



Office of City Clerk

City Council Document Tracking Sheet

City Hall
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Room 107
Chicago, IL 60602
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Matter ID: O2023-0005102

Meeting Date: 10/4/2023

Sponsor(s): Johnson (Mayor) *

Type: Ordinance

Title: Intergovernmental agreement with Chicago Park District to transfer former Robert Jackson Park property to the City in exchange for replacement land to expand existing parks or use for public purposes

Committee Assignment: Committee on Finance



**OFFICE OF THE MAYOR
CITY OF CHICAGO**

BRANDON JOHNSON
MAYOR

October 4, 2023

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Planning and Development, I transmit herewith an ordinance authorizing the acquisition of Robert Jackson Park located at 4319 South Indiana Avenue.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in blue ink, appearing to read "BJ Johnson", with a horizontal line extending to the right.

Mayor

ORDINANCE

WHEREAS, the City of Chicago (the "City") is a home rule unit of government under Article VII, Section 6(a) of the Constitution of the State of Illinois, and as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Chicago Park District (the "Park District") is a body politic and corporate created pursuant to the Chicago Park District Act, 70 ILCS 1505/0.01, *et seq.*, as amended, and a unit of local government under Article VII, Section 1 of the 1970 Constitution of the State of Illinois, and as such, has the authority to exercise control over and supervise the operation of all parks within the corporate limits of the City; and

WHEREAS, Article VII, Section 10 of the 1970 Constitution of the State of Illinois authorizes state and local governing bodies to cooperate in the performance of their responsibilities by contracts and other agreements; and

WHEREAS, the Local Government Property Transfer Act, 50 ILCS 605/0.01, *et seq.* (the "Transfer Act"), authorizes and provides for municipalities to convey, grant or transfer real estate held by the municipality to any other municipality upon the agreement of the corporate authorities governing the respective parties; and

WHEREAS, pursuant to an ordinance adopted on March 27, 2002, and published in the Journal of Proceedings of the City Council at pages 81458 to 81465, of such date, a certain redevelopment plan and project (the "Redevelopment Plan") for the 47th/King Drive Area (the "Redevelopment Area") was approved pursuant to the Illinois Tax Increment Allocation Redevelopment Act, as amended, 65 ILCS 5/11-74.4-1 *et seq.*; and

WHEREAS, the Park District owns one (1) parcel of vacant land located in the Redevelopment Area, consisting of approximately 0.24 acres, commonly known as 4319 South Indiana Avenue, Chicago, Illinois, and legally described in Exhibit A attached hereto (the "Property"); and

WHEREAS, the City is interested in acquiring the Property, which is commonly referred to as Robert Jackson Park, and is no longer improved and used by the community as a park; and

WHEREAS, the Park District desires to transfer the Property to the City; and

WHEREAS, in exchange for the transfer of the Property to the City, the Park District is interested in acquiring at a minimum 0.24 acres of City-owned land for park expansions and new parks (the "Replacement Land"), subject to separate City Council approval; and

WHEREAS, pursuant to the Transfer Act, the Board of Commissioners of the Park District at its meeting of February 15, 2023, pursuant to Resolution No. 23-1026-0215, by a vote of not less than two-thirds of its full membership, authorized the Park District to transfer the Property, which is not currently utilized as a park, to the City; and

WHEREAS, the City Council finds and declares that it is necessary or convenient for the City to acquire the Property for redevelopment or other public purposes; and

WHEREAS, on June 13, 2023, the Community Development Commission, by Resolution No. 23-CDC-31, authorized the Department of Planning and Development (the "Department") to acquire the Property from the Park District; and

WHEREAS, on September 21, 2023, the Chicago Plan Commission, by Resolution No. 23-032-21, approved the Park District's conveyance of the Property to the City; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF CHICAGO:

SECTION 1. The above recitals are expressly incorporated in and made part of this ordinance as though fully set forth herein.

SECTION 2. It is hereby determined and declared and found that it is useful, desirable, necessary and convenient that the City acquire the Property from the Park District for redevelopment or other public purposes in furtherance of the purposes and objectives of the Redevelopment Plan.

SECTION 3. The City's acquisition of the Property from the Park District is hereby approved. The Department is hereby authorized to accept on behalf of the City a deed of conveyance from the Park District for the Property. Apart from the conveyance of the Replacement Land, no additional consideration shall be paid by the City for the Property. The Commissioner of the Department (the "Commissioner") or the Commissioner's designee, is each hereby authorized, subject to the approval of the Corporation Counsel, to execute such documents and take such actions as are necessary for the City to accept title to the Property on behalf of the City.

SECTION 4. If any provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such provision shall not affect any of the other provisions of this ordinance.

SECTION 5. All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 6. This ordinance shall take effect immediately upon its passage and approval.