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OFFICE OF THE MAYOR
CITY OF CHICAGO

BRANDON JOHNSON
MAYOR

December 13, 2023

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 an ordinance authorizing the 2024 service provider agreement with South Chicago Parents and Friends, Inc. for SSA #5.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in blue ink, appearing to read "BJ Johnson", with a horizontal line extending to the right.

Mayor

ORDINANCE REGARDING SPECIAL SERVICE AREA #5

WHEREAS, special service areas may be established pursuant to: (i) Article VII, Sections 6(l) and 7(6) of the Constitution of the State of Illinois; (ii) the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended from time to time; and (iii) the Property Tax Code, 35 ILCS 200/1-1 et seq., as amended from time to time; and

WHEREAS, the City Council (the "City Council") of the City of Chicago (the "City") has previously enacted a certain ordinance on the date specified on Exhibit A attached hereto and hereby made a part hereof and published in the Journal of Council Proceedings (the "Journal") for such date at the pages specified on Exhibit A hereto, and amended on the date(s) specified on Exhibit A hereto and published in the Journal for such date(s) as specified on Exhibit A hereto (as amended from time to time, the "Establishment Ordinance") which established a certain special service area as indicated therein and as identified on Exhibit A hereto (the "Area") and authorized the levy of certain annual taxes, not to exceed the annual rate (the "Levy Cap") indicated therein and as described on Exhibit A hereto, 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 generally as specified in the Establishment Ordinance (the "Special Services"); and

WHEREAS, the Establishment Ordinance provided for the appointment of a certain special service area commission for the Area (the "Commission") to advise the City Council regarding the amount of the Services Tax for the Area to be levied and for the purpose of recommending to the City Council for the Area, among other things: (i) yearly budgets based upon the costs of providing the Special Services; (ii) agreements between the City and an entity to serve as service provider (the "Service Provider") for the provision of Special Services to the Area (the "Service Provider Agreement"); and (iii) budgets to be included in the Service Provider Agreement (the "Budgets"); and

WHEREAS, the Commission identified on Exhibit A hereto has heretofore prepared and transmitted to the Commissioner of Planning and Development (the "Commissioner") its Fiscal Year 2023 recommendations to the City Council; and

WHEREAS, the City Council previously enacted a certain ordinance on the date specified on Exhibit A attached hereto and hereby made a part hereof (the "Fiscal Year 2023 Levy Ordinance") that, among other things, appropriated a sum necessary to provide the Special Services in and for the Area during 2024, but which did not approve a Service Provider or authorize a Service Provider Agreement necessary to provide the Special Services in and for the Area during 2024; and

WHEREAS, the Commission has heretofore prepared and transmitted to the Commissioner of the Department of Planning and Development (the "Commissioner") a recommendation to the City Council that South Chicago Parents & Friends, Inc, an Illinois not-for-profit corporation, serve as the Service Provider and that the City enter into a Service Provider Agreement for the provision of Special Services to the Area from the beginning date set forth in Exhibit A hereof through not later than the ending date set forth in Exhibit A 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. 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 with the entity indicated on Exhibit A hereto as the Service Provider, for a term as described below, 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 for Fiscal Year 2023, as reduced to account for the prior provision of Special Services in the Area by the Interim Service Provider under the Interim Service Provider Agreement, 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 amounts shown in the Budget for Fiscal Year 2023, reduced as indicated above, to the Service Provider in consideration for the provision of the Special Services during the term of the Service Provider Agreement. The term of the Service Provider Agreement (the “Term”) shall cover the period described on Exhibit A hereto. The Department of Planning and Development shall promptly make a copy of the executed Service Provider Agreement readily available for public inspection.

SECTION 3. 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 4. 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 5. Effective Date. This ordinance shall take effect 10 days after its passage and publication.