enacting rules. The ordinance is effective thirty days after passage and approval and sunsets in three years.

TRANSACTIONAL ORDINANCES

Restructuring of Multi-Family Program Funds to South Chicago SLF Associates, LP, related to acquisition, rehabilitation and construction of building at 3251 E 92nd St

Sponsor: **Mayor**

Ward Affected: **10**

[O2018-6583](#) In 2007, the City Council authorized loaning \$2 million of federal multi-family low income funds to South Chicago SLF Associates for the purchase and rehabilitation of a five story building in Southeast Chicago containing 112 low income units for seniors. This ordinance authorizes extending the term of that loan and subordinating it to a new senior loan which replaces the current senior loan.

Restructuring of debt to approve settlement payment from original owner NHS Redevelopment Corp., and allow multiple property transfers, restructuring of City loans, affordability restrictions and project rehabilitation agreements with new owner, Villa Capital Partners LLC and Villa Capital Managers LLC

Sponsor: **Mayor**

Wards Affected: **9, 27, 28, 37**

[O2018-6573](#) The City made a number of loans of federal low income multi-family housing funds to an affiliate of the not-for-profit Neighborhood Housing Services (NHS) for the construction of affordable housing units throughout Chicago. The ordinance allows NHS to transfer ownership to Villa Capital Managers. In return, Villa Capital agrees to extend the affordability commitment for an additional seven years and to invest at least \$3 million in the properties. The total outstanding balance of approximately \$11.25 million will be forgiven by the City in exchange for a payment by NHS of \$2.1 million.



FINANCE (CONT.)

TRANSACTIONAL ORDINANCES (CONT.)

Agreement with 601W Companies Chicago LLC and use of Tax Increment Financing (TIF) funds for improvements to plaza structure associated with rehabilitation, reconstruction and renovation of Old Post Office

Sponsor: **Mayor**

Wards Affected: **25,42**

O2018-6582 The site of the Old Post Office Building includes public rights of way for pedestrians and vehicles. As part of the renovation of this soon to be historical landmark, the owner will rehabilitate the public improvements including the Canal Street Plaza. The City will reimburse the owner up to \$18 million from the Canal/Congress TIF pursuant to a redevelopment agreement authorized by this ordinance.

Issuance of Build Chicago Neighborhood General Obligation Mini Bonds

Sponsors: **Villegas, Mitts, Sposato, Sawyer, Moreno, Mitchell**

Wards Affected: **All**

O2018-6059 The ordinance authorizes the issuance of a minimum of \$25 million of bonds, plus costs of issuance, every other year. Bonds will have an initial value of no more than \$500, a length not to exceed thirty years and an interest rate of no more than 10%. The proceeds will be used every other year to fund \$500,000 of capital projects in each ward as selected by the Alderman. The teams involved in bond issuance must be a total of at least 35% MBE and WBE.

Intergovernmental agreement with Chicago Park District for rehabilitation of Dunbar Park at 300 E 31st St

Sponsor: **Mayor**

Ward Affected: **4**

O2018-6134 The ordinance authorizes an intergovernmental agreement with the Chicago Park District and the Department of Planning and Development (DPD) for the construction of an athletic field adjacent to Dunbar Vocational High School, located in the Bronzeville Redevelopment Area. DPD wishes to use a portion of Bronzeville TIF funds up to \$1,400,000 to partially fund construction of the field.

Intergovernmental agreement regarding city conveyance of 4149-4153 S Vincennes Ave to Chicago Park District for construction of dog park, open space and recreational facilities

Sponsor: **Mayor**

Ward Affected: **4**

O2018-6117 The ordinance authorizes an intergovernmental agreement with the Chicago Park District and the Department of Planning and Development (DPD) for the construction of a dog park and recreational facilities located in the 43rd & Cottage Grove Redevelopment Area. DPD wishes to use a portion of 43rd & Cottage Grove TIF funds up to \$600,000 to partially fund construction of the park.



FINANCE (CONT.)

TRANSACTIONAL ORDINANCES (CONT.)

Intergovernmental agreement regarding city conveyance of 3938-3940 S Indiana Ave to Chicago Park District for construction of dog park, open space and recreational facilities

Sponsor: **Mayor**

Ward Affected: **3**

O2018-6122 The ordinance authorizes an intergovernmental agreement with the Chicago Park District for the acquisition of City-owned parcels of land located in the Bronzeville Redevelopment Area to construct a dog park and recreational facilities. DPD wishes to use a portion of Bronzeville TIF funds up to \$600,000 to partially fund acquisition of the property.

Intergovernmental agreement regarding city conveyance of 3906 S Lake Park Ave to Chicago Park District for construction of dog park, open space and recreational facilities

Sponsor: **Mayor**

Ward Affected: **4**

O2018-6106 The ordinance authorizes an intergovernmental agreement with the Chicago Park District and the Department of Planning and Development (DPD) for the construction of a dog park and recreational facilities at 3906 S Lake Park Ave, located in the Madden/Wells Redevelopment Area. DPD wishes to use a portion of Madden/Wells TIF funds up to \$600,000 to partially fund construction of the park.

Fifty-fifth amending agreement with SomerCor 504, Inc. regarding Small Business Improvement Fund program increases within Jefferson Park, Lawrence/Pulaski and Lincoln Avenue areas

Sponsor: **Mayor**

Wards Affected: **39, 45, 47**

O2018-6138 This ordinance authorizes an increase in Small Business Improvement Funds for the Jefferson Park Redevelopment Project Area from \$2,500,000 to \$2,750,000; the Lawrence/Pulaski Redevelopment Project Area from \$1,750,000 to \$2,500,000; and the Lincoln Avenue Area from \$1,500,000 to \$2,000,000.

Expenditure of Open Space Impact Fee funds for new park at 658 E 95th St

Sponsor: **Mayor**

Ward Affected: **9**

O2018-6175 This ordinance grants almost \$75,000 from the Roseland Community Area's Open Space Impact Fee Funds to assist the Department of Planning and Development to create a new park in the Roseland Community Area. The total project is estimated to cost \$123,000.

Exemption of Tower International from Personal Property Lease Transaction Tax regarding lease, rental or use of manufacturing machinery and equipment

Sponsors: **Sadlowski Garza**

Wards Affected: **10**

O2018-6079 The ordinance grants a five-year City tax exemption for the lease or use of manufacturing equipment by Tower International in an Enterprise Zone. The exemption is contingent on Tower International retaining at least one hundred jobs and investing a minimum of \$75 million at its facility on Avenue O.



FINANCE (CONT.)

RESOLUTIONS

Call for hearing(s) on status of recycling contracts with Waste Management and Management Midwest (Sims) and criteria used to determine winner of Blue Cart Recycling Services Managed Competition

Sponsors: **Waguespack, Arena**

Wards Affected: **All**

R2018-836 The resolution orders a Finance Committee hearing about the City's blue cart contracts and program.

Call for Governor Bruce Rauner to sign Immigrant Tenant Protection Act and Safe Zones Act

Sponsors: **Burke, Solis**

Wards Affected: **All**

R2018-838 This resolution calls for Governor Bruce Rauner to sign the Immigrant Tenant Protection Act, which would prohibit landlords from discriminating against tenants solely on the basis of citizenship, and the Safe Zones Act, which would give individuals protection against U.S. ICE arrests in locations such as schools, hospitals and courthouses.

Call for declaration of 21st Ward as emergency/flood disaster area following July 5, 2018 rainstorm and request for property damage restitution

Sponsor: **Brookins**

Ward Affected: **21**

R2018-840 The resolution calls on legislators from the City, Cook County and the State of Illinois to declare the 21st Ward a disaster area after significant flooding on July 5, 2018 damaged many local business and homes.

ORDERS

Call for Corporation Counsel to join in legal actions against denaturalization efforts by President Donald Trump

Sponsors: **Burke, Solis**

Wards Affected: **All**

Or2018-371 The "zero-tolerance" policy implemented by the Trump Administration caused forcible family separations. This order calls for the Corporation Counsel to participate in legal actions to end the zero-tolerance policy by filing amicus briefs regarding the City's support of immigrants.

Call for Commissioner of Streets and Sanitation to perform audit on City of Chicago Recycling Program

Sponsor: **Waguespack**

Wards Affected: **All**

Or2018-368 This order calls for the Commissioner of Streets and Sanitation to complete an audit on the City of Chicago's Recycling Program and all other necessary City departments or sister agencies involved in the managed recycling competition by September 15, 2018.



FINANCE (CONT.)

APPOINTMENTS

Ordinance Number	Committee	Appointment Information
A2018-87	Special Service Area No. 2, Belmont Central Commission	John S. Toumplis and Michael V. Valenti
A2018-88	Special Service Area No. 8, Lakeview East Commission	Jacob Elkins-Ryan, Geraldine G. Lichterman, Paul F. Loaiza, and Robert B. Smith
A2018-89	Special Service Area No. 8, Lakeview East Commission	Sam L. Giarratano and Dan Wolf
A2018-90	Special Service Area No. 38, Northcenter Commission	William P.C. Simmons
A2018-91	Special Service Area No. 42, 71st/Stony Commission	Jared M. Lewis
A2018-92	Special Service Area No. 54, Sheridan Road Commission	Richard A. Sasso
A2018-93	Special Service Area No. 60, Albany Park Commission	Saima Causevic and Gaetano Guagliardo
A2018-94	Special Service Area No. 73, Chinatown Commission	Jennifer (Tian) Lee

BUDGET AND GOVERNMENT OPERATIONS

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Chapter 2-152 by adding new Section 2-152-175 concerning agreement by mayoral appointees to defer candidacy for local elected office following termination

Sponsors: **Sposato, O'Shea, Scott, Napolitano**

Wards Affected: **All**

O2018-6039 This ordinance requires mayoral appointees to sign a pledge that for two years after leaving their position they will not run for Mayor, City Clerk, Treasurer or Alderman.

TRANSACTIONAL ORDINANCES

CDBG Year XLIII Ordinance - Adjustment

Sponsor: **Mayor**

Wards Affected: **All**

O2017-6223 The ordinance authorizes the expenditure of \$535,769 from the Department of Planning and Development (DPD) Developer Services program for affordable housing activities, including new construction, rehabilitation and homeownership. The ordinance also authorizes the transfer of \$313,044 from the Roof and Porch Repair Program to the Emergency Heating Repair Program.

Annual Appropriation Ordinance Year 2018 amendment within Fund No. 925 for Department of Public Health

Sponsor: **Mayor**

Wards Affected: **All**

O2018-6168 The ordinance grants \$165,000 in funds to the Department of Public Health under the Annual Appropriation Ordinance Year 2018. The funds will be used for the Dental Sealant Grant Program.



COMMITTEES, RULES AND ETHICS

RESOLUTIONS

Call for hearing(s) on differences in monthly natural gas costs for Chicago versus suburban households

Sponsors: Cardenas, Burnett, Waguespack, Santiago, Sposato, Maldonado, J. Moore, Cappleman, Arena, Tunney, D. Moore, Curtis, Tabares, Solis, Mell, Dowell, King, Pawar, Mitts, Moreno, Hopkins, O'Connor, Harris, Sawyer, Ramirez-Rosa, Villegas

Wards Affected: All

R2018-837 This resolution calls for the Committee on Health and Environmental Protection to hold a hearing on whether Peoples Gas is overcharging Chicago residents. The CEO of Peoples Gas, cost analysis researchers, the Illinois Commerce Commission Chairman and a representative from the Citizens Utility Board are invited to attend the hearing.

Call for hearing(s) on and investigation of allegations of "cash giveaways" by mayoral candidate Willie Wilson to prospective voters at New Covenant Baptist Church

Sponsors: Lopez, J. Moore, Reilly

Wards Affected: All

R2018-834 The resolution calls on the Cook County State's Attorney and the U.S. Attorney's Office to investigate allegations of "cash giveaways" by mayoral candidate Willie Wilson and Governor Bruce Rauner, distributing checks and cash to prospective voters at the New Covenant Baptist Church. It also urges the Illinois State Board of Elections and the Chicago Board of Elections to conduct a thorough investigation into the "cash giveaway" event.

APPOINTMENTS

Ordinance Number	Committee	Appointment Information
A2018-86	Board of Ethics	Zaid Abdul-Aleem and Daisy S. Lezama

ECONOMIC, CAPITAL, AND TECHNOLOGY DEVELOPMENT

TRANSACTIONAL ORDINANCES

Support of Class 7(c) tax incentive for property at 10801 S Western Ave

Sponsor: Mayor

Ward Affected: 19

O2018-6317 This ordinance supports a Class 7(c) exemption for CPMOK Properties, LLC, who proposes to rehabilitate the approximately 22,000 square foot abandoned site and redevelop it into medical office space.



EDUCATION AND CHILD DEVELOPMENT

RESOLUTIONS

Call for hearing(s) regarding disqualification of GCA from maintenance contract with Chicago Board of Education and Chicago Public Schools

Sponsors: **Moreno, Villegas**

Wards Affected: **All**

[R2018-835](#) The resolution requires a Committee on Economic, Capital and Technology Development hearing on the awarding of the CPS maintenance contract to SodexhoMAGIC, LLC over GCA Educational Services Central States Inc.

HEALTH AND ENVIRONMENTAL PROTECTION

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Section 11-4-2835 to further regulate use of construction, repair or demolition equipment within Central Business District

Sponsor: **Reilly**

Ward Affected: **42**

[O2018-6053](#) The ordinance amends the code to prohibit the use of mechanical equipment in building, construction, repair or demolition operations between the hours of 8:00 P.M. and 8:00 A.M. in the Central Business District only or within 1100 feet of residential building or hospital. Previously these operations were prohibited between 8:00 P.M. and 8:00 A.M. throughout the City or within 600 feet of a residential building or hospital.

The ordinance also increases fines for violations of the section to:

- First violation: \$5,000 - \$7,500 (previously \$1,000 - \$2,500)
- Second violation within one year of the previous violation: \$7,500 - \$12,000 (previously \$2,500 - \$5,000)
- Third violation within one year of the previous violation: \$15,000 - \$20,000 (previously \$5,000 - \$10,000)

A substitute ordinance may be introduced correcting errors in the ordinance as currently drafted.



HEALTH AND ENVIRONMENTAL PROTECTION (CONT.)

RESOLUTIONS

Call for hearing(s) regarding Department of Public Health response to increase in incidences of sexually transmitted infections and HIV/AIDS infections in Chicago

Sponsors: Ervin, Taliaferro, Mitts, Villegas, Santiago, Brookins, Arena, Austin, Beale, Burke, Burnett, Cappleman, Cardenas, Cochran, Curtis, Dowell, Foulkes, Hairston, Harris, Hopkins, King, Laurino, Lopez, Maldonado, Mell, Mitchell, J. Moore, D. Moore, Moreno, Munoz, Napolitano, O'Connor, O'Shea, Pawar, Quinn, Ramirez-Rosa, Reboyras, Reilly, Sadlowski Garza, Sawyer, Scott, Silverstein, Smith, Solis, Sposato, Tabares, Thompson, Tunney, Waguespack

Wards Affected: All

[R2018-841](#) This resolution calls for a hearing regarding the Department of Public Health's response to the increase in incidences of sexually transmitted infections and HIV/AIDS infections in Chicago, especially given the closure of HIV/AIDS Primary Care Clinics and a decrease in staff assigned to HIV/STI Surveillance. The Commissioner of the Department of Public Health is invited to attend the hearing.

HOUSING AND REAL ESTATE

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Section 2-45-115 concerning Residential Workers and Community Benefits Amendment (RCBA) to 2015 Affordable Requirements Ordinance

Sponsors: Villegas, Sawyer, Hairston, Waguespack, Arena, Cappleman, Silverstein, D. Moore, King, Reboyras, Taliaferro, Cochran, Lopez, J. Moore, Tabares, Moreno, Santiago, Mell, Austin, Mitts, Foulkes, Sadlowski Garza, Ervin, Sposato, Curtis, Quinn, O'Shea, Scott

Wards Affected: All

[O2018-6135](#) The ordinance requires developers of over fifty units of housing to execute a Labor Peace Agreement. If unable to do so, the matter must be submitted to a mediator. If still unsuccessful, the parties must participate in arbitration pursuant to American Arbitration Association rules.

Amendment of Municipal Code Chapters 17-13 and 17-14 by adding new sections concerning City of Chicago Affordable Housing Equity Ordinance

Sponsors: Pawar, Cappleman, D. Moore, Sadlowski Garza, Maldonado, Mell, Reboyras, Dowell, Mitts, Lopez, Foulkes, Munoz, J. Moore, Curtis, Cochran, Scott, Jr., Austin, Taliaferro, King, Arena, Ervin, Moreno, Solis, Burnett, Santiago, Ramirez-Rosa, Waguespack

Wards Affected: All

[O2018-6119](#) The ordinance requires bodies reviewing developments to consider the need to spread affordable housing throughout the City. The Plan Commission and the Committee on Zoning must act on applications within ninety days or they are deemed approved. City Council has two meetings after the Committee on Zoning approves a development to act or it is deemed approved. Any City Council denials of affordable housing developments are automatically referred to the Zoning Board of Appeals.



HOUSING AND REAL ESTATE (CONT.)

MUNICIPAL CODE AMENDMENTS & ORDINANCES (CONT.)

Amendment of Municipal Code Chapter 5-12 by adding new Section 5-12-115 concerning notification requirement for rental rate increases

Sponsor: **Moreno**

Wards Affected: **All**

O2018-6060 The ordinance amends the code to include regulations regarding notification of housing rental rate increases. The following written notification periods are required:

- <5% Increase – 30 days
- 5% - 10% Increase – 60 days
- 10% - 15% Increase – 90 days
- 15% - 20% Increase – 120 days

If a landlord fails to provide the required notice, a tenant may remain in the unit for the amount of time corresponding to the percentage increase in rent after the date on which written notice is given to the tenant, regardless of the termination date of the existing rental agreement, at the existing rental rate.

TRANSACTIONAL ORDINANCES

Sale of property for benefit of Chicago Board of Education at 8363 S Kerfoot Ave and 501 W 84th St to Amalgamated Transit Union Local 241

Sponsor: **Mayor**

Ward Affected: **21**

O2018-6076 The ordinance authorizes the sale of property owned by the Chicago Board of Education with the City as Trustee to Amalgamated Transit Union Local 241 (ATU). The property is located adjacent to the former Garrett A. Morgan Elementary School and constitutes part of the larger school campus. ATU intends to purchase the property for its appraised value of \$65,000 in as-is condition, and intends to use it as an administrative office.

Sale of City-owned property at 2814 W Van Buren St to 340 California Property Group, Inc.

Sponsor: **Mayor**

Ward Affected: **27**

O2018-6035 The ordinance authorizes the sale of a City-owned vacant parcel at 2814 W Van Buren St to 340 California Property Group, Inc., for the appraised fair market value of \$20,000. The property must be improved as landscaped open space within 6 months of sale.

Negotiated sale of City-owned property at 6353-57 S Sangamon St to The Smyrna Missionary Baptist Church

Sponsor: **Mayor**

Ward Affected: **16**

O2018-6050 The ordinance authorizes the sale of City-owned vacant parcels located at 6353-57 S Sangamon St to The Smyrna Missionary Baptist Church for the appraised fair market value of \$5,000. The property must be improved with a parking lot within 12 months of sale.



HOUSING AND REAL ESTATE (CONT.)

ADJACENT NEIGHBORS LAND ACQUISITION PROGRAM

Each ordinance listed below authorizes the sale of a vacant, City-owned lot to someone who resides on the adjacent property. The purchaser must clean and landscape the property as a side yard within 6 months. For 10 years after taking title, the purchaser cannot sell the property or build on it, except to construct a garage to serve the purchaser's residence.

A property can only be sold through the ANLAP program if it has an appraised value of not more than \$50,000. If the appraised value of the property is \$10,000 or less, the minimum acceptable bid is \$1,000. If the property is appraised between \$10,000 and \$20,000, the minimum acceptable bid is \$2,000. If the property is appraised for more than \$20,000, the minimum acceptable bid is \$2,000, plus 50% of the appraised value in excess of \$20,000.

Combining the properties may enhance the value of both, while relieving the City of the expenses of maintenance and restoring the vacant parcel to the tax rolls. All ordinances are introduced by the Mayor and referred to the Committee on Housing and Real Estate.

Ordinance Number	Ward	City-owned Vacant Property Address	Purchaser Information	Appraised Value/Sale Price
O2018-6040	3	3643 S Prairie Ave	Matthew Szontagh 3645 S Prarie Ave	\$44,000/\$14,000

APPOINTMENTS

Ordinance Number	Committee	Appointment Information
A2018-84	Chicago Low-Income Housing Trust Fund Board	Richard R. Rowe
A2018-83	Chicago Low-Income Housing Trust Fund Board	Jacqueline C. Edens

HUMAN RELATIONS

APPOINTMENTS

Ordinance Number	Committee	Appointment Information
A2018-85	Chicago Commission on Human Relations	Naderh H. Elrabadi, Stephanie A. Kanter, David J. Mussatt, and Nabeela Rasheed



LICENSE AND CONSUMER PROTECTION

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Titles 4 and 10 regarding pop-up food restaurant licensing and regulations

Sponsor: **Mayor**

Wards Affected: **All**

O2018-6162 The ordinance establishes three levels of licenses for pop-up food businesses. The length of the licenses is from five days to one year for Tier I licenses and up to 90 days for Tier II and Tier III licenses at a cost between \$25 and \$150. Licenses can be renewed. Tier I licensees only can sell pre-packaged non-perishable food. Tier II licensees also can serve food prepared at a shared kitchen or retail food establishment, while Tier III licensees can operate as restaurants. The hosts of Tier II licensees must obtain a one-year license for \$150, while the same license for Tier III hosts is \$330.

The ordinance authorizes an existing retail food business licensee to operate a retail food pop-up business at another location without a pop-up license if the owner or licensee has a pop-up host license, shared kitchen license or retail food establishment license and shared kitchen supplemental license. Only food prepared at the licensed retail food establishment can be served at the pop-up operating under these circumstances. Shared kitchen licensees can obtain a pop-up retail food license for no fee. A licensee may operate for no more than ninety days in a 365 day period at a location if either: (A) the license is a Tier II or Tier III license, or (B) the location is not zoned for that use. However, another paragraph prohibits an owner or lessee from allowing a retail food pop-up business where that use is prohibited by the zoning for that location. A change in location is allowed for these licenses.

A licensee or host applicant must meet with the Health Department to discuss proposed equipment, menu and food safety operations. Any menu changes must be approved by the Health Department. Tier II establishments must have a sink and sufficient temperature control equipment to keep the food at appropriate temperatures. Tier III establishments must satisfy the Health Food Code Rules for restaurants and have an employee who has a Chicago Food Service Sanitation Certificate present when the business is open.

Pop-up food businesses cannot cater. These businesses must be located in stationary locations. A pop-up food business cannot be in a home or in a room used for sleeping or as living quarters.

If the pop-up business is deemed to be violating the law and poses an imminent danger to public health or safety, the Commissioner of BACP may suspend the license for up to ten days. During that time the licensee must be provided the opportunity to have a hearing regarding making that suspension permanent. These businesses are subject to inspection and regulation by both BACP and the Department of Health.

Pop-up retail users are substituted for the current category of itinerant merchants and adds a five day license. Pop-up retail licenses can have a length of five days to one year. These licenses are transferable to different locations.

The ordinance becomes effective on December 1, 2018.



LICENSE AND CONSUMER PROTECTION (CONT.)

MUNICIPAL CODE AMENDMENTS & ORDINANCES (CONT.)

Amendment of Municipal Code Chapters 4-156 and 8-12 to further regulate automatic amusement and illegal sweepstakes devices

Sponsors: **O'Connor, Laurino, Reilly, Napolitano, Solis, Burke, Burnett, Jr., Beale, Harris, Hairston, Dowell, Reboyras, Maldonado, Sposato, Tunney, Pawar, O'Shea, Sawyer, Hopkins, Austin, Taliaferro, Santiago, Mitts, Munoz, Arena, Cappleman, Quinn, Curtis, Waguespack, Foulkes, Moore, Moore, Sadlowski Garza, Lopez, Cardenas**

Wards Affected: **All**

O2018-6347 The ordinance amends portions of the Code relating to automatic amusement and illegal sweepstakes devices.

The ordinance amends the definition of an automatic amusement device to include machines with a free play option. The definition of an illegal amusement device is amended to prohibit not only devices explicitly defined by the ordinance but any devices that seek to avoid the ordinance through subterfuge or pretense.

Premises with automatic amusement devices are now required to post a clearly visible sign including the City/BACP logo and text reading "Gambling is illegal under Chapters 4-156 and 8-12 of the Municipal Code of Chicago. If you suspect or witness gambling, contact 311." Violations of this section are subject to fines between \$200-\$500 per offense. Each day the offense continues is a separate and distinct offense.

Possession or installation of an illegal amusement device is now prohibited, and the device may be seized either physically or by written notice. Notice that a device has been seized will be provided by mail, and will include details on how to request a hearing to determine if the device is in violation of the ordinance. Any delinquent tax, actual cartage cost incurred in seizure of the device and a \$20 daily storage fee per day the device is in storage will be imposed as an administrative penalty.

Any owner, manager, licensee, lessee, or person in control of a premises with an illegal amusement device will be subject to a fine up to \$5,000 for each illegal amusement device on the premises. Upon a third violation of the provisions of the ordinance, all City licenses issued for business activity on the premises must be revoked and no automatic amusement device may be used on the premises for three years from the date of revocation.

The ordinance amends the types of devices prohibited as illegal gambling devices, including devices with free play features that award replay credits in and way to remove those credits in exchange for something of value, devices that offer entry into a contest or sweepstakes where a person receives something of value, and devices that allow a person to play simulated games including poker, blackjack, keno, lotto, bingo, or craps in exchange for value. These devices device may be seized either physically or by written notice. Notice that a device has been seized will be provided by mail, and include details on how to request a hearing to determine if the device is in violation of the ordinance. Any delinquent tax, actual cartage cost incurred in seizure of the device and a \$20 daily storage fee per day the device is in storage will be imposed as an administrative penalty. Any person in possession of such of a device may be fined \$250-\$1,000 (previously \$25 - \$200) for each device found in violation of this section.



PEDESTRIAN AND TRAFFIC SAFETY

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Section 9-64-170 regarding special parking permit requirement for limited neighborhood parking exceptions for commercial pickup trucks and vans on residential and business streets

Sponsor: **Maldonado**

Wards Affected: **All**

O2018-6103 The ordinance creates a special parking permit allowing a commercial truck or van of less than four tons to park on residential or commercial streets. The permit would be issued by aldermen to the owners of these commercial vehicles. To be eligible the owner's principal residence must be in the ward, the vehicle must have a City sticker and the owner must not owe a debt to the City. While the permit is valid for one year, the ordinance does not specify the cost, if any. A permit entitles the person to park only on his block.

PUBLIC SAFETY

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Title 2 by adding new Chapter 2-179 entitled "Police Settlement Transparency and Accountability Ordinance"

Sponsor: **Waguespack**

Wards Affected: **All**

O2018-6355 The ordinance requires a hearing by the Public Safety Committee of the City Council within five days of approval of police settlements by the Finance Committee or City Council. Attendees must include representatives of the: Police Superintendent's Office, Internal Affairs, COPA, Inspector General's Office Police Board and Law Department. Audio and video of the relevant incidents must be available at the hearing. At least two days prior to the hearing the Aldermen are to be provided information about a settlement including a summary of what occurred, prior incident history of officers, list of similar cases in the last ten years and detailed billing information.

There will be a special meeting of the Public Safety Committee of the City Council in the middle of January and July with reports submitted to Aldermen at least two days prior to the meeting. The Deputy Inspector General for Public Safety will report on the results of its audits and provide recommendations on policy changes based on best practices. COPA will report on its findings, recommendations it has made to CPD and whether those recommendations have been implemented. CPD will report on improvements it has made to policies, rules and training. The State's Attorney's Office will be asked to report on the status of all cases involving members of CPD and about any officers who have been found to testify untruthfully. The Law Department will report on every case involving CPD and sanctions of attorneys in CPD cases.

The Law Department must post information on the City website about each civil case involving CPD including details about: each defendant, staffing, billing and disposition of matters. COPA and Internal Affairs must maintain similar information on their websites except without billing data.



PUBLIC SAFETY (CONT.)

MUNICIPAL CODE AMENDMENTS & ORDINANCES (CONT.)

Amendment of Municipal Code Title 2 by adding new Chapter 2-179 entitled "Police Settlement Transparency and Accountability Ordinance" (cont.)

All documents must be posted on the City's website at least two days prior to the relevant hearing, remain on the website for at least ten years and kept for thirty-five years.

The ordinance prohibits the City from using law firms and attorneys who have been admonished or sanctioned for withholding evidence.

Amendment of Municipal Code Chapter 2-84 by adding new Sections 2-84-501 through 2-84-504 to regulate Chicago Police Department gang database

Sponsors: **Munoz and 45 others**

Wards Affected: **All**

O2018-6403 The ordinance prohibits the City from adding individuals to its gang database or sharing that information with other law enforcement agencies until the City enacts an ordinance requiring the Inspector General to determine that the database: serves a legitimate law enforcement purpose, audited, does not discriminate and not shared. Furthermore, individuals on the list will have the opportunity to challenge their listing. Twice a year the Chicago Police Department will report about its actions to comply with this ordinance and provide data about individuals on the list including: race, gender, ethnicity, age, designation details and arrest history.

TRANSACTIONAL ORDINANCES

Donation of City vehicle to Manati, Puerto Rico - pumpers

Sponsor: **Reboyras**

Wards Affected: **All**

O2018-6022 This ordinance authorizes the Commissioner of Fleet and Facility Management and the Chief Procurement Officer to donate one outdated pumper to Manati, Puerto Rico.

Donation of City vehicle to Manati, Puerto Rico - ambulances

Sponsor: **Reboyras**

Wards Affected: **All**

O2018-6021 This ordinance authorizes the Commissioner of Fleet and Facility Management and the Chief Procurement Officer to donate one outdated ambulance to Manati, Puerto Rico.

Donation of City vehicle to International Fellowship of Christian Firefighters

Sponsor: **Burke**

Wards Affected: **All**

O2018-6313 This ordinance authorizes the Commissioner of Fleet and Facility Management and the Fire Commissioner to donate one outdated fire ambulance and one outdated fire truck to the International Fellowship of Christian Firefighters to be used in Mexico.



PUBLIC SAFETY (CONT.)

RESOLUTIONS

Call for Superintendent of Police to establish pilot program with licensed business entities for creation of database containing photographs of individuals arrested, individuals with outstanding warrants and missing persons

Sponsor: **Burke**

Wards Affected: **All**

R2018-839 The resolution calls on the Superintendent of the Chicago Police Department to establish a pilot program entering into agreements with the licensed businesses in Chicago to create a photo database of individuals arrested, individuals with outstanding warrants and missing persons.

Call for Office of Inspector General and Cook County State's Attorney to investigate allegations by Kelvin Lett of wrongful firing from Independent Police Review Authority

Sponsors: **Sposato, Napolitano**

Wards Affected: **All**

R2018-833 This resolution calls for the Office of the Inspector General and the Cook County State's Attorney's Office to open an investigation into allegations of a former investigator with the Independent Police Review Authority, Kelvin Lett, that he was fired after he would not falsify investigative reports.

SPECIAL EVENTS, CULTURAL AFFAIRS AND RECREATION

TRANSACTIONAL ORDINANCES

Expenditure of Open Space Impact Fee funds for new park at 658 E 95th St

Sponsor: **Mayor**

Ward Affected: **9**

O2018-6175 This ordinance grants almost \$75,000 from the Roseland Community Area's Open Space Impact Fee Funds to assist the Department of Planning and Development to create a new park in the Roseland Community Area. The total project is estimated to cost \$123,000.

Expenditure of Open Space Impact Fee funds for new park at 647-709 E 114th St and 11461 S Champlain Ave

Sponsor: **Mayor**

Wards Affected: **9**

O2018-6260 This ordinance grants almost \$28,000 in Open Space Impact Fee funds to assist the Department of Planning and Development to create recreational facilities in the Pullman Community Area. The entire project is estimated to cost \$125,000.

Expenditure of Open Space Impact Fee funds and grant agreement with NeighborSpace for development of McKinley Park Play Garden at 3518-3528 S Wolcott Ave

Sponsor: **Mayor**

Ward Affected: **12**

O2018-6300 This ordinance grants the entirety of the project budget, almost \$120,000, in Open Space Impact Fee funds to assist the Department of Planning and Development and NeighborSpace in creating a new Play Garden located in McKinley Park.



TRANSPORTATION AND PUBLIC WAY

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Section 2-8-040 by modifying requirements for honorary street-name designation

Sponsor: **Beale**

Wards Affected: **All**

[O2018-6054](#) The ordinance amends the Code, limiting honorary street-name designations to a maximum of two contiguous blocks. Currently honorary street-name designations are required to be a minimum of two contiguous blocks.

RESOLUTIONS

Call for hearing(s) on five-year detailed plan to repair, replace and upgrade city streets, bridges, sidewalks and other public ways

Sponsor: **Villegas**

Wards Affected: **All**

[R2018-832](#) The resolution calls on the Commissioner of the Department of Transportation to present her five-year capital plan at a hearing of the Committee on Pedestrian and Traffic Safety.

WORKFORCE DEVELOPMENT AND AUDIT

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Section 1-24-030 by modifying minimum hourly wage for occupations receiving gratuities

Sponsors: **Burke, Laurino**

Wards Affected: **All**

[O2018-6121](#) The current hourly minimum for tipped employees in Chicago is \$6.25 per hour. On July 1, 2019 the ordinance would increase that minimum to \$9.10 per hour, an increase of \$2.85 per hour.



ZONING, LANDMARKS AND BUILDING STANDARDS

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Titles 4 and 13 regarding electrical contractor registration and related trade licensing

Sponsor: **Mayor**

Wards Affected: **All**

[O2018-6172](#) The ordinance changes the definition of the type of work requiring an electrician by removing the exception for the installation of radio equipment but adding an exclusion for the installation of security alarms by someone licensed pursuant to the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004. It creates two separate classes of registrations: Class 1 Electrical Contractors can perform any electrical work, while Class 2 Contractors cannot work prior to occupancy in buildings taller than 55 feet or in a large assembly unit classified as C-1. Class 1 electrical work must be performed by an electrician who has completed a certified apprenticeship course and has performed at least 8,000 hours of electrical work, a supervising electrician who must meet even more stringent requirements, or an apprentice.

The definition of an elevator mechanic contractor is modified by excluding work on elevators of three stories or less. A license for an elevator mechanic contractor is increased from \$35 per year to \$150 per year. Elevator work permits currently can be signed by a supervising elevator mechanic or licensed elevator contractor. The ordinance revises this requirement by eliminating licensed elevator contractors as acceptable signatories.

The ordinance substantially changes the requirements to be licensed as a supervising elevator mechanic. Presently an individual must be certified as an elevator inspector pursuant to industry standards. The ordinance increases the experience level from two years to four years. The following requirements are eliminated: the individual did not have a substance abuse problem in the preceding three years and the person must demonstrate that they have the physical ability to perform the job and that the individual is literate.

The ordinance eliminates the \$35 fee for an elevator mechanic transferring certification from one elevator mechanical contractor to another with the approval of the Commissioner of Buildings. The initial license fee for a supervising elevator mechanic would increase from \$150 to \$300 and the cost of renewal would increase from \$100 to \$150. The fee for transferring a supervising elevator mechanic license from one elevator mechanic contractor is set at \$100.

The Building Commissioner is granted additional grounds on which she can withhold any type of permit that she issues. These new reasons are having been indicted or charged with bribery and having unpaid fines and fees owed for OSHA violations. These same two exceptions are also added to the list of reasons for revoking or not issuing a license. The ordinance provides that if a permit is reinstated then for one year that person can be on no more than ten active permit applications.

The section of the ordinance related to electrical contractor registration would be effective July 1, 2019. The rest of the ordinance would be effective on passage and publication.



JOINT COMMITTEE: AVIATION & FINANCE

MUNICIPAL CODE AMENDMENTS & ORDINANCES

Amendment of Municipal Code Chapter 4-8 by adding new Section 4-8-049 restricting sale or use of plastic beverage straws and stirrers by retail food establishments

Sponsors: **Burke, Lopez**

Wards Affected: **All**

O2018-6120 The ordinance amends the code to prohibit retail food establishments and premises owned and operated by the City from offering consumers non-biodegradable single-use beverage straws or beverage stirrers. However, retail food establishments and premises owned and operated by the City may provide suitable beverage straws or beverage stirrers to those requesting them due to a disability or medical condition. Violations of this section are subject to a \$100 fine for the first violation, \$200 for a second violation on a different day within 12 months and \$400 for the third and subsequent violations on a different day within 12 months.

ORDERS

Call for hearing(s) on odorous windows and doors installed in northwest and southwest neighborhood homes under Chicago Midway and Chicago O'Hare International Airports Residential Sound Insulation Programs

Sponsors: **Quinn, Burke, Tabares**

Wards Affected: **All**

Or2018-357 Calls on Commissioner of Aviation, representatives of the Department of Aviation, and City Consultant, Amec, Foster Wheeler Environment & Infrastructure, Inc. to appear before a Joint Committee on Aviation and Finance to testify regarding odorous window and door issues, recent testing results and the replacement program.