



CITY OF CHICAGO



COMMITTEE ON THE BUDGET AND GOVERNMENT OPERATIONS
CITY COUNCIL
CITY HALL - ROOM 200
121 NORTH LASALLE STREET
CHICAGO, ILLINOIS 60602

ALDERMAN PAT DOWELL
CHAIRMAN

PHONE: 312-744-3166
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Date: AUGUST 27, 2020

**COMMITTEE ON THE BUDGET AND GOVERNMENT OPERATIONS
MONTHLY RULE 45 REPORT
JULY 2020**

Pursuant to Rule 45 of the City Council Rules of Order, the Committee on the Budget and Government Operations submits the following Monthly Rule 45 Report for July 2020.

**Date, Time &
Location of
Meeting:**

On July 15, 2020, at 10:00 a.m., the Committee on the Budget and Government Operations held a meeting via video conference, in Chicago, Illinois.

Attendance:

The following members were virtually present at the July 15, 2020 Committee on the Budget and Government Operations Meeting: Chairman Dowell (3), Vice-Chair Silverstein (50), King (4), Hairston (5), Sawyer (6), Mitchell (7), Harris (8), Sadlowski-Garza (10), Thompson (11), Cardenas (12), Quinn (13), Moore (17), Curtis (18), O'Shea (19), Brookins (21), Rodriguez (22), Tabares (23), Scott (24), Burnett (27), Ervin (28), Taliaferro (29), Reboyras (30), Waguespack (32), Ramirez-Rosa (35), Villegas (36), Mitts (37), Sposato (38), Napolitano (41), Reilly (42), Smith (43), Tunney (44), Cappleman (46), and Osterman (48).

The following member(s) were not present at the July 15, 2020 Committee on the Budget and Government Operations Meeting: Sawyer (6), Scott (24), Austin (34), Mitts (37)

The following non-members were virtually present at the July 15, 2020 Committee on the Budget and Government Operations Meeting: LaSpata (1), Lopez (15), Coleman (16), Sigcho-Lopez (25), Cardona (31), Nugent (39), Vasquez (40), and Hadden (49).



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The Committee on the Budget and Government Operations addressed the following items:

Approval of the June 2020 Monthly Rule 45 Reports for the Committee on the Budget and Government Operations.

APPROVED IN COMMITTEE 07/15/20

The following items were referred to the Committee on the Budget and Government Operations at the City Council meeting held on **June 17, 2020**:

- 1. An ordinance concerning an amendment to the Annual Appropriation Ordinance Year 2020 within Fund No. 925 for the Office of the Mayor, Department of Cultural Affairs and Special Events, Department of Public Health, Department of Family and Support Services, and Department of Transportation (SO2020-3460)**

**SUBSTITUTE PASS COMMITTEE 07/15/20
SUBSTITUTE PASS CITY COUNCIL 07/22/20**

- 2. An ordinance amending Section 2-51-050 of the Municipal Code regarding digital availability of city programs and services (O2020-3455)**

HELD IN COMMITTEE 07/15/20

- 3. An ordinance amending Municipal Code Section 2-92-490 of the Municipal Code to further regulate duties of Chief Procurement Officer regarding electronic maintenance requirements for certified Certification Eligible and Minority-Owned Businesses. (SO2020-3294)**

**SUBSTITUTE PASS COMMITTEE 07/15/20
SUBSTITUTE PASS CITY COUNCIL 07/22/20**

Chairman Dowell called the virtual meeting to order pursuant to applicable law and determination that attendance by remote means is necessary because an in-person meeting is not practical or prudent due to the declared public health disaster cause by COVID-19, the meeting is conducted by video conference. Chairman Dowell took a roll call to establish a quorum and a quorum was established. Chairman Dowell



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opened the floor to begin the public comment period and explained the procedures for public comment. With no public speakers signed up to speak, Chairman Dowell closed the public comment period.

Alderman Dowell called for review and approval of the June 2020 Monthly Rule 45 Reports for the Committee on the Budget and Government Operations. There were no questions from committee members or non-members. Alderman Tunney made a motion to approve the reports which was approved by the same roll call vote as was applied to determine quorum.

Chairman Dowell went out of the regular order of the agenda to discuss Item 2 from the Department of Assets, Information and Services – an amendment to section 2-51-050 regarding digital availability of city programs and services. This item would be followed by Item 2, then item 1 last. Chairman Dowell recognized Jason Kunesh from AIS to discuss the ordinance. Mr. Kunesh explained the ordinance allows the Commissioner of AIS to enter into agreements with private organizations to use their mass communications capability to alert residents of emergencies in their area. He explained that currently no one can accept this type of work on behalf of the city. This ordinance would allow the Commissioner of AIS to accept the procurement as a gift. Several aldermen spoke on the issue citing potential financial exposure, FOIA, legal exposure, ethics, data privacy and contracting oversight concerns with the ordinance. Mr. Kunesh explained that in this specific case, the University of Chicago would be giving a gift to the city of between \$80-100,000 worth of SMS text message capability and that it would be up to the City Council to determine if the gift was worth it. Jeff Levine from the Law Department clarified that since what is being provided requires the City to enter into a contract, that takes it out of the realm of a gift, which is why the City is requesting a change in the code to provide authorization for the Commissioner to enter into such a contract. Board of Ethics Director Steve Berlin added that the powers authorized under this ordinance would be perfectly appropriate under the governmental ethics ordinance provided the gift is disclosed by the accepting department to the Board of Ethics and Comptroller's office. However, if the private organization expects the City to perform any actions, then it's a conditional gift making it more like a contract which would have to go through law. A number of aldermen concluded the discussion on this item by saying they would prefer this type of activity go through the normal procurement process. Chairman Dowell held this item in committee.

Chairman Dowell then moved to Item Number 3 on the agenda – an amendment to the Municipal Code as to further regulate duties of the Chief Procurement Officer regarding electronic directory maintenance requirements for certification eligible and minority owned businesses. Chairman Dowell called for a motion to accept the substitute ordinance by the same roll call vote as was applied to determine quorum. Alderman Moore moved to accept the substitute ordinance. Chairman Dowell



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recognized Ralph Moore to provide testimony in support of the ordinance. This was followed by Chairman Dowell explaining that the ordinance allows for general contractors to have easier access to demographic information for MBE/DBE certified companies so that they may hire companies whose certification matches the demographics of the community where the project is located. Aldermen Moore and Villegas spoke in support of the ordinance. Alderman Villegas added that other cities have lifted the monetary cap currently in place on a company's revenue/assets to qualify as an MBE/DBE business as a method of encouraging more minority spending. Alderman Moore made a motion to re-refer the ordinance to the Committee on Oversight and Equity. Hearing no second, Chairman Dowell laid the motion on the table. Alderman Ervin asked if the City should be creating MBE/DBE goals by ethnicity, to which Mr. Moore responded that may run into legal challenges. Alderman Reilly moved to pass Item Number 3 on the agenda by voice vote. Item passes by voice vote with no objections and this due pass recommendation was reported out at the July 22nd City Council meeting.

Chairman Dowell then moved to Item Number 1 on the Agenda – an amendment to the Annual Appropriation Ordinance Year 2020 within Fund No. 925 for the Office of the Mayor, Department of Cultural Affairs and Special Events, Department of Public Health, Department of Family and Support Services, and Department of Transportation. Chairman Dowell called for a motion to accept the amended substitute ordinance by the same roll call vote as was applied to determine quorum. Alderman Reilly moved to accept the substitute ordinance. Chairman Dowell clarified that the substitute ordinance added one grant from the Walter Fellowship Foundation in the amount of \$95,000 and added that the total amount of funding in the ordinance is \$71 million. Chairman Dowell recognized Deputy Budget Director LaToya Vaughn who provided an overview of all the grants contained in the ordinance. Aldermen Ervin asked for a breakdown of Rebuild Illinois locations to be provided through the chair. Grant Davis, Coordinating Planner from the Chicago Department of Transportation offered a walkthrough of grants CDOT is receiving and indicated that in some cases specific projects have yet to be identified, but for the projects with funding, ones that have already started but need funding and for the future projects, CDOT will work with the individual aldermen for project notification and coordination. Aldermen also discussed the limitations of menu funds to meet the infrastructure needs in their ward as each menu item requires significant funding. Furthermore, an explanation of the funding breakdown for emergency and transitional housing in the ordinance was provided. Seeing no further questions, Chairman Dowell asked for a motion to pass Item Number 1 on the agenda. Alderman O'Shea moved to pass by voice vote. Item passes by voice vote with no objections and this due pass recommendation was reported out at the July 22nd City Council meeting.



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Chairman Dowell stated that there was no further business before the Committee and asked for a motion to adjourn by the same roll call vote as was applied to determine quorum. Alderman Reilly moved to adjourn. The Committee on the Budget and Government Operations Meeting adjourned at 11:46 am.

Respectfully submitted by:

Pat Dowell

Chairman, Committee on the Budget and Government Operations