



City of Chicago



O2018-4309

Office of the City Clerk

Document Tracking Sheet

Meeting Date: 5/23/2018

Sponsor(s): Emanuel (Mayor)

Type: Ordinance

Title: Sixth Amendment to private telecommunications system Agreement and Ordinance of July 31, 1990 with DePaul University for state-of-the-art interoffice telecommunications systems at various locations within city's public ways and tunnels

Committee(s) Assignment: Committee on Transportation and Public Way

ORDINANCE

WHEREAS, Various person have requested permission to place two-way high-speed interoffice telecommunications systems consisting of fiber optic and copper cables for internal use and not for sale, resale, exchange or lease in the public ways of the City of Chicago, Illinois (the "City"); and

WHEREAS, It is in the best interest of the City to provide permits facilitating the development of state-of-the-art interoffice telecommunications systems in the City; and

WHEREAS, It is in the best interest of the City that the City receive fair and reasonable compensation from persons using the public assets of the streets and ways for interoffice telecommunications; and

WHEREAS, The City wished to provide uniform terms and conditions to the greatest extent possible for qualified persons who have requested permission to place interoffice telecommunications systems in the public ways for internal use and not for sale, resale, exchange or lease; and

WHEREAS, DePaul University (the "Grantee"), is an Illinois not-for-profit corporation which is authorized and engaged in the endeavor of providing higher education in Illinois; and

WHEREAS, Grantee received permission and authority to maintain and operate as constructed a two-way high-speed private line telecommunications system in the public ways of the City for internal use and not for sale, resale, exchange or lease to third parties nor with the objective of generating revenues or profits from the City Council of the City (the "City Council") by an ordinance adopted by the City Council on July 31, 1990 and published in the Journal of Proceedings of the City Council of the City (the "Journal") of such date at pages 19516 through 19542 (the "Prior Ordinance"); as amended by an ordinance adopted by the City Council on May 19, 1993 and published in the Journal of such date at pages 32454 through 32486 (the "Amendment"); as further amended by an ordinance adopted by the City Council on June 14, 1995 and published in the Journal of such date at pages 3192 through 3241 (the "Second Amendment"); as further amended by an ordinance adopted by the City Council on May 14, 1997 and published in the Journal of such date at pages 44348 through 44362 (the "Third Amendment"); as further amended by an ordinance adopted by the City Council on October 4, 2006 and published in the and published in the Journal of such date at pages 86515 through 87585 (the "Fourth Amendment"); as further amended by an ordinance adopted by the City Council of the City of Chicago on June 5, 2013 and published in the Journal of such date at pages 55023-55082 (the "Fifth Amendment" and collectively with the Amendment, the Second Amendment, the Third Amendment, and the Fourth Amendment, the "Amendments"); and

WHEREAS, Pursuant to Section 2.4 of the Prior Ordinance, Grantee wishes to renew, preserve and extend the privileges to use the authorized routes; and

WHEREAS, Grantee's telecommunications system will be used solely to further the tax exempt and/or not-for-profit purpose of Grantee and not for sale, resale, exchange or lease to third parties nor with the objective of generating revenues or profit; now, therefore,

Be It Ordained by the City Council of the City of Chicago:

SECTION 1. Pursuant to Section 2.2 and 2.4 of the Prior Ordinance and the Amendments the terms of this ordinance and the rights of Grantee shall be five (5) years from and after the date of passage of this ordinance by the City Council of the City (the "Expiration Date")

SECTION 2. Section 2.5 of the Prior Ordinance, as amended, under the subheading "Location of Authorized Routes" is hereby deleted in its entirety and replaced with the following: "Grantee System may extend for a total distance of seven thousand eight hundred ninety-nine (7,899) linear feet composed of nineteen thousand five hundred seventy-six (19,576) linear feet of Cable Conduit along authorized routes set forth in Exhibit 1 attached hereto and incorporated herein.

SECTION 3. All other terms of the Prior Ordinance, as amended, shall remain in full force and effect. The insurance provisions, letter of credit requirements and the annual fee shall be maintained at their current levels and rate.

SECTION 4. 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 5. This ordinance shall be in full force and effect upon its passage and approval.

EXHIBIT 1

Location Description

DePaul Telecommunications System Conduit Locations

1 150 West Fullerton Avenue to 2345 North Clifton Avenue

Two (2) four (4) inch conduit exit the northwest corner of 2345 North Clifton Avenue, heading west on W. Fullerton along the south curb line approximately two hundred sixty (260) feet across, turning north towards the southeast corner of 150 W. Fullerton approximately sixty (60) feet entering the south elevation basement of 1150 West Fullerton Avenue.

Total footage in the Public Ways for this component is approximately three hundred twenty (320) feet. Total Linear Footage is six hundred and forty (640) feet.

2 2311 North Racine Avenue to 2330 North Clifton Avenue

Two (2) four (4) inch conduit exiting 2330 North Clifton, running west approximately fifty-four (54) feet then turning south and entering 2311 North Racine.

Total footage in the Public Way for this component is approximately fifty-four (54) feet. Total Linear Footage is one hundred eight (108) feet.

3 2330 North Clifton Avenue to 2345 North Clifton Avenue

Four (4) four (4) inch conduit exiting 2345 North Clifton Avenue, running west approximately sixty-two (62) feet across and entering 2330 North Clifton Avenue.

Total footage in the Public Way for this component is approximately sixty-two (62) feet. Total Linear Footage is two hundred forty eight (248) feet.

4 1050 West Fullerton Avenue to 2350 North Kenmore Avenue

One (1) four (4) inch conduit exiting 1050 West Fullerton, running southwest approximately sixty-six (66) feet across to the southwest corner of 2350 North Kenmore.

Total footage in the Public Way for this component is approximately sixty six (66) feet. Total Linear Footage is sixty six (66) feet.

5 2425 North Sheffield Avenue to 2320 North Kenmore Avenue

One (1) four (4) inch conduit exiting east/west Alley North of 939-959 West Fullerton and running one hundred fifty-seven (157) feet west and turns south running five hundred forty (540) feet to the manhole in the east/west Alley North of 1000-1047 West Belden Avenue and goes west four hundred twenty-five (425) feet to 2320 North Kenmore Avenue.

Total footage in the Public Way for this component is approximately one thousand one hundred twenty-two (1122) feet. Total Linear Footage is one thousand one hundred twenty-two (1122) feet.

6 2320 North Kenmore Avenue to 2219 North Kenmore Avenue

Four (4) four (4) inch conduit exiting 2219 North Kenmore Avenue, running north approximately five hundred seventy-five (575) feet across to the intersection of West Belden Avenue, turning west and running west approximately three hundred and one (301) feet and entering 2320 North Kenmore Avenue.

Total footage in the Public Way for this component is approximately eight hundred seventy-six (876) feet. Total Linear Footage is three thousand five hundred four (3,504) feet.

7 2320 North Kenmore Avenue to 2244 North Seminary Avenue

One (1) four (4) inch conduit exiting 2244 North Seminary Avenue, running east fifty (50) feet across Kenmore Avenue then north one hundred eighty-five (185) feet crossing Belden Avenue and entering 2320 North Kenmore Avenue.

Total footage in the Public Way for this component is approximately two hundred thirty-five (235) feet. Total Linear Footage is two hundred thirty-five (235) feet.

8 2250 North Sheffield Avenue to 2219 North Kenmore Avenue

Two (2) four (4) inch conduit exiting 2250 North Sheffield Avenue, running south approximately three hundred and forty-eight (348) feet to 2219 North Kenmore Avenue.

Total footage in the Public Way for this component is approximately three hundred and forty-eight (348) feet. Total Linear Footage is six hundred ninety-six (696) feet.

9 1010 West Webster Avenue to 2235 North Sheffield Avenue

One (1) four (4) inch conduit exiting 1010 West Webster Avenue, running east approximately seventy-five (75) feet across and entering the southwest corner of 2235 North Sheffield Avenue.

Total footage in the Public Way for this component is approximately seventy-five (75) feet. Total Linear Footage is seventy five (75) feet.

10 2219 North Kenmore Avenue to 2135 North Kenmore Avenue

One (1) four (4) inch conduit exiting 2219 North Kenmore Avenue (Byrne Hall) Building at its southwest elevation, proceeding south on North Kenmore Avenue approximately three (3) feet below grade under the public sidewalk, across West Webster Avenue, and under the public parkway south of West Webster Avenue two hundred fifty-five (255) feet to the east/west Alley South of Webster Avenue, turning ten (10) feet east into the east/west alley and proceeding five (5) feet south into the 2135 North Kenmore Avenue Building (Theatre School).

Total footage in the Public Way for this component is approximately two hundred and seventy (270) feet. Total Linear Footage is two hundred seventy (270) feet.

11 2135 North Kenmore Avenue to 2130 North Kenmore Avenue

One (1) four (4) inch conduit exiting 2130 North Kenmore Avenue at its south elevation, proceeding east across North Kenmore Avenue approximately seventy-five (75) feet and entering 2135 North Kenmore Avenue at its southwest elevation.

Total footage in the Public Way for this component is approximately seventy-five (75) feet. Total Linear Footage is seventy five (75) feet.

12 2315 North Kenmore Avenue to 2331 North Sheffield Avenue

Two (2) four (4) inch conduits exiting 2315 North Kenmore Avenue and proceeding north for two hundred and twenty-five (225) feet through the north/south Alley West of 2308-2314 North Sheffield Avenue to a communications manhole.

Total footage in the Public Way for this component is two hundred twenty five (225) feet. Total Linear Footage is four hundred fifty (450) feet.

Then four (4) four (4) inch conduits exiting the communication manhole proceeding east for two hundred forty-one (241) feet through the east/west Alley North of 100-1047 West Belden Avenue and across Sheffield Avenue and entering 2331 North Sheffield Avenue at its east elevation.

Total footage in the Public Way for this component is two hundred forty one (241) feet. Total Linear Footage is nine hundred sixty four (964) feet.

13 2320 North Kenmore Avenue to 2326 North Sheffield Avenue

Two (2) four (4) inch conduits exiting 2320 North Kenmore Avenue on its northeast elevation and proceeding east for three hundred thirty-two (332) feet across Kenmore Avenue, through the east/west Alley North of 100-1047 West Belden Avenue, and turning north into 2326 North Sheffield Avenue on its north elevation.

Total footage in the Public Way for this component is approximately three hundred thirty-two (332) feet. Total Linear Footage is six hundred sixty four (664) feet.

14 2320 North Kenmore Avenue to 2358 North Sheffield Avenue

Two (2) four (4) inch conduits exiting 2320 North Kenmore Avenue on its northeast elevation and proceeding east for three hundred fifty-two (352) feet across Kenmore Avenue, through the east/west Alley North of 100-1047 West Belden Avenue, and turning north into 2358 North Sheffield Avenue on its south elevation.

Total footage in the Public Way for this component is approximately three hundred fifty-two (352) feet. Total Linear Footage is seven hundred four (704) feet.

15 2320 North Kenmore Avenue to 2331 North Sheffield Avenue

Four (4) four (4) inch conduits exiting 2320 North Kenmore Avenue on its northeast elevation and proceeding east for four hundred eighty-three (483) feet across North Kenmore Avenue, through the east/west Alley North of 100-1047 West Belden Avenue and across North Sheffield Avenue and entering 2331 North Sheffield Avenue on its southwest elevation.

Total footage in the Public Way for this component is approximately four hundred eighty-three (483) feet. Total Linear Footage is one thousand nine hundred thirty two (1932) feet.

16 2358 North Sheffield Avenue to 2331 North Sheffield Avenue

One (1) two (2) inch conduit exiting 2358 North Sheffield Avenue on its south elevation and proceeding one hundred fourteen (114) feet across West Fullerton Avenue and into 2331 North Sheffield Avenue at its east elevation.

Total footage in the Public Way for this component is approximately one hundred fourteen (114) feet. Total Linear Footage is one hundred fourteen (114) feet.-

17. 2330 North Clifton Avenue to 2350 North Racine Avenue

Two (2) four (4) inch conduits exiting 2330 North Clifton Avenue and proceeding west for two hundred and six (206) feet through the east/west Alley South of 1140-1157 West Fullerton Avenue and across North Racine Avenue entering 2350 North Racine Avenue at its east elevation

Total footage in the Public Way for this component is approximately two hundred and six (206) feet. Total Linear Footage is four hundred twelve (412) feet.

18 2331 North Sheffield Avenue to 759 West Belden Avenue

One (1) six (6) inch conduit exiting from the north/south Alley East of 2301-2310 North Sheffield and proceeding under the CTA tracks. Continuing on at N. Fremont St. & W. Belden Ave. and running east along the north parkway for approximately Four hundred twenty-five (425) feet and proceeding to approximately ninety-five (95) feet east of the intersection of North Dayton Street and West Belden Avenue and runs east onto private property (DePaul).

Total footage in the Public Way is five hundred twenty (520) feet. Total Linear Footage is five hundred twenty (520) feet.

Then, four (4) four (4) inch conduits exiting approximately thirteen (13) feet north of the north line of West Belden Ave. at the northwest corner of North Halsted Street and running east for approximately one hundred ninety-seven (197) feet to the Alley South of 743-751 West Belden Ave. and running south in the alley for one hundred (100) feet.

Total footage in the Public Way for this component is approximately three hundred ten (310) feet. Total Linear Footage is one thousand two hundred forty (1240) feet.

19 55 East Jackson Boulevard to 25 East Jackson Boulevard

One (1) four (4) inch conduit exiting 25 West Jackson Boulevard and running east approximately fifty-nine (59) feet across to 55 West Jackson Boulevard.

Total footage in the Public Way for this component is approximately fifty-nine (59) feet. Total Linear Footage is fifty nine (59) feet.

20 14 East Jackson Boulevard to "Santa Fe tunnels"

One (1) two (2) inch conduit exiting 14 East Jackson Boulevard and running east approximately four hundred ninety-six (496) feet across to 89 East Jackson Boulevard and 224 South Michigan Avenue (Santa Fe Building) in the Chicago Freight Tunnel System.

Total footage in the Public Way for this component is approximately four hundred ninety-six (496) feet.

Total Linear Footage is four hundred ninety six (496) feet.

21 64 East Jackson Boulevard to 25 East Jackson Boulevard "tunnels"

Four (4) four (4) inch conduits containing copper cable and three (3) and one-half (3 1/2) inch conduits containing fiber optic cable running through a portion of the Chicago Freight Tunnels, as follows:

Exiting 25 East Jackson Boulevard (Lewis Center) at the third (3rd) basement level proceeding twenty-five (25) feet east into Chicago Freight Tunnels, then turning north seventy-five (75) feet into the South Wabash Avenue portion of the Chicago Freight Tunnels to the intersection of East Jackson Boulevard and South Wabash Avenue, turning east and proceeding approximately three hundred (300) feet on Jackson Boulevard to 50 East Jackson Boulevard (Santa Fe Building) then turning north ten (10) feet into the 50 East Jackson Building branch and into the 50 East Jackson Building basement of 50 East Jackson Boulevard, exiting at the west elevation of the building into conduits placed beneath the north/south public alley to the east of South Wabash Avenue and proceeding twenty (20) feet west into the 64 East Jackson Building (Administration Center).

Total footage in the Chicago Freight Tunnels for this component is approximately four hundred thirty (430) feet. Total Linear Footage is three thousand ten (3,010) feet.

22 1 East Jackson Boulevard to 23 East Jackson Boulevard

Four (4) four (4) inch conduits existing 1 East Jackson on the east elevation and crossing the north/south alley between 1 East Jackson and 23 East Jackson and for Eighteen (18) feet and entering 23 E. Jackson.

Total footage in the Public Way for this component is approximately Eighteen (18) feet Total Linear Footage is seventy two (72) feet.

23 2129 North Kenmore Avenue to 2130 North Kenmore Avenue

One (1) four (4) inch conduit exiting an underground manhole in the alley adjacent to 2129 North Kenmore, running west under North Kenmore approximately fifty (50) feet to the west side parkway of North Kenmore, turning south in the parkway and running approximately one hundred (100) feet south to 2130 North Kenmore, turning west from the parkway and under the sidewalk approximately thirty (30) feet into the 2130 North Kenmore building.

Total footage in the Public Way for this component is approximately one hundred eighty (180) feet. Total Linear Footage is one hundred eighty (180) feet.

Steam & Chilled Water Piping Location

24 64 East Jackson Boulevard to 25 East Jackson Boulevard "Tunnels"

Two (2) six inch chilled water pipes, one (1) 8 inch steam pipe, and one (1) condensate return pipe, all wrapped with two inches of fiberglass insulation, running through a portion of the Chicago Freight Tunnels, as follows:

Exiting 25 East Jackson Boulevard (Lewis Center) at the third (3rd) basement level, proceeding twenty-five (25) feet east into Chicago Freight Tunnels, then turning north seventy-five (75) feet into the South Wabash Avenue portion of the Chicago Freight Tunnels to the intersection of East Jackson Boulevard and South Wabash Avenue, turning east and proceeding approximately three hundred (300) feet on Jackson Boulevard to SO East Jackson Boulevard (Santa Fe Building) then turning north ten (10) feet into the SO East Jackson Building branch and into the SO East Jackson Building basement of SO East Jackson Boulevard, exiting at the west elevation of the building into conduits placed beneath the north/south public alley to the east of South Wabash Avenue and proceeding twenty (20) feet west into the 64 East Jackson Building (Administration Center).

Total footage in the Chicago Freight Tunnels for this component is approximately four hundred thirty (430) feet. Total Linear Footage is one thousand seven hundred twenty (1720) feet.

DePaul Telecommunications System Conduit Locations (Incls Steam & Chilled Water Lines)

<u>Location Number</u>	<u>Point to Point LF</u>	<u>Number of Conduits</u>	<u>Total FL Per Location</u>
1	320	2	640
2	54	2	108
3	62	4	248
4	66	1	66
5	1,122	1	1,122
6	876	4	3,504
7	235	1	235
8	348	2	696
9	75	1	75
10	270	1	270
11	75	1	75
12	225	2	450
	241	4	964
13	332	2	664
14	352	2	704
15	483	4	1,932
16	114	1	114
17	206	2	412
18	520	1	520
	310	4	1,240
19	59	1	59
20	496	1	496
21	430	7	3,010
22	18	4	72
23	180	1	180
24	430	4	1,720
Total	7,899		19,576

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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 Transportation, I transmit herewith an amendment to a grant of authority for DePaul University to maintain and operate an interoffice telecommunication system within the city's public ways, steam tunnels and freight tunnels.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

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

Mayor



CITY COUNCIL

CITY OF CHICAGO

COUNCIL CHAMBER
CITY HALL—SECOND FLOOR
121 NORTH LA SALLE STREET
CHICAGO, ILLINOIS 60602
TELEPHONE 312-744-4096
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COMMITTEE MEMBERSHIPS

TRANSPORTATION & PUBLIC WAY
(CHAIRMAN)

BUDGET AND GOVERNMENT OPERATIONS

COMMITTEES, RULES AND ETHICS

EDUCATION AND CHILD DEVELOPMENT

FINANCE

PUBLIC SAFETY

WORKFORCE DEVELOPMENT AND AUDIT

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June 27, 2018

To the President and Members of the City Council:

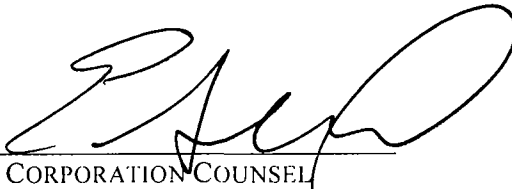
Your Committee on Transportation and Public Way begs leave to report and recommend that Your Honorable Body pass the proposed ordinance transmitted herewith for a MAYORAL to SIXTH AMENDMENT TO PRIVATE TELECOMMUNICATIONS SYSTEM AGREEMENT - O2018-4309 Sixth amendment to private telecommunications system agreement and ordinance of July 31, 1990 with DePaul University for state-of-the-art interoffice telecommunications systems at various locations within city's public ways and tunnels. This ordinance was referred to Committee on May 23, 2018.

This recommendation was concurred unanimously by viva voce vote of the members of the Committee with no dissenting vote.

Respectfully submitted,


Anthony Beale,
Chairman

APPROVED


CORPORATION COUNSEL

DATED: 7/6/18

APPROVED


MAYOR

DATED: 7/6/18