City of Chicago

O2017-7035

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	10/11/2017
Sponsor(s):	Emanuel (Mayor)
Type:	Ordinance
Title:	Scope of services, budget and management agreement for Special Service Area No. 22
Committee(s) Assignment:	Committee on Finance

ORDINANCE

WHEREAS, special service areas may be established pursuant to Article VII, Sections 6(l) 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 November 13, 2002, 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 22 (the "Original Area") and authorized the levy of an annual tax, for the period beginning in 2002 through and including 2011 (the "Original Services Tax"), not to exceed an annual rate of four hundred seventy-five one-thousandths of one percent (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 "Enlargement Ordinance") which (i) enlarged the boundaries of the Original Area (such enlarged Original Area is referred to herein as the "Area"), (ii) increased the maximum rate of the Original Services Tax from an annual rate of four hundred seventy-five one-thousandths of one percent (0.475%) to five tenths of one percent (0.5%) of the equalized assessed value of the taxable property within the Area (the "Services Tax"), and (iii) extended the number of years of the authorization of the levy of the Services Tax for a period beginning in 2012 through and including tax year 2026 in order to provide the Special Services (as hereinafter defined) in and for the Area in addition to the services provided by and to the City generally; and

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

WHEREAS, certain funds in Fund 338 ("Fund 338") in the amount of $11,000 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 Clark Street from the south side of Victoria Street to the north side of Ainslie Street, the south side of Balmoral Street from Clark Street to the east side of Ashland 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) (collectively, the "Special Services"); and

WHEREAS, the Establishment Ordinance provided for the appointment of the Andersonville Street 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:

ANDERSONVILLE STREET 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	$272,949
TOTAL BUDGET REQUEST	$272,949
SOURCE OF FUNDING Tax levy at an annual rate not to exceed 0.5 percent of the equalized assessed value, of the taxable property within Special Service Area Number 22	$213,700
Fund 338	$11,000
Carryover funds currently available from prior tax years	$45,000

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 $3,249

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 $213,700 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 Andersonville 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.

EXHIBIT A
Budget

Exhibit A
Budget

Special Service Area #	22
Service Provider Agency	Andersonville Chamber of Commerce

2018 BUDGET SUMMARY

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

CATEGORY		2017 Levy: Collectable Levy	2017 Levy: Estimated Loss Collection	Carry Over	TIF Rebate Fund #338	Estimated Late Collections and Interest	Total All Sources 2018 Budget
1.00 Customer Attraction		$17,750	$0	$22,000	$0	$0	$39,750
2.00 Public Way Aesthetics		$100,250	$3,250	$15,000	$10,000	$3,249	$131,749
3.00 Sustainability and Public Places		$10,500	$0	$6,500	$1,000	$0	$18,000
4.00 Economic/ Business Development		$18,500	$0	$0	$0	$0	$18,500
5.00 Safety Programs		$0	$0	$1,500	$0	$0	$1,500
6.00 SSA Management		$19,450	$0	$0	$0	$0	$19,450
7.00 Personnel		$44,000	$0	[redacted]	$0	$0	$44,000
	Sub-total	$210,450	$3,250	[redacted]	[redacted]	[redacted]	[redacted]
GRAND TOTALS	Levy Total	$213,700		$45,000	$11,000	$3,249	$272,949

LEVY ANALYSIS	
Estimated 2017 EAV	$45,961,549
Authorized Tax Rate Cap	0 500%
Maximum Potential Levy limited by Rate Cap	$229,808
Requested 2017 Levy Amount	$213,700
Estimated Tax Rate to Generate 2017 Levy	0 46%

LEVY CHANGE FROM PREVIOUS YEAR	
2016 Levy Total	$208,643
2017 Levy Total	$213,700
Percentage Change	3.42%
Community meeting required if levy amount increases greater than 5% from previous levy	

CARRYOVER ANALYSIS	
2018 Carryover	$ 45,000
2017 Bdgt Total	$ 262,109
% 2017 Budget	17 168%

LOSS COLLECTION CALCULATION			EXPLANATION REQUIRED IF AMOUNT VARIES FROM 2016 ACTUAL
Actual amount of 2016 Loss Collection (Levy not collected in 2016)		Amount Proposed for 2018	
$3,249	2%	$3,249	
This figure will be provided by DPD and entered by Service Provider			

LATE COLLECTIONS AND INTEREST CALCULATION (includes refunds to County)			EXPLANATION REQUIRED IF AMOUNT VARIES FROM 2016 ACTUAL
Actual amount of Late Collections less Refunds received in 2016		Amount Proposed for 2018	
$3,249	1 52%	$3,249	
This figure will be provided by DPD and entered by Service Provider			

2018 BUDGET & 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

This tab consists of 3 printed pages. When submitting a signed version, please email a PDF pages 1 and 3 only

FIN

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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,

Rahm Emanuel

Mayor

SSA # 22

27E

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 22.

O2017-7035

Amount to be levied: $213,700

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).**

Respectfully submitted

(signed) _____

Chairman

APPROVED

CORPORATION COUNSEL

APPROVED

11/19/17 Mayor