

March 8, 2016

VIA E-MAIL

Mr. Noah Carson-Nelson

Research Analyst

UNITE HERE Local 1

E-Mail: ncarsomnelson@unitehere1.org

RE: 16-FOIA-051 Millennium Station Lease

Dear Mr. Carson-Nelson:

We are in receipt of your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.* (“FOIA”).

I. Background

On March 1, 2016, we received your request for the commercial lease agreement between Beitler Millennium Station LLC and Metra dated September 1, 2005 and all amendments, attachments, exhibits, extensions, or other modifications to this lease (“Request”). Your request is granted in part and denied in part.

II. Responsive Documents

In response to your Request, Metra is providing you with:

- The Randolph Street Station Concourse Commercial Lease agreement between the Commuter Rail Division of the Regional Transportation Authority (d/b/a Metra) and Beitler Millennium Station LLC, with Exhibits A – G, dated September 1, 2005,;
- Memorandum of Lease, with Exhibits 1 and 2, dated September 1, 2005;
- Management Agreement, with Exhibits A – G, dated October 1, 2005;
- Memorandum of Understanding clarifying the numbering of Amendments 1 - 5; and
- Amendments 6 - 9

(“Responsive Documents”).

You may access the Responsive Documents via Metra’s file transfer protocol (“FTP”) site. Direct your browser to <https://ftp.metrarr.com/>.

If you require additional time to download these documents, please let us know prior to the expiration date.

III. Partial Denial

While FOIA requires public bodies to provide access to public records generally, FOIA also authorizes units of government to withhold certain information. Therefore, Attorney Thomas Stuebner has determined that the following portions of the Responsive Documents are exempt from disclosure under Section 7(1)(s) of FOIA, which authorizes units of government to withhold “[a]ny and all proprietary information and records related to the operation of an intergovernmental risk management association or

self-insurance pool or jointly self-administered health and accident cooperative or pool Insurance or self insurance (including any intergovernmental risk management association or self insurance pool) claims, loss or risk management information, records, data, advice or communications.” 5 ILCS 140/7(1)(s). Accordingly, per Attorney Thomas Stuebner, all information regarding insurance within the Responsive Documents has been redacted.

IV. Right to Review

You have the right to have the partial denial of your Request reviewed by the Public Access Counselor (“PAC”) of the Illinois Attorney General’s Office. 5 ILCS 140/9.5(a). You can file your Request for Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this partial denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this partial denial letter when filing a Request for Review with the PAC.

You also have the right to seek judicial review of your partial denial by filing a lawsuit in the circuit court. 5 ILCS 140/11.

If I can be of further assistance to you, please do not hesitate to contact me.

Sincerely,



Kathleen E. Haton
Freedom of Information Officer
foia@metrarr.com
FOIA Hotline #312-663-3642