



Office of the City Clerk

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Legislation Details (With Text)

File #: O2011-6987
Type: Ordinance **Status:** Passed
File created: 7/27/2011 **In control:** City Council
Final action: 7/28/2011
Title: Correction of City Council Journal of Proceedings of November 3, 2010
Sponsors: Mendoza, Susana A.
Indexes:
Attachments: 1. O2011-6987.pdf

Date	Ver.	Action By	Action	Result
7/28/2011	1	City Council	Passed	Pass
7/27/2011	1	Committee on Committees, Rules and Ethics	Recommended to Pass	

CORRECTION OF NOVEMBER 3, 2010 CITY COUNCIL JOURNAL OF PROCEEDINGS.

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

SECTION 1. That the ordinance authorizing the imposition of a tax levy, approval of a 2011 budget and execution of a service provider agreement for Special Service Number 33 (02010-5453) passed by the City Council of the City of Chicago on November 3, 2010 and printed on pages 103810 through 103735 of the Journal of the Proceedings of the City Council of the City of Chicago is hereby corrected by deleting the tax rate: "(0.307%)" appearing on the fourth printed line from the bottom of page 103734 and inserting in lieu thereof the tax rate: "(0.304%)".

SECTION 2. This ordinance shall take effect after its passage.

SUSANA A. MENDOZA

City Clerk

Chicago, July 28, 2011

To the President and Members of the City Council:

Your Committee on Committees, Rules and Ethics, having under consideration an Ordinance introduced directly to committee on July 28, 2011, introduced by Clerk Mendoza correcting page 103734 of the November 3, 2010 Journal of Proceedings by deleting the tax rate : (0.307%) appearing on the fourth printed line from the bottom of page 103734 and inserting in lieu thereof the tax rate: "(0.304%)".

having had the same under advisement, begs leave to recommend that Your Honorable Body pass the Ordinance which is transmitted herewith.

This recommendation was concurred in by a viva voce vote of the members of the committee on July 28, 2011.

■Respectfully submitted,

Alderman Richard F. Mell Chairman,
Committee on Committees, Rules and Ethics

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IMPOSITION OF TAX LEVY, APPROVAL OF 2011 BUDGET AND EXECUTION OF SERVICE PROVIDER AGREEMENT FOR SPECIAL SERVICE AREA NO_33^ ^^

n020ro5453T

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 2011 budget and the approval of a service provider agreement for Special Service Area Number 33, amount to be levied: \$1,133,498, 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 the members of the Committee.

On motion of Alderman Burke, the said proposed ordinance transmitted with the foregoing committee report was Passed by yeas and nays as follows:

Yeas - Alderman Moreno, Fioretti, Dowell, Preckwinkle, Hairston, Lyie, Jackson, Harris, Pope, Balcer, Cardenas, Olivo, Burke, Foulkes, Thompson, Thomas, Lane, Rugaj, Cochran, Brookins, Munoz, Zaiewski, Dixon, Solis, Maldonado, Burnett/E. Smith, Graham, Reboyras, Suarez, Waguespack, Mell, Austin, Colon, Mitts, Allen, Laurino, O'Connor, Reilly, Daley, Tunney, Levar, Shiller, Schuller, M. Smith, Moore, Stone - 47.
Nays - None.

Alderman Pope moved to reconsider the foregoing vote. The motion was lost. The following is said ordinance as passed:

WHEREAS, Special service areas may be established pursuant to Article VII, Sections 6(1) and 7(6) of the Constitution of the State of Illinois, and pursuant to the provisions of the

The Committee on Finance submitted the following report:

CHICAGO, November 3, 2010.

Respectfully submitted,

(Signed) EDWARD M. BURKE,
Chairman.

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REPORTS OF COMMITTEES

103733

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 7, 2005, 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 33 (the "Area") and authorized the levy of an annual tax, for the period beginning in tax year 2005 through and including tax year 2014, not to exceed an annual rate of three hundred four thousandths of a percent (0.304%) 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 (the "City") generally (the "Special Services"); and

WHEREAS, The Establishment Ordinance established the Area as the territory approximately consisting of North Ashland Avenue, from West Division Street to the Kennedy Expressway; North Damen Avenue, from West Schiller Street to the Kennedy Expressway; North Western Avenue, from West Division Street to West Fullerton Avenue; West Division Street, from North Western Avenue to the Kennedy Expressway; and West North Avenue, from North Western Avenue to North Noble Street; and

WHEREAS, The Special Services authorized in the Establishment Ordinance include but are not limited to maintenance and beautification activities, coordinated marketing and promotional activities, parking and transit programs, area strategic planning, business retention/recruitment initiatives, 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 Wicker Park & Bucktown 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 Community 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 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 Acting Commissioner of the Department of Community 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, 2011, and has advised the Mayor and the City Council concerning the Services Tax for the tax year 2010 for the purpose of providing funds necessary to provide the Special Services and has

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recommended to the Department Community-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 expenditure of the Services Tax for the provision of the Special Services for the fiscal year commencing January 1, 2011, 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:

Wicker Park Chamber Of Commerce Special Service Area Commission

Special Service Area Budget.

For the fiscal year beginning January 1, 2011 and ending December 31, 2011.

Expenditures

Service Provider Agreement for the provision of Special Services

\$1,153,998

TOTAL BUDGET REQUEST:

\$1,153,998

Source Of Funding

Tax levy at an annual rate not to exceed an annual rate of three hundred four thousandths of a percent - (0.307%) of the equalized assessed value of taxable property within Special Service Area Number 33

\$1,133,498

Carryover funds from previous tax years

\$ 20,500

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103735

SECTION 3. Levy Of taxes. There is hereby levied pursuant to the provisions of Article VII, Sections 6(a) and 6 (1)(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 One Million One Hundred Thirty-three Thousand Four Hundred Ninety-eight Dollars (\$1,133,498) as the amount of the Services Tax for the tax year 2010.

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 28, 2010, 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 2010 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 Wicker Park and Bucktown Chamber of Commerce, 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, by preparing at least one hundred (100) copies thereof, which copies are to be made available in his 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" referred to in ordinance reads as follows: