



Office of the City Clerk

City Hall
121 N. LaSalle St.
Room 107
Chicago, IL 60602
www.chicityclerk.com

Legislation Details (With Text)

File #: O2019-1404

Type: Ordinance **Status:** Passed

File created: 3/13/2019 **In control:** City Council

Final action: 4/10/2019

Title: Fourth Amendment to 95th and Western Tax Increment Financing District (TIF) Plan regarding estimated dates of completion and retirement of debt obligation

Sponsors: Emanuel, Rahm

Indexes: Amendment

Attachments: 1. O2019-1404.pdf, 2. O2019-1404 (V1).pdf

Date	Ver.	Action By	Action	Result
4/12/2019	1	Office of the Mayor	Signed by Mayor	
4/10/2019	1	City Council	Passed	Pass
4/8/2019	1	Committee on Finance	Recommended to Pass	
3/13/2019	1	City Council	Referred	

S:\SHARED\Finance\TIF Amendments\95th and Western Amendment\Amendment No. 4 ord 1.doc

ORDINANCE

WHEREAS, pursuant to ordinances adopted on July 13,1995, and published in the Journal of Proceedings of the City Council of the City of Chicago (the "Journal") for such date at pages 3914 to 3988, and under the provisions of the Tax Increment Allocation Redevelopment Act, 65 ILCS 5/11-74.4.1 et seq., as amended (the "Act"), the City Council (the "Corporate Authorities") of the City of Chicago (the "City"): (i) approved a redevelopment plan and project (the "Original Plan") for a portion of the City known as the "95th and Western Avenue Redevelopment Project Area" (the "Area") (the "Original Plan Ordinance"); (ii) designated the Area as a "redevelopment project area" within the requirements of the Act (the "Designation Ordinance"); and (iii) adopted tax increment financing for the Area (the "TIF Adoption Ordinance" and together with the Original Plan Ordinance and the Designation Ordinance, referred to herein collectively as the "TIF Ordinances"); and

WHEREAS, the Corporate Authorities amended the Original Plan Ordinance pursuant to ordinances adopted on March 19,1997, and published in the Journal for such date at pages 42053 to 42107 ("Amendment No. 1"); on February 6, 2008, and published in the Journal for such date at pages 20018 to 20026 ("Amendment No. 2"); and on July 30, 2014, and published in the Journal for such date at pages 84893 to 84896 ("Amendment No. 3," and together with the Original Plan and Amendments Nos. 1 and 2, the "Plan"); and

WHEREAS, the Plan established the estimated dates of completion of the redevelopment project described in the Plan and of the retirement of obligations issued to finance redevelopment project costs to be December 31,2019, in accordance with the provisions of Section 11-74.4-3(n)(3) of the Act in effect on the date of adoption of Amendment No. 3; and

WHEREAS, Public Act 100-1164 (the "Amendatory Act"), which became effective December 27,2018, amended the Act, among other things, to change the dates set forth in Section 11-74.4-3(n)(3) of the Act by which redevelopment projects in the Area must be completed and obligations issued to finance redevelopment

project costs must be retired to be no later than December 31 of the year in which the payment to a municipal treasurer as provided in Section 11-74.4-8(b) of the Act is to be made with respect to ad valorem taxes levied in the thirty-fifth calendar year after the year in which the ordinance approving a redevelopment project area is adopted; and

WHEREAS, the Corporate Authorities desire further to amend and supplement the Plan to conform to Section 11-74.4-3.5(c) of the Act, as amended by the Amendatory Act, in accordance with the procedures set forth in amended Section 11-74.4-3(n)(3),

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Recitals. The above recitals are incorporated herein and made a part hereof.

SECTION 2. Approval of Amendment Number 4 to the Plan.. "Amendment No. 4 to the 95th and Western Avenue Redevelopment Plan and Project"(the "Amendment No. 4"), a copy of which is attached hereto as Exhibit A, is hereby approved.

SECTION 3. Finding. The Corporate Authorities hereby find that the estimated dates of completion of the redevelopment project described in Amendment No. 4 and of the retirement of

1

obligations issued to finance redevelopment project costs set forth in Amendment No. 4, conform to the provisions of Section 11-74.4-3(n)(3) of the Act, as amended by the Amendatory Act.

SECTION 4. Invalidity of Any Section. If any provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such provision shall not affect any of the remaining provisions of this ordinance.

SECTION 5. Supersedes All ordinances (including, without limitation, the TIF Ordinances), resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflicts.

SECTION 6. Effective Date. This ordinance shall be in full force and effect immediately upon its passage and approval.

2

OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

March 13, 2019

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 amending various TIF districts.

Your favorable consideration of these ordinances will be appreciated.

Mayor

Very truly yours,

CHICAGO April 10.2019

To the President and Members of the City Council:

Your Committee on Finance having had under consideration a proposed ordinance concerning the authority to approve Amendment Number 4 to the 95th and Western Avenue Redevelopment Project and Plan.

02019-1404

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)T**

Respectfully submitted

Chairman

Approved Approved

Corporation Counsel Mayor

DATED: