



# City of Chicago



O2018-4392

Office of the City Clerk

## Document Tracking Sheet

**Meeting Date:** 5/23/2018

**Sponsor(s):** Emanuel (Mayor)

**Type:** Ordinance

**Title:** Authority to execute professional services agreement with a PACE [Property Assessed Clean Energy] program administrator to assist city in development, launch and operation of a PACE area program

**Committee(s) Assignment:** Committee on Finance

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OFFICE OF THE MAYOR  
CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

May 23, 2018

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 execution of an agreement with a third-party PACE Program administrator.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in cursive script that reads "Rahm Emanuel".

Mayor

## ORDINANCE

**WHEREAS**, the City of Chicago, Illinois (the "City"), a municipal corporation and home rule unit of local government of the State of Illinois authorized pursuant to the Property Assessed Clean Energy Act (50 ILCS 50/1 et seq.) (the "Act") to establish a property assessed clean energy program (the "PACE Program"), to finance energy projects (as defined in the Act), to create a PACE area (as defined in the Act) and contract with a Program Administrator to assist it in developing, launching, and operating a PACE Program pursuant to the Act; and

**WHEREAS**, the financing of energy projects is a valid public purpose and the City desires to establish a PACE area and PACE Program pursuant to the Act in order to finance energy projects; and

**WHEREAS**, the Department of Planning and Development ("DPD") of the City has distributed a Request for Proposals for the selection of a Program Administrator to assist the City with the development and operation of a PACE Program; and

**WHEREAS**, the City desires to authorize the execution of a Professional Services Agreement with a Program Administrator for the PACE area setting forth the services to be provided by the Program Administrator in assisting the City with the development, launch and operation of the PACE Program.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO, AS FOLLOWS:**

Section 1. The above recitals are incorporated herein and made a part hereof.

Section 2. The Commissioner of DPD or a designee of such Commissioner is hereby authorized, with the approval of the City's Corporation Counsel as to form and legality, to negotiate, execute and deliver a Professional Services Agreement (the "Agreement") with the Program Administrator in substantially the form of Exhibit A attached hereto and made a part hereof, with such changes, deletions and insertions as shall be approved by the persons executing the Agreement and such other supporting documents as may be necessary or appropriate to carry out and comply with the provisions of such Agreement.

Section 3. \_\_\_\_\_ is hereby designated as the Program Administrator for the PACE area to be established by the City pursuant to the Act and in accordance with the Agreement.

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 and be in full force immediately upon its passage and approval.

Exhibit A

Professional Services Agreement