

ORDINANCE

WHEREAS, the City of Chicago (the “City”) is a home rule unit of government by virtue of the provisions of the Constitution of the State of Illinois of 1970, and as such, may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the City is the owner of 16,320 square feet of paved, vacant land located under the northbound lanes of Jean-Baptiste Pointe DuSable Lake Shore Drive immediately north of Randolph Street, in Chicago, IL 60601 (the “Property”), as described in Exhibit A; and

WHEREAS, Columbia Yacht Club, an Illinois not-for-profit corporation (“Licensee”), seeks an extension of Right of Entry (the ROE”) to the Property for parking used by members of the Licensee (the “Activity”); and

WHEREAS, the City, through its Department of Fleet and Facility Management (“2FM”), and Licensee previously entered into a Right of Entry Agreement dated June 1, 2024, and attached hereto as Exhibit A (the “ROE”), pursuant to which the City gave Licensee access to the Property for the Activity; and

WHEREAS, the Commissioner of 2FM (the “Commissioner”) has the authority to enter into leases and other temporary occupancy agreements for up to 180 days under Section 2-51-050 (12) of the Municipal Code of Chicago; and

WHEREAS, after 180 days, City Council approval is required to extend such temporary occupancy agreements; and

WHEREAS, the 180-day period allowed under Section 2-51-050 (12) for the ROE will expire on November 28, 2024; and

WHEREAS, the City has determined that it is necessary to extend the ROE in order for Licensee to continue the Activity; *now, therefore*,

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

SECTION 1. The foregoing recitals are hereby adopted as the findings of the City Council.

SECTION 2. The Commissioner and a designee of the Commissioner are each hereby authorized, with the approval of the City’s Corporation Counsel as to form and legality, to negotiate, execute and deliver an amendment to the ROE with retroactive effect to June 1, 2024, in substantially the form attached hereto as Exhibit B (the “First Amendment”), and such other documents as may be necessary or appropriate to carry out and comply with the provisions of the First Amendment and this ordinance, with such changes, deletions and insertions as shall be approved by the persons executing the First Amendment.

SECTION 3. 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 4. All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 5. This ordinance shall take effect immediately upon its passage and approval.

Attachments: Exhibit A – Right of Entry Agreement

Exhibit B – First Amendment to Right of Entry Agreement