



# Office of the City Clerk

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## Legislation Details (With Text)

**File #:** O2020-5718  
**Type:** Ordinance **Status:** Passed  
**File created:** 11/16/2020 **In control:** City Council  
**Final action:** 11/24/2020  
**Title:** Amendment of Municipal Code Chapters 2-51, 2-84, 5-12 and 9-103 (2021 Municipal Code Corrections Ordinance)  
**Sponsors:** Lightfoot, Lori E.  
**Indexes:** Ch. 12 Residential Landlords & Tenants, Ch. 51 Department of Assets, Information, and Services, Ch. 84 Dept. of Police, Ch. 103 Free-Floating Vehicle Provider Pilot Program  
**Attachments:** 1. O2020-5718.pdf

Date	Ver.	Action By	Action	Result
11/24/2020	1	City Council	Passed	Pass
11/23/2020	1	City Council	Deferred and Published	
11/19/2020	1	Committee on Budget and Government Operations	Recommended to Pass	
11/16/2020	1	City Council	Referred	

### OFFICE OF THE MAYOR

CITY OF CHICAGO

LORI E. LIGHTFOOT  
MAYOR

November 16, 2020

TO THE HONORABLE, THE CITY COUNCIL  
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Budget Director, I transmit herewith the 2021 Code Corrections ordinance.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

## CODE CORRECTION ORDINANCE

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

WHEREAS, As a home rule unit of government, the City of Chicago may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, From time to time, provisions of the Municipal Code are identified as being obsolete, erroneous, unworkable, or otherwise in need of correction; and

WHEREAS, Maintaining an up-to-date and accurate Municipal Code is a matter pertaining to the government and affairs of the City of Chicago; now, therefore,

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

SECTION 1. Section 2-51-040 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

#### **2-51-040 Transfer of rights, powers and duties.**

(a) The Commissioner and Department of Assets, Information, and Services shall assume, respectively, all rights, powers, duties, obligations and responsibilities of the former: (1) Commissioner and Department of Fleet Management, and (2) Commissioner and Department of General Services; and (3) Chief Information Officer and Department of Innovation and Technology. All personnel, books, records, property and funds relating to such former departments and such rights, powers, duties, obligations and responsibilities are transferred to the Department of Assets, Information, and Services. The Commissioner of Assets, Information, and Services shall succeed such former commissioners and officers in the administration of any federal, state, local or private grant or loan programs relating to such rights, powers, duties, obligations and responsibilities. The Commissioner of Assets, Information, and Services shall succeed to the rights and duties of such former commissioners and officers under existing contracts, grant agreements, redevelopment agreements, leases, indentures or other agreements or ordinances relating to such transferred rights, powers, duties, obligations and responsibilities. All rules issued by such former commissioners or officers relating to such rights, powers, duties, obligations and responsibilities in effect as of January 1, 2020, shall remain in effect until amended or repealed by the Commissioner of ~~Asset and Information Management~~ Assets, Information, and Services.

*(Omitted text is unaffected by this ordinance)*

SECTION 2. Section 2-84-050 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

#### **2-84-050 Superintendent of Police - Powers and duties.**

*(Omitted text is unaffected by this ordinance)*

(2) To make appointments, promotions, transfers of and to take disciplinary action against employees of the Department ~~department other than the secretary of the board~~;

*(Omitted text is unaffected by this ordinance)*

SECTION 3. Section 5-12-130 of the Municipal Code of Chicago is hereby amended by inserting the text underscored, and by deleting the text struck through, as follows:

**5-12-130 Landlord remedies.**

Every landlord shall have the remedies specified in this section for the following circumstances:

(a) Failure to Pay Rent. If all or any portion of rent is unpaid when due and the tenant fails to pay the unpaid rent within five days after written notice by the landlord of the landlord's intention to terminate the rental agreement if rent is not so paid, the landlord may terminate the rental agreement. Provided, however, that at any time prior to the issuance of any order of possession or an eviction order made pursuant to Article IX of the Illinois Code of Civil Procedure, 735 ILCS 5/9-101 et seq, the tenant has a one-time right to cure the non-payment of rent by paying the landlord unpaid rent, duly owed from the date of the notice of termination to the date of payment, together with all filing fees and costs paid by the landlord and all fees and costs expended by the landlord for service of process, but not including attorney's fees. If the tenant so cures, then ~~the order of possession or eviction order shall be vacated, and~~ the case shall be dismissed upon motion by either the landlord or the tenant. If a landlord does not provide a total amount due, the tenant shall be obligated to provide only the amount of rent due from the notice to the date of judgment. Nothing in this subsection shall affect a landlord's obligation to provide notice of termination of tenancy in subsidized housing as required under federal law or regulations. A landlord may also maintain an action for rent and/or damages without terminating the rental agreement.

*(Omitted text is unaffected by this ordinance)*

SECTION 4. Chapter 9-103 (Free-Floating Vehicle Provider Pilot Program) of the Municipal Code of Chicago is hereby removed as it self-repealed on December 31, 2019.

SECTION 5. This ordinance shall be in full force and effect following due passage and approval.