



City of Chicago



O2017-7782

Office of the City Clerk

Document Tracking Sheet

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|---------------------------------|---|
| Meeting Date: | 11/8/2017 |
| Sponsor(s): | Emanuel (Mayor) |
| Type: | Ordinance |
| Title: | Scope of services, budget and management agreement for Special Service Area No. 18 |
| Committee(s) Assignment: | Committee on Finance |

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 October 28, 1997, the City Council of the City of Chicago (the "City Council") enacted an ordinance which established an area known and designated as City of Chicago Special Service Area Number 18 (the "Initial Area") and authorized the levy of an annual tax, for the period beginning in tax year 1997 through and including tax year 2003 (the "Initial Levy Period"), not to exceed an annual rate of four tenths of one percent (0.4%) of the equalized assessed value of the taxable property in the Initial Area to provide certain special services in and for the Initial Area in addition to the services provided by and to the City of Chicago generally; and

WHEREAS, the Initial Levy Period has expired; and

WHEREAS, on November 3, 2004, the City Council enacted an ordinance which reestablished a special service area known and designated as City of Chicago Special Service Area Number 18 (the "Second Area") and authorized the levy of an annual tax for the period beginning in 2004 through and including 2013 (the "Second Levy Period"), not to exceed an annual rate of forty-two one-hundredths of one percent (.42%) of the equalized assessed value of the taxable property in the Second Area to provide certain special services in and for the Second Area in addition to the services provided by and to the City of Chicago generally; and

WHEREAS, on November 7, 2007, the City Council enacted an ordinance to expand the boundaries of the Second Area by the addition of a single property (as expanded, the "Third Area"); and

WHEREAS, on December 2, 2009 the City Council enacted an ordinance (the "Establishment Ordinance") which reestablished an area known and designated as City of Chicago Special Service Area Number 18 (the "Area") with reconstituted boundaries, terminated the Second Levy Period, and authorized the levy of an annual tax, for the period beginning in tax year 2009 through and including tax year 2023, not to exceed an annual rate of fifty-five one-hundredths of one percent (0.55%) 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 bounded by the area on Halsted Street from the north side of Belmont Avenue to the south side of Grace Street and on Broadway Avenue from the north side of Grace Street to the south side of Irving Park Road; the north side of Belmont Avenue and both sides of Melrose Street, Aldine Street, Buckingham Street, Roscoe Street, Newport Street, Cornelia Street, Brompton Place, Addison Street, Waveland Avenue, Bradley Place and the south side of Grace Street to the alley on either side of Halsted Street and the north side of Grace Street and both sides of Sheridan Avenue, Dakin Street and the south side of Irving Park Road to the alley on either side of Broadway Street;

and both sides of Clarendon Avenue from Sheridan Avenue to the south side of Irving Park Road; and

WHEREAS, the Special Services authorized in the Establishment Ordinance include, but are not limited to maintenance and beautification activities; the recruitment and promotion of new businesses to the Area and retention and promotion of existing business within the Area; coordinated marketing and promotional activities; strategic planning for the general development of the Area; financing of storefront facade and signage improvements; security programs; and other technical assistance activities to promote commercial and economic development, including, but not limited to, streetscape improvements, strategic transit/parking improvements, including parking management studies; and enhanced local land use oversight and control initiatives, such as monitoring zoning and building code compliance; and

WHEREAS, the Establishment Ordinance provided for the appointment of the Northalsted Special Service Area Commission (the "Commission") to advise the City Council regarding the amount of the Services Tax to be levied and for the purpose of recommending to the City Council: (1) a yearly budget based upon the cost of providing the Special Services; (2) an entity to serve as a service provider (the "Service Provider"); (3) an agreement between the City and the Service Provider for the provision of Special Services to the Area (the "Service Provider Agreement"); and (4) a budget to be included in the agreement between the City and the Service Provider (the "Budget") (the aforementioned items 1 through 4 shall be known collectively herein as the "Recommendations"); and

WHEREAS, the Commission has heretofore prepared and transmitted to the Commissioner of the Department of Planning and Development (the "Commissioner") its Recommendations to the City Council, including the Budget attached hereto as Exhibit A and hereby made a part hereof; 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:

**NORTHALSTED SPECIAL SERVICE AREA COMMISSION
SPECIAL SERVICE AREA BUDGET**

For the fiscal year commencing January 1, 2018 and ending December 31, 2018:

EXPENDITURES

| | |
|--|------------------|
| Service Provider Agreement for the provision of Special Services | \$496,161 |
| TOTAL BUDGET REQUEST | \$496,161 |
| SOURCE OF FUNDING | |
| Tax levy at an annual rate not to exceed of fifty-five one-hundredths of one percent (0.55%) of the equalized assessed value of the taxable property within Special Service Area Number 18 | \$483,494 |
| Carryover funds currently available from prior tax years | \$10,000 |
| 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 | \$2,667 |

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 \$483,494 as the amount of the Services Tax for the tax year 2017.

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 26, 2017, 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 2017 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 (each, an "Authorized Officer"), are each hereby authorized, subject to approval by the Corporation Counsel as to form and legality, to enter into, execute and deliver a Service Provider Agreement as authorized herein with Northalsted Area Merchants Association d/b/a Northalsted Business Alliance, an Illinois not-for-profit corporation, as the Service Provider, for a one-year term in a form acceptable to such Authorized Officer, along with such other supporting documents, if any, as may be necessary to carry out and comply with the provisions of the Service Provider Agreement. The Budget shall be attached to the Service Provider Agreement as an exhibit. Upon the execution of the Service Provider Agreement and the receipt of proper documentation the Authorized Officer and the City Comptroller are each hereby authorized to disburse the sums appropriated in Section 2 above to the Service Provider in consideration for the provision of the Special Services described in the Budget. The Department of Planning and Development shall promptly make a copy of the executed Service

Provider Agreement readily available for public inspection.

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.

EXHIBIT A

Budget

Exhibit A Budget

Special Service Area # 18

Service Provider Agency: Northalsted Area Merchants Association d/b/a: Northalsted Business Alliance

2018 BUDGET SUMMARY

Budget and Services Period: January 1, 2018 through December 31, 2018

| CATEGORY | 2017 Levy | | Carry Over | TIF Rebate Fund #147 | Estimated Late Collections and Interest | Total All Sources 2018 Budget |
|---------------------------------------|-------------------|---------------------------|-----------------|----------------------|---|-------------------------------|
| | Collectable Levy | Estimated Loss Collection | | | | |
| 1.00 Customer Attraction | \$142,600 | \$2,667 | \$2,000 | \$0 | \$2,667 | \$149,934 |
| 2.00 Public Way Aesthetics | \$223,750 | \$0 | \$6,000 | \$0 | \$0 | \$229,750 |
| 3.00 Sustainability and Public Places | \$1,000 | \$0 | \$1,000 | \$0 | \$0 | \$2,000 |
| 4.00 Economic/ Business Development | \$9,987 | \$0 | \$500 | \$0 | \$0 | \$10,487 |
| 5.00 Safety Programs | \$10,250 | \$0 | \$500 | \$0 | \$0 | \$10,750 |
| 6.00 SSA Management | \$33,240 | \$0 | \$0 | \$0 | \$0 | \$33,240 |
| 7.00 Personnel | \$60,000 | \$0 | | \$0 | \$0 | \$60,000 |
| | Sub-total | \$480,827 | | | | |
| GRAND TOTALS | Levy Total | \$483,494 | \$10,000 | \$0 | \$2,667 | \$496,161 |

LEVY ANALYSIS

| | |
|---|--------------|
| Estimated 2017 EAV: | \$92,198,359 |
| Authorized Tax Rate Cap: | 0.550% |
| Maximum Potential Levy limited by Rate Cap: | \$507,091 |
| Requested 2017 Levy Amount: | \$483,494 |
| Estimated Tax Rate to Generate 2017 Levy: | 0.524% |



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OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

November 8, 2017

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

Ladies and Gentlemen:

At the request of the Commissioner of Planning and 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,

A handwritten signature in cursive script that reads "Rahm Emanuel".

Mayor

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CHICAGO November 21, 2017

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 2018 budget, and the approval of the Service Provider Agreement for Special Service Area Number 18.

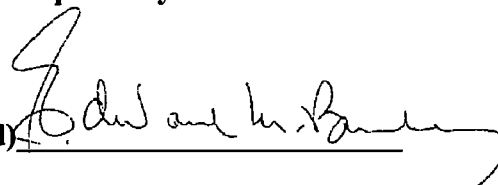
O2017-7782

Amount to be levied: \$483,494

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

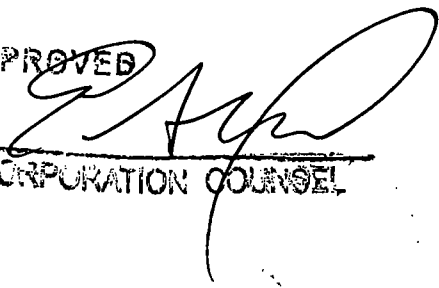
This recommendation was concurred in by _____ (a viva voce vote of members of the committee with _____ dissenting vote(s).

Respectfully submitted

(signed) 

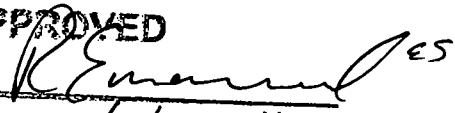
Chairman

APPROVED



CORPORATION COUNSEL

APPROVED



12/8/17 Mayor