



# City of Chicago



O2017-7076

Office of the City Clerk

## Document Tracking Sheet

<b>Meeting Date:</b>	10/11/2017
<b>Sponsor(s):</b>	Emanuel (Mayor)
<b>Type:</b>	Ordinance
<b>Title:</b>	Scope of services, budget and management agreement for Special Service Area No. 69
<b>Committee(s) Assignment:</b>	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 December 10, 2014, 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 69 (the "Area") and authorized the levy of an annual tax, for the period beginning in 2014 through and including 2023, not to exceed an annual rate of two percent (2%) 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 consisting approximately of South Ashland Avenue bounded north to West 80th Street, south to West 96th Street; east to the alley adjacent to Ashland Avenue, and west to the alley immediately adjacent to Ashland Avenue including the rail road track extending east to Racine Avenue; and

**WHEREAS**, the Special Services authorized in the Establishment Ordinance include, but are not limited to: customer attraction, public way aesthetics, sustainability and public place enhancements, economic/business development, safety programs, and other activities to promote commercial and economic development; and

**WHEREAS**, the Establishment Ordinance provided for the appointment of the 95<sup>th</sup> & Ashland 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 been duly appointed and qualified and 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:

**95<sup>TH</sup> & ASHLAND 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	\$500,501
TOTAL BUDGET REQUEST	\$500,501
SOURCE OF FUNDING	
Tax levy at an annual rate not to exceed Two percent (2%) of the equalized assessed value, of the taxable property within Special Service Area Number 69	\$446,954
Carryover funds currently available from prior tax years	\$5,000
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.	\$48,547

**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 \$446,954 as the amount of the Services Tax for the tax year 2017.

**SECTION 4. Filing.** The City Clerk of the City (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 of Chicago, 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 Greater Auburn-Gresham Development Corporation, 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 # 69**

Service Provider Agency: Greater Auburn Gresham Development Corporation

**2018 BUDGET SUMMARY**

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

**2017 Levy**

CATEGORY	Collectable Levy	Estimated Loss Collection	Carry Over	TIF Rebate Fund #D16	Estimated Late Collections and Interest	Total All Sources 2018 Budget
1.00 Customer Attraction	\$52,925	\$16,285	\$0	\$0	\$13,490	\$82,700
2.00 Public Way Aesthetics	\$122,738	\$32,262	\$0	\$0	\$15,000	\$170,000
3.00 Sustainability and Public Places	\$0	\$0	\$0	\$0	\$0	\$0
4.00 Economic/Business Development	\$27,000	\$0	\$0	\$0	\$15,057	\$42,057
5.00 Safety Programs	\$65,000	\$0	\$5,000	\$0	\$5,000	\$75,000
6.00 SSA Management	\$50,559	\$0	\$0	\$0	\$0	\$50,559
7.00 Personnel	\$80,185	\$0	\$0	\$0	\$0	\$80,185
Sub-total	\$398,407	\$48,547				
<b>GRAND TOTALS</b>	<b>Levy Total</b>	<b>\$446,954</b>	<b>\$5,000</b>	<b>\$0</b>	<b>\$48,547</b>	<b>\$500,501</b>

**LEVY ANALYSIS**

Estimated 2017 EAV:	\$31,644,383
Authorized Tax Rate Cap:	2.000%
Maximum Potential Levy limited by Rate Cap:	\$632,888
Requested 2017 Levy Amount:	\$446,954
Estimated Tax Rate to Generate 2017 Levy:	1.41%

**LEVY CHANGE FROM PREVIOUS YEAR**

2016 Levy Total	\$434,436
2017 Levy Total	\$446,954
Percentage Change	2.88%
Community meeting required if levy amount increases greater than 5% from previous levy.	

**CARRYOVER ANALYSIS**

2018 Carryover	\$ 5,000
2017 Bdgt Total	\$ 439,436
% 2017 Budget	1.138%

**LOSS COLLECTION CALCULATION**

EXPLANATION REQUIRED IF AMOUNT VARIES FROM 2015 ACTUAL	FROM
Actual amount of 2016 Loss Collection (Levy not collected in 2016)	Amount Proposed for 2018
	\$48,547
This figure will be provided by DPD and entered by Service Provider	

**LATE COLLECTIONS AND INTEREST CALCULATION  
(includes refunds to County)**

EXPLANATION REQUIRED IF AMOUNT VARIES FROM 2015 ACTUAL	FROM
Actual amount of Late Collections less Refunds received in 2016	Amount Proposed for 2018
	\$48,547
This figure will be provided by DPD and entered by Service Provider	

**2018 BUDGET & SERVICES - SIGNATURE PAGE**

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

The 2018 Budget & Services were approved by the SSA Commission

SSA Chairperson Signature

Printed Name

Date



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OFFICE OF THE MAYOR  
CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

October 11, 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

SSA #69

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CHICAGO November 8, 2017

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

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

An 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 69.

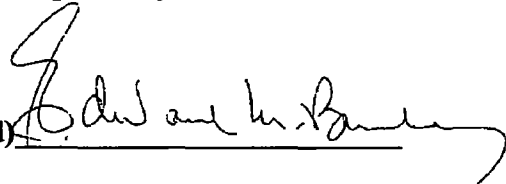
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Amount to be levied: \$446,954


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

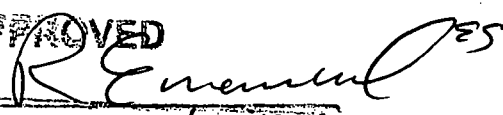
**This recommendation was concurred in by \_\_\_\_\_ (a viva voce vote of members of the committee with \_\_\_\_\_ dissenting vote(s)).**

**Respectfully submitted**

(signed) 

**Chairman**

APPROVED  
  
CORPORATION COUNSEL

APPROVED  
  
11/15/17 Mayor