



# Office of the City Clerk

City Hall  
121 N. LaSalle St.  
Room 107  
Chicago, IL 60602  
[www.chicityclerk.com](http://www.chicityclerk.com)

## Legislation Text

**File #:** O2017-7041, **Version:** 1

### 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 7, 2005, the City Council of the City of Chicago (the "City Council") enacted an ordinance (the "Original Ordinance") which established an area known and designated as City of Chicago Special Service Area Number 32 (the "Area") and authorized the levy of an annual tax, for the period beginning in tax year 2005 through and including tax year 2014 (the "Original Period"), not to exceed an annual rate of two percent (2.0%) 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 "Original Special Services"); and

WHEREAS, on December 11, 2013, the City Council enacted an ordinance (the "Levy Extension Ordinance") which (i) authorized certain special services in the Area distinct from the Original Special Services (the "Special Services"), and (ii) authorized the extension of the Original Period and of the levy of the Services Tax for the provision of the Special Services in the Area in addition to services provided generally by the City for a period beginning 2013 through and including tax year 2022; and

WHEREAS, the Original Ordinance and the Levy Extension Ordinance are herein collectively referred to as the "Establishment Ordinance"; and

WHEREAS, certain funds in Fund A07 ("Fund A07") in the amount of \$20,927 are available for use in connection with the Area; and

WHEREAS, the Establishment Ordinance established the Area consisting of 79th Street from the Dan Ryan Expressway to Marshfield Avenue; Perry Avenue from 79th Street to 77th Street; Wentworth Avenue from 77th Street to 76th Street; 76th Street from Wentworth Avenue to Vincennes Avenue; Vincennes Avenue from 76th Street to 79th Street; Emerald Avenue from 79th Street to 80th Street; Halsted Street from 78th Street to 80th Street; Racine Avenue from 79th Street to 80th Street; and Ashland Avenue from 78th Street to 80th Street; 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

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"management studies, and enhanced land use oversight and control initiatives).

WHEREAS, the Establishment Ordinance provided for the appointment of the Auburn Gresham 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:

**AUBURN GRESHAM SPECIAL SERVICE AREA COMMISSION SPECIAL  
SERVICE AREA BUDGET**

For the fiscal year beginning January 1, 2018 and ending December 31, 2018.

**EXPENDITURES**

Service Provider Agreement for the provision  
of Special  
Services \$490,835

**TOTAL BUDGET REQUEST \$490,835**

**SOURCE OF FUNDING**

Tax levy not to exceed an annual rate of

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two and zero hundredths percent (2.00%) of the equalized assessed value, of taxable property within Special Service Area Number 32

Fund A07

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

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 \$412,539 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, 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

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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

**Special Service Area #**

Service Provider Agency dealer 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	Carry Over	TIF Rebate	Estimated Late Collections at 2016 Budget Interest	Total All Sources
		\$11,350		Fund «A07	\$19,809	
1.00 Customer Attraction	\$91,000		\$11,500	\$10,707		\$144,366
2.00 Public Way Aesthetics	\$104,000	\$14,550	\$0	\$0	\$21,321	\$139,871
3.00 Sustainability and Public Places	\$0	\$0	\$0	\$0	\$0	\$0
4.00 Economic/ Business Development	\$13,000	\$2,000	\$0	\$4,000	\$4,739	\$23,739
5.00 Safety Programs	\$35,000	\$17,969	\$0	\$6,220	\$0	\$59,189
6.00 SSA Management	\$53,230	\$0	\$0	\$0	\$0	\$53,230
7.00 Personnel	\$70,440	\$0		\$0	\$0	\$70,440
Sub-total	\$366,670	\$45,869				
GRAND , TOTALS   Levy Total	\$412,539		\$11,500	\$20,927	\$45,869	\$490,835

LEVY ANALYSIS

Estimated 2017 EAV \$23,135,620

Authorized Tax Rate Cap 2000%

Maximum Potential Levy Rate Cap \$462.712

Requested 2017 Levy Amount \$412,539

Estimated Tax Rate to Get 2017 Levy 1.78%

LEVY CHANGE FROM PREVIOUS YEAR

2016 Levy Total

2017 Levy Total \$412,539

Percentage Change 1.54%

Community meeting required if levy amount increases

CARRYOVER ANALYSIS

2018 Carryover \$11,500

2017 Budget Total \$47,943

% 2017 Budget 2099%

LOSS COLLECTION CALCULATION

Actual amount of Late Collections less Refunds received in 2016

Actual amount of 2016 Loss Collection (Levy not collected in 2016)

LATE COLLECTIONS AND INTEREST CALCULATION (includes refunds to County)

Amount Proposed for 2018 \$45,869

2018 BUDGET ft 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

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,

55 k & J 2^

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 32.

02017-7041

Amount to be levied: \$412,539

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** **(atova voce vote^)**  
**of members of the committee with** **dissenting vote(s)**<sup>7</sup>  
**(signed'**

**Respectfully submitted**

**Chairman**