

ORDINANCE REGARDING SPECIAL SERVICE AREA #59-2022

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") their Fiscal Year 2026 recommendations to the City Council; and

WHEREAS, the City Council previously enacted a certain ordinance on the December 10, 2025 and published in the Journal for such date at the pages 35975 through 35978 (the "2025 Levy Ordinance") that, among other things, (i) appropriated a sum necessary to provide the Special Services in and for the Area during the Fiscal Year 2026, (ii) did not approve a Service Provider or authorize a Service Provider Agreement necessary to provide the Special Services in and for the Area during Fiscal Year 2026 and (iii) prohibited the 2025 Special Service Area Provider from spending any funds from the appropriated funds for the Fiscal Year 2026; and

WHEREAS, Greater Southwest Development Corporation, an Illinois not-for-profit corporation, was the 2025 Special Service Area Provider; and

WHEREAS, the Area is currently without a service provider and an interim service provider is needed to maintain services to the area until a permanent service provider is procured; and

WHEREAS, the Commission has heretofore prepared and transmitted to the Commissioner

a recommendation to the City Council that Greater Southwest Development Corporation, an Illinois not-for-profit corporation, serve as an interim Service Provider (the "Interim Service Provider") and that the City enter into one or more agreements between the City and the Interim Service Provider (the "Interim Service Provider Agreements") 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. Amendment to 2025 Levy Ordinance. The 2025 Levy Ordinance is hereby amended by deleting Section 2(b) in its entirety and replacing it with the following:

(b) The City of Chicago Department of Planning and Development ("DPD") shall be authorized to contract directly with vendors for Special Services utilizing the "Total Requested Levy" indicated on Exhibit A hereto. The Commissioner, or a designee of the Commissioner (each, an "Authorized Officer"), are each hereby authorized to enter into, execute and deliver any such contracts with vendors.

SECTION 3. Interim Service Provider Agreements. 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 one or more Interim Service Provider Agreements with the entity indicated on Exhibit A hereto as the Interim Service Provider, for a term or terms as described below, in forms 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 Interim Service Provider Agreements. The Budgets for Fiscal Year 2026, as reduced to suffice for the Interim Service Provider Agreements' terms, shall be attached to the Interim Service Provider Agreements as an exhibit. Upon the execution of the Interim Service Provider Agreements and the receipt of proper documentation, the Authorized Officer and the City Comptroller are each hereby authorized to disburse the amounts shown in the Budgets for Fiscal Year 2026, reduced as indicated above, to the Interim Service Provider in consideration for the provision of the Special Services during the terms of the Interim Service Provider Agreements. The terms of the Interim Service Provider Agreements (the "Interim Terms") shall cover the periods described on Exhibit A hereto. The Department of Planning and Development shall promptly make a copy of the executed Interim Service Provider Agreements readily available for public inspection.

SECTION 4. 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 5. Conflict. Except as modified by this Ordinance, the 2025 Levy Ordinance shall remain in full force and effect. 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 6. Effective Date. This Ordinance shall take effect as of the date of its passage and approval.