

ORDINANCE

WHEREAS, the City of Chicago (the "City") is a home rule unit of government as described in Section 6(a), Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, the National Railroad Passenger Corporation ("Amtrak") is a corporation organized under 49 U.S.C. § 24101 et. seq. and the laws of the District of Columbia; and

WHEREAS, the City is authorized, under the provisions of the Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4-1 et seq., as amended (the "Act"), to finance projects that eradicate blight conditions and conservation factors that could lead to blight through the use of tax increment allocation financing for redevelopment projects; and

WHEREAS, in accordance with the provisions of the Act, and pursuant to three ordinances adopted on November 12, 1998 and amending ordinances adopted on June 19, 2002 and July 20, 2022, the City Council of the City (the "City Council"): (i) approved a certain redevelopment plan and project (the "Plan") for the Canal/Congress Redevelopment Project Area (the "Area") within the City; (ii) designated the Area as a redevelopment project area; and (iii) adopted tax increment allocation financing (the "TIF Adoption Ordinance") for the Area; and

WHEREAS, under the Act and the TIF Adoption Ordinance, certain taxes are allocated and, when collected, are paid to the Treasurer of the City for deposit by the Treasurer into the TIF Fund (as defined in the TIF Adoption Ordinance) established to pay redevelopment project costs incurred within the Area, which taxes may be used to pay all or a portion of the costs of construction of public improvements within the Area that are incurred or that are to be incurred in furtherance of the objectives of the Plan, to the extent the municipality by written agreement accepts and approves such costs; and

WHEREAS, Amtrak owns Chicago Union Station, consisting, among other things, of tracks, platforms, and infrastructure, located at 225 South Canal Street, Chicago, Illinois ("CUS"), and is planning various improvements to the CUS, including (i) the expansion of passenger-serving platforms and improvement of the train shed ventilation system (the "Platform and Ventilation Project"), and (ii) the construction of a new high-level passenger platform replacing the former mail platform (the "Mail Platform Project") (each a "Project" and collectively the "Projects"), which Projects involve public works upon rail lines and land parcels that continuously extend through and beyond the boundaries of the Area; and

WHEREAS, Amtrak has requested tax increment allocation financing funds assistance (the "City Contribution") from the City's Department of Transportation ("CDOT") to support portions of the cost of the Projects, and the City desires to provide such assistance; and

WHEREAS, the parties propose to enter into an intergovernmental agreement ("Agreement") authorizing and setting conditions on providing the City Contribution for the Projects; and

WHEREAS, Amtrak is authorized 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 by reference as if fully set forth herein.

SECTION 2. Subject to the approval of the Corporation Counsel, the Commissioner of Transportation ("Commissioner") or his or her designee is hereby authorized to execute and deliver the Agreement with Amtrak in substantially the form attached hereto as Exhibit A, with such changes therein as the Commissioner or his or her designee may approve, provided that such changes do not amend any essential terms of the Agreement (execution of the Agreement by the Commissioner or his or her designee 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 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 take effect upon its passage and approval.