

ORDINANCE NO. 014-145

AN ORDINANCE AUTHORIZING AN AMENDMENT TO A LEASE AGREEMENT WITH THE METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO FOR FIVE PARCELS OF PROPERTY LOCATED NORTH OF HOWARD STREET AT McCORMICK BOULEVARD, SKOKIE, ILLINOIS (YELLOW LINE)

WHEREAS, The Metropolitan Water Reclamation District of Greater Chicago ("MWRD") owns five parcels of property located north of Howard Street at McCormick Boulevard in , Skokie, Illinois (the "Property"); and

WHEREAS, In 1963, the Chicago Transit Authority ("Authority") acquired the property, assets and facilities of the Chicago North Shore and Milwaukee Railway, including rights pursuant to a 1955 lease agreement with the Sanitary District of Chicago (now the MWRD) for use of the Property for rail operations purposes for a term of thirty years, with one thirty year option; and

WHEREAS, The current thirty-year option term of the lease agreement will expire on December 31, 2014; and

WHEREAS, The Authority requires continued use of the Property for Yellow Line rail operations purposes indefinitely; and

WHEREAS, Staff is negotiating a new long term lease agreement for continued use of the Property; and

WHEREAS, Negotiations of the new lease agreement will not be completed by December 31, 2014; and

WHEREAS, In the interim, Staff has negotiated an amendment to the existing lease agreement to extend the term of the lease for six months, which will ensure continued use of the Property, under the same terms and conditions of the current lease agreement, including the rental fee for six months of \$17,837.50; and

WHEREAS, The Metropolitan Transit Authority Act, at 70/ILCS 3605/8, provides that the Authority has the power to acquire by purchase, condemnation, lease, gift or otherwise any property and rights useful for its purposes; now, therefore:

BE IT ORDAINED BY THE CHICAGO TRANSIT BOARD
OF THE CHICAGO TRANSIT AUTHORITY:

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SECTION 1. That the Chairman of the Chicago Transit Board, or his designee, is hereby authorized to execute a lease amendment agreement with the Metropolitan Water Reclamation District of Greater Chicago, as Lessor, and the Chicago Transit Authority, as Lessee, to extend by six months the term of an existing lease agreement for use of certain Property located at McCormick Boulevard, north of Howard Street, Skokie, Illinois, legally described and depicted on Exhibit A, attached hereto and made a part hereof, for use by the Authority for Yellow Line rail operations purposes, effective January 1, 2015.

SECTION 2. That said lease amendment agreement includes a rental fee of Seventeen Thousand Eight Hundred Thirty-seven Dollars and Fifty Cents (\$17,837.50), includes an indemnification of the MWRD by the Authority, and includes such other terms and conditions substantially in conformance with Exhibit B attached hereto.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage.

APPROVED:

PASSED:

Chairman

December 10, 2014

Assistant Secretary

December 10, 2014