



# Office of the City Clerk



O2012-8140

Office of the City Clerk

## City Council Document Tracking Sheet

|                                 |   |
|---------------------------------|---|
| <b>Meeting Date:</b>            | 11/15/2012  |
| <b>Sponsor(s):</b>              | Emanuel, Rahm (Mayor)   |
| <b>Type:</b>                    | Ordinance   |
| <b>Title:</b>                   | Scope of services, budget and management agreement for<br>Special Service Area No. 55 |
| <b>Committee(s) Assignment:</b> | Committee on Finance  |

CHICAGO December 12, 2012

**To the President and Members of the City Council:**

**Your Committee on Finance having had under consideration**

A communication recommending a proposed ordinance concerning the authority to establish Special Service Area Number 55.

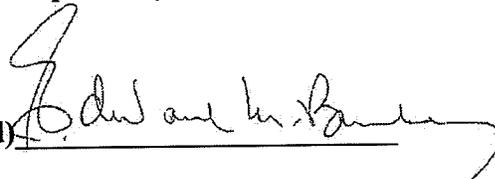
O2012-8140

Amount to be levied: \$31,750

**Having had the same under advisement, begs leave to report and recommend that your Honorable Body pass the proposed Ordinance Transmitted Herewith**

This recommendation was concurred in by \_\_\_\_\_ (a viva voce vote of members of the committee with \_\_\_\_\_ dissenting vote(s).

**Respectfully submitted**

(signed) 

**Chairman**



FIN-

9

OFFICE OF THE MAYOR  
CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

November 15, 2012

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

Ladies and Gentlemen:

At the request of the Commissioner of Housing and Economic Development, I transmit herewith ordinances authorizing a scope of services, budget, and management agreement for various Special Service Areas.

Your favorable consideration of these ordinances will be appreciated.

Very truly yours,

  
Mayor

End of SSA #55

## ORDINANCE

**WHEREAS**, special service areas may be established pursuant to Article VII, Sections 6(l) and 7(6) of the Constitution of the State of Illinois, and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended from time to time (the "Act") and pursuant to the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time (the "Code"); and

**WHEREAS**, the City Council of the City of Chicago (the "City Council") determines that it is in the best interests of the City of Chicago (the "City") to establish a special service area to be known and designated as Special Service Area Number 55 (the "Area") to provide certain special governmental services in addition to services provided generally by the City, all as further provided in this ordinance (the "Special Services"), and further determines to authorize the levy of an annual ad valorem real property tax in the Area for a period of ten(10) years sufficient to produce revenues required to provide those Special Services (the "Services Tax"); and

**WHEREAS**, the City Council desires to authorize the execution of an agreement with a service provider for the provision of the Special Services in and for the Area in fiscal year 2013; now, therefore,

**Be It Ordained by the City Council of the City of Chicago:**

**SECTION 1. Incorporation of Preambles.** The preambles of this ordinance are hereby incorporated into this text as if set out herein in full.

**SECTION 2. Findings.** The City Council finds and declares as follows:

(a) The Area, as established by this ordinance, consists of contiguous territory in the City;

(b) The City Council adopted an ordinance on September 12, 2012 authorizing a public hearing (the "Public Hearing") to consider the establishment of the Area and the levy of the Services Tax on the taxable property located in the Area to provide the Special Services;

(c) Notice of the Public Hearing was given by publication at least once not less than fifteen days prior to the hearing in the *Chicago Sun-Times*, a newspaper published in and of general circulation within the City, and notice of the Public Hearing was also given by depositing said notice in the United States mail addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each property lying within the Area, not less than ten days prior to the time set for the Public Hearing. For any properties for which

taxes for the last preceding year were not paid, the notice was sent to the person last listed on the tax rolls prior to that year as the owner of the property;

(d) The notice complied with all of the applicable provisions of the Act;

(e) The Public Hearing was held on October 11, 2012 by the Committee on Finance of the City Council. All interested persons, including all persons owning real property located within the Area, were given an opportunity to be heard at the Public Hearing regarding any issues embodied in the notice and have had an opportunity to file with the City Clerk of the City of Chicago (the, "City Clerk") written objections on such issues;

(f) The Committee on Finance of the City Council has heard and considered all of the comments, objections, protests and statements made at the Public Hearing with regard to the issues embodied in the notice and has determined to recommend to the City Council that it is in the public interest and in the interest of the City and the Area to establish the Area and to authorize the levy of the Services Tax, all as provided in this ordinance;

(g) The Public Hearing was finally adjourned on October 11, 2012;

(h) The sixty day period as described in Section 27-55 of the Act, in which an objection petition to this ordinance may be filed, commenced on October 11, 2012; and

(i) The City Council hereby finds and determines that it is in the best interests of the City that the Area be established and the Services Tax be authorized, all as set forth herein.

**SECTION 3. Area Established.** There is hereby established a special service area located within the City to be known and designated as City of Chicago Special Service Area Number 55. The approximate street location of said territory consists of the area fronting the north side of 111th Street starting from and including 3004 W. 111th Street to Drake Avenue; the south side of 111th Street from Sacramento Avenue up to and including 3551 W. 111th Street; the east side of Trumbull Avenue starting from and including 11107 S. Trumbull Avenue to 111th Street; the west side of Christiana Avenue starting from and including 11108 S. Christiana Avenue to 111th Street; the west side of Sawyer Avenue starting from and including 11040 S. Sawyer Avenue to 111th Street; the east side of Sawyer Avenue starting from and including 11043 S. Sawyer Avenue to 111th Street; the west side of Kedzie Avenue starting from and including 11020 S. Kedzie Avenue to 11118 S. Kedzie Avenue; the east side of Kedzie Avenue starting from 10953 S. Kedzie Avenue to 11125 S. Kedzie Avenue; the east side of Albany Avenue starting from and including 11033 S. Albany Avenue to 111th Street; and the west side of Whipple Street starting from and including 11028 S. Whipple Street to 111th Street. A legal description of the Area is attached as Exhibit 1 hereto and hereby incorporated herein. A map of the Area is attached as Exhibit 2 hereto and hereby incorporated herein. A list of

Permanent Index Numbers for the properties in the Area is attached hereto as Exhibit 3 and hereby incorporated herein.

**SECTION 4. Special Services Authorized.** The Special Services authorized hereby include, but are not limited to: recruitment of new businesses to the Area, rehabilitation activities, maintenance and beautification activities, new construction, security, promotional and advertising activities, strategic planning for the Area, and other technical assistance activities to promote commercial and economic development (which may include, but are not limited to, streetscape improvements, strategic transit/parking improvement including parking management studies and enhanced land use oversight and control initiatives). The Special Services shall be in addition to services provided to and by the City of Chicago generally.

**SECTION 5. Authorization of Levy.** There is hereby authorized to be levied in each year beginning in 2012 through and including 2021 the Services Tax upon the taxable property within the Area to produce revenues required to provide the Special Services, said Services Tax not to exceed an annual rate of 0.85 percent of the equalized assessed value of the taxable property within the Area. The Services Tax shall be in addition to all other taxes provided by law and shall be levied pursuant to the provisions of the Code. The levy of the Services Tax for each year shall be made by annual ordinance, commencing with this ordinance.

**SECTION 6. Appropriations.** Based on the recommendation of the Department of Housing and Economic Development, there is hereby appropriated the following sum in the amount and for the purposes necessary to provide the Special Services in and for the Area indicated as follows:

SPECIAL SERVICE AREA NUMBER 55

SPECIAL SERVICE AREA BUDGET

For the fiscal year beginning January 1, 2013 and ending December 31, 2013.

|  | EXPENDITURES |
|--|--------------|
| Service Provider Agreement<br>for the provision of Special<br>Services | \$31,750     |
| TOTAL BUDGET REQUEST   | \$31,750     |

SOURCE OF FUNDING

Tax levy not to exceed an annual rate of  
0.85 percent of the equalized assessed value,

of taxable property within  
Special Service Area Number 55

\$31,750

**SECTION 7. Levy of Taxes.** There is hereby levied pursuant to the provisions of Article VII, Sections 6(a) and 6(l)(2) of the Constitution of the State of Illinois and pursuant to the provisions of the Act and pursuant to the provisions of this ordinance, the sum of \$31,750 as the amount of the Services Tax for the tax year 2012.

**SECTION 8. Commission Authorized.** There is hereby established the 111<sup>th</sup>/Kedzie Special Service Area Commission (the "Commission") which shall consist of five members. The Mayor, with the approval of the City Council, shall appoint the initial Commission members. Of the initial Commission members, two members shall be appointed to serve for two year terms, and three members shall be appointed to serve for three year terms. Upon the expiration of the term of any Commission member, the Mayor, with the approval of City Council, shall appoint a successor Commission member. Other than the initial Commissioners, each Commission member shall be appointed to serve for a term of two years and until a successor is appointed. In the event of a vacancy on the Commission due to resignation, death, inability to serve, removal by the Mayor, or other reason, the Mayor, with the approval of City Council, shall appoint a successor. Each successor so appointed shall serve for the remaining term for which he/she was appointed. The Commission shall designate one member as the Chairman of the Commission, and he/she shall serve not more than two successive two year terms. The Commission may establish bylaws for its procedural operation.

The Commission shall have the powers delegated to it in Section 9 hereof. The terms and powers of the Commission members shall cease upon the termination of the time period for which the levy of the Services Tax is authorized. The members of the Commission shall serve without compensation.

**SECTION 9. Powers of the Commission.** The Commission is hereby granted the following powers:

(a) to recommend the rate or amount of the Services Tax and an annual budget to the City Council; and

(b) to recommend a sole service provider contract, including a scope of services and a contractor therefor, to the City Council for the provision of the Special Services.

**SECTION 10. Service Provider Agreement.** The Commissioner of the Department of Housing and Economic Development (the "Commissioner"), or a designee of the Commissioner, are each hereby authorized, subject to approval by the Corporation Counsel as to form and legality, to enter into, execute and deliver an agreement with Mount Greenwood Local Redevelopment Corporation, an Illinois not-for-profit corporation (the "Organization"), in

substantially the form attached hereto as Exhibit 5 and hereby made a part hereof (the "Service Provider Agreement"), and such other supporting documents, if any, as may be necessary to carry out and comply with the provisions of the Service Provider Agreement, with such changes, deletions and insertions as shall be approved by the persons executing the Service Provider Agreement.

**SECTION 11. Protests And Objections.** If a petition of objection is filed with the Office of the City Clerk signed by at least fifty-one percent (51%) of the electors residing within the boundaries of the Area and by at least fifty-one percent (51%) of the owners of record of the property included within the boundaries of the Area within sixty (60) days following the adjournment of the Public Hearing, all as provided for in Section 27-55 of the Act, as a result of such filing this ordinance shall be deemed to be null and void, the Area shall not be created, the Services Tax shall not be levied, and the Service Provider Agreement shall not be entered into or shall be deemed to be null and void and no compensation in connection therewith shall be provided to the Organization.

**SECTION 12. Severability.** If any provision of this ordinance or the application of any such provision to any person or circumstances shall be invalid, such invalidity shall not affect the provisions or application of this ordinance which can be given effect without the invalid provision or application, and to this end each provision of this ordinance is declared to be severable.

**SECTION 13. Filing.** The City Clerk is hereby ordered and directed to file in the Office of the County Clerk of Cook County, Illinois (the "County Clerk"), in accordance with Section 27-75 of the Act, a certified copy of this ordinance containing an accurate map of the Area and a copy of the public hearing notice attached as Exhibit 4. The City Clerk is hereby further ordered and directed to file in the Office of the Recorder of Deeds of Cook County, in accordance with Section 27-40 of the Act, a certified copy of this ordinance containing a description of the Area, within 60 days of the effective date of this ordinance. In addition, the City Clerk is hereby further ordered and directed to file in the Office of the County Clerk, in accordance with Section 27-75 of the Act, a certified copy of this ordinance on or prior to December 25, 2012, and the County Clerk shall thereafter extend for collection together with all other taxes to be levied by the City, the Services Tax herein provided for, said Services Tax to be extended for collection by the County Clerk for the tax year 2012 against all the taxable property within the Area, the amount of the Services Tax herein levied to be in addition to and in excess of all other taxes to be levied and extended against all taxable property within the Area.

**SECTION 14. Conflict.** This ordinance shall control over any provision of any other ordinance, resolution, motion or order in conflict with this ordinance, to the extent of such conflict.

**SECTION 15. Publication.** This ordinance shall be published by the City Clerk, in special pamphlet form, and made available in her office for public inspection and distribution to members of the public who may wish to avail themselves of a copy of this ordinance.

**SECTION 16. Effective Date.** This ordinance shall take effect 10 days after its passage and publication.

APPROVED

*Stephen R. Patten*

CORPORATION COUNSEL

APPROVED

*Robert Emmet* **REP**

12/13/12 Mayor



# Office of the City Clerk



O2012-8113

Office of the City Clerk

## City Council Document Tracking Sheet

|                                 |   |
|---------------------------------|---|
| <b>Meeting Date:</b>            | 11/15/2012  |
| <b>Sponsor(s):</b>              | Emanuel, Rahm (Mayor)   |
| <b>Type:</b>                    | Ordinance   |
| <b>Title:</b>                   | Scope of services, budget and management agreement for<br>Special Service Area No. 40 |
| <b>Committee(s) Assignment:</b> | Committee on Finance  |

8E

CHICAGO December 12, 2012

**To the President and Members of the City Council:**

**Your Committee on Finance having had under consideration**

A proposed ordinance authorizing the imposition of a tax levy, the approval of the 2013 budget, and the approval of the Service Provider Agreement for Special Service Area Number 40.

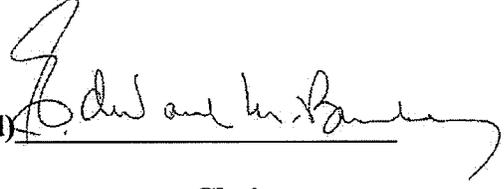
O2012-8113

Amount to be levied: \$214,425

**Having had the same under advisement, begs leave to report and recommend that your Honorable Body pass the proposed Ordinance Transmitted Herewith**

This recommendation was concurred in by \_\_\_\_\_ (a **viva voce vote** of members of the committee with \_\_\_\_\_ dissenting vote(s).

**Respectfully submitted**

(signed) 

**Chairman**



FIN-

8E

OFFICE OF THE MAYOR  
CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

November 15, 2012

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

Ladies and Gentlemen:

At the request of the Commissioner of Housing and Economic Development, I transmit herewith ordinances authorizing a scope of services, budget, and management agreement for various Special Service Areas.

Your favorable consideration of these ordinances will be appreciated.

Very truly yours,

*Rahm Emanuel*  
Mayor

SSA #40

## ORDINANCE

**WHEREAS**, special service areas may be established pursuant to Article VII, Sections 6(l) and 7(6) of the Constitution of the State of Illinois, and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended from time to time (the "Act") and pursuant to the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time; and

**WHEREAS**, on November 15, 2006, the City Council of the City of Chicago (the "City Council") enacted an ordinance (the "Establishment Ordinance") which established an area known and designated as City of Chicago Special Service Area Number 40 (the "Area") and authorized the levy of an annual tax, for the period beginning in tax year 2006 through and including tax year 2015, not to exceed an annual rate of one and fifty one-hundredths of one percent (1.50%) of the equalized assessed value of the taxable property therein (the "Services Tax") to provide certain special services in and for the Area in addition to the services provided by and to the City of Chicago generally (the "Special Services"); and

**WHEREAS**, the Establishment Ordinance established the Area consisting of the area on Michigan Avenue from 109th Street to 116th Street and 111th Street from Edbrooke Avenue to Wentworth Avenue; and

**WHEREAS**, the Special Services authorized in the Establishment Ordinance include but are not limited to maintenance and beautification, new construction, coordinated marketing and promotional activities, parking and transit programs, area strategic planning, business retention and recruitment, building facade improvements, security services and other technical assistance activities to promote community and economic development; and

**WHEREAS**, the Establishment Ordinance provided for the appointment of the Michigan Avenue-Roseland Special Service Area Commission (the "Commission") for the purpose of recommending to the Mayor and to the City Council a yearly budget based upon the cost of providing the Special Services and further to advise the Mayor and the City Council regarding the amount of the Services Tax to be levied; and

**WHEREAS**, it is the responsibility of the Commission to recommend to the Department of Housing and Economic Development ("HED"), the Mayor and the City Council an entity to serve as a service provider (the "Service Provider"), the form of an agreement between the City and the Service Provider for the provision of Special Services to the Area, and a line item budget to be included in the agreement between the City and the Service Provider; and

**WHEREAS**, the Commission has been duly appointed and qualified and has heretofore prepared and transmitted to the Commissioner of HED (the "Commissioner") and to the City Council its recommendations for a budget to provide the Special Services in the Area for the fiscal year commencing January 1, 2013, and has advised the Mayor and the City Council concerning the Services Tax for the tax year 2012 for the purpose of providing funds necessary to provide the Special Services and has recommended to HED, the Mayor and the City Council an agreement with the Service Provider, with a one-year term, the terms and conditions of which provide for the expenditure of the Services Tax for the provision of the Special Services for the fiscal year commencing January 1, 2013, in substantially the form attached hereto as Exhibit A; now, therefore,

**Be It Ordained by the City Council of the City of Chicago:**

**SECTION 1. Incorporation of Preambles.** The preambles of this ordinance are hereby incorporated into this text as if set out herein in full.

**SECTION 2. Appropriations.** There is hereby appropriated the following sums in the amounts and for the purposes necessary to provide the Special Services in and for the Area, the estimated amounts of miscellaneous income and the amounts required to be raised by the levy of the Services Tax indicated as follows:

**MICHIGAN AVENUE-ROSELAND SPECIAL SERVICE AREA COMMISSION  
SPECIAL SERVICE AREA BUDGET**

For the term commencing January 1, 2013 and ending December 31, 2013.

|   | EXPENDITURES     |
|---|------------------|
| Service Provider Agreement<br>for the provision of Special<br>Services  | \$325,768        |
| <b>TOTAL BUDGET REQUEST</b>   | <b>\$325,768</b> |
| <b>SOURCE OF FUNDING</b>  |                  |
| Tax levy at an annual rate not to<br>exceed one and fifty one-hundredths<br>of one percent (1.50%) of the<br>equalized assessed value, of the<br>taxable property within<br>Special Service Area Number 40  | \$214,425        |
| Carryover funds currently available<br>from prior tax years   | \$100,533        |
| Late collections received by the City of Chicago<br>attributable to the levy of the Services Tax<br>in prior tax years, along with interest income<br>thereon, if any, in an amount not to exceed<br>five percent (5%) of the Services Tax for<br>tax year 2011 | \$10,810         |

**SECTION 3. Levy of Taxes.** There is hereby levied pursuant to the provisions of Article VII, Sections 6(a) and 6(l)(2) of the Constitution of the State of Illinois and pursuant to the provisions of the Act and pursuant to the provisions of the Establishment Ordinance, the sum of \$214,425 as the amount of the Services Tax for the tax year 2012.

**SECTION 4. Filing.** The City Clerk of the City of Chicago (the "City Clerk") is hereby

ordered and directed to file in the Office of the County Clerk of Cook County, Illinois (the "County Clerk") a certified copy of this ordinance on or prior to December 25, 2012, and the County Clerk shall thereafter extend for collection together with all other taxes to be levied by the City, the Services Tax herein provided for, said Services Tax to be extended for collection by the County Clerk for the tax year 2012 against all the taxable property within the Area, the amount of the Services Tax herein levied to be in addition to and in excess of all other taxes to be levied and extended against all taxable property within the Area.

**SECTION 5. Service Provider Agreement.** The Commissioner, or a designee of the Commissioner, are each hereby authorized, subject to approval by the Corporation Counsel as to form and legality, to enter into, execute and deliver an agreement with the Calumet Area Industrial Development Commission, an Illinois not-for-profit corporation, in substantially the form attached hereto as Exhibit A and hereby made a part hereof (the "Service Provider Agreement"), and such other supporting documents, if any, as may be necessary to carry out and comply with the provisions of the Service Provider Agreement, with such changes, deletions and insertions as shall be approved by the persons executing the Service Provider Agreement.

**SECTION 6. Enforceability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**SECTION 7. Conflict.** This ordinance shall control over any provision of any other ordinance, resolution, motion or order in conflict with this ordinance, to the extent of such conflict.

**SECTION 8. Publication.** This ordinance shall be published by the City Clerk, in special pamphlet form, and made available in her office for public inspection and distribution to members of the public who may wish to avail themselves of a copy of this ordinance.

**SECTION 9. Effective Date.** This ordinance shall take effect 10 days after its passage and publication.

APPROVED

Stephen R. Patta

CORPORATION COUNSEL

APPROVED

Robert Emmet **REP**

12/13/12

Mayor



# Office of the City Clerk



O2012-8142

Office of the City Clerk

## City Council Document Tracking Sheet

|                                 |   |
|---------------------------------|---|
| <b>Meeting Date:</b>            | 11/15/2012  |
| <b>Sponsor(s):</b>              | Emanuel, Rahm (Mayor)   |
| <b>Type:</b>                    | Ordinance   |
| <b>Title:</b>                   | Scope of services, budget and management agreement for<br>Special Service Area No. 59 |
| <b>Committee(s) Assignment:</b> | Committee on Finance  |

11

CHICAGO December 12, 2012

**To the President and Members of the City Council:**

**Your Committee on Finance having had under consideration**

A communication recommending a proposed ordinance concerning the authority to establish Special Service Area Number 59.

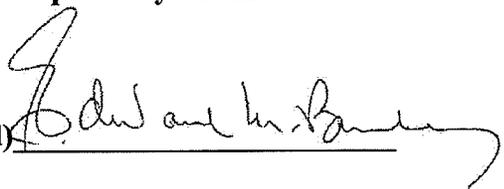
O2012-8142

Amount to be levied: \$290,000

**Having had the same under advisement, begs leave to report and recommend that your Honorable Body pass the proposed Ordinance Transmitted Herewith**

This recommendation was concurred in by \_\_\_\_\_ (a viva voce vote) of members of the committee with \_\_\_\_\_ dissenting vote(s).  
Alderman Burke abstains from voting pursuant to Rule 14.

**Respectfully submitted**

(signed) 

**Chairman**



FIN-  
11

OFFICE OF THE MAYOR  
CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

November 15, 2012

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

Ladies and Gentlemen:

At the request of the Commissioner of Housing and Economic Development, I transmit herewith ordinances authorizing a scope of services, budget, and management agreement for various Special Service Areas.

Your favorable consideration of these ordinances will be appreciated.

Very truly yours,

  
Mayor

Estab of SSH # 59

## ORDINANCE

**WHEREAS**, special service areas may be established pursuant to Article VII, Sections 6(l) and 7(6) of the Constitution of the State of Illinois, and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended from time to time (the "Act") and pursuant to the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time (the "Code"); and

**WHEREAS**, the City Council of the City of Chicago (the "City Council") determines that it is in the best interests of the City of Chicago (the "City") to establish a special service area to be known and designated as Special Service Area Number 59 (the "Area") to provide certain special governmental services in addition to services provided generally by the City, all as further provided in this ordinance (the "Special Services"), and further determines to authorize the levy of an annual ad valorem real property tax in the Area for a period of ten years (10) years sufficient to produce revenues required to provide those Special Services (the "Services Tax"); and

**WHEREAS**, the City Council desires to authorize the execution of an agreement with a service provider for the provision of the Special Services in and for the Area in fiscal year 2013; now, therefore,

### **Be It Ordained by the City Council of the City of Chicago:**

**SECTION 1. Incorporation of Preambles.** The preambles of this ordinance are hereby incorporated into this text as if set out herein in full.

**SECTION 2. Findings.** The City Council finds and declares as follows:

(a) The Area, as established by this ordinance, consists of contiguous territory in the City;

(b) The City Council adopted an ordinance on September 12, 2012 authorizing a public hearing (the "Public Hearing") to consider the establishment of the Area and the levy of the Services Tax on the taxable property located in the Area to provide the Special Services;

(c) Notice of the Public Hearing was given by publication at least once not less than fifteen days prior to the hearing in the *Chicago Sun-Times*, a newspaper published in and of general circulation within the City, and notice of the Public Hearing was also given by depositing said notice in the United States mail addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each property lying within the Area, not less than ten days prior to the time set for the Public Hearing. For any properties for which

taxes for the last preceding year were not paid, the notice was sent to the person last listed on the tax rolls prior to that year as the owner of the property;

(d) The notice complied with all of the applicable provisions of the Act;

(e) The Public Hearing was held on October 12, 2012 by the Committee on Finance of the City Council. All interested persons, including all persons owning real property located within the Area, were given an opportunity to be heard at the Public Hearing regarding any issues embodied in the notice and have had an opportunity to file with the City Clerk of the City of Chicago (the "City Clerk") written objections on such issues;

(f) The Committee on Finance of the City Council has heard and considered all of the comments, objections, protests and statements made at the Public Hearing with regard to the issues embodied in the notice and has determined to recommend to the City Council that it is in the public interest and in the interest of the City and the Area to establish the Area and to authorize the levy of the Services Tax, all as provided in this ordinance;

(g) The Public Hearing was finally adjourned on October 12, 2012;

(h) The sixty day period as described in Section 27-55 of the Act, in which an objection petition to this ordinance may be filed, commenced on October 12, 2012; and

(i) The City Council hereby finds and determines that it is in the best interests of the City that the Area be established and the Services Tax be authorized, all as set forth herein.

**SECTION 3. Area Established.** There is hereby established a special service area located within the City to be known and designated as City of Chicago Special Service Area Number 59. The approximate street location of said territory consists of the area on both sides of 59th Street from the west side of Bell Street to the east side of Spaulding Street; the south side of 59th Street from the west side of Spaulding Street to the east side of Homan Avenue; the west side of Bell Street from the north side of 59th Street to the north side of 61st Street; both sides of Western Avenue from the south side of 56th Street to the north side of 60th Street; the east side of Western Avenue from 59th Street to one parcel north of 61st Street; both sides of Kedzie Avenue from the north side of 60th Street to the south side of 57th Street. A legal description of the Area is attached as Exhibit 1 hereto and hereby incorporated herein. A map of the Area is attached as Exhibit 2 hereto and hereby incorporated herein. A list of Permanent Index Numbers for the properties in the Area is attached hereto as Exhibit 3 and hereby incorporated herein.

**SECTION 4. Special Services Authorized.** The Special Services authorized hereby include, but are not limited to: recruitment of new businesses to the Area, rehabilitation activities, maintenance and beautification activities, new construction, security, promotional and advertising activities, strategic planning for the Area, and other technical assistance activities to promote commercial and economic development (which may include, but are not limited to,

streetscape improvements, strategic transit/parking improvement including parking management studies, and enhanced land use oversight and control initiatives). The Special Services shall be in addition to services provided to and by the City of Chicago generally.

**SECTION 5. Authorization of Levy.** There is hereby authorized to be levied in each year beginning in 2012 through and including 2021 the Services Tax upon the taxable property within the Area to produce revenues required to provide the Special Services, said Services Tax not to exceed an annual rate of 0.75 percent of the equalized assessed value of the taxable property within the Area. The Services Tax shall be in addition to all other taxes provided by law and shall be levied pursuant to the provisions of the Code. The levy of the Services Tax for each year shall be made by annual ordinance, commencing with this ordinance.

**SECTION 6. Appropriations.** Based on the recommendation of the Department of Housing and Economic Development, there is hereby appropriated the following sum in the amount and for the purposes necessary to provide the Special Services in and for the Area indicated as follows:

**SPECIAL SERVICE AREA NUMBER 59**

**SPECIAL SERVICE AREA BUDGET**

For the fiscal year beginning January 1, 2013 and ending December 31, 2013.

|   | EXPENDITURES     |
|---|------------------|
| Service Provider Agreement<br>for the provision of Special<br>Services  | \$290,000        |
| <b>TOTAL BUDGET REQUEST</b>   | <b>\$290,000</b> |
| <b>SOURCE OF FUNDING</b>  |                  |
| Tax levy not to exceed an annual rate of<br>0.75 percent of the equalized assessed<br>value, of taxable property within<br>Special Service Area Number 59 | \$290,000        |

**SECTION 7. Levy of Taxes.** There is hereby levied pursuant to the provisions of Article VII, Sections 6(a) and 6(l)(2) of the Constitution of the State of Illinois and pursuant to the provisions of the Act and pursuant to the provisions of this ordinance, the sum of \$290,000 as the amount of the Services Tax for the tax year 2012.

**SECTION 8. Commission Authorized.** There is hereby established the 59<sup>th</sup> Street Special Service Area Commission (the "Commission") which shall consist of five members. The Mayor, with the approval of the City Council, shall appoint the initial Commission members. Of the initial Commission members, two members shall be appointed to serve for two year terms, and three members shall be appointed to serve for three year terms. Upon the expiration of the term of any Commission member, the Mayor, with the approval of City Council, shall appoint a successor Commission member. Other than the initial Commissioners, each Commission member shall be appointed to serve for a term of two years and until a successor is appointed. In the event of a vacancy on the Commission due to resignation, death, inability to serve, removal by the Mayor, or other reason, the Mayor, with the approval of City Council, shall appoint a successor. Each successor so appointed shall serve for the remaining term for which he/she was appointed. The Commission shall designate one member as the Chairman of the Commission, and he/she shall serve not more than two successive two year terms. The Commission may establish bylaws for its procedural operation.

The Commission shall have the powers delegated to it in Section 9 hereof. The terms and powers of the Commission members shall cease upon the termination of the time period for which the levy of the Services Tax is authorized. The members of the Commission shall serve without compensation.

**SECTION 9. Powers of the Commission.** The Commission is hereby granted the following powers:

(a) to recommend the rate or amount of the Services Tax and an annual budget to the City Council; and

(b) to recommend a sole service provider contract, including a scope of services and a contractor therefor, to the City Council for the provision of the Special Services.

**SECTION 10. Service Provider Agreement.** The Commissioner of the Department of Housing and Economic Development (the "Commissioner"), or a designee of the Commissioner, are each hereby authorized, subject to approval by the Corporation Counsel as to form and legality, to enter into, execute and deliver an agreement with Greater Southwest Development Corporation, an Illinois not-for-profit corporation (the "Organization"), in substantially the form attached hereto as Exhibit 5 and hereby made a part hereof (the "Service Provider Agreement"), and such other supporting documents, if any, as may be necessary to carry out and comply with

the provisions of the Service Provider Agreement, with such changes, deletions and insertions as shall be approved by the persons executing the Service Provider Agreement.

**SECTION 11. Protests And Objections.** If a petition of objection is filed with the Office of the City Clerk signed by at least fifty-one percent (51%) of the electors residing within the boundaries of the Area and by at least fifty-one percent (51%) of the owners of record of the property included within the boundaries of the Area within sixty (60) days following the adjournment of the Public Hearing, all as provided for in Section 27-55 of the Act, as a result of such filing this ordinance shall be deemed to be null and void, the Area shall not be created, the Services Tax shall not be levied, and the Service Provider Agreement shall not be entered into or shall be deemed to be null and void and no compensation in connection therewith shall be provided to the Organization.

**SECTION 12. Severability.** If any provision of this ordinance or the application of any such provision to any person or circumstances shall be invalid, such invalidity shall not affect the provisions or application of this ordinance which can be given effect without the invalid provision or application, and to this end each provision of this ordinance is declared to be severable.

**SECTION 13. Filing.** The City Clerk is hereby ordered and directed to file in the Office of the County Clerk of Cook County, Illinois (the "County Clerk"), in accordance with Section 27-75 of the Act, a certified copy of this ordinance containing an accurate map of the Area and a copy of the public hearing notice attached as Exhibit 4. The City Clerk is hereby further ordered and directed to file in the Office of the Recorder of Deeds of Cook County, in accordance with Section 27-40 of the Act, a certified copy of this ordinance containing a description of the Area, within 60 days of the effective date of this ordinance. In addition, the City Clerk is hereby further ordered and directed to file in the Office of the County Clerk, in accordance with Section 27-75 of the Act, a certified copy of this ordinance on or prior to December 25, 2012, and the County Clerk shall thereafter extend for collection together with all other taxes to be levied by the City, the Services Tax herein provided for, said Services Tax to be extended for collection by the County Clerk for the tax year 2012 against all the taxable property within the Area, the amount of the Services Tax herein levied to be in addition to and in excess of all other taxes to be levied and extended against all taxable property within the Area.

**SECTION 14. Conflict.** This ordinance shall control over any provision of any other ordinance, resolution, motion or order in conflict with this ordinance, to the extent of such conflict.

**SECTION 15. Publication.** This ordinance shall be published by the City Clerk, in special pamphlet form, and made available in her office for public inspection and distribution to members of the public who may wish to avail themselves of a copy of this ordinance.

**SECTION 16. Effective Date.** This ordinance shall take effect 10 days after its passage and publication.

APPROVED

Stephen R. Patta

CORPORATION COUNSEL

APPROVED

Rahon Emmanuel SEP

12/13/12 Mayor



# Office of the City Clerk



O2012-8091

Office of the City Clerk

## City Council Document Tracking Sheet

|                                 |  |
|---------------------------------|--|
| <b>Meeting Date:</b>            | 11/15/2012   |
| <b>Sponsor(s):</b>              | Emanuel, Rahm (Mayor)  |
| <b>Type:</b>                    | Ordinance  |
| <b>Title:</b>                   | Scope of services, budget and management agreement for<br>Special Service Area No. 1 |
| <b>Committee(s) Assignment:</b> | Committee on Finance   |

8A

CHICAGO December 12, 2012

**To the President and Members of the City Council:**

**Your Committee on Finance having had under consideration**

A proposed ordinance authorizing the imposition of a tax levy, the approval of the 2013 budget, the approval of the Service Provider Agreement for Special Service Area Number 1 and the approval of an Amendment of the 2012 Appropriation, Levy and Service Provider Agreement Ordinance.

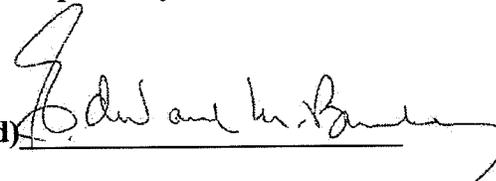
O2012-8091

Amount to be levied: \$2,496,212

**Having had the same under advisement, begs leave to report and recommend that your Honorable Body pass the proposed Ordinance Transmitted Herewith**

**This recommendation was concurred in by \_\_\_\_\_ (a viva voce vote of members of the committee with \_\_\_\_\_ dissenting vote(s)).**

**Respectfully submitted**

(signed) 

**Chairman**



FIN.

8A

OFFICE OF THE MAYOR  
CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

November 15, 2012

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

Ladies and Gentlemen:

At the request of the Commissioner of Housing and Economic Development, I transmit herewith ordinances authorizing a scope of services, budget, and management agreement for various Special Service Areas.

Your favorable consideration of these ordinances will be appreciated.

Very truly yours,

Mayor

SCA #1

## ORDINANCE

**WHEREAS**, special service areas may be established pursuant to Article VII, Sections 6(l) and 7(6) of the Constitution of the State of Illinois, and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., (the "Special Service Area Act") and pursuant to the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time; and

**WHEREAS**, on July 7, 1977, the City Council of the City of Chicago (the "City Council") enacted an ordinance, as amended by an ordinance enacted by the City Council on November 17, 1993, as further amended by an ordinance enacted by the City Council on December 21, 1994, as further amended by an ordinance enacted by the City Council on December 11, 1996 (collectively, the "Establishment Ordinance") which established an area known and designated as City of Chicago Special Service Area Number 1 (the "Area") and authorized the levy of an annual tax not to exceed an annual rate of .405 percent (.405%) of the equalized assessed value of the taxable property therein (the "Services Tax") to provide certain special services in and for the Area in addition to the services provided by and to the City of Chicago generally (the "Special Services"); and

**WHEREAS**, the Establishment Ordinance established the Area as that territory including those properties fronting on State Street between Wacker Drive and Congress Parkway; and

**WHEREAS**, the Special Services authorized in the Establishment Ordinance included the recruitment of new businesses to the Area; real estate rehabilitation and maintenance activities; beautification activities; promotional, marketing and advertising activities and planning and technical assistance programs for area business persons to promote commercial and economic development in the Area; and

**WHEREAS**, the Establishment Ordinance provided for the appointment of the State Street Commission (the "Commission") for the purpose of recommending to the Mayor and to the City Council a yearly budget based upon the cost of providing the Special Services and further to advise the Mayor and the City Council regarding the amount of the Services Tax to be levied; and

**WHEREAS**, it is the responsibility of the Commission to recommend to the Department of Housing and Economic Development, the Mayor and the City Council an entity to serve as a service provider (the "Service Provider"), the form of an agreement between the City of Chicago and the Service Provider for the provision of Special Services to the Area, and a line item budget to be included in the agreement between the City of Chicago and the Service Provider; and

**WHEREAS**, the Commission has been duly appointed and qualified and has heretofore prepared and transmitted to the Commissioner of the Department of Housing and Economic Development (the "Commissioner") and to the City Council its recommendations for a budget to provide the Special Services in the Area for the fiscal year commencing January 1, 2013, and has advised the Mayor and the City Council concerning the Services Tax for the tax year 2012 for the purpose of providing funds necessary to provide the Special Services, and has recommended to the Department of Housing and Economic Development, the Mayor and the City Council an agreement with the Service Provider, with a one-year term, the terms and conditions of which provide for the

12SSA1-OrdLevyAmend

expenditure of the Services Tax for the provision of the Special Services for the fiscal year commencing January 1, 2013, in substantially the form attached hereto as Exhibit A; and

**WHEREAS**, on November 16, 2011 the City Council enacted an ordinance (the "2012 Appropriation, Levy, and Agreement Ordinance"), among other things, appropriating the sums necessary to provide the Special Services in and for the Area for 2012, levying the Services Tax for the tax year 2011, and authorizing an agreement (in substantially the form attached as Exhibit A to the 2012 Appropriation, Levy, and Agreement Ordinance) with Chicago Loop Alliance, an Illinois not-for-profit corporation, as the Service Provider (the "2012 Service Provider"), for the provision of the Special Services in 2012; and

**WHEREAS**, pursuant to the 2012 Appropriation, Levy, and Agreement Ordinance the City and the 2012 Service Provider entered into a service provider agreement (the "2012 Service Provider Agreement"); and

**WHEREAS**, the City desires to increase the budget for Special Services in the Area in 2012 by \$561,326; and

**WHEREAS**, the City therefore desires to amend both the 2012 Appropriation, Levy, and Agreement Ordinance, as set forth below, and the Service Provider Agreement, pursuant to an amendment in substantially the form attached hereto as Exhibit B; now therefore

**Be It Ordained by the City Council of the City of Chicago:**

**SECTION 1. Incorporation of Preambles.** The preambles of this ordinance are hereby incorporated into this text as if set out herein in full.

**SECTION 2. Appropriations.** There is hereby appropriated the following sums in the amounts and for the purposes necessary to provide the Special Services in and for the Area, the estimated amounts of miscellaneous income and the amounts required to be raised by the levy of the Services Tax indicated as follows:

STATE STREET COMMISSION  
SPECIAL SERVICE AREA BUDGET

For the fiscal year beginning January 1, 2013 and ending December 31, 2013.

|  | EXPENDITURES       |
|--|--------------------|
| Service Provider Agreement<br>for the provision of Special<br>Services | \$2,634,205        |
| <b>TOTAL BUDGET REQUEST</b>  | <b>\$2,634,205</b> |

12SSA1-OrdLevyAmend

SOURCE OF FUNDING

Tax levy at an annual rate not to exceed .405 percent (.405%) of the equalized assessed value of taxable property within Special Service Area Number 1 \$2,496,212

Late collections received by the City of Chicago attributable to the levy of the Services Tax in prior tax years, along with interest income thereon, if any, in an amount not to exceed five percent (5%) of the Services Tax for tax year 2011 \$137,993

**SECTION 3. Levy of Taxes.** There is hereby levied pursuant to the provisions of Article VII, Sections 6(a) and 6(l)(2) of the Constitution of the State of Illinois and pursuant to the provisions of the Special Service Area Act and pursuant to the provisions of the Establishment Ordinance, the sum of \$2,496,212 as the amount of the Services Tax for the tax year 2012.

**SECTION 4. Filing.** The City Clerk of the City of Chicago (the "City Clerk") is hereby ordered and directed to file in the Office of the County Clerk of Cook County, Illinois (the "County Clerk") a certified copy of this ordinance on or prior to December 25, 2012, and the County Clerk shall thereafter extend for collection together with all other taxes to be levied by the City of Chicago, the Services Tax herein provided for, said Services Tax to be extended for collection by the County Clerk for the tax year 2012 against all the taxable property within the Area, the amount of the Services Tax herein levied to be in addition to and in excess of all other taxes to be levied and extended against all taxable property within the Area.

**SECTION 5. Service Provider Agreement.** The Commissioner, or a designee of the Commissioner, are each hereby authorized, subject to approval by the Corporation Counsel as to form and legality, to enter into, execute and deliver an agreement with Chicago Loop Alliance, an Illinois not-for-profit corporation, in substantially the form attached hereto as Exhibit A and hereby made a part hereof (the "Service Provider Agreement"), and such other supporting documents, if any, as may be necessary to carry out and comply with the provisions of the Service Provider Agreement, with such changes, deletions and insertions as shall be approved by the persons executing the Service Provider Agreement.

**SECTION 6. Amendment of 2012 Appropriation, Levy, and Agreement Ordinance.** Section 2 of the 2012 Appropriation, Levy, and Agreement Ordinance is hereby amended by deleting the language indicated by ~~strikeout~~ and adding the underlined language as follows:

**"SECTION 2. Appropriations.** There is hereby appropriated the following sums in the amounts and for the purposes necessary to provide the Special Services in and for the

Area, the estimated amounts of miscellaneous income and the amounts required to be raised by the levy of the Services Tax indicated as follows:

STATE STREET COMMISSION  
SPECIAL SERVICE AREA BUDGET

For the fiscal year beginning January 1, 2012 and ending December 31, 2012.

|   | EXPENDITURES |                    |
|---|--------------|--------------------|
| Service Provider Agreement<br>for the provision of Special<br>Services  | \$2,877,855  | <u>\$3,439,181</u> |
| TOTAL BUDGET REQUEST  | \$2,877,855  | <u>\$3,439,181</u> |
| SOURCE OF FUNDING   |              |                    |
| Tax levy at an annual rate not to exceed<br>.405 percent (.405%) of the equalized<br>Assessed value of taxable property within<br>Special Service Area Number 1   | \$2,759,855  |                    |
| Carryover funds <u>currently available</u><br>From <u>previous prior</u> tax years  | \$118,000    | <u>\$541,333</u>   |
| <u>Late collections received by the City of Chicago<br/>attributable to the levy of the Services Tax<br/>in prior tax years, along with interest income<br/>thereon, if any, in an amount not to exceed<br/>five percent (5%) of the Services Tax for<br/>tax year 2010</u> |              | <u>\$137,993"</u>  |

**SECTION 7. Amendment to 2012 Service Provider Agreement.** The Commissioner, or a designee of the Commissioner, are each hereby authorized, subject to approval by the Corporation Counsel as to form and legality, to enter into, execute and deliver an amendment to the 2012 Service Provider Agreement in substantially the form attached hereto as Exhibit B and hereby made a part hereof (the "2012 Service Provider Agreement Amendment"), and such other supporting documents, if any, as may be necessary to carry out and comply with the provisions of the 2012 Service Provider Agreement Amendment, with such changes, deletions and insertions as shall be approved by the persons executing the 2012 Service Provider Agreement Amendment.

**SECTION 8. Enforceability.** If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

**SECTION 9. Conflict.** This ordinance shall control over any provision of any other ordinance, resolution, motion or order in conflict with this ordinance, to the extent of such conflict.

**SECTION 10. Publication.** This ordinance shall be published by the City Clerk, in special pamphlet form, and made available in her office for public inspection and distribution to members of the public who may wish to avail themselves of a copy of this ordinance.

**SECTION 11. Effective Date.** This ordinance shall take effect 10 days after its passage and publication.

APPROVED

*Stephen R. Poth*

CORPORATION COUNSEL

APPROVED

*Robert Emmet S.P.*

Mayor

12/13/12