



Board of Commissioners of Cook County

Report of the Legislation and Intergovernmental Relations Committee

Wednesday, November 13, 2013

9:45 AM

*Cook County Building, Board Room, 569
118 North Clark Street, Chicago, Illinois*

SECTION 1

ATTENDANCE

Present: Chairman Suffredin, Commissioners Butler, Collins, Daley, Garcia, Gorman, Goslin, Moore, Reyes, Schneider, Silvestri, Sims, Steele and Tobolski (14)

Absent: Vice Chairman Fritchey, Commissioners Gainer and Murphy (3)

Also Present: Michael W. Lewis, Appointee to the Board of Directors of the Regional Transportation Authority

PUBLIC TESTIMONY

Chairman Suffredin asked the Secretary to the Board to call upon the registered public speaker, in accordance with Cook County Code, Sec. 2-107(dd).

1. George Blakemore, Concerned Citizen

13-2046

Sponsored by: LARRY SUFFREDIN, County Commissioner

PROPOSED ORDINANCE AMENDMENT

AN AMENDMENT TO THE COOK COUNTY REAL ESTATE TRANSFER TAX

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 74 Taxation, Article III, Real Estate Transfer Tax, Section 74-101 Definitions of the Cook County Code is hereby amended as Follows:

Sec. 74-101. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Beneficial interest in real property includes, but is not limited to:

- (1) The beneficial interest in an Illinois land trust;

- (2) The lessee interest in a ground lease (including any interest of lessee in the related improvements) that provides for a term of 30 or more years when all options to renew or extend are included, whether or not any portion of the term has expired; or

Controlling interest means:

- (1) Fifty percent or more of the combined voting power or fair market value of all ownership interests or beneficial interests in a real estate entity, whether the interests are owned by one or by several persons; or
- (2) The right of one or of several persons to receive at the time of any distribution 50 percent or more of the income or profits of a real estate entity.

Real Estate entity means any person (other than an Illinois land trust) including, but not limited to, any partnership, corporation, limited liability company, trust, ~~or~~ single or multi-tiered entity, or any other entity that exists or acts substantially for the purpose of holding, directly or indirectly, title to or beneficial interest in real property ~~located in the County~~ whether for personal use, the production of rental income, or investment. It shall be presumed, unless proven otherwise, that an entity is a real estate entity if it owns, directly or indirectly, real property ~~located in the County~~ having a fair market value greater than 75 percent of the total fair market value of all the entity's assets (determined without deduction for any mortgage, lien or encumbrance).

Recorder or Recorder of Deeds means the County Recorder of Deeds or the County Registrar of Titles.

Transfer price means the consideration furnished for the transfer of title to, or beneficial interest in, real property, valued in money, whether paid in money or otherwise, including cash, credits and property, determined without any deduction for mortgages, liens or encumbrances, and specifically including the amount of any indebtedness or obligation cancelled or discharged in connection with the transfer. In the case where the controlling interest in a real estate entity is transferred, and the real estate entity holds assets in addition to title to or beneficial interest in real property located in the city, the term "transfer price" means only that portion of the consideration attributable to the transfer of such real property or such beneficial interest.

Effective date: This ordinance shall be in effect immediately upon adoption.

Legislative History: Referred to the Legislation and Intergovernmental Relations Committee by the Board of Commissioners on 10/23/2013.

A motion was made by Commissioner Daley, seconded by Commissioner Silvestri, that this Ordinance Amendment be recommended for approval. The motion carried by the following vote:

Aye: Chairman Suffredin, Butler, Collins, Daley, García, Gorman, Goslin, Moore, Reyes, Schneider, Silvestri, Sims, Steele, Tobolski (14)

Absent: Vice Chairman Fritchey, Gainer, Murphy (3)

A motion was made by Commissioner Gorman, seconded by Commissioner Reyes, to take up the Supplemental Agenda. The motion carried.

13-2239

Sponsored by: TONI PRECKWINKLE, President, Cook County Board of Commissioners

PROPOSED APPOINTMENT

Appointee: Michael W. Lewis

Position: Director

Department/Board/Commission: Board of Directors of the Regional Transportation Authority

Effective date: Immediate

Expiration date: 3/31/2018

Legislative History: Referred to the Legislation and Intergovernmental Relations Committee by the Board of Commissioners on 11/8/2013.

Chairman Suffredin requested that Michael W. Lewis' Affidavit be entered into the record.

Mr. Lewis delivered remarks as to his qualifications for and interest in the position of Director on the Board of Directors of the Regional Transportation Authority.

A motion was made by Commissioner Reyes, seconded by Commissioner Gorman, that this Appointment be recommended for approval. The motion carried by the following vote:

Aye: Chairman Suffredin, Butler, Collins, Daley, García, Gorman, Goslin, Moore, Reyes, Schneider, Silvestri, Sims, Steele, Tobolski (14)

Absent: Vice Chairman Fritchey, Gainer, Murphy (3)

ADJOURNMENT

Commissioner Gorman, seconded by Commissioner Reyes, moved to adjourn the meeting. The motion passed and the meeting was adjourned.

SECTION 2

**YOUR COMMITTEE RECOMMENDS THE FOLLOWING ACTION
WITH REGARD TO THE MATTERS NAMED HEREIN:**

Communication Number 13-2046.....Recommended for Approval
Communication Number 13-2239.....Recommended for Approval

Respectfully submitted,


Chairman


Secretary

*A video recording of this meeting is available on the Office of the Secretary to the Board's website on the Video Page at <http://blog.cookcountyil.gov/secretarytotheboard/county-board-proceedings/county-board-video-and-audio/>.



Cook County Office, Board or Commission Affidavit

Please fill out this application completely. Incomplete affidavits will not be considered for appointment. Please also submit your resume.

Please email the completed affidavit to Patrick Carey, Special Assistant for Governmental and Legislative Affairs at patrick.carey@cookcountyil.gov and Brian Miller, Office of Commissioner Larry Suffredin at bmiller@suffredin.org.

APPLICANT INFORMATION					
Which office/board/commission are you applying for?					
Last Name	Lewis	First	Michael	M.I.	W
Current Street Address	2551 Glen Eagles Dr.			Apartment/Unit #	
City	Olympiafields	State	Ill	ZIP	60461
Phone	7084817410	E-mail Address	MLewis2864@Aol.com		
How long have you lived at your current address?				12 yrs	
Do you have multiple residences in Cook County?				YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
If yes, please list your other addresses and which address is your primary address:					

APPOINTMENT INFORMATION

Have you received a Homeowner's Property Tax Exemption at any other address other than your primary address during the current tax year? YES NO

Is your primary residence located within the district of the office, board, or commission that you are applying for? YES NO

Have you reviewed the legal requirements for the appointment that you are seeking? YES NO

Do you fulfill the legal requirements for the appointment that you are seeking? YES NO

Do you possess any conflicts of interest that would prevent you from adequately representing the interests of the office, board or commission that you are applying for? YES NO

Will you notify the President of the Cook County Board of Commissioners and the Chairman of the Legislation and Intergovernmental Relations Committee of the Cook County Board of Commissioners if there is a change to any of the statements set forth in this instrument? YES NO

Under penalties of perjury, I state that, to the best of my knowledge, the information contained in this application is true, correct and complete.

Applicant's Name: Michael W. Lewis

Applicant's Signature: Michael W. Lewis

Date: 11/13/13

Subscribed and sworn before me this 13th day of November, 2013

Notary Signature: Ann Frances Schaffer



Notary Stamp