

12/4/2008

135-O-08

AN ORDINANCE

**Levying Taxes for the Special Service Area No. 4
of the City of Evanston,
County of Cook, and State of Illinois
for the Fiscal Year Beginning March 1, 2009
and Ending February 28, 2010**

WHEREAS, the City of Evanston, Illinois ("the City") is a Home Rule unit of local government pursuant to the terms and provisions of Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, pursuant to Article VII, Section 6(a) of said Constitution, the City, as a home rule unit of government, has the power to tax; and

WHEREAS, on November 24, 2008, the City Council voted to adopt Ordinance 124-O-08, which levied a tax on all real property subject to taxation within the limits of Special Service Area No. 4 of the City in order to meet expenses and liabilities of said Special Service Area for the fiscal year beginning March 1, 2009; and

WHEREAS, pursuant to the direction of Cook County, Illinois, the City Council desires to repeal Ordinance 124-O-08 and enact this Ordinance 135-O-08 in its place,

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:**

SECTION 1: That the foregoing recitals are found as fact and incorporated herein by reference.

SECTION 2: That Ordinance 124-O-08 is hereby repealed.

SECTION 3: That, in order to meet expenses and liabilities of the Special Service Area No. 4 of the City of Evanston, Illinois, for the fiscal year beginning March 1, 2009, there is hereby levied on all real property subject to taxation within the limits of said Special Service Area No. 4 of the City of Evanston as assessed and equalized for the year 2008, the sum of Three Hundred Thirty-Five Thousand One Hundred Ninety-Two Dollars (\$335,192.00), being the total of the appropriation heretofore legally made plus allowances for collection losses, which are to be collected from the tax levy of Special Service Area No. 4 of the City of Evanston for the year 2008. It is also hereby levied on all real property subject to taxation within the limits of said Special Service Area No. 4 of the City of Evanston as assessed and equalized for the year 2008, the sum of One Hundred Eighty-Seven Thousand Six Hundred Sixty-Two Dollars (\$187,662.00), being the total of the deficiency levy heretofore legally made plus allowances for collection losses, which are to be collected from the tax levy of Special Service Area No. 4 of the City of Evanston for the year 2008.

The specific amounts levied for the various purposes and funds are designated by being placed in separate columns under headings "To Be Raised By Taxation," and are identified in that manner on the following pages of this Ordinance.

SECTION 4: That there be appropriated for the City of Evanston
Special Service Area No. 4:

Division 210 – Special Service Area No. 4			
SPECIAL SERVICE AREA NO. 4 FUND	APPROPRIATION	SOURCE OTHER THAN TAXATION	LEVY TAXED
Personal Services	\$ 190,730.00	\$ 0.00	\$ 190,730.00
Maintenance	\$ 198,422.00	\$ 60,663.00	\$ 137,759.00
Professional and Other	\$ 214,672.00	\$ 214,672.00	\$ 0.00
SUBTOTAL	\$ 603,824.00	\$ 275,335.00	\$ 328,489.00
Amount To Be Raised By Taxation			\$ 328,489.00
Collection Losses – 2%			\$ 6,703.00
TOTAL TAXATION			\$ 335,192.00
Deficiency Levy – Addition of Uncollected Tax to Tax for Subsequent Year			<u>\$183,908.00</u>
Amount To Be Raised By Taxation			\$ 183,908.00
Collection Losses – 2%			\$ 3,754.00
TOTAL TAXATION			\$ 187,662.00

SECTION 5: That all ordinances or parts of ordinances in conflict
herewith are hereby repealed.

SECTION 6: That if any provision of this ordinance or application
thereof to any person or circumstance is held unconstitutional or otherwise
invalid, such invalidity shall not affect other provisions or applications of this
ordinance that can be given effect without the invalid application or provision, and
each invalid provision or invalid application of this ordinance is severable.

SECTION 7: That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Ayes: 9

Nays: 0

Introduced: December 8, 2008

Approved:

Adopted: December 8, 2008

December 11, 2008

Lorraine H. Morton
Lorraine H. Morton, Mayor

Attest:

Mayra Press
Mayra Press, Deputy City Clerk

Approved as to form:

Elke B. Tober-Purze
Elke B. Tober-Purze, Interim
First Assistant Corporation Counsel