

June 26, 2019

**RESOLUTION DESIGNATING FOR ACQUISITION REAL PROPERTY FOR THE
CONSTRUCTION OF AN ADDITION TO THE JOHN T. MCCUTCHEON SCHOOL**

WHEREAS, the Board of Education of the City of Chicago (the "Board") is a body corporate and politic organized and existing under and by virtue of the provisions of the School Code, 105 ILCS 5/34-1 *et seq.*, as amended (the "Code"); and

WHEREAS, the Board exercises general supervision and jurisdiction over the establishment and maintenance of public schools, educational and recreational facilities of the Board; and

WHEREAS, the Board has determined that the real property described in Exhibit A is required for school, educational and recreational purposes; and

WHEREAS, Section 5/34-20 of the Code authorizes the acquisition of real estate, by purchase, condemnation or otherwise, for school purposes; and

WHEREAS, it is necessary, desirable, useful and advantageous, and in the best interests of the citizens of the City of Chicago, to acquire the property more fully described in Exhibit A for school, educational and recreational purposes.

NOW THEREFORE BE IT HEREBY RESOLVED by the members of the Board of Education of the City of Chicago as follows:

1. The findings, facts and determinations made in the preamble hereto are incorporated herein and made a part of this resolution.
2. It is necessary, desirable, useful and advantageous, and in the public interest to acquire the real property described on Exhibit A for school, educational, and recreational purposes.
3. The Board hereby approves the acquisition of the real property described on Exhibit A for school, educational and recreational purposes. Authority is given to acquire said property in fee simple or any part or lesser interest thereof, as may be necessary for the purposes hereof.
4. The Board further authorizes and directs the General Counsel or his designee, for and on behalf of the Board, to negotiate with the owner or owners of such property for the purchase of the real property as described in Exhibit A.
5. If an agreement can be reached with the owner or owners of such property regarding the purchase price to be paid, authorization is hereby granted to purchase such property, subject however, to final approval by the Board.
6. In the event negotiations for the purchase of such real property do not result in a mutually agreed amount of compensation to be paid therefor, then such real property may be acquired by the Board or by the Public Building Commission of Chicago ("PBC") by eminent domain.
7. The General Counsel for the Board and/or the PBC are hereby authorized, empowered and directed to institute eminent domain proceedings to acquire the real property described on Exhibit A in accordance with the eminent domain laws and procedures of the State of Illinois. The just compensation to be paid for the property is subject to final approval by the Board.
8. This resolution is effective immediately upon its adoption.

EXHIBIT A

**DESIGNATION OF REAL PROPERTY FOR THE CONSTRUCTION OF
AN ADDITION TO THE JOHN T. MCCUTCHEON SCHOOL**

INTERESTS TO BE ACQUIRED:

THE GENERAL COUNSEL AND/OR THE PBC ARE AUTHORIZED TO NEGOTIATE AND TO ACQUIRE BY PURCHASE AND/OR CONDEMNATION FEE SIMPLE TITLE, A PERMANANT EASEMENT, OR OTHER INTERESTS IN THE FOLLOWING PROPERTY, INCLUDING ANY AND ALL REVERSIONARY OR OTHER INTERESTS AND RIGHTS IN CASTLEWOOD TERRACE:

LEGAL DESCRIPTION:

THE NORTH 40 FEET OF LOTS 43, 44 AND 45 IN CASTLEWOOD, BEING A SUBDIVISION OF ALL THAT PART OF LOT 4 IN FUSSEY AND FENNIMORES SUBDIVISION OF THE SOUTHEAST FRACTIONAL ¼ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING EAST OF THE CENTER LINE OF SHERIDAN ROAD AND NORTH OF THE NORTH LINE OF THE SOUTH 5.20 CHAINS OF SAID SECTION 8, IN COOK COUNTY, ILLINOIS.

TEMPORARY CONSTRUCTION EASEMENT:

THE GENERAL COUNSEL AND/OR THE PBC ARE ALSO AUTHORIZED TO NEGOTIATE AND TO ACQUIRE BY PURCHASE OR BY CONDEMNATION A TEMPORARY CONSTRUCTION EASEMENT IN THE FOLLOWING PROPERTY:

LEGAL DESCRIPTION:

LOTS 43, 44 AND 45 IN CASTLEWOOD, BEING A SUBDIVISION OF ALL THAT PART OF LOT 4 IN FUSSEY AND FENNIMORES SUBDIVISION OF THE SOUTHEAST FRACTIONAL ¼ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING EAST OF THE CENTER LINE OF SHERIDAN ROAD AND NORTH OF THE NORTH LINE OF THE SOUTH 5.20 CHAINS OF SAID SECTION 8, IN COOK COUNTY, ILLINOIS.

PROPERTY INDEX NUMBER:

14-08-418-001-0000
14-08-418-002-0000

COMMON ADDRESS:

941-943 W. CASTLEWOOD TERRACE, CHICAGO, ILLINOIS 60640.