

**SUBSTITUTE
ORDINANCE**

WHEREAS, the City of Chicago ("City") has proposed hosting the summer Olympic Games, including the Paralympic Games constituting a part thereof (the "2016 Games"), in 2016; and

WHEREAS, in pursuing the honor of hosting the 2016 Games, the City has worked cooperatively with Chicago 2016, an Illinois not-for-profit corporation (the "Bid Committee"), which Bid Committee was formed for the purpose of assisting and representing the City in the Olympic Games bid application process in accordance with International Olympic Committee ("IOC") protocols; and

WHEREAS, in early 2007, the Bid Committee submitted the City's bid application materials to the United States Olympic Committee ("USOC") in connection with the USOC's selection of the United States' host city candidate in April 2007; and

WHEREAS, in connection with such bid application, and by ordinance adopted by the City Council of the City (the "City Council") on March 14, 2007 and published in the Journal of Proceedings of the City Council for such date at page 99145 through page 99276 (the "March 2007 Ordinance"), the City Council authorized the City's execution of the undertakings and agreements described in the March 2007 Ordinance; and

WHEREAS, on April 14, 2007, the USOC selected the City as the United States' Applicant City for the 2016 Games; and

WHEREAS, on June 4, 2008, the IOC selected the City as one of the final four Candidate Cities for the 2016 Games; and

WHEREAS, by ordinance adopted by the City Council on January 13, 2009 and published in the Journal of Proceedings of the City Council for such date at page 52202 through page 52317 (the "January 2009 Ordinance"), the City Council authorized the City's execution of the undertakings and agreements described in the January 2009 Ordinance, including, without limitation, a Host City Contract in substantially the form attached thereto; and

WHEREAS, the Host City Contract is the primary legal document that shall govern the organization and operation of the 2016 Games, and, if the City is selected to host the 2016 Games, must be executed by the City and the USOC on October 1, 2009, the day prior to the IOC's selection of the host city on October 2, 2009; and

WHEREAS, following the IOC's selection of the host city for the 2016 Games, the IOC shall also execute the Host City Contract, which shall become binding upon such parties; and

WHEREAS, in August 2009, the IOC issued the final form of Host City Contract for the 2016 Games, which is attached to this ordinance as Exhibit A (the "Final Host City Contract") and

WHEREAS, the City desires to reaffirm the City's undertakings and agreements as set forth in the March 2007 Ordinance and the January 2009 Ordinance, and the exhibits thereto, and to supplement such ordinances by further authorizing the City's execution of the Final Host

City Contract; and

WHEREAS, if the City is selected as the host city for the 2016 Games, the Bid Committee will be reconstituted into the Organizing Committee for the 2016 Games (the "Organizing Committee"); and

WHEREAS, the purposes of the Organizing Committee shall include to organize, conduct, promote, sponsor, support and host the 2016 Games and the Organizing Committee shall be governed by a board of directors; and

WHEREAS, the City is a home rule unit of government by virtue of the provisions of the Constitution of the State of Illinois of 1970, and as such, may exercise any power and perform any function pertaining to its government and affairs; now, therefore,

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

SECTION 1. The foregoing recitals are hereby adopted as the findings of the City Council and are incorporated herein and made a part of this Ordinance.

SECTION 2. The City Council hereby authorizes the Mayor of the City (the "Mayor") to execute and deliver on behalf of the City the Final Host City Contract in substantially the form of Exhibit A to this ordinance and to designate such additional signatory as may be required by the IOC and further authorizes the City's performance of its obligations thereunder. The City shall timely appropriate amounts sufficient to pay the obligations of the City pursuant to the Final Host City Contract (if any), and the City hereby covenants to take timely action as required by law to carry out the appropriation provisions of this sentence.

SECTION 3. If the City is selected as the host city for the 2016 Games, persons occupying the positions of Chairpersons of the City Council Committees on the Budget and Government Operations and Finance shall be members of the board of directors for the Organizing Committee.

SECTION 4. If the City is selected as the host city for the 2016 Games, the Organizing Committee has agreed to provide to a joint committee of the Budget and Government Operations and the Finance Committees of the City Council, quarterly reports which shall include but not be limited to the following information: (1) a financial report of the revenues and expenses, including expenses for which the City was reimbursed, if any, of the Organizing Committee, which includes a comparison of the actual revenues and expenses against the Organizing Committee's budget; (2) a financial forecast of revenues, expenses and construction costs, which includes a comparison of the forecasts with the original plan submitted to the IOC and the most recent forecasts; (3) an update on construction budgets, schedules and progress; (4) an analysis of the Organizing Committee's staff diversity; (5) a report on MBE/WBE utilization; (6) an update on the amount of insurance procured by the Organizing Committee and the coverage provided by such insurance, including the status of a redevelopment agreement for the Olympic Village, which shall mandate the purchase of capital replacement insurance or a comparable guarantee and require City Council approval; (7) a status report regarding any and all requests for proposals and requests for qualifications issued by the Organizing Committee, copies of final construction contracts, all final contract award amounts and the identifications of contractors and subcontractors to whom awards were made and information regarding whether or not contractors or subcontractors have donated anything of

value to the Organizing Committee; (8) a status report regarding the Organizing Committee's compliance with the goals and objectives set forth in the Memorandum of Understanding dated March 26, 2009; (9) copies of financial reports submitted to the IOC which includes the annual audit of the Organizing Committee and any reports submitted to the State of Illinois, provided, however, that proprietary or otherwise confidential information shall be redacted prior to tendering to the Council; and (10) an update regarding the status of the Organizing Committee's conflict of interest policy, including the form required to be executed by the board of directors and the senior officers of the Organizing Committee. Copies of such forms executed by members of the Organizing Committee's board of directors, chief executive officer and his or her direct reports shall be posted on the Organizing Committee's website.

The Organizing Committee has further agreed to post on its website the above-mandated quarterly reports as well as the documents to which the quarterly reports refer in a manner which is easily downloadable and machine readable.

SECTION 5. The City Council may direct the City's Inspector General to review the quarterly reports filed by the Organizing Committee and to advise the Council regarding issues raised therein. The City Council may also commission independent public interest organizations to advise the Council regarding issues concerning the 2016 Games.

SECTION 6. 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 7. All ordinances, laws, resolutions, motions or orders in conflict with this ordinance are hereby amended or repealed to the extent of such conflict. The March 2007 Ordinance, and the January 2009 Ordinance, as amended and supplemented hereby, and the authority and approvals granted thereunder, shall otherwise continue in full force and effect,

SECTION 8. This ordinance shall take effect upon its passage and approval.

Document No. S02009- 5230

PASSED by the City Council of the City of
Chicago and deposited in the office of the
City Clerk of said City.

SEP - 9 2009

Michael Del Valle
City Clerk City of Chicago