



OFFICE OF THE MAYOR
CITY OF CHICAGO

BRANDON JOHNSON
MAYOR

December 13, 2023

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

Ladies and Gentlemen:

At the request of the Commissioner of the Mayor's Office for People with Disabilities, I transmit herewith an ordinance authorizing the execution of an intergovernmental agreement with the Chicago Housing Authority regarding accessibility home modification program.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in blue ink, appearing to read "BJ", followed by a horizontal line.

Mayor

ORDINANCE

WHEREAS, the City of Chicago (“City”) is a home rule unit of government as defined in Article VII, Section 6(a) of the Illinois constitution and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the Chicago Housing Authority (the “CHA”) is a municipal unit of government organized for the purpose of providing safe, clean and affordable housing to Chicago residents, including removing unsanitary and substandard conditions, constructing and operating housing accommodations and regulating the maintenance of housing projects; and

WHEREAS, the health, safety and welfare of the residents of public housing is a matter of public interest; and

WHEREAS, since 1999, and as authorized pursuant to successive ordinances, the most recent of which was enacted by the City Council of the City (the “City Council”) on November 7, 2018 and published at pages 88833 to 88852 of the Journal of proceedings of the City Council for that date (the “Prior Authorizing Ordinance”), the City’s Mayor’s Office for People with Disabilities (“MOPD”) has operated and continues to operate its HomeMod Program under successive intergovernmental agreements with the CHA, the most recent of which was signed on January 1, 2019, as amended (the “Prior IGA”), whereby, among other activities, dwelling units that are leased and occupied by households that qualify as disabled households under the CHA’s Housing Choice Voucher Program are eligible to be considered for the installation of modifications with accessible features such as ramps, lifts, accessible kitchens, accessible bathrooms, or assistive technology devices, all at no or reduced cost to the household (the “HomeMod Program”); and

WHEREAS, MOPD has unique skills and knowledge regarding the Americans with Disabilities Act, the Fair Housing Act, as amended, and Section 504 of the Rehabilitation Act regarding unit dwelling modifications, all of which the CHA wishes to continue to utilize for the successful modification of certain of its dwelling units for qualified disabled households; and

WHEREAS, the Prior IGA will terminate on December 31, 2023 pursuant to the requirements of the Prior Authorizing Ordinance, and the CHA has requested that the City and MOPD enter into a new intergovernmental agreement to continue the HomeMod Program for the benefit of the CHA into 2024 and beyond; and

WHEREAS, the parties desire to enter into a new intergovernmental agreement (“Agreement”) to implement the continuing program under the provisions of the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq.; and

WHEREAS, in approximately January, 2024, the Board of Commissioners of the CHA plans to consider a resolution authorizing the CHA to enter into the Agreement; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. The above recitals are incorporated into this text as if fully set forth herein.

SECTION 2. Subject to the approval of the Corporation Counsel of the City, the Commissioner of MOPD or his or her delegate is hereby authorized to execute and deliver the Agreement with the CHA in substantially the form attached hereto as Exhibit A, with such changes

therein as the Commissioner may approve, provided that such changes do not amend any essential terms of the Agreement (execution of same by the Commissioner or his or her delegate constituting conclusive evidence of such approval), and to enter into and execute all such other agreements and instruments and to perform any and all acts as shall be necessary or advisable in connection with the implementation of the Agreement.

SECTION 3. To the extent that any current ordinance, resolution, rule, order or provision of the Municipal Code of Chicago, or part thereof, is in conflict with the provisions of this ordinance, the provisions of this ordinance shall control. If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the other provisions of this ordinance.

SECTION 4. This ordinance shall be in full force and effect upon the date of its passage and approval.