



Office of the City Clerk

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

Legislation Text

File #: O2017-7780, 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 September 14, 1988, 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 8 and authorized the levy of an annual tax not to exceed an annual rate of forty-one hundredths of one percent (.41%) of the equalized assessed value of the taxable property therein to provide certain special services in and for the Area for a period of 5 years (the "Initial Levy Period") in addition to the services provided by and to the City of Chicago (the "City") generally; and

WHEREAS, the Initial Levy Period expired; and

WHEREAS, on November 17, 1993, the City Council enacted an ordinance which again established a special service area known and designated as City of Chicago Special Service Area Number 8 to provide special services in the area in addition to services provided generally by the City and authorizing a levy of an annual tax not to exceed forty-one hundredths of one percent (.41 %) of the equalized assessed value of all property within the area to provide such services for an additional period of 10 years (the "Second Levy Period"); and

WHEREAS, the Second Levy Period has expired; and

WHEREAS, on December 17, 2003, the City Council enacted an ordinance which again established a special service area known and designated as City of Chicago Special Service Area Number 8 (the "Third Area") to provide special services in the Third Area in addition to services provided generally by the City and authorizing a levy of an annual tax not to exceed the sum of forty-one hundredths of one percent (.41 %) of the equalized assessed value of the taxable property within the area to provide such services for an additional period of 10 years (the "Third Services Tax"); and

WHEREAS, on November 16, 2011 the City Council enacted an ordinance (the "Establishment Ordinance") which reestablished an area known and designated as City of Chicago Special Service Area Number 8 (the "Area") with reconstituted boundaries, terminated the authorization to levy the Third Services Tax, and authorized the levy of an annual tax, for the period beginning in tax year 2011 through and including tax year 2025, not to exceed an annual rate of forty-one hundredths of one percent (.41 %) 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 the area Broadway Street from Diversey Parkway to Grace Street; on Clark Street, from Diversey Parkway to Fletcher on the westside and Belmont Avenue on the eastside; on Halsted Street, from Diversey Parkway to Belmont Avenue; on Belmont Avenue, from Halsted Street to Orchard on the southside of the street and Broadway on the northside of the street; on the northside of Diversey Parkway, from Halsted Street to one parcel west of Sheridan Road; and

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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, coordination of 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 Lakeview East 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:

LAKEVIEW EAST 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

TOTAL BUDGET REQUEST

SOURCE OF FUNDING

Tax levy at an annual rate not to exceed
forty-one hundredths of one percent (.41%)

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of the equalized assessed value, of the taxable property within Special Service Area Number 8

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 \$919,179 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 Lake View East 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.

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This ordinance shall take effect upon publication.

shall take effect 10 days after its passage • SECTION 9.

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EXHIBIT A

Budget

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Exhib
Special Service Area #

A

Budg
8

Service Provider Agency: Lakeview East Chamber of Commerce

2018 BUDGET SUMMARY

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

| CATEGORY | 2017 Levy | | Carry Over | TIF Rebate | Estimated Total Collections and Interest 2018 Budget | All Sources |
|---------------------------------------|-------------------|---------------------------|-----------------|------------|--|------------------|
| | Collectable Levy | Estimated Loss Collection | | | | |
| 1.00 Customer #iiu avuui ■ | \$222,057 | \$7,000 | \$5,000 | \$0 | \$4,000 | \$238,057 |
| 2.00 Public Way Aesthetics | \$330,177 | \$5,000 | \$10,000 | \$0 | \$10,000 | \$355,177 |
| 3.00 Sustainability and Public Places | \$29,700 | \$0 | \$0 | \$0 | \$0 | \$29,700 |
| 4.00 Economic/ Business Development | \$12,200 | \$8,000 | \$0 | \$0 | \$0 | \$20,200 |
| 5.00 Safety Programs | \$42,500 | \$5,000 | \$5,000 | \$0 | \$4,000 | \$56,500 |
| 6.00 SSA Management | \$76,700 | \$0 | \$0 | \$0 | \$0 | \$76,700 |
| 7.00 Personnel | \$180,845 | \$0 | \$0 | \$0 | \$0 | \$180,845 |
| | Sub-total | \$894,179 | \$25,000 | | | |
| GRAND TOTALS | Levy Total | \$919,179 | \$20,000 | \$0 | \$18,000 | \$957,179 |

LEVY ANALYSIS

Estimated 2017 EAV: \$224,190,092
 Authorized Tax Rate Cap: 0.410%
 Maximum Potential Levy lin \$919,179
 Rate Cap.
 Requested 2017 Levy Amo \$919,179
 Estimated Tax Rate to Gen 0.41%
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OFFICE OF THE MAYOR

CITY OF CHICAGO

RAHM EMANUEL MAYOR

November 8, 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.

Mayor

Very truly yours,

CHICAGO November 21. 2017

To the President and Members of the City Council:

Your Committee on Finance having had under consideration

A proposed 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 8.

02017-7780

Amount to be levied: \$919,179

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
of members of the committee with**

dissenting vote(s)7

(a(wva voce vote^)

Respectfully submitted

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(signed'

/

Chairman