Legislation Details (With Text)

File #:	O2017-7037		
Type:	Ordinance	**Status:**	Passed
File created:	10/11/2017	**In control:**	City Council
		Final action:	11/8/2017
Title:	Scope of services, budget and management agreement for Special Service Area No. 26, Broadway Commercial District (Year 2018)		
Sponsors:	Emanuel, Rahm		
Indexes:	S.S.A. No. 26 (Edgewater)		
Attachments:	1. O2017-7037 (V1).pdf, 2. O2017-7037.pdf		

Date	Ver.	Action By	Action	Result
11/15/2017	1	City Council	Signed by Mayor	
11/11/2017	1	City Council	Published in Special Pamphlet	
11/8/2017	1	City Council	Passed	Pass
11/6/2017	1	Committee on Finance	Recommended to Pass	
10/11/2017	1	City Council	Referred	

ORDINANCE

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 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 17, 2003, 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 26 (the "Original Area") and authorized the levy of an annual tax for the period beginning in tax year 2003 through and including tax year 2012, (the "Original Services Tax") not to exceed an annual rate of 0.475% of the equalized assessed value of the taxable property therein to provide certain special services in and for the Original Area in addition to the services provided by and to the City of Chicago (the "City") generally; and

WHEREAS, on November 15, 2012, the City Council enacted an ordinance (the "Establishment Ordinance") which enlarged the boundaries of the Original Area known and designated as City of Chicago Special Service Area Number 26 (the "Area") and extended the number of years of the authorization of the levy of the Original Services Tax for a period beginning in 2012 and including tax year 2026, and increased the maximum annual rate of the Original Services Tax to 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, certain funds in Fund 937 ("Fund 937") in the amount of $13,126 are available for use in connection with the Area; and

WHEREAS, the Establishment Ordinance established the Area as that territory consisting approximately of the area fronting Broadway Street from the north side of Foster Avenue to the south side of Devon Avenue; south side of Devon Avenue from Broadway Street to Magnolia Avenue; both sides of Devon Avenue from the west side of Magnolia

Avenue to the west side of Glenwood Avenue; both sides of Granville Avenue from Broadway Street to the west side of Kenmore Avenue; both sides of Thorndale Avenue from Broadway Street to the west side of Winthrop Avenue; Bryn Mawr Avenue from Broadway Street to the west side of Kenmore Avenue; Ridge Avenue from Broadway Street to the east side of Magnolia Avenue; Berwyn Avenue from Broadway Street to the west side of Winthrop Avenue; and

WHEREAS, the Special Services authorized in the Establishment Ordinance 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); and

WHEREAS, the Establishment Ordinance provided for the appointment of the Edgewater Commercial District Special Service Area Number 26 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:

EDGEWATER COMMERCIAL DISTRICT SPECIAL SERVICE AREA NUMBER 26 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

TOTAL BUDGET REQUEST

SOURCE OF FUNDING
Tax levy at an annual rate
not to exceed 0.55% of the equalized
assessed value, of the taxable property

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within Special Service Area Number 26

Fund 937

Carryover funds currently available from prior tax years

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

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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 $454,145 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 East Edgewater Chamber of Commerce, Inc., d/b/a Edgewater Chamber of Commerce, 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.

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EXHIBIT A

Budget

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Exhib A Budg

Special Service Area # 26

Service Provider Agency: East Edgewater Edgewater Chamber of Commerce dba Edgewater Chamber of Commerce

2018 BUDGET SUMMARY

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

CATEGORY	2017 Levy Collectable Levy	Estimated Loss Collection	Carry Over	TIF Rebate Fund #937	Estimated Late Collections and Interest	Total All Sources 2018 Budget
1.00 Customer niu U^/Livil	$91,000	$8,539	$10,000	$13,126	$0	$122,665
2.00 Public Way Aesthetics	$245,975	$0	$40,000	$0	$8,539	$294,514
3.00 Sustainability and Public Places	$100	$0	$0	$0	$0	$100
4.00 Economic/ Business Development	$5,000	$0	$0	$0	$0	$5,000
5.00 Safety Programs	$0	$0	$0	$0	$0	$0
6.00 SSA Management	$22,430	$0	$0	$0	$0	$22,430
7.00 Personnel	$81,101	$0		$0	$0	$81,101
Sub-total	$445,606	$8,539				
GRAND TOTALS Levy Total	$454,145		$50,000	$13,126	$8,539	$525,810

LEVY ANALYSIS

Estimated 2017 EAV: $108,749,499

Authorized Tax Rate Cap: 0.550%

Maximum Potential Levy lim $598,122
Rate Cap:

Requested 2017 Levy Amo **$454,145**

Estimated Tax Rate to Gen **0.42%**
Levy: :

OFFICE OF THE MAYOR

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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,

Mayor

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 26.

02017-7037 Amount to be levied: $454,145

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

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This recommendation was concurred in by (awiva voce vote")
of members of the committee with dissenting vote(s):

Respectfully submitted
(signed
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Chairman

x

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